



**CITY OF WALLED LAKE
REGULAR COUNCIL MEETING
JANUARY 21, 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:

Mayor Ackley stated as Chair, she has taken the privilege of amending tonight's agenda to include the swearing in of newly appointed Council Member Tamra Loch and move agenda item #1 of Council Consideration, Swearing in of Police Officers Rosen and Delgreco, thereafter.

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

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

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

CM 01-10-14 MOTION TO EXCUSE COUNCIL MEMBER STURGEON FROM TONIGHT'S MEETING

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

CITY CLERK TO ADMINISTER THE OATH OF OFFICE TO NEW COUNCIL MEMBER

1. Swearing in of Council Member Tamra Loch

City Clerk Whitt administered the Oath of Office to newly appointed Council Member Tamra Loch. Council Member Loch took the Oath of Office.

COUNCIL CONSIDERATION:

2. Swearing in of Police Officers Mark Rosen and Tony Delgreco

Police Chief Shakinis introduced Reserve Police Officers Mark Rosen and Tony Delgreco. Deputy Clerk Stuart swore in Reserve Police Officers Mark Rosen and Tony Delgreco.

3. **Presentation of Ceremonial Oath**
4. **10 Minute Break**

APPROVAL OF THE MINUTES:

CM 01-11-14 APPROVAL OF THE JANUARY 7, 2014 REGULAR COUNCIL MEETING AND JANUARY 15, 2014 SPECIAL COUNCIL MEETING MINUTES

Motion by Ambrose, seconded by Yezbick, CARRIED UNANIMOUSLY: To approve the January 7, 2014 Regular Council Meeting and January 15, 2014 Special Council Meeting Minutes.

AUDIENCE PARTICIPATION: None

COUNCIL CONSIDERATION:

2. Auditor Presentation – Pfeffer, Hanniford and Palka

The City of Walled Lake Independent Auditor, Mr. John Pfeffer, presented the Audit Report for the 2012-13 fiscal year.

Mr. John Pfeffer, partner of Pfeffer, Hanniford and Palka, and Mr. Chris Arsenault, CPA presented the audit findings and annual financial information to Council. Pfeffer thanked City Council for choosing them to provide the City's audit. He said staff is very important when conducting an audit and complemented the work of Finance Director Coogan. Pfeffer also noted that the Council can be confident with the financial reports they receive throughout the year are accurate since the year-end adjustments by the auditors were few. The audit was done timely and has been submitted to State of Michigan. Their firm is issuing the City a *Qualified Opinion* which is highest level of opinion. He said the City significantly addressed the budget shortfall by adjustments to retiree benefits and a reduction of current City staffing. Pfeffer and Coogan pointed out the ongoing shortfall in the Water and Sewer Fund and pointed out that Council will be taking steps to address that problem.

CM 01-12-14 MOTION TO RECEIVE AND FILE THE 2012-13 AUDIT REPORT AND TO FORWARD TO NECESSARY CITY ENTITIES

Motion by Owsinek, seconded by Robertson, CARRIED UNANIMOUSLY: To receive and file the 2012-13 Audit Report and to forward to necessary entities.

Mayor Ackley suggested it be forwarded to the Audit Committee for review. The Audit Committee currently consists of Council Member Owsinek, Council Member Ambrose, Council Member Sturgeon, and Mayor Ackley.

Council Member Owsinek said if four council members are on a committee and all are present it becomes a quorum of council. Mayor Ackley said all of Council and anybody else are welcome to attend meetings. The meetings are publicly posted.

City Manager Whitt said the meetings would be advertised; it is a workshop.

**CM 01-13-14 MOTION TO REFER THE 2012-13 AUDIT REPORT TO THE
AUDIT COMMITTEE FOR REVIEW**

Motion by Robertson, seconded by Yezbick, CARRIED UNANIMOUSLY: To refer the 2012-13 audit report to the Audit Committee for review.

3. Banner Request Hawks Lakes Area Football and Cheer Organization

**CM 01-14-14 APPROVE THE HAWKS LAKES AREA FOOTBALL AND
CHEER ORGANIZATION BANNER REQUEST**

Motion by Ambrose, seconded by Yezbick, CARRIED UNANIMOUSLY: To approve the Hawks Lakes Area Football and Cheer Organization banner request.

Council Member Owsinek felt the Council receives these banner requests routinely, and he felt they could be addressed administratively and not have to come before Council. Mayor Ackley agreed.

Council Member Yezbick suggested that just new events or new banner requests come before Council

Council Member Ambrose said when they come before Council; the Council is then informed of new events happening within the City. He said some of the events do require road closures and they must come before Council.

City Manager Whitt said there are routine items that could be addressed administratively. There are some items that need Council approval. He said creating a policy approving routine banner requests administratively could be created. However, anything else would have to come before Council.

MAYOR'S REPORT:

1. Discussion of Nominations for Boards and Commissions Vacancies

Mayor Ackley said according to Charter, it is the duty of the Mayor is to nominate qualified persons to the Council and various Boards and Commissions, and it is the Council's duty to accept or reject those nominations. She would like to defer any nominations to the next meeting to allow our new Council member to become familiar with them and Council Member Sturgeon is absent from tonight's meeting. She said for individuals whose term expires February 1, 2014, they will continue in office until appointments or reappointments occur.

Mayor Ackley asked Council if they considered her request to one Council meeting a month. Mayor Pro Tem Robertson said he is willing to go to one meeting a month with any necessary budget meetings or special meetings to be scheduled.

**CM 01-15-14 MOTION TO HOST ONE COUNCIL MEETING A MONTH ON A
TUESDAY WITH JULY AND SEPTEMBER MEETINGS THE
THIRD TUESDAY OF THE MONTH**

Motion by Robertson, seconded by

MOTION FAILS DUE TO LACK OF SUPPORT

City Manager Whitt said this could be determined at the next meeting. He said one meeting a month would save a lot of prep work for his office. If a special meeting is necessary, requirements would be addressed and administered. One meeting a month meets the Charter requirement. A proposed schedule would be provided at the next meeting.

COUNCIL REPORTS: None

MANAGER'S REPORT:

1. Departmental Statistical Reports

**CM 01-16-14 MOTION TO RECEIVE DEPARTMENTAL STATISTICAL
REPORTS**

Motion by Robertson, seconded by Ambrose, CARRIED UNANIMOUSLY: To receive the monthly departmental statistical reports.

City Manager Whitt said the Banks Dolbeer Historic Home has had tremendous movement. Council members have volunteered their time painting, hammering, etc to bring this home together. He will be coordinating the utility hookups with the DPW. It is impressive to see what it was to where it is now.

CORRESPONDENCE: None

ATTORNEY'S REPORT:

City Attorney Vanerian said the two proposed zoning ordinance amendments are as New Business items on tonight's agenda. The first one, Conditional Rezoning it is an implementation tool to the Zoning Ordinance. The public hearing was held at the last Planning Commission meeting. The second zoning ordinance amendment, Separation Requirements, basically sets forth certain measuring requirements for Special Land Use approval requests. It is a default provision; if there is something more specific in Zoning Ordinance that will apply.

UNFINISHED BUSINESS: None

NEW BUSINESS:

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

**CM 01-17-14 APPROVE FIRST READING ORDINANCE C-311-13,
CONDITIONAL REZONING**

Motion by Owsinek, seconded by Yezbick, CARRIED UNANIMOUSLY: To approve first reading ordinance C-311-13, Conditional Rezoning.

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

CM 01-18-14 APPROVE FIRST READING ORDINANCE C-313-14, 2.01, SEPARATION REQUIREMENTS

Motion by Robertson, seconded by Ambrose, CARRIED UNANIMOUSLY: To approve first reading ordinance C-313-14, 2.01, Separation Requirements.

3. Resolution 2014-1, Second Quarter Budget Amendments

Finance Director Coogan said the majority of budget amendment requests before them tonight are from actions taken earlier on and they are now being recognized within the budget. These amendments are based on the new collective bargaining agreements, which include buying out of retirement contribution plans and a reduction in leave time off. Employees gave back sick and vacation time, and have less time off moving forward. The existing time off bank balances were cashed out in full. The Council has taken steps to reduce the City debt load moving forward with promises to the employees they can keep.

The second large item in Major Roads Funds was due to Council's action to work on infrastructure repairs to Pontiac Trail and Decker Road including the sidewalk.

CM 01-19-14 APPROVE RESOLUTION 2014-1, SECOND QUARTER BUDGET AMENDMENTS

Motion by Owsinek, seconded by Robertson, CARRIED UNANIMOUSLY: To approve resolution 2014-1, Second Quarter Budget Amendments.

4. Resolution 2014-2, MERS Health Care Savings Program

Finance Director Coogan said Council recently approved an alternative in the retiree healthcare promise for current employees. The Council agreed to a health care savings fund; it is a defined contribution plan. The unions were involved in choosing the plan administrator. The union stewards came together to vote.

Mayor Ackley asked if it is renegotiated each contract or if it ongoing. Finance Director Coogan said the piece that is ongoing, and that could possibly be renegotiated, is the City's contribution to the employee's retiree health care savings fund of \$52 for a single person or \$104 for two people or family for every month the employee works.

She explained one portion is a buyout of the \$25 deduction employees have made under the old CBA's since 1999 and the other is under the new CBA's, employees would receive \$500 for every year worked since 1999.

CM 01-20-14 APPROVE RESOLUTION 2014-2, MERS HEALTH CARE SAVINGS PROGRAM FOR COLLECTIVE BARGAINING UNITS

Motion by Owsinek, seconded by Yezbick, CARRIED UNANIMOUSLY: To resolution 2014-2, MERS Health Care Savings program for collective bargaining units.

5. Resolution 2014-3, MERS Pension Plan for General and Confidential Employees

Finance Director Coogan explained the new proposed MERS Pension Plan for General and Confidential employees is based on wage in the computation for the multiplier. This plan is a 1.5 multiplier, which is recommended by the State of Michigan. It is a very conservative plan, where the pension is restricted to the base wage with a three-year average compensation and with a vesting schedule of three years. The percentage that Council would contribute is under 5%.

CM 01-21-14 APPROVE RESOLUTION 2014-3, MERS PENSION PLAN FOR GENERAL AND CONFIDENTIAL EMPLOYEES

Motion by Ambrose, seconded by Yezbick, CARRIED UNANIMOUSLY: To approve resolution 2014-3, MERS Pension Plan for General and Confidential employees.

AUDIENCE PARTICIPATION: None

COUNCIL COMMENTS:

Council Member Owsinek none

Council Member Ambrose welcomed new Council Member Loch.

Council Member Yezbick welcomed Council Member Loch.

Council Member Loch thanked Council for the nomination and appointment.

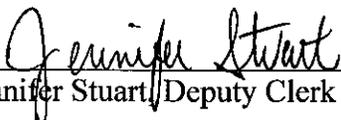
Mayor Pro Tem Robertson welcomed Ms. Loch.

Mayor Ackley welcomed Ms. Loch as well.

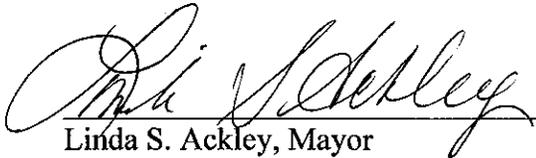
CM 01-22-14 BILLS FOR APPROVAL

Motion by Robertson, seconded by Ambrose, CARRIED UNANIMOUSLY: To authorize the Treasurer to make disbursements and transfers on Warrant #02-2014 in the amount of \$252,036.11 this being in the best interest of the City.

Meeting Adjourned at 8:26 p.m.



Jennifer Stuart, Deputy Clerk



Linda S. Ackley, Mayor