



**CITY OF WALLED LAKE
REGULAR COUNCIL MEETING
MARCH 20, 2012**

The Meeting was called to order at 7:30 p.m. by Mayor Roberts.

Pledge of Allegiance led by Mayor Roberts.

Invocation led by Mayor Pro Tem Ackley.

ROLL CALL: Mayor Roberts, Mayor Pro Tem Ackley, Council Member Ambrose, Council Member Owsinek, Council Member Robertson, Council Member Sturgeon, Council Member Yezbick

ABSENT: None

There being a quorum present, the meeting was declared in session.

OTHERS PRESENT: City Manager Whitt, Deputy Clerk Williams, Deputy Treasurer Stuart, DPW Coordinator McGill, Deputy Police Chief Kirby, Fire Chief VanSparrentak, Finance Director Coogan and City Attorney Vanerian

REQUESTS FOR AGENDA CHANGES:

Add Council Consideration Item # 1 – SOUL Marathon Presentation by Annette Liike

CM 03-12-12 APPROVAL OF THE MARCH 6, 2012 REGULAR COUNCIL MEETING MINUTES

Motion by Ackley, seconded by Owsinek, **CARRIED UNANIMOUSLY:** To approve the Minutes of the Regular Council Meeting on March 6, 2012.

AUDIENCE PARTICIPATION: None

COUNCIL CONSIDERATION:

1. SOUL Marathon, Annette Liike

Ms. Liike, President of SOUL, Inc. presented information about the organization to City Council. SOUL, Inc. is a non-profit organization that raises funds to assist special learners in their education goals. They currently support a number of students from St. Williams Catholic School and last year they raised \$18,000 from their marathon race. They had 260 participants and many more supporters and they anticipate around one thousand participants this year. Ms. Liike is requesting that City Council approve the request to hold the SOUL Marathon race in Walled Lake again in 2012.

03-20-12

**CM 03-13-12 APPROVAL OF THE MARATHON/RACE REQUEST AND
AUTHORIZATION TO HANG BANNERS AND PLACE YARD
SIGNS NOT TO EXCEED 20 SIGNS GIVEN THAT THEY MEET
WITH CITY STAFF TO COORDINATE THE DATE AND
LOGISTICS**

Motion by Ackley, seconded by Yezbick, CARRIED UNANIMOUSLY: To approve the marathon/race request and authorization to hang banners and place yard signs not to exceed 20 signs given that they meet with City Staff to coordinate the date and logistics.

2. Fire Fighter Badge Presentation to Peter Carolan

Fire Chief VanSparrentak spoke highly of Mr. Carolan and congratulated him on his graduation from the Fire Academy. Mr. Carolan has been with the Walled Lake Fire Department for ten years.

3. Request for Bid Approval for Portable Restrooms

DPW Coordinator McGill presented Council with results of the bid request for portable restrooms. Metro Environmental Services is the lowest bid for \$2,576 and is the company we have used for the past few years and they have provided very good service.

**CM 03-14-12 APPROVE THE RECOMMENDATION FOR PORTABLE
RESTROOM SERVICE FROM METRO ENVIRONMENTAL
SERVICES IN THE AMOUNT OF \$2,576.**

Motion by Ackley, seconded by Owsinek, CARRIED UNANIMOUSLY: To approve the recommendation for Portable Restroom service from Metro Environmental Services in the amount of \$2,576.

MAYOR'S REPORT:

Mayor Roberts reported on the meeting of the Downtown Development Authority on March 13, 2012. They met with Emily MacBeth with St. Baldrick's and discussed making this a community-wide event in the future. Finance Director Coogan presented to the DDA on their audit report and on funds being held by the Michigan Tax Tribunal. There are seven new businesses in the City that are opening or have already opened and two of them have submitted sign grant requests. The Promotions Committee is working on sponsorships for the Bill Compton 5k Run and has created a sub-committee to work on the Food Wagon. Also, in Executive Session they performed an evaluation of the DDA Executive Director.

Mayor Roberts also spoke at the Lakes Area Chamber of Commerce meeting regarding Walled Lake and has also been at the Michigan Municipal League conference.

Mayor Roberts recommended that Council approve the reappoint of Susan Helke, Ed Marshall and Bob Schuman to the Downtown Development Authority Board.

CM 03-15-12 REAPPOINT SUSAN HELKE, ED MARSHALL AND BOB SCHUMAN TO THE DOWNTOWN DEVELOPMENT AUTHORITY

Motion by Ackley, seconded by Sturgeon, CARRIED UNANIMOUSLY: To reappoint Susan Helke, Ed Marshall and Bob Schuman to the Downtown Development Authority.

COUNCIL REPORT:

Council Member Robertson reported that the Planning Commission held an election of officers and the existing officers remain as such with Reuben Chaney as the Chairperson, Matt Malone as the Vice Chair and Phil Gersten as Secretary.

CITY MANAGER'S REPORT:

CM 03-16-12 ENTER INTO EXECUTIVE SESSION TO DISCUSS LABOR AND PERSONNEL ISSUES AT THE END OF THE MEETING

Motion by Ackley, seconded by Sturgeon, CARRIED UNANIMOUSLY: To enter into Executive Session to discuss labor and personnel issues at the end of the meeting.

Roll Call Vote:

Yes: Ackley, Ambrose, Owsinek, Robertson, Sturgeon, Yezbick, Roberts
No: None
Absent: None

City Manager Whitt welcomed and thanked Deputy Chief Kirby for attending the Council meeting in Chief Shakinas' absence.

City Manager Whitt also reported that there were eight or nine officers on foot patrol duty for the St. Patrick's Day festivities and there were no issues and the celebrations were conducted in a safe and positive manner.

CM 03-17-12 ACCEPT AND RECEIVE THE DEPARTMENTAL STATISTICAL REPORTS OF THE POLICE, FIRE AND DPW

Motion by Robertson, seconded by Owsinek, CARRIED UNANIMOUSLY: To accept and receive the Departmental Statistical Reports of the Police, Fire and DPW.

CORRESPONDENCE: None

ATTORNEY'S REPORT:

City Attorney Vanerian presented the Council with a draft document regarding the Downtown Development Authority and conflict of interests. This document was prepared based on similar rules that the City Council abides by regarding ethics and conflicts of interest.

**CM 03-18-12 INSTRUCT THE CITY ATTORNEY TO DRAFT AN ORDINANCE
TO INCORPORATE THE ETHICS REQUIREMENTS INTO THE
DOWNTOWN DEVELOPMENT AUTHORITY ORDINANCE**

Motion by Owsinek, seconded by Ackley, CARRIED UNANIMOUSLY: To instruct the City Attorney to draft an ordinance to incorporate the ethics requirements into the Downtown Development Authority ordinance.

Mayor Pro Tem Ackley asked that this be ready for the first meeting in April, this way it can be discussed at the DDA meeting. City Attorney Vanerian agreed to this request.

Further discussion about issues related to ethics proceeded. Council Member Owsinek suggested that an ethics guideline be written for a city-wide ethics ordinance.

**CM 03-19-12 INSTRUCT THE CITY ATTORNEY TO DRAFT AN ORDINANCE
FOR A CITY WIDE CODE OF ETHICS FOR BOTH OFFICIALS
AND EMPLOYEES**

Motion by Owsinek, seconded by Ackley, CARRIED UNANIMOUSLY: To instruct the City Attorney to draft an ordinance for a city wide Code of Ethics for both officials and employees.

There was discussion regarding the City Charter and Code of Ordinances being made up-to-date and correcting errors within the documents. There was also discussion about annotating the City Charter and revising it to be a better, more organized and usable document.

City Attorney Vanerian explained that the process for amending City Charter's is lengthy and the Attorney General has very stringent guidelines for it.

City Manager Whitt offered that a working document for staff and City Council to use could be created and the legal documents would be maintained as they are.

**CM 03-20-12 INSTRUCT THE CITY CLERK/CITY MANAGER TO UPDATE
THE ORDINANCE BOOK AND THE CITY CHARTER**

Motion by Ackley, seconded by Owsinek, CARRIED UNANIMOUSLY: To instruct the City Clerk/City Manager to update the Ordinance Book and the City Charter.

UNFINISHED BUSINESS 1: Second Reading of C-298-12 Motor Vehicle Adoption Ordinance (Super Drunk)

**CM 03-21-12 TABLE THE SECOND READING OF C-298-12 MOTOR VEHICLE
ADOPTION ORDINANCE UNTIL THE MEETING HELD APRIL
24, 2012**

Motion by Robertson, seconded by Sturgeon, CARRIED UNANIMOUSLY: To table the second reading of C-298-12 Motor Vehicle Adoption Ordinance until the meeting held April 24, 2012.

NEW BUSINESS 1: Pontiac Trail Project Cost Agreement

DPW Coordinator McGill presented Council with information regarding the cost of the Pontiac Trail reconstruction project and the agreement between Oakland County Road Commission. The estimated total cost of the project is \$2,585,000. The Road Commission for Oakland County will enter into contract with the Michigan Department of Transportation for partial funding in the amount of \$1,840,000. The remaining cost of \$745,000 will be paid in part with funds from the Tri-Party Program in the amount of \$230,000 and the Road Commission of Oakland County will contribute an additional \$480,000. The remaining cost which the City is responsible for is \$35,000. Total responsibility of the city will be \$111,667, which is \$76,667 from the Tri-Party Program and \$35,000 for stamped concrete/pavers) and will be divided into two payments.

The funds used from the Tri-Party Program are only a small portion of the funds we have accumulated.

CM 03-22-12 APPROVE THE COST PARTICIPATION AGREEMENT FOR THE NORTH PONTIAC TRAIL RECONSTRUCTION PROJECT AND THAT THE CITY MANAGER AND PUBLIC WORKS COORDINATOR ARE DESIGNATED SIGNERS

Motion by Sturgeon, seconded by Owsinek, CARRIED UNANIMOUSLY: To approve the Cost Participation Agreement for the North Pontiac Trail Reconstruction Project and that the City Manager and Public Works Coordinator are designated signers.

DPW Coordinator McGill also reported to Council that the City may have an opportunity to obtain additional funding from the County for the Decker Road improvements project which is planned for 2015. The contingency for obtaining the additional funding is that the City must move up the project to 2013.

CM 03-23-12 SUPPORT THE DATE CHANGE OF THE DECKER ROAD IMPROVEMENTS FROM 2015 TO 2013 INSTRUCTING THE CITY MANAGER TO SEEK TO OBTAIN ADDITIONAL FUNDING FOR THE ROAD IMPROVEMENTS

Motion by Ackley, seconded by Robertson, CARRIED UNANIMOUSLY: To support the date change of the Decker Road Improvements from 2015 to 2013, instruction the City Manager to seek to obtain additional funding for the road improvements.

NEW BUSINESS 2: Downtown Development Authority Request to hold Joint Meeting with City Council

CM 03-24-12 HOLD A JOINT MEETING WITH CITY COUNCIL AND THE DOWNTOWN DEVELOPMENT AUTHORITY ON MARCH 27,

**2012 AT 7:30 P.M. TENTATIVE TO A MAJORITY OF THE DDA
BOARD BEING PRESENT**

Motion by Robertson, seconded by Ackley, CARRIED UNANIMOUSLY: To hold a joint meeting with the City Council and the Downtown Development Authority on March 27, 2012 at 7:30 p.m. tentative to a majority of the DDA Board being present.

Police Chief Shakinis requests Council's approval to purchase a Copy Machine/Scanner from Image Business Solutions in Wixom who won the bid request. Previously, the Police Department rented their copy machine and have determined by purchasing one, it will provide significant cost savings to the City. Maintenance and extended warranties will also be purchased at a lower rate the prior.

AUDIENCE PARTICIPATION: None

COUNCIL COMMENTS:

Council Member Ambrose thanked the Police Department, Fire Department and the City Manager for the extra patrol on St. Patrick's Day. The Police presence throughout the City made it a safe and successful day.

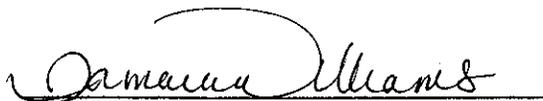
Council Member Ackley inquired as to when there would be another meeting of the Audit Review Committee. The members of that board are Council Member Ambrose, Council Member Owsinek and herself. The Council decided to hold the meeting on April 10, 2012 at 7:00 p.m.

CM 03-26-12 BILLS FOR APPROVAL

Motion by Ackley, seconded by Owsinek, CARRIED UNANIMOUSLY: To authorize the Treasurer to make disbursements and transfers on Warrant #06-2012 in the amount of \$554,373.58 this being in the best interest of the City.

The meeting recessed at 8:40 p.m. Council entered into Executive Session at 8:45 p.m. to discuss labor issues and ended this session at 9:15 p.m.

Meeting adjourned at 9:15 p.m.



Tamara Williams, Deputy Clerk



William T. Roberts, Mayor