



**CITY OF WALLED LAKE  
REGULAR COUNCIL MEETING  
FEBRUARY 4, 2014**

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

Pledge of Allegiance led by Mayor Ackley.

Invocation led by Mayor Pro Tem Robertson.

**REQUESTS FOR AGENDA CHANGES:**

**ROLL CALL:** Mayor Ackley, Mayor Pro Tem Robertson, \*Council Member Ambrose, Council Member Loch, Council Member Owsinek, Council Member Sturgeon, Council Member Yezbick

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

**OTHERS PRESENT:** City Manager Whitt, Police Chief Shakinas, Interim Fire Chief Coomer, Finance Director Coogan, Public Works Coordinator McGill, City Attorney Vanerian, Deputy Clerk Stuart, and Confidential Administrative Assistant Rodgers

**CM 02-01-14 MOTION TO EXCUSE COUNCIL MEMBER AMBROSE FROM TONIGHT'S MEETING**

Motion by Sturgeon, seconded by Robertson, CARRIED UNANIMOUSLY: Motion to excuse Council Member Ambrose from tonight's meeting.

**APPROVAL OF THE MINUTES:**

**CM 02-02-14 APPROVAL OF THE JANUARY 21, 2014 REGULAR COUNCIL MEETING MINUTES**

Motion by Yezbick, seconded by Robertson, CARRIED UNANIMOUSLY: To approve the January 14, 2014 Regular Council Meeting Minutes.

**AUDIENCE PARTICIPATION:** None

**COUNCIL CONSIDERATION:**

**1. Stoneman Dry Triathlon from Brandon Gugala**

Ms. Charlotte Kern, 139 E Walled Lake Drive, was here on behalf of Mr. Brandon Gugala. Police Chief Shakinas stated this is back before Council, at their request, after the logistics were discussed. He and Interim Acting Fire Chief Coomer briefly spoke about the event and this is the first year of hosting it. He did not have any major concerns as long the City of Novi has

reviewed the proposal and is agreeable to participation as well. As with most events that take place downtown along the waterfront, there will be street closures along E. Walled Lake Drive between Liberty and Witherall. A traffic control order will come before Council at a later date. He is recommending a security fee of \$300 be collected for security personnel. He asked the applicant if the Oakland County Sheriff would be providing a boat or if they are requesting City of Walled Lake's. Ms. Kern said they are required to speak with the Oakland County Sheriff for use of the lake during the event. She said the City of Novi just appointed a new director for their Parks and Recreation Division. They met with the previous director; they are awaiting a meeting with the new director.

**CM 02-03-14            MOTION TO INSTRUCT CITY STAFF TO ADDRESS AND APPROVE ALL NECESSARY PAPERWORK INCLUDING TRAFFIC CONTROL ORDER AND WORK WITH CITY OF NOVI FOR THE STONEMAN DRY TRIATHLON, MAY 10, 2014 EVENT**

Motion by Sturgeon, seconded by Yezbick, CARRIED UNANIMOUSLY: To instruct City staff to address and approve all necessary paperwork including traffic control order and work with the City of Novi for the Stoneman Dry Triathlon, May 10, 2014 event.

**MAYOR'S REPORT:**

**1.        Discussion of Nominations for Boards and Commissions Vacancies**

Mayor Ackley said she has received information from Deputy Clerk Stuart that most of the reappointments have agreed to another term. She has received a couple applications; she would like to speak with them before nominations. She is not prepared to address this this evening as long as Council has no objections.

**COUNCIL REPORTS:**

**1.        DDA Chairman's report regarding DDA lease renewal with Phillips Edison-DDA Chairman Ambrose**

City Manager Whitt stated the current location was negotiated with Phillips Edison for zero dollars to the City or DDA. It was a \$12,000 savings for that year. Under DDA Chairman Ambrose's direction, the renewal lease was negotiated for another year at zero dollars.

**2.        Property acquisition for completion of sidewalk projects-Council Member Owsinek**

Council Member Owsinek said the intersection of Decker Road at N. Pontiac Trail was completed last fall. Part of the project was to signalize and place a sidewalk along the north side of N. Pontiac Trail, but due to weather constraints it was not able to done last year. To complete this portion this summer, the City will be acquiring the necessary rights-of-way.

City Manager Whitt recommended Council make a motion to have the City Attorney work with the City Manager to prepare.

Mayor Ackley asked the status of the sidewalk along Decker Road for repair and replacement. City Manager Whitt said there is grant money available, but engineered plans must accompany the application.

**CM 02-04-14            INSTRUCT CITY ATTORNEY TO INSTITUTE THE NECESSARY  
LEGAL PROCEEDINGS TO ACQUIRE THE RIGHTS-OF-WAY  
AS RECOMMENDED BY CITY ENGINEER FOR COMPLETION  
OF SIDEWALK ALONG THE NORTH SIDE OF N. PONTIAC  
TRAIL**

Motion by Owsinek, seconded by Robertson, CARRIED UNANIMOUSLY: To instruct City Attorney to institute the necessary legal proceedings to acquire the rights-of-way as recommended by the City Engineer for completion of sidewalk along the north side N. Pontiac Trail.

**CM 02-05-14            MOTION TO OBTAIN NECESSARY PAPERWORK,  
ENGINEERED PLANS, AND ASSOCIATED COSTS FOR  
SIDEWALK ALONG DECKER ROAD AND BRING BACK TO  
COUNCIL FOR REVIEW**

Motion by Sturgeon, seconded by Owsinek, CARRIED UNANIMOUSLY: Motion to obtain necessary paperwork, engineered plans, and associated costs for sidewalk along Decker Road and bring back to Council for review.

**3.        City's Master Plan-Mayor Pro Tem Robertson**

Mayor Pro Tem Robertson stated there was a public hearing held with the Planning Commission for Master Plan updates. The Master Plan update was first presented two years ago and he is happy to have it move forward.

**CITY MANAGER'S REPORT:**

**1.        Request for executive session regarding Labor Agreement**

**CM 02-06-14            MOTION TO ENTER INTO EXECUTIVE SESSION REGARDING  
LABOR AGREEMENT**

Motion by Robertson, seconded by Yezbick, CARRIED UNANIMOUSLY: To enter into executive session regarding labor agreement.

**Roll Call Vote:**

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

**2.        Request for executive session regarding Personnel Issue**

**CM 02-07-14            MOTION TO ENTER INTO EXECUTIVE SESSION REGARDING  
PERSONNEL ISSUE**

Motion by Robertson, seconded by Yezbick, **CARRIED UNANIMOUSLY**: To enter into executive session regarding personnel issue.

**Roll Call Vote:**

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

**CORRESPONDENCE:**    None

**ATTORNEY'S REPORT:**

City Attorney Vanerian said he is finishing review of recent legislative changes regarding medical marijuana dispensary; he will have a recommendation at the next meeting.

**UNFINISHED BUSINESS:**

1.        **Second Reading of Ordinance C-311-13, Conditional Rezoning**

**CM 02-08-14            APPROVE SECOND READING OF ORDINANCE C-311-13  
CONDITIONAL REZONING**

Motion by Sturgeon, seconded by Owsinek, **CARRIED UNANIMOUSLY**: To approve second reading of ordinance C-311-13, Conditional Rezoning.

2.        **Second Reading of Ordinance C-313-14, 2.01, Separation Requirements**

**CM 02-09-14            APPROVE SECOND READING OF ORDINANCE C-313-14, 2.01,  
SEPARATION REQUIREMENTS**

Motion by Sturgeon, seconded by Robertson, **CARRIED UNANIMOUSLY**: To approve second reading of ordinance C-313-14, 2.01, Separation Requirements.

**NEW BUSINESS:**

1.        **Resolution 2014-4, Adopting Walled Lake Master Plan dated January 2014**

Council Member Loch said she reviewed a statement in the Master Plan on page 2.1 that the City "recently acquired property of soon to be Michigan Airline Trail". She was not aware of that. Council Member Owsinek stated the City has not acquired it as of yet. The original premise was for the purchase to be completed in 2013. He reported the City Attorney for the Trailway Council stated he was given a verbal agreement from the State that they would provide the money for acquisition of the railroad property. Council Member Owsinek was not comfortable with that agreement.

He said the Trailway Council also needs to have an updated Master Plan in order to obtain the enhancement grant and the cost would be borne by the three participating communities. The Trailway Council is requesting the Railroad to provide funding for this. He has not had any further communication with the Trailway Council. The last conversation with the Trailway Council was to have a no bid contract and utilize McKenna Associates for the update requirement. He felt this was a conflict of interest between the Trailway Council and the City's Planning Consultant.

City Attorney Vanerian said he has had communications with the secretary of the Trailway Council and she said they are in the process of preparing RFP's for the planning consultant work for the Master plan update. Council Member Owsinek requested at least three competitive bids for comparison.

City Manager Whitt suggested Council adopt a resolution and provide a second motion to amend in order to address the re-wording on page 2.1, second paragraph.

**CM 02-10-14                    APPROVE RESOLUTION 2014-4 ADOPTING WALLED LAKE  
MASTER PLAN DATED JANUARY 2014**

Motion by Robertson, seconded by Owsinek, CARRIED UNANIMOUSLY: To approve resolution 2014-4, Adopting Walled Lake Master Plan dated January 2014.

**CM 02-11-14                    MOTION TO AMEND CM 02-10-14, RESOLUTION 2014-4, PAGE  
2.1, PARAGRAPH TWO, RESTATE "RECENTLY ACQUIRED"  
TO "SET FOR ACQUISITION" AND SOON TO BE THE  
MICHIGAN AIRLINE TRAIL**

Motion by Loch, seconded by Owsinek, CARRIED UNANIMOUSLY: Motion to amend CM02-10-14, resolution 2014-4, page 2.1, paragraph two, restate, "recently acquired" to "set for acquisition" and soon to be the Michigan Airline Trail.

**2.            Resolution 2014-5, Approving renewal of current DDA lease**

**CM 02-12-14                    APPROVE RESOLUTION 2014-5, APPROVING RENEWAL OF  
CURRENT DDA LEASE**

Motion by Robertson, seconded by Yezbick, CARRIED UNANIMOUSLY: To approve resolution 2014-5, approving renewal of current DDA lease.

**3.            Purchase of Police Vehicle**

**CM 02-13-14                    APPROVE THE REQUEST TO PURCHASE NEW POLICE  
VEHICLE FROM SHUMAN CHRYSLER IN THE AMOUNT OF  
\$25,062.00 AND SINGLE SOURCE BIDDER CYNERGY PC OF  
TROY FOR \$2,750 TO PURCHASE AND OUFIT EQUIPMENT  
FROM LINE ITEM 265-399-981-001**

Motion by Robertson, seconded by Sturgeon, CARRIED UNANIMOUSLY: To approve purchase of new police vehicle from Shuman Chrysler in the amount of \$25,062.00 and

single source bidder Cynergy PC of Troy for \$2,750 to purchase and outfit equipment from line item 265-399-981-001.

**\*8:01 Council Member Ambrose arrived**

**AUDIENCE PARTICIPATION:** None

**COUNCIL COMMENTS:**

Council Member Sturgeon said the audit report indicated water department issues; he and Council Member Ambrose co-chair the Audit Committee. He would like to have a public meeting to openly discuss what the City is going to do to address this: supplement fund with general fund or make it self-supporting, and how do we do it.

Finance Director Coogan apologized. She has one free evening a week and it's Tuesday evenings. If the meeting could be during the day, she will make herself available anytime that suits Council.

City Manager Whitt suggested early in the morning. Mayor Pro Tem Robertson said he, Council Members Ambrose and Sturgeon, and Mayor Ackley are the members of the Committee. Finance Director Coogan said the first meeting would be to recap the items from the audit.

Mayor Pro Tem Robertson asked if the two meters have corresponding reads. Public Works Coordinator McGill said there is a small discrepancy. She has contacted DWSD and is awaiting their return call.

Finance Director Coogan said the Finance and DPW Departments have been directed by the City Manager to review the billing process and its customers. City Manager Whitt stated the critical issue is 11% loss and determination of why.

Discussion was held and Mayor Ackley scheduled an Audit Committee Meeting, February 14, 2014 at 4:00 p.m. City Manager Whitt said it will be a public meeting hosted here at City Hall.

Council Member Ambrose - None

Council Member Yezbick commented the snow piles are dangerously high and more is to come.

Council Member Loch - None

Council Member Owsinek said he believes there is a cost to the City to place the banners on the six monument signs. He asked Public Works Coordinator McGill to provide a cost detail. Public Works Coordinator McGill said in perfect conditions two men would take two hours to do all six monument signs. However, there is always repair required as well- loose grommets, ripped banner, etc.

Mayor Pro Tem Robertson - None

Mayor Ackley - None

**CM 02-14-14           BILLS FOR APPROVAL**

Motion by Robertson, seconded by Owsinek, CARRIED UNANIMOUSLY: To authorize the Treasurer to make disbursements and transfers on Warrant #03-2014 in the amount of \$737,834.71 this being in the best interest of the City.

Council recessed 8:18 p.m.

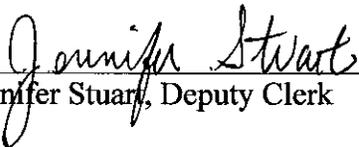
Council entered into executive session 8:20 p.m.

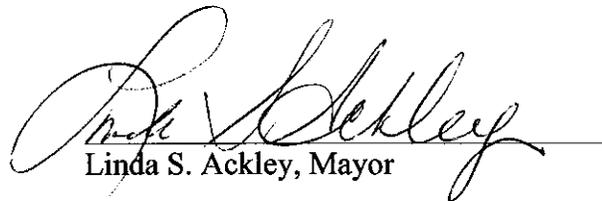
Council rose from executive session and reconvened 8:48 p.m.

**CM 02-15-14           MOTION TO AMEND THE 2014 CITY COUNCIL MEETING  
SCHEDULE TO ONE MEETING A MONTH**

Motion by Robertson, seconded by Ambrose, CARRIED UNANIMOUSLY: To amend the 2014 City Council meeting schedule to one meeting a month.

Meeting Adjourned at 9:00 p.m.

  
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Jennifer Stuart, Deputy Clerk

  
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Linda S. Ackley, Mayor