



**CITY OF WALLED LAKE
REGULAR COUNCIL MEETING
Tuesday, February 20, 2018 | 7:30 P.M.**

PLEDGE TO FLAG & INVOCATION

ROLL CALL & DETERMINATION OF
A QUORUM

REQUESTS FOR AGENDA CHANGES

APPROVAL OF MINUTES

1. Regular Council Meeting of December 19, 2017 Pg. 2
2. Special Council Meeting Minutes of January 11, 2018, recessed to
January 25, 2018, then recessed again to February 1, 2018 Pg. 17
3. Regular Council Meeting of January 16, 2018 Pg. 51
4. Special Council Meeting of February 6, 2018 Pg. 64

AUDIENCE PARTICIPATION

*Audience to approach the Podium, state their name and address before being
authorized by the Chair to speak.*

COUNCIL REPORT

CITY MANAGER'S REPORT

1. Departmental / Divisional Statistical Reports Pg. 69
 - a. Police Pg. 80
 - b. Fire Pg. 86
 - c. Code Enforcement Pg. 88
 - d. Finance
-Warrant Report #2-2018
2. ITC v City of Walled Lake, et al – OCCC Case No. 16-1574784-CC Pg. 105
3. Report of financial statements as required by Act 2 of Public Acts of
1968, the Government Auditing Standard and in accordance with Single
Audit Act Amendments of 1996, OMB A-133 Pg. 116

CORRESPONDENCE

ATTORNEY'S REPORT

UNFINISHED BUSINESS

NEW BUSINESS

1. Proposed Resolution 2018-05 Adoption of the Parks and Recreation Pg. 117
Master Plan 2018-2022
2. Proposed Resolution 2018-06 Police and Fire Dispatch Service Pg. 182
Agreement between City of Walled Lake and Oakland County for
2018-2021
3. Proposed Resolution 2018-07 Utility Rescue Vehicle Replacement Pg. 191
4. Consideration of Metro Environmental Services Portable Restroom Bids Pg. 193
5. Planning Commission recommendation for Lot split for 1364 Beverly Pg. 196

COUNCIL COMMENTS

MAYOR'S REPORT

1. Proposed Resolution 2018-08 Accepting the Mayor's nomination to Pg. 202
appoint Katie DuBois to the Parks and Recreation Commission

ADJOURNMENT



**CITY OF WALLED LAKE
REGULAR COUNCIL MEETING
TUESDAY, DECEMBER 19, 2017
7:30 P.M.**

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 Owsinek.

ROLL CALL: Mayor Ackley, Mayor Pro Tem Owsinek, Council Member Ambrose, Council Member Costanzo, Council Member Helke, Council Member Loch, Council Member Lublin

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

OTHERS PRESENT: City Manager Whitt, Assistant City Manager Pesta, Police Chief Shakinas, Fire Chief Coomer, Finance Director Coogan, Treasurer Barlass, City Attorney Vanerian, and City Clerk Stuart

PRESENTATION:

1. Presentation of 2017 Year-End Financial Statements – Under Budget by One-Million Dollars presented by Independent Auditors Pfeffer, Hanniford, and Palka

Mr. Pfeffer said the city audit is complete and based on the status of the books, he is confident council is being provided accurate information throughout the year which is critical for good decision-making. He explained that his firm began with the city in 2010 at which time the prior auditing firm told him there were possibilities of the city being placed in receivership by the governor. Mr. Pfeffer said Mr. Whitt overhauled the process internally, including the financial aspects under Finance Director Coogan. Since that time the city has been moving in a positive direction. Mr. Pfeffer said this audit provides council with financial statements that came in under budget by one-million dollars in governmental funds and his firm has issued an unqualified opinion which is the highest-level opinion independent auditors can provide.

CM 12-01-17 MOTION TO RECEIVE AND FILE THE 2017 YEAR-END FINANCIAL STATEMENTS

Motion by Lublin, seconded by Ambrose, CARRIED UNANIMOUSLY: To receive and file the 2017 Year-End financial statements.

Roll Call Vote

Yes (7) Ambrose, Costanzo, Helke, Loch, Lublin, Owsinek, Ackley
No (0)
Absent (0)
Abstain (0)

Finance Director Coogan provided a brief presentation showcasing the accomplishments over the last year as part of Council's strategic goals: new sidewalks, Maple Road resurfacing, Public Safety Campus redesign, updated library entrance and lighting, enhanced city website and social media usage, new city server, new bucket truck for DPW, and public safety vehicles. She said the city continued its legacy debt reduction in pension and OPEB balances and all of this was completed still closing the fiscal year under budget by one million dollars in tax revenue funds. Coogan said the city's fund balance is a healthy \$2.8 million dollars in general reserves.

City Manager Whitt said the council has made great strides to bring the finances into control. He said staff was down-sized and each of the staff members are wearing several different hats completing multiple jobs. Whitt said the auditor explained the situation of the city in 2010 well and he is proud of the current audit report and the staff for the jobs they do.

Mayor Ackley said she is proud of the city staff as well.

CEREMONIAL OATH OF OFFICE PRESENTATION:

1. Oath Office administered to new Police Officer Caleb Dendy

City Clerk Stuart provided ceremonial Oath of Office.

2. Oath of Office administered to new Police Officer Kerry Bartsch

City Clerk Stuart provided the ceremonial Oath of Office.

REQUESTS FOR AGENDA CHANGES:

Council Member Costanzo requested an agenda item be added for discussing the recording council meetings. Mayor Ackley added as item number 6 under New Business.

APPROVAL OF THE MINUTES:

1. Regular Council Meeting of November 6, 2017

CM 12-02-17 TO APPROVE THE NOVEMBER 6, 2017 REGULAR COUNCIL MEETING MINUTES

Motion by Owsinek, seconded by Ambrose, UNANIMOUSLY CARRIED: To approve the November 6, 2017 Regular Council meeting minutes.

Roll Call Vote

Yes (7) Costanzo, Helke, Loch, Lublin, Owsinek, Ambrose, Ackley
No (0)
Absent (0)
Abstain (0)

2. Organizational Meeting of November 13, 2017

CM 12-03-17 TO APPROVE THE NOVEMBER 13, 2017 ORGANIZATIONAL COUNCIL MEETING MINUTES

Motion by Loch, seconded by Lublin, UNANIMOUSLY CARRIED: To approve the November 13, 2017 Organizational Council meeting minutes.

Roll Call Vote

Yes (7) Helke, Loch, Lublin, Owsinek, Ambrose, Costanzo, Ackley
No (0)
Absent (0)
Abstain (0)

AUDIENCE PARTICIPATION:

Tim Moore, Chairman of the Parks and Recreation Commission said he and Commission Member Kyle Hecht were present on behalf of the Commission requesting to put together a subcommittee consisting of Council, DDA, and Parks and Recreation Commission members for the upcoming Summer Fest. He said the Commission desires better communication between the three groups, a smoother process and a bigger event. Mayor Ackley said once the initial organizational meeting is held and information is collected, further meetings involving the residents will happen.

Cheryl Flammer, 3557 Clark Circe – said she is here representing the Lakes Area Community Foundation and the Banks Dolbeer Historical project. She said she wants to confirm their relationship with the city as a community volunteer committee with the city. She said the committee is working under the 1999 agreement. She said she has copies for council, she does not know if council ever saw the agreement. She said they do not know if the agreement is still in effect and they would like council to review the agreement. She said she hopes to have the Banks Dolbeer historical home open for the community to use as it was originally planned. She said they continue to raise funds for the restoration of the home and would like to work with the city as other historical commissions do in White Lake, Wixom and Novi. She said after the November election more ideas formed for the committee. She said Bob Robertson was a prior council member who was acting as the construction manager and contact person, the committee

does not know if he is still interested and if he will participate. Ms. Flammer said in the past there were volunteers allowed to work in home after signing a waiver with the city. She said they have been considering purchasing their own insurance to co-sponsor the work inside the home. She asked if there could be a council person assigned as a liaison to their committee. She said the committee requested to meet with Mr. Whitt to arrange a meeting and the committee never got back with him on dates, she is asking to arrange a meeting in the near future. She said they continue to fund raise and they hope to continue to have a working relationship with council.

City Manager Whitt said he encourages a meeting with Ms. Flammer to discuss issues she has. He said those who worked on the home were not working as council members they were working as volunteers. He said Mr. Robertson did not go there as a council member he went there as a volunteer. He did not become unvolunteered because he was not reelected. He said the renovation has been going on 20 plus years and the restoration is still not done.

Anthony Virga, 1607 E. Lake Drive – said he is the owner of Bazonzoes here in Walled Lake and thanked council for letting him serve the community. He said he utilized medical marijuana for his Crones disease in lieu of multiple medications to manage his disease. He said he opened his business in 2010 and enjoys being able to serve those in need and has helped many people. He said since 2010 the Police Chief, Fire Chief, Planning Commission and City Council have provided clear expectations and Bazonzoes have embraced those and they hope to succeed in every expectation allowed to serve their patients. He said Oakland County suspended their provisioning center operation until they apply for their State license. He said they have been preparing for this license diligently since their closure and their team is ready to proceed. He said his mission is to provide treatment for people and a safe access point. He said this is a safe town and people feel comfortable coming here.

Ryan McMullen, 1745 Decker Road – said Bazonzoes is trying to provide patients a safe access point. He said his staff is the most knowledgeable and it is very important to spend time with the patient and develop relationships with them to provide the best care. He said they serve some of the sickest patients and he asked council to allow Bazonzoes to be there for their patients.

Marion Munro, 114 Hibbard Court South – said thank you to the city for acknowledging the medical marijuana laws. She said a lot of cities are sweeping medical marijuana under the rug. She said the benefits to the patients is why she stands behind medical marijuana. She supports the changes within the news laws, they will benefit everyone. She said there are also many risks. She said the new law helps the city and state by providing state tax revenues to pay for more law enforcement, and other opportunities that help us grow as a City and State. She said beyond the various medical treatments she knows how important it is for medical purposes to not depend on other pharmaceutical methods that have horrible negative side effects.

Denise Mannick, 274 W. Walled Lake Drive – said she is representing the Lakes Area Community Coalition and is here to address the youth of the community and address the pending legislation and changes in the medical marijuana ordinance. Ms. Mannick said the coalition wants to make sure council makes an informed decision. She said they represent over 15,000 students within the Walled Lake School District. The City of Walled Lake is just 2.2 square

miles and the unintended consequences of the decisions made here are vast. She said the coalition works exclusively with the Walled Lake School District educating students and parents to make healthier choices. She said having marijuana provisioning and dispensaries in such a small square mile area will have an adverse impact on the health of our youth. She said the coalition is asking council to study the information and take under advisement that there are potentially unintentional consequences from the decisions made here today.

David Scott, Commerce Township Supervisor – spoke for three minutes.

Representative Klint Kesto said he was present as a neighboring state representative and wanted to congratulate the two officers sworn in tonight, Officers Caleb Dendy and Kerry Bartsch and provide a thank you to Police Chief Shakinas. He said congratulations and thanked the officers for severing the community. He said the State created medical marijuana legislation to provide communities opportunities for their own destinies and make decisions based on their constituents and community's needs.

David Rigoy, 104 W. Forest St. – said he is the head attorney representing Bazonzoes. He said he knows Bazonzoes feels very blessed at the opportunity the city provided for them to participate in the system while the state law was very uncertain. He said he wanted to bring to everybody's attention, the draft ordinance submitted for second-reading in tonight's council packet has a discrepancy with the legal distance requirement that was recommended by the Planning Commission. He said he does not understand the discrepancy, this discrepancy will severely limit the businesses such as Bazonzoes to be able to comply with this ordinance which is what they want to do and stay here, continuing to serve the members of this community.

Steve Atwell, 902 N. Pontiac Trail – said he has a piece of property that fits the criteria for a medical marijuana facility. He said he has been in business in this city for 40 years and employs 42 people of this community. He said he has a protected limited landlocked property that he would like to open a grow facility.

Duane Dianco, 1020 Decker – said he read the minutes of the Planning Commission. He said information needs to be clarified for A, B, and C licenses and stackable options. He said he has property behind his facility at 1020 Decker and he is proposing three class C stackable licenses, 1,500 plants for each license. He said Michigan State University is still inquiring about the use of his property to become their laboratory that will employ numerous people.

Kenneth Kolke, 179 Spring Park – said he supports medical marijuana. He said the FDA needs to be contacted.

Janice Leonhart, 232 W. Walled Lake Drive – said the non-profit group is almost on the home stretch for restoration of the Banks Dolbeer project. She said she is very encouraged to hear support for the Banks Dolbeer restoration completion and would like to see it incorporated within the Master Plan and Parks and Recreation Master Plan. She said she would like to find out if CDBG funds may be utilized to help fund the restoration cost of the Banks Dolbeer home. She understands financial issues and applauds the council efforts to see the bottom line. She said she and her husband attended the court hearing for the Community Education Center (CEC) building which was postponed. She said in the school's rebuttal, she was very disconcerted with the idea

that they believe they do not have to answer to the City of Walled Lake or address the building codes.

Chris Shiwee, 1158 Beta – said he has known the folks of Bazonzoes for a couple of years. He said he has gone through two bouts of cancer and today is cancer free. He said Bazonzoes operates by the letter of the law. He said they were raided which was unnecessary and caused a lot of harm. He said Bazonzoes closed rather than be raided again. He thanked council for the time to speak and wished everyone a happy holiday.

Connie Norman, 8476 Cascade Street – said she is asking council to take under consideration the youth in the community as they will be passing and allowing dispensaries in our community. She said it is a fact that marijuana is a gateway drug to other drugs. She said she personally has a son who was charged with multiple felonies and his first drug was marijuana. She said her son is not the first child to be affected in this community. She said the community has had multiple overdoses, this is a very scary sad time for our youth in this community. She said she understands the needs of having medical marijuana but dispensaries walking in asking for the changing of setbacks laws and things that were put in place to protect our youth in the community she does not feel is legitimate. She asked council to research their decisions that affect the youth of our community.

Chris Olivero, 1258 S. Commerce – said of his business clientele, 78% were over the age of 40, 33% were senior citizens, and 58% were Walled Lake residents. He said he understands the people who are using these facilities and it is not the youth of the community.

COUNCIL REPORT:

Mayor Ackley said a local business, American Plastics was on national television yesterday in a positive light. She said they are a successful Michigan based company.

CITY MANAGER'S REPORT:

1. Departmental / Divisional Statistical Reports

- a. Police**
- b. Fire**
- c. Code Enforcement**
- d. Finance**
 - Investment Report**
 - Warrant Report #12-2017**
 - Financials through October 2017**

CM 12-04-17 TO RECEIVE AND FILE THE MONTHLY DEPARTMENTAL / DIVISIONAL STATISTICAL REPORTS

Motion by Loch seconded by Lublin, UNANIMOUSLY CARRIED: To receive and file the monthly Departmental / Divisional Statistical Reports.

Discussion

Council Member Costanzo asked for clarification on the monthly summaries year to date item - operating under the influence of liquor or drugs was up 19%, was increase due to liquor or drugs. He asked if the police officers carried Narcan.

Police Chief Shakinis replied 90% of the incidents are alcohol related. He said the police officers do not carry Narcan, the fire department staff trained in emergency medicine carry Narcan.

Roll Call Vote:

Yes (7) Loch, Lublin, Owsinek, Ambrose, Costanzo, Helke, Ackley
No (0)
Absent (0)
Abstain (0)

City Manager Whitt addressed concerns about the CEC building and said the City Attorney was prepared to take action, it was not the city who postponed the case. He said the parcel must be developed, there will be something done there.

City Attorney Vanerian said the complaint against the school district has been filed and he has been in communication with the school's attorney. He said he has prepared a motion to stop the demolition of the CEC building, this motion will go before a judge for final ruling. He said once the ruling is received the city will respond appropriately. He said the city requested written assurances that the building will not be demolished until the judge determines the case.

CORRESPONDENCE:

1. Thank you from Kathleen Chestnut regarding the November election

City Clerk Stuart said the note was a thank you from a poll watcher who witnessed the City's election process for the November 7th General Election.

ATTORNEY'S REPORT:

1. Confidential Attorney Client Communication – City of Walled Lake v. Walled Lake Consolidated School District

City Attorney Vanerian said there is no council action at this time. He provided an explanation under City Manager's report and has nothing further to add. If council desires a closed session he is available.

UNFINISHED BUSINESS:

1. Second Reading C-334-17 Ordinance to amend Chapter 51 - adopting Language pertaining to Marijuana Facilities

City Attorney said the first reading was presented June of 2017. Council referred to the Planning Commission for review. The Planning Commission has held required public hearing and before council tonight are their recommendations. He highlighted the recommendations including the requirement of a Special Land Use approval.

Discussion was held, and Mayor Ackley suggested to table for further review.

CM 12-05-17 MOTION TO TABLE SECOND READING UNTIL THE JANUARY 16, 2018 MEETING

Motion by Owsinek, seconded by Loch, UNANIMOUSLY CARRIED: To table second reading until the January 18, 2018 meeting.

Discussion

Council Member Lublin asked if the council can make sure there are no grow houses in the residential neighborhoods. City Attorney Vanerian stated the proposed ordinance limits provisioning centers to commercial and industrial areas.

Council Member Costanzo asked if the city has a marijuana ordinance. Mayor Ackley said yes. City Attorney Vanerian explained to Council Member Costanzo the City's local ordinances.

Mayor Ackley called motion to question.

Roll Call Vote:

Yes (7) Lublin, Owsinek, Ambrose, Costanzo, Helke, Loch, Ackley
No (0)
Absent (0)
Abstain (0)

NEW BUSINESS:

1. First Reading C-335-17 Amended Minor in Possession Ordinance

City Attorney Vanerian said this amendment brings the current ordinance into compliance with new State laws.

CM 12-06-17 APPROVE FIRST READING OF C-335-17 AN ORDINANCE TO AMEND CHAPTER 50 "OFFENSES AND MISCELLANEOUS PROVISIONS," ARTICLE VIII, DIVISION 2 "ALCOHOLIC

**LIQUORS,” SECTION 50-279 TO PROHIBIT THE PURCHASE,
POSSESSION OR CONSUMPTION OF ALCOHOL BY MINORS
AND TO PROVIDE PENALTIES AND SANCTIONS FOR
VIOLATIONS THEREOF**

Motion by Loch, seconded by Ambrose, UNANIMOUSLY CARRIED: To approve first reading of C-335-17 an ordinance to amend Chapter 50 “Offenses and miscellaneous provisions”, Article VIII, Division 2 “Alcoholic liquors,” Section 50-279 to prohibit the purchase, possession or consumption of alcohol by minors and to provide penalties and sanctions for violations thereof.

Roll Call Vote

Yes (7) Owsinek, Ambrose, Costanzo, Helke, Loch, Lublin, Ackley
No (0)
Absent (0)
Abstain (0)

**2. Proposed Resolution 2017-81 Approve Settlement Agreement – Prior
Employee Catherin Buck Post Health Care Benefits**

**CM 12-07-17 TO APPROVE RESOLUTION 2017-81 THE SETTLEMENT
AGREEMENT WITH PREVIOUS EMPLOYEE CATHERINE
BUCK FOR POST EMPLOYMENT HEALTH CARE BENEFITS**

Motion by Owsinek, seconded by Lublin, UNANIMOUSLY CARRIED: To approve resolution 2017-81 The settlement agreement with previous employee Catherine Buck for post health care benefits.

City Manager Whitt said this resolution is similar to the settlement of another retiree. He said this resolution eliminates another long-term liability the city is paying now. He said for the long-term health of Walled Lake, he recommends approval of the resolution.

Roll Call Vote

Yes (7) Ambrose, Costanzo, Helke, Loch, Lublin, Owsinek, Ackley
No (0)
Absent (0)
Abstain (0)

**3. Proposed Resolution 2017-82 Trailway Council Budget for January through
December 31, 2018**

**CM 12-08-17 TO APPROVE RESOLUTION 2017-82 THE COMMERCE,
WALLED LAKE AND WIXOM TRAILWAY MANAGEMENT
COUNCIL BUDGET FOR JANUARY 1, TO DECEMBER 31, 2018**

Motion by Ambrose, seconded by Loch, UNANIMOUSLY CARRIED: To approve resolution 2017-82 the Commerce, Walled Lake and Wixom Trailway Management Council budget for January 1, to December 31, 2018.

Roll Call Vote

Yes (7) Costanzo, Helke, Loch, Lublin, Owsinek, Ambrose, Ackley
No (0)
Absent (0)
Abstain (0)

4. Proposed Resolution 2017-83 Approval to Purchase Police Patrol Cars

Discussion was held on the three-bids received. Mayor Ackley said she would like to support the City's local businesses and purchasing from a local business is in the best interest of the city, Council concurred.

CM 12-09-17 TO APPROVE RESOLUTION 2017-83 THE PURCHASE OF TWO NEW 2018 DODGE CHARGER POLICE PACKAGE PATROL CARS AND ONE DODGE CHARGER POLICE UNMARKED PATROL CAR FROM SHUMAN CHRYSLER/DODGE BEING IN THE BEST INTEREST OF THE CITY

Motion by Loch, seconded by Lublin, UNANIMOUSLY CARRIED: To approve resolution 2017-83 the purchase of two new 2018 Dodge Charger police package patrol cars and one Dodge Charger police unmarked patrol car from Shuman Chrysler/Dodge in the best interest of the City.

Roll Call Vote

Yes (7) Helke, Loch, Lublin, Owsinek, Ambrose, Costanzo, Ackley
No (0)
Absent (0)
Abstain (0)

5. Proposed Resolution 2017-84 The 2018 Regular Meeting Schedule

Council Member Lublin said the proposed meeting date for September 2018 conflicts with Yom Kippur. He suggested moving the date of the September meeting to Monday, September 17, 2018.

CM 12-10-17 TO APPROVE RESOLUTION 2017-84 ESTABLISHING THE TIME, PLACE AND THE 2018 SCHEDULE OF REGULAR MEETINGS FOR THE CITY OF WALLED LAKE PURSUANT TO CITY CHARTER; PROVIDING FOR PUBLICATION WITH

**ADJUSTMENT OF SEPTEMBER'S MEETING TO MONDAY,
SEPTEMBER 17, 2018**

Motion by Owsinek, seconded by Lublin, UNANIMOUSLY CARRIED: To approve resolution 2017-84 establishing the time, place and the 2018 schedule of regular meetings for the City of Walled Lake pursuant to City Charter; providing for publication with adjustment of September's meeting to Monday, September 17, 2018.

Roll Call Vote

Yes (7) Loch, Lublin, Owsinek, Ambrose, Costanzo, Helke, Ackley
No (0)
Absent (0)
Abstain (0)

6. Recording of the Council Meetings

CM 12-11-17 MOTION TO HAVE THE CITY VIDEO RECORD ALL CITY COUNCIL MEETINGS AND TO POST THE MEETING VIDEO NO MORE THAN SEVEN DAYS OF BEING RECORDED TO THE CITY WEBSITE BEGINNING WITH THE FEBRUARY 2018 CITY COUNCIL MEETING

Motion by Costanzo, seconded by Helke,

Discussion

City Manager Whitt said this will not happen by February 2018 even with majority of council approval, the time frame is too short. He said the previous individual quit and the city does not have the facilities on site to post by February. He said a budget needs to be created to address cost of professionals to provide this service. He said information can be collected and provided to council at the next meeting.

Council Member Costanzo said he is requesting to spend city funds to provide videos of council meetings on the city website. He said the cost of recording will cost a couple thousand. He opined the community wants this.

Mayor Ackley said she does not recommend placing a deadline on implementing this in February, there is information to be collected and that will take time.

City Manager Whitt said there is a cost, it is not for free, there is personnel needed to operate it and the responsibility of upkeep.

CM 12-12-17 TO TABLE MOTION CM 12-11-17 TO HAVE CITY VIDEO RECORD ALL CITY COUNCIL MEETINGS AND POSTPONE TO NEXT MEETING

Motion by Costanzo, seconded by Helke, UNANIMOUSLY CARRIED: To table motion to have the city video record all city council meetings and post pone to next meeting. City Manager Whitt said council has a hard copy of the master plan which is on the website and has been since he began with the city. He said there is a hard copy of the two-year hard budget book that has been provided. He recommended council move to receive and file these items.

CM 12-13-17 MOTION TO RECEIVE AND FILE HARD COPY OF THE 2018-2019 BUDGET BOOK

Motion by Ambrose, seconded by Owsinek, UNANIMOUSLY CARRIED: To receive and file the hard copy of the 2018-2019 budget book.

Roll Call Vote

Yes (7) Owsinek, Ambrose, Costanzo, Helke, Loch, Lublin, Ackley
No (0)
Absent (0)
Abstain (0)

CM 12-14-17 MOTION TO RECEIVE AND FILE THE HARD COPY OF THE MASTER PLAN

Motion by Owsinek, seconded by Ambrose, UNANIMOUSLY CARRIED: To receive and file the hard copy of the Master Plan.

Roll Call Vote

Yes (7) Ambrose, Costanzo, Helke, Loch, Lublin, Owsinek, Ackley
No (0)
Absent (0)
Abstain (0)

City Manager said the Master Plan is not new it is a republication dated December 2017.

MAYOR'S REPORT:

1. Annual Review and Evaluation of the Performance of the City Manager Pursuant to Council Resolution 2015-05 and Section 6 of the Employment Agreement

Mayor Ackley asked City Manager Whitt if he requested his review in a closed session. Mr. Whitt said yes pursuant to Section 8(e) of the Open Meetings Act.

CM 12-15-17 MOTION TO ENTER INTO CLOSED SESSION TO DISCUSS THE ANNUAL REVIEW AND EVALUATION OF THE PERFORMANCE OF THE CITY MANAGER PURSUANT TO COUNCIL RESOLUTION 2015-05 AND SECTION 6 OF THE EMPLOYMENT AGREEMENT

Motion by Owsinek, seconded by Costanzo, UNANIMOUSLY CARRIED, to enter into Closed Session to discuss the annual review and evaluation of the performance of the City Manager pursuant to Council Resolution 2015-05 and Section 6 of the Employment Agreement.

Roll Call Vote

Yes (7) Costanzo, Helke, Loch, Lublin, Owsinek, Ambrose, Ackley
No (0)
Absent (0)
Abstain (0)

3. Proposed Resolution 2017-85 Accepting the Mayor's nomination to appoint John Owsinek to the Planning Commission

Mayor Ackley said prior Council Member Robertson had previously served as liaison to the Planning Commission. She made the nomination of John Owsinek to the Planning Commission.

CM 12-16-17 TO APPROVE RESOLUTION 2017-85 ACCEPTING THE MAYOR'S NOMINATION TO APPOINT JOHN OWSINEK TO THE PLANNING COMMISSION PURSUANT TO THE REQUIREMENTS OF THE CITY CHARTER; MAKING AN APPOINTMENT TO THE PLANNING COMMISSION FOR AN UNEXPIRED TERM

Motion by Costanzo, seconded by Ambrose, UNANIMOUSLY CARRIED: To approve resolution 2017-85 accepting the Mayor's nomination to appoint John Owsinek to the Planning Commission pursuant to the requirements of the City Charter; making an appointment to the Planning Commission for an unexpired term.

Roll Call Vote:

Yes (7) Helke, Loch, Lublin, Owsinek, Ambrose, Costanzo, Ackley
No (0)
Absent (0)
Abstain (0)

Mayor Ackley provided a report to council on the investigation she has been conducting since June of 2016 per resolution 2016-31. She requested council to review the documentation and the resolution provided. Mayor Ackley stated the resolution being provided this evening is within

her authorities granted to investigate and report back to council. She said she has prepared a four-page report outlining the basis of her findings and is requesting council to set a hearing date in January 2018. She said her report includes affidavits from Ms. Gross, Mrs. Pesta, and Mr. Whitt.

CM 12-17-17 MOTION TO APPROVE RESOLUTION 2017-86 A RESOLUTION CITING COUNCIL MEMBER SUSAN HELKE TO APPEAR AT A SPECIAL MEETING OF CITY COUNCIL FOR A HEARING; TO SHOW CAUSE WHY SHE SHOULD NOT BE REMOVED FROM OFFICE ON CHARGES AND SPECIFICATION; SETTING A SPECIAL MEETING DATE FOR HEARING; INSTRUCTING THE CLERK TO GIVE NOTICE

Motion by Owsinek, seconded by Loch, MOTION CARRIED: To approve resolution 2017-86 a resolution citing Council Member Susan Helke to appear at a special meeting of city council for a hearing to show cause why she should not be removed from office on charges and specifications; setting a special meeting date for hearing; instructing the Clerk to give notice.

Roll Call Vote

Yes (5) Loch, Lublin, Owsinek, Ambrose, Ackley
No (2) Costanzo, Helke
Absent (0)
Abstain (0)

(5-2) MOTION CARRIED

Entered closed session at 9:45 p.m.

Arose from closed session at 10:11 p.m.

CM 12-18-17 MOTION TO APPROVE RESOLUTION 2017-87 A RESOLUTION APPROVING EMPLOYMENT AGREEMENT WITH L. DENNIS WHITT AND AUTHORIZING THE CITY MAYOR TO EXECUTE THE AGREEMENT

Motion by Owsinek, seconded by Lublin, MOTION CARRIED: To approve resolution 2017-87 a resolution approving employment agreement with L. Dennis Whitt and authorizing the City Mayor to execute the agreement.

Roll Call Vote

Yes (5)	Loch, Lublin, Owsinek, Ambrose, Ackley
No (2)	Costanzo, Helke
Absent (0)	
Abstain (0)	

(5-2) MOTION CARRIED

Meeting adjourned at 10:12 p.m.

Jennifer A. Stuart, City Clerk

Linda S. Ackley, Mayor

History: Chapter 6, The Council: Procedure and Miscellaneous Powers and Duties: *Section 6.7 (a) A journal of the proceedings of each meeting shall be kept in the English language by the Clerk and shall be signed by the presiding officer and Clerk of the meeting.*



**CITY OF WALLED LAKE
SPECIAL COUNCIL MEETING
HEARING
TUESDAY, JANUARY 11, 2018
7:30 P.M.**

The Special 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 Owsinek.

ROLL CALL: Mayor Ackley, Mayor Pro Tem Owsinek, Council Member Costanzo, Council Member Helke, Council Member Loch, Council Member Lublin

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

OTHERS PRESENT: City Manager Whitt, Assistant City Manager Pesta, City Attorney Vanerian, Police Chief Shakinas, Fire Chief Coomer, and City Clerk Stuart

CM 1-01-18 MOTION TO EXCUSE COUNCIL MEMBER AMBROSE FROM TONIGHT'S MEETING

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

AUDIENCE PARTICIPATION:

Rules read into record by Clerk Stuart.

Karen Kolke, 179 Spring Park – said she is not sure why this hearing is taking place. Ms. Kolke said Mrs. Helke was elected by the people of Walled Lake; how can the council oust Mrs. Helke without really good reason, removal from office should be done by the citizens of Walled Lake. Ms. Kolke said the citizens elected all the members of council.

Kenneth Kolke, 179 Spring Park – asked a direct question to the Mayor if she had received a packet highlighting rules and regulations, and the chain of command of council. Mr. Kolke said in Mrs. Helke's defense she was not provided a packet of information. Mr. Kolke said this meeting should not be taking place. Mr. Kolke opined this is a roast.

Mayor Ackley explained this is for audience participation not a question and answer period.

Tom Fox, 1345 Decker Road – said Mrs. Helke is a duly elected official by the residents of Walled Lake and the residents have a voice. Mr. Fox said the residents voted Mrs. Helke into this position, “not the voices of Jerry who owns a greenhouse”. Mr. Fox said the residents voice matters that is the most important. Mr. Fox opined this issue should have been resolved behind closed doors between Mrs. Helke and Ms. Gross. Mr. Fox said this incident should have never gotten to this point.

Debra Haas, 5530 Rivers Edge Drive – said she comes to Walled Lake all the time for campaigning. Ms. Haas said her understanding was that people are innocent until proven guilty. Supposedly Mrs. Helke committed three felonies, if Mrs. Helke has committed three felonies or broken three felony laws why has Mrs. Helke not been arrested for that. Ms. Haas said she believes like everyone else, Mrs. Helke was elected by her peers and it is obvious the council is very one sided. Ms. Haas said Mrs. Helke will not get a fair trial in this matter and Mrs. Helke is not getting a voice. Ms. Haas said she thinks this is really uncalled for and hoped people would be better people when they were elected into office.

Karl Barr, 105 Pearl Street – he said he is representing Mrs. Helke in this matter. Mr. Barr said he has corresponded with the Walled Lake city attorney for an adjournment. Mr. Barr asked the audience to respect Mayor Ackley’s request to keep the applause down. He said when there are contentious matters at city meetings, it does make the room much tenser and slows down proceedings.

Mary Sheridan, 7259 White Oak Drive – said she is a character witness for Mrs. Helke. Ms. Cheritan said she has worked with Mrs. Helke for over nine years and said she feels Mrs. Helke has been nothing but honorable beyond reproach on everything that she has worked with Mrs. Helke on. Ms. Cheritan said she does not know what is going on here but said she felt it was important to come and attest to what fine character Mrs. Helke is. Ms. Cheritan asked if this is the right way to handle this as Mrs. Helke was duly elected. Ms. Cheritan said Mrs. Helke was elected, the citizens should be the ones to make the decision for removal, not other people who were elected.

Kathleen Chesnut, 1385 Plover Drive – said what is important is integrity and a person’s character. Ms. Chesnut said there are proper procedures and protocols for addressing issues. Ms. Chesnut said there is a time and a place to resolve issues and certain things should be handled behind closed doors. Ms. Chesnut said today’s world is very litigious and people are very angry. Ms. Chesnut asked for council to resolve this matter in another format.

Dan Lauffer, 1488 Dover Hill North – said he has worked with city councils and city boards in many places where he has served as pastor. Mr. Lauffer said he has never seen anything like this in his life. Mr. Lauffer said this is disgraceful and is a black mark on this council and he hopes council lives to regret it.

Terry Poplawski, 3143 Country Ridge Circle – said she pays Walled Lake School taxes. Ms. Poplawski said she has known Mrs. Helke for five years. She said Mrs. Helke has always been honorable, helpful and has a wonderful personality. Ms. Poplawski said this is a kangaroo court and asked what exactly the federal charge is. Ms. Poplawski asked if this is a federal charge or

crime why is she not in jail. Ms. Poplawski said she can say something bad about each council member, should we take and hang you because someone said so. Ms. Poplawski said this is not hear say it is called proof and guilty.

Dennis Curron, Livonia resident – said he is a Republican precinct delegate organizer for this district. Mr. Kern said he just heard about this earlier today and he is not sure what is involved. Mr. Kern said if the majority on a government body can evict the minority just by voting them out, he is interested how the process works.

Bill Lethemon, 7334 Maceday Lake Road – said he has known Mrs. Helke for over 5 years and served on multiple committees together. Mr. Lethemon said he does not know all the circumstances of what happened here and is in the dark about what transpired and why he was here tonight. He said he supports Mrs. Helke and does not want to see any public official ousted at the whim at the majority.

Mary Carlton, 19201 Alexia Drive – said she has known Sue for several years and she knows Mrs. Helke's character. Ms. Carlton said Mrs. Helke is a fine upstanding person and totally honest from what she knows of Mrs. Helke. Ms. Carlton said she appreciates Mrs. Helke. Ms. Carlton said she votes and is a precinct delegate. Ms. Carlton said she hopes council makes the right decision tonight.

Kathy Kubik, Commerce Township resident – said she has attended Walled Lake DDA meetings and observed a few other meetings. Ms. Kubik said she has seen a bias from the Mayor on several occasions. Ms. Kubik said she does not know what Council is doing. Ms. Kubik said she knows Mrs. Helke and she feels she is a good person and the truth will come out and does not like what is happening. Ms. Kubik said she cannot believe this little town wants to do something like this and she hopes council is wise and does the right thing.

Bill Helke, 1361 Shaw – said he has the privilege to be married to Council woman Helke. Mr. Helke said he spent 25 years of his life as a police officer and over 12 years of this time he conducted investigations as a detective. Mr. Helke said he read the document produced. Mr. Helke said it took 14 months to produce the document and never once interviewed the person who was accused. Mr. Helke said as far as he can tell the Mayor did not interview anyone. Mr. Helke said the Mayor took statements from three people which appears to him was a group project. Mr. Helke said the report is alleging seven crimes, most of them are serious. Mr. Helke said there is not one bit of proof. Mr. Helke said nothing has been proven beyond a reasonable doubt and although the term of probable cause was stated, he said that is unfounded. Mr. Helke said if he produced a document like this he would be ashamed.

Karen Kolke - said Mrs. Helke is one of the council members to come around to the citizens and talk and is interested in the residents' concerns. Ms. Kolke said she sees others council members at election time. Ms. Kolke said she has come to several council meetings, there was an apology provided at a council meeting and she said she felt it was a heartfelt apology. Ms. Kolke asked council to give this serious thought.

MAYOR'S REPORT

1. Additional Charges of Misconduct

Mayor Ackley said Mrs. Helke has not been found guilty, the resolution is for her to show cause why she should not be removed from office. Mayor Ackley said there was a resolution produced to have Mrs. Helke to show cause why she should not be removed from office. Mayor Ackley said by the comments made tonight many have not even read what the charges are all about. Mayor Ackley said there was originally to be a hearing tonight, Mrs. Helke's attorney requested an adjournment. Mayor Ackley said nothing is going to be decided this evening. Mayor Ackley said there will not be a hearing tonight. Mayor Ackley said Mrs. Helke will be provided a hearing and a chance to answer each of the charges at a later date if that is agreeable to council and Mr. Barr.

Mayor Ackley said tonight's proposed resolution is for an additional charge made at the last council meeting. Mayor Ackley said this process is outlined per City Charter and council is acting according to Charter and State law. Mayor Ackley said her report outlines the violations of the Charter and it is up to the council to determine whether they agree or not.

Mayor Ackley provided copies to council and Mr. Barr. Time was provided to review the resolution.

2. Proposed Resolution

**CM 1-02-18 MOTION TO APPROVE RESOLUTION 2018-01 A RESOLUTION
CITING COUNCIL MEMBER SUSAN HELKE TO APPEAR AT A
SPECIAL MEETING OF CITY COUNCIL FOR A HEARING; TO
SHOW CAUSE WHY SHE SHOULD NOT BE REMOVED FROM
OFFICE ON CHARGES AND SPECIFICATION; SETTING A
SPECIAL MEETING DATE FOR HEARING; INSTRUCTING THE
CLERK TO GIVE NOTICE**

Motion by Loch, seconded by Lublin: MOTION CARRIED: To approve resolution 2018-01 a resolution citing Council Member Susan Helke to appear at a special meeting of City Council for a hearing; to show cause why she should not be removed from office on charges and specifications; setting a special meeting date for hearing; instructing the Clerk to give notice.

Discussion

Council Member Helke said she has a question for the city attorney, she said she would like to know based on the additional charges if it is advisable for her to vote on this. Council Member Helke said she would like the city attorney's opinion and if she may abstain. City Attorney Vanerian said she has legal representation present and he recommends Mrs. Helke consult with her own attorney.

Mayor Ackley offered opportunity for Mrs. Helke to converse with her attorney.

Attorney Barr said he anticipated this and instructed Council Member Helke to obtain the opinion of the legal counsel for the city as far as her participation of her vote. Mr. Barr said he is very new to this matter and have not had the opportunity to prepare. Mr. Barr said the city attorney has better knowledge of the Charter being discussed tonight and he is not ready to make this opinion. Mr. Barr said this is an appropriate question for the City attorney.

City Attorney Vanerian said his recommendation would be that Mrs. Helke should abstain from voting on any matter concerning her conduct.

Roll Call Vote

Yes (5)	Costanzo, Loch, Lublin, Owsinek, Ackley
No (0)	
Absent (1)	Ambrose
Abstain (1)	Helke

(5-0) MOTION CARRIED

HEARING ON: Resolution 2017-86

A Resolution Citing Council Member Susan Helke to Appear at a Special Meeting of City Council for a hearing; to Show Cause Why She Should Not Be Removed from Office on Charges and Specifications; Setting a Special Meeting Date for Hearing; Instructing the Clerk to give Notice

City Attorney Vanerian said it is important to acknowledge that Mrs. Helke is not charged with a crime and not being sued. Mr. Vanerian explained this is a power inherent in all legislative bodies to conduct a hearing into the conduct of elected officials. Mr. Vanerian said power to remove individuals is also inherent in all legislative type bodies and this is invested in the City Charter, which provides for an investigation of conduct of other elected officials. Mr. Vanerian said the City received the complaint and exercised the power granted to the council by City Charter to investigate the complaint. Mr. Vanerian said the next step is to hold a hearing for purposes of determining what the facts are, and the Council is performing a fact-finding function that is based upon all of the evidence, documentation, and testimony presented. Mr. Vanerian said council will listen to the testimony of the various witnesses with an open frame of mind. Mr. Vanerian said this is not a court room or court proceeding and rules of court do not apply here. He said Mrs. Helke has a right to be represented by an attorney and has exercised that right, her attorney will provide evidence and counsel. Mr. Vanerian explained procedurally this is a procedural process per the City Charter; determining what happened, what was said, was there official maleficence, were actions inappropriate for removal. He said council will review the evidence and testimony. Mr. Vanerian said per the City Charter the notice requires a ten-day notice period before the hearing is held. Mr. Vanerian said tonight's hearing was well over the 10-day notice closer to 20 days. Mr. Vanerian said Mrs. Helke's attorney requested an adjournment to give her and her attorney a reasonable opportunity to prepare. Mr. Vanerian suggested any evidence of a documentary nature intended to be utilized at the time of the hearing

be compiled and provided to Mrs. Helke's attorney. Mr. Vanerian said there is no discovery the City is not required to provide but in the fairness of this, he recommends this be provided as well. Mr. Vanerian said if Mrs. Helke's attorney requests a pre-hearing brief that addresses any type of statutes or laws he feels are relevant or important for the council to know about, Mrs. Helke should be given the opportunity to do that. Mr. Vanerian said he anticipates providing a pre-hearing brief to Mrs. Helke's attorney. Mr. Vanerian recommends approving Mrs. Helke's attorney's request for adjournment.

Mayor Ackley said with the additional charge per resolution 2018-01 voted on tonight, the 10-day notice begins tonight. Mayor Ackley asked Mrs. Helke's attorney, Mr. Barr if he wanted the full 10 days from tonight or would he be prepared sooner.

Mr. Barr said he really needs as much time as possible. Mr. Barr said he needs to become familiar with the City Charter. He said there are multiple laws cited in the charging document. Mr. Barr said he is trying to get a handle on the precise procedural expectations with exactly how witnesses will occur. Mr. Barr said the city attorney submitting a legal brief is a very excellent idea. He said it may change the number of things factually to be decided upon. Mr. Barr said he has a scheduling conflict with the evening of the 22nd and he asked for longer time than 10-days. Mr. Barr said he anticipates making some document request under the city. Mr. Barr agrees there is no discovery power outlined in the City Charter but FOIA continues to apply. Mr. Barr said to be properly prepared he needs to know as much as possible about anything this has been ongoing for 18 months now. Mr. Barr said factually he is getting up to speed as fast as he can but would appreciate the additional time.

Mayor Ackley asked Mr. Barr and Council for a preference for days of the week of January 22nd. Mr. Barr said the 24th or 25th. Council and Mr. Barr agreed on the 25th. Mayor Ackley said tonight's hearing was set up by resolution 2017-86 and she would entertain a motion at the request of Council member Helke's attorney that the hearing be adjourned to the 25th of January.

**CM 1-03-18 MOTION TO GRANT REQUEST OF COUNCIL MEMBERS
HELKE'S ATTORNEY TO RECESS HEARING TO
JANUARY 25, 2018**

Motion by Owsinek, seconded by Costanzo: MOTION CARRIED: To grant request of Council Members Helke's attorney to recess hearing to January 25, 2018.

Roll Call Vote

Yes (5)	Costanzo, Loch, Lublin, Owsinek, Ackley
No (0)	
Absent (1)	Ambrose
Abstain (1)	Helke

(5-0) MOTION CARRIED

Mayor Ackley asked the attorneys if they have anything else. Mr. Barr said regarding procedure does he discuss directly with attorney or does council prefer to discuss now. City Attorney

Vanerian said if Mr. Barr has specific procedural issues and he is prepared to present, now would be a good time to do that. Mr. Barr asked for procedures of ordering of witnesses, whose conducting, and burden of proof.

Mr. Vanerian said the investigative report includes the witness's affidavit which Mr. Barr already has which is part of the investigation and part of the charging document. Mr. Vanerian said anyone who has provided an affidavit that was presented to be used for purposes of the hearing, the person will be available at the time of the hearing for any questioning Mr. Barr may have. Mr. Vanerian said as far as burden of proof, this is not a criminal case, this is a lower burden of proof and he will include in his pre-hearing brief to Mr. Barr. Mr. Vanerian said the hearing is laid out for the benefit of Mrs. Helke to give her the opportunity to question witnesses or challenge any evidence or documents that the city brings in.

Mr. Barr said the city is not putting out evidence other than the documents. Mr. Vanerian said he is not ruling this out at this point. Mr. Vanerian said he will have documents and exhibits to present and they will be provided to Mr. Barr at least three days in advance of hearing date. Mr. Vanerian said the city will make decisions amongst themselves in terms of what actions for calling and presenting live testimony. He said any additional legal research that is conducted, he feels some element needs to be addressed that he will call witnesses for purposes of addressing that particular element. Mr. Vanerian said the city is going to present at the time of the hearing.

Mr. Barr said he has great concern, the timeline in the courts for knowing who the witnesses are and issues to be faced are provided months in advance of having a hearing. Mr. Vanerian said he understands this however, this is not in a court room, the court rules do not apply here. He said if Mr. Barr has any requests, submit them in writing to him now and he will respond to the best of his ability. Mr. Vanerian said he cannot commit tonight what witnesses will be called upon.

Mr. Barr said a legal opinion from the city attorney on whether the facts presented, if assumed to be true, met a legal burden which may narrow down issues substantially. He said he thinks this would be the first thing to really help everyone understand what it is we are dealing with the alleged items. Then upon this and council decides to follow your legal opinion, if there are issues going forward he would request the city provide notice of what they may be facing, then they will know how to proceed.

City Attorney Vanerian said this can be worked between now and hearing date. He said the investigative report and the detail of factual statements and support of the investigation are very detailed and comprehensive. He said Mr. Barr has been provided very detailed notice of what the case is about. He said this is a reason why he suggested preparing and exchanging prehearing briefs.

Mr. Barr requested to be able to respond to Mr. Vanerian's brief. He said his firm has been obtained as an outside council to be able to prepare similar opinions and investigations that are not mirrored in the history of everything that is going on, but he might request if Mr. Vanerian were to council, to retain an outside municipal attorney to review the document and make an opinion of the document. Mr. Barr said he did not think it would take a great deal of time if

assumed all the facts are true whether it meets the legal standards. Mr. Barr said this takes everyone's personal interests out of the mix and provides a very clear opinion.

Mr. Vanerian said this is up to council if they want this, it is not up to an outside independent attorney to decide. He said this is up to the city council to make that determination. He said he is more than capable of providing council the applicable laws that apply. He said it is up to council if they wish to have a third attorney's opinion.

Mayor Ackley said she is not going to make a decision on bringing in a third attorney, the City Charter is very clear that it is up to City Council to determine this. Mayor Ackley said there are two very qualified attorneys present to handle this. Mayor Ackley said if this will be discussed, it will be done so in a closed session with the city attorney. Mayor Ackley said the City has a very qualified city attorney that has served the city for many years.

Mr. Barr said his request, with regard to procedure of the hearing, is requesting council to consider setting a resolution to setting timelines with regards to providing and responding to attorney briefs. He requested the city make available any witnesses within the document and provide notice to him if any additional factual or legal witnesses the city intends to provide. He said his requests will provide how the hearing will occur.

City Attorney Vanerian said he has no issue with providing a pre-hearing brief four-days prior to the hearing and receiving Mr. Barr's brief two-days prior to the hearing.

CM 1-04-18 MOTION TO INSTRUCT CITY ATTORNEY TO PROVIDE PRE-HEARING BRIEF AND TIMELINE TO MRS. HELKE'S ATTORNEY MR. BARR

Motion by Costanzo, seconded by Loch: MOTION CARRIED: To instruct city attorney to provide timeline to Mrs. Helke's attorney, Mr. Barr.

Roll Call Vote

Yes (5)	Loch, Lublin, Owsinek, Costanzo, Ackley
No (0)	
Absent (1)	Ambrose
Abstain (1)	Helke

(5-0) MOTION CARRIED

Mayor Ackley asked Mr. Barr if he had anything else to address. Mr. Barr said they have accomplished what could be.

The January 11, 2018 Special Meeting was recessed at 8:45 p.m. to January 25, 2018 at 7:30 p.m.

Mayor Ackley reconvened the January 11, 2018 Special Meeting on January 25, 2018 at 7:30 p.m.

ROLL CALL: Mayor Ackley, Mayor Pro Tem Owsinek, Council Member Ambrose, Council Member Costanzo, Council Member Helke, Council Member Loch, Council Member Lublin

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

OTHERS PRESENT: City Manager Whitt, Assistant City Manager Pesta, City Attorney Vanerian, Police Chief Shakinias, Fire Chief Coomer, and City Clerk Stuart

Mayor Ackley stated this meeting is a reconvening of the recessed January 11, 2018 Special Meeting. Council is here tonight to make a determination on the resolution to show cause why Council person Susana Helke should not be removed from Office on charges and specifications. Mayor Ackley said this started as a complaint concerning a gender and age-based harassment done by Council Member Helke in response to this complaint the City Council authorized an investigation into the facts, circumstances and matters concerning the complainant pursuant to the investigative powers conferred upon the City Council pursuant to the City Charter. She said subsequent to the authorization of the investigation on matters concerning the investigation and the complaint, there were periodic discussions that were conducted at various council meetings as reflected and or referenced in the city council meeting minutes. She said following the completion of the investigation and presentation of the Mayor's report on December 19, 2017, at the regular council meeting, City Council adopted resolution 2017-86 authorizing misconduct charges and scheduled a special meeting for January 11, 2018 for purposes of conducting a hearing on the charges. Mayor Ackley said Council Member Helke and her retained attorney of choice appeared at the January 11, 2018 special meeting and requested an adjournment of the hearing. She said at the time of the January 11, 2018 special meeting, city council authorized additional charges set forth in council resolution 2018-01 and pursuant to Helke's request for adjournment, council rescheduled the hearing by recess on the amended charges for January 25, 2018. She said at the time of the January 11, 2018 hearing, it was agreed the city attorney would submit a prehearing brief in advance of the hearing providing a summary of the applicable law and a supplement of the legal bases for the charges.

City Attorney said there were procedural issues to address. He said as agreed on January 11th, he prepared a prehearing brief to Mrs. Helke's attorney. He said they are not exhibits or evidence, they are briefs intended to state Mrs. Helke's position as outlined by her attorney and be made part of the record of this proceeding.

Discussion was had to recess meeting for a larger venue.

**CM 1-21-18 MOTION TO RECESS MEETING TO HOST AT A LARGER
VENUE, MEETING TO BE HELD AT THE FIRE HALL ON
FEBRUARY 1, 2018**

Motion by Ambrose, seconded by Costanzo: MOTION CARRIED: To recess meeting to host at a larger venue, meeting to be held at the Fire Hall on February 1, 2018.

Roll Call Vote

Yes (5) Ambrose, Costanzo, Loch, Lublin, Ackley
No (1) Owsinek
Absent (0)
Abstain (1) Helke

(5-1) MOTION CARRIED

**CM 1-22-18 MOTION TO RECESS MEETING TO FEBRUARY 1, 2018 AT
7:30 P.M.**

Motion by Owsinek, seconded by Costanzo: UNANIMOUSLY CARRIED: To recess meeting to February 1, 2018 at 7:30 p.m.

The recessed January 11, 2018 Special Meeting recessed to January 25, 2018 was recessed again at 8:04 p.m. to February 1, 2018 at 7:30 p.m.

Mayor Ackley reconvened the recessed January 11, 2018 Special Meeting that was recessed to January 25, 2018 and recessed again until February 1, 2018 at 7:30 p.m.

ROLL CALL: Mayor Ackley, Mayor Pro Tem Owsinek, Council Member Ambrose, Council Member Costanzo, Council Member Helke, Council Member Loch, Council Member Lublin

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

OTHERS PRESENT: City Manager Whitt, Assistant City Manager Pesta, City Attorney Vanerian, Police Chief Shakinias, Fire Chief Coomer, and City Clerk Stuart

HEARING ON: **Resolution 2017-86; Resolution 2018-01**

Resolutions Citing Council Member Susan Helke to Appear at a Special Meeting of City Council for a hearing; to Show Cause Why She Should Not Be Removed from Office on Charges and Specifications; Setting a Special Meeting Date for Hearing; Instructing the Clerk to give Notice

Attorney Barr said this meeting is a violation of Open Meetings Act (OMA), the meeting was rescheduled over an 18-hour period and it is a violation not having a public comment session. He said not allowing public opinion jeopardizes Mrs. Helke's right for a fair trial.

City Attorney Vanerian said the January 11, 2018 meeting had people who spoke who on Mrs. Helke's behalf. He referred to Council. The February 1, 2018 meeting is a reconvening of the recessed January 11, 2018.

CM 2-01-18 MOTION TO HOLD A PUBLIC COMMENT SESSION

Motion by Costanzo, no support

Motion dies due to lack of support.

CM 2-02-18 MOTION TO MOVE TO DISMISS CASE

Motion by Costanzo, no support

Motion dies due to lack of support.

CM 2-03-18 MOTION TO DISMISS CHARGES BASED ON VIOLATIONS OF THE OPEN MEETINGS ACT (OMA)

Motion by Costanzo, seconded by Ambrose: MOTION FAILED: To dismiss charges based on violations of the Open Meeting Act (OMA).

Roll Call Vote

Yes (1) Costanzo
No (5) Ambrose, Loch, Lublin, Owsinek, Ackley
Absent (0)
Abstain (1) Helke

(5-1) MOTION FAILED

Attorney Barr reviewed his letter of initial objections dated February 1, 2018. He said even if the facts are true, they still fail as a matter of law, there is no misconduct. He said to dismiss the case on the fact it simply does not meet the legal burden to make it a violation, if Mrs. Helke's actions were a violation, there would be labor counsel present, the city's insurance company. He said this removal is being done for political purposes.

City Attorney Vanerian explained the charging document is just. He said the purpose is to provide Council Member Helke with notice. He said it is not intended to include every single fact of evidence; it is a notice to provide Council Member Helke of the notice of the alleged charges against her. He said he is not here as a prosecutor of this case; it is not his duty to argue but to simply provide legal advice to council in way of a prehearing brief. He said it is up to council to determine if there is sufficient evidence to render or not render findings of misconduct, misfeasance or malfeasance while Council Member Helke was in office.

**CM 2-04-18 MOTION TO APPROVE MRS. HELKE'S ATTORNEY'S
OBJECTION NUMBER THREE (3) AND DISMISS CASE BASED
ON POINTS PROVIDED BY MRS. HELKE'S ATTORNEY**

Motion by Costanzo, seconded by Ambrose: MOTION FAILED: To approve Mrs. Helke's attorney's objection number three (3) and dismiss case based on points provided by Mrs. Helke's attorney.

Discussion

Council Member Ambrose said the city attorney reviewed the charges and his opinion is they are valid.

Attorney Barr said due process is very important and taking action on these matters is premature before it goes to the court of law. He said the cart is before the horse there has not been a court hearing on this.

Council Member Costanzo said he read the Charter of the City of Walled Lake. He said this is not a court of law, council members swore an oath to abide by the Charter and this is not a court hearing. There is a difference.

Roll Call Vote

Yes (1) Costanzo
No (5) Loch, Lublin, Owsinek, Ambrose, Ackley
Absent (0)
Abstain (1) Helke

(5-1) MOTION FAILED

Attorney Barr requested a sequestering of witnesses.

CM 2-05-18 MOTION TO SEQUESTER CITY WITNESSES

Motion by Costanzo, seconded by Ambrose, MOTION FAILED: To sequester city witnesses.

Discussion

City Manager Whitt said he objects to the request to sequester. He said he has a duty under the Charter and City Code to attend meetings of the council. He said he will not leave based on what Mrs. Helke's attorney is trying to do which is prohibit his attendance.

Council Member Costanzo said his concern is there are multiple witnesses hearing each other's testimony. He said Mrs. Helke's attorney has a valid point, in the court of law witnesses would be sequestered.

Roll Call Vote

Yes (1) Costanzo
No (5) Loch, Lublin, Owsinek, Ambrose, Ackley
Absent (0)
Abstain (1) Helke

(5-1) MOTION FAILED

**CM 2-06-18 MOTION PROVIDING RECEIPT OF CHARGING DOCUMENTS
NUMBERED 1-30**

Motion by Owsinek, seconded by Lublin, MOTION CARRIED: Motion providing receipt of charging documents numbered 1-30.

Attorney Barr said he objects to exhibits 11-13, 17, 18-20, and 23 they are all outside Mrs. Helke's term of office and should be excluded on this basis alone. Attorney Barr said he does not object to the Charter or Code provisions.

City Attorney Vanerian asked if Mr. Barr was opposed to the resolutions.

Attorney Barr said the city seal is not adequate foundation, there is a need for a witness to authenticate any exhibits. He said does not stipulate to any resolutions.

City Attorney Vanerian said the resolutions and minutes have been certified and authenticated by the city clerk.

Attorney Barr said this is exactly why each of these documents should not be included, it needs to explain why they are relevant, and why they should be submitted into exhibits. He said he objects to a mass submittal of the charging documents.

City Attorney Vanerian said witnesses are here and they are available today. He sustained objection of Attorney Barr.

Attorney Barr said these documents are outside of the charging document. He said there is a packet of information, what in here is actually relevant, if it is relevant, and who is here to tell us why it is relevant. He said Best Evidence Rule, authentication of documents is not done until you have heard from someone that these documents are relevant to this hearing. He said not all exhibits should be entered into evidence now but at the time they may be appropriate.

City Attorney Vanerian said he sustains objection of affidavits they are testimony, testimony of the witness. He said the resolutions, Charter, Ordinances, Oaths of Office, meeting minutes the city clerk has certified all of them, there is no dispute to their genuineness.

Attorney Barr said he objects to the two Spinal column articles in the charging documents.

City Attorney Vanerian explained this is not a court of law, the rules of evidence do not apply. He sustained objection of Attorney Barr of the two articles items 21, 22 of the charging documents.

Mayor Ackley clarified the exhibits to be excluded from the charging documents are exhibits 21, 22, 27, 28, 29.

CM 2-07-18 AMENDED MOTION TO PROVIDE RECEIPT OF CHARGING DOCUMENTS 1-30 EXCLUDING EXHIBITS 21, 22, 27, 28, AND 29

Motion by Owsinek, seconded by Costanzo, MOTION CARRIED: To amend motion to provide receipt of charging documents 1-30 excluding exhibits 21,22, 27, 28, and 29.

Roll Call Vote

Yes (6) Lublin, Owsinek, Ambrose, Costanzo, Loch, Ackley
No (0)
Absent (0)
Abstain (1) Helke

(6-0) MOTION CARRIED

CM 2-08-18 MOTION TO CALL WITNESS CITY MANAGER L. DENNIS WHITT

Motion by Loch, seconded by Lublin, MOTION CARRIED: To call witness City Manager L. Dennis Whitt.

Roll Call Vote

Yes (6) Owsinek, Ambrose, Costanzo, Loch, Lublin, Ackley
No (0)
Absent (0)
Abstain (1) Helke

(6-0) MOTION CARRIED

CM 2-09-18 MOTION TO SUBMIT AFFIDAVIT OF L. DENNIS WHITT

Motion by Loch, seconded by Ambrose, MOTION CARRIED: To submit affidavit of L. Dennis Whitt.

Discussion

Mayor Ackley asked Mr. Whitt if he provided Mrs. Helke a copy of the Charter.

Mr. Whitt said he provided Mrs. Helke a copy of the Charter more than once and in the beginning, they had conversations often right up until the August 2016 time frame. He said they discussed sections of the Charter and City Code with Mrs. Helke because of her conduct.

Mr. Whitt said the Charter is on line, at the library and in the Clerk's Office.

Mayor Ackley asked if Mrs. Helke was provided a copy of the charging resolution.

Mr. Whitt said yes, she voted on the resolution.

Attorney Barr said Mayor Ackley's questions were leading in nature and he moved to strike all the former questions.

City Attorney Vanerian said the rules of evidence do not apply here.

Mayor Ackley said prior to the event was Mrs. Helke informed of the Section 2-45 of the City Code, non-interference with the City Manager.

Mr. Whitt said during instructions in July 2016 when removal of signs from property became an issue Mrs. Helke wanted to order the Code Enforcement staff to not remove the signs. Mrs. Helke said she wanted signs in the City's Right of Way. He said he explained section 2-45 and she could be sanctioned with these actions. He said Mrs. Helke's response was council did not have the backbone to act.

Mayor Ackley said an instance took place during a DDA meeting she asked for an explanation of that instance.

Mr. Whitt said Ms. Rodgers (now known as Mrs. Pesta) was the recording secretary for the DDA. He said Mrs. Helke reprimanded Mrs. Pesta during that meeting, called her idiot and stupid fucking twit.

Mayor Ackley asked about the verbal abuse during a court ordered mediation.

Mr. Whitt said this happened two times at a court ordered mediation. He said at a mediation hearing while the lawyers were moving between rooms, there was down time, he said Council Member Helke loudly accused Mrs. Pesta of stealing money. He said Council Member Lublin was taken aback and had to interrupt and told Mrs. Helke nobody is stealing money. He said Mrs. Helke also accused Mrs. Pesta of stealing money from the DDA. Mr. Whitt said this is a pattern of Mrs. Helke to attack young women. It was quite embarrassing.

Mayor Ackley asked if there has ever been any money stolen from the DDA.

Mr. Whitt said there are auditors who conduct reviews.

Mayor Ackley asked if Mr. Whitt was present at the trailway meeting noted in Ms. Gross' affidavit.

Mr. Whitt said several people were present. Council Member Helke was shouting why is she here. He said she addressed Ms. Gross asking what she was doing there, why she was there, demanding answers to her questions. He said she ordered Ms. Gross back to city hall.

Mayor Ackley asked if Ms. Gross said anything.

Mr. Whitt said Ms. Gross made the complaint, she heard the complaint. He said Council Member Helke came to his office to visit as she usually had done. Intern Gross started walking to the door and Council Member Helke said silly twit. He said Ms. Gross heard what Council Member Helke said.

Mr. Whitt said the same thing happened again at the trailway meeting just discussed.

Mayor Ackley asked regarding the Ordinance Officer for removing the signs out of the right-of-way, did Mrs. Helke refer to him as she had done so with Ms. Gross and Mrs. Pesta.

Council Member Costanzo said at first the City Manager declined to provide an affidavit, what events occurred to now provide affidavit.

Mr. Whitt said this is a council meeting, he is the chief officer. He said it is a matter of public record, Mrs. Helke lied to the citizens and he is the one who drafted the charges. He said she lied at a council meeting, to the public, and anyone else who was there.

City Attorney Vanerian said the December 19, 2017 council meeting, a resolution offered at that council meeting. He asked if Mr. Whitt recalled who voted on the resolution?

Mr. Whitt said yes, I think everybody.

Attorney Barr asked Mr. Whitt if he has personal animosity towards Mrs. Helke.

Mr. Whitt said that is not true, there was no personal animosity.

Meeting Recessed 10:15 p. m.

Meeting Reconvened 10:28 p.m.

Attorney Barr said Mr. Whitt never told Council Member Helke about the Charter Provision Section 6.7.

Mr. Whitt said they had discussions on the Charter several times.

Council Member Costanzo said he was confused by the note, exhibit 23, who can substantiate the note. Where did it come from?

Mr. Whitt said he already testified to this.

Attorney Barr said he objects to Mr. Whitt's affidavit. He said it would be best to have testimony. He said in court the testimony is the best evidence, it should not be submitted as evidence.

Discussion was held about the exhibits within Mr. Whitt's affidavit, specifically a hand-written note.

City Attorney Vanerian said the affidavit was submitted as evidence as exhibit 29. Request was referred over to Mayor and Council Members.

City Manager Whitt said he witnessed Mrs. Helke taking notes at the November organizational meeting in a 3x5 booklet, took considerable notes, then left the book of notes on a chair.

Attorney Barr lodged objection and said Mr. Whitt's testimony was of a time outside the term of office for Mrs. Helke. He said Exhibit 23, in interest of time, is a waste of time. He said the exhibit has zero value to whether Mrs. Helke wrote the note or not.

Mayor Ackley asked for ruling on objection.

City Attorney Vanerian said the note is noticed, it is up to council how much weight the note has. He said it is relevant for purposes of potential to gender-based actions, motivated by sex, age-based activity.

Mayor Ackley asked Mr. Whitt how he knew the left behind note was Mrs. Helke's note.

Mr. Whitt said Mrs. Helke wrote notes and they fell to the ground someone behind picked it up, reacted abruptly and put them down. Mrs. Helke never came back to get them.

Attorney Barr said he objects to the reference of the notes or additional notes he has not seen them. He said it's late in the evening let's get to what Council Member Helke is accused of.

Mayor Ackley asked what specific item was left within the note.

City Manager Whitt said the note said silly fucking twit. He said the then Deputy Finance Director, a 29-year-old, unmarried female, held a Master's degree, she has since moved on.

Mayor Ackley asked what were the Deputy Finance Directors qualifications?

City Manager Whitt said she was hired as Deputy Finance Director.

Mayor Ackley asked if Mrs. Helke submitted a FOIA request about the qualifications of the Deputy Finance Director.

City Manager Whitt said not to his knowledge.

Mayor Ackley asked if that note was attached to Mr. Whitt's affidavit.

City Manager Whitt produced the original note submitted as exhibit 23. City Attorney Vanerian said to admit the note into the chain of evidence.

Roll Call Vote

Yes (5) Ambrose, Loch, Lublin, Owsinek, Ackley
No (1) Costanzo
Absent (0)
Abstain (1) Helke

CM 2-10-18 MOTION TO SUBMIT ORIGINAL DOCUMENT OF EXHIBIT #23 INTO EVIDENCE

Motion by Lublin, seconded by Owsinek, MOTION CARRIED: To submit original document of exhibit #23 into evidence.

Discussion

Attorney Barr asked to read exhibit 23. He said there is no signature of the author.

Mr. Whitt said he saw Mrs. Helke's writing the note.

Attorney Barr said there is not a signature on this note. He said this is from a meeting in 2013.

Mr. Whitt said Mrs. Helke continues to say the very same thing about young females.

Attorney Barr said that is Mr. Whitt's opinion.

Mr. Whitt said it is a fact.

Mr. Barr asked if the note is an official city record.

Mr. Whitt said he has had the notes in his possession since 2013 because Mrs. Helke's continues to attack professional young females.

Attorney Barr said he objects to the document, it is not signed, and it is clear from its size, it is not an official city document.

City Attorney Vanerian said this concerns the weight of the evidence, not the signature of this document.

Roll Call Vote

Yes (5) Loch, Lublin, Owsinek, Ambrose, Ackley
No (1) Costanzo
Absent (0)
Abstain (1) Helke

(5-1) MOTION CARRIED

CM 2-11-18 MOTION TO CALL WITNESS CHELSEA PESTA

Motion by Loch, seconded by Owsinek; MOTION CARRIED: To call witness Chelsea Pesta.

Roll Call Vote

Yes (6) Loch, Lublin, Owsinek, Ambrose, Costanzo, Ackley
No (0)
Absent (0)
Abstain (1) Helke

(6-0) MOTION CARRIED

City Attorney Vanerian asked Mrs. Pesta her position with the City.

Mrs. Pesta said Assistant City Manager.

City Attorney Vanerian asked Mrs. Pesta who asked her to provide an affidavit of the situation. How was it prepared.

Mrs. Pesta said she and Ms. Gross worked together.

Attorney Barr objected.

Mayor Ackley asked about the verbal reprimand incident with Mrs. Helke.

Mrs. Pesta said it was at a court ordered mediation. Mrs. Helke accused me of stealing money, what I did for the DDA, where's the money you are stealing. She called me a silly stupid fucking twit.

Attorney Barr asked what Mrs. Pesta's education is.

Mrs. Pesta said a Bachelor's in Business Administration.

Attorney Barr asked Mrs. Pesta what a confidential assistant was.

Mrs. Pesta said assisted during closed session and union matters.

Attorney Barr asked Mrs. Pesta if she and Ms. Gross wrote their affidavits collectively.

Mrs. Pesta said no, my affidavit speaks for itself.

Attorney Barr said isn't it true Mrs. Pesta you were never at the trailway meeting.

Mrs. Pesta said no, she was not.

Attorney Barr asked Mrs. Pesta the definition of sexually charged innuendo.

Mrs. Pesta said Mrs. Helke had agent people that worked for her under the cloak of the Freedom of Information Act that came into city hall to intimidate such as Kenneth Kolke, Dennis Burks, and Gabriel Costanzo.

CM 2-12-18 MOTION TO SUBMIT EXHIBIT #28, AFFIDAVIT OF CHELSEA PESTA

Motion by Ambrose, seconded by Loch; MOTION CARRIED: To submit exhibit #28, affidavit of Chelsea Pesta.

Attorney Barr said he objects.

Roll Call Vote

Yes (5) Loch, Lublin, Owsinek, Ambrose, Ackley
No (1) Costanzo
Absent (0)
Abstain (1) Helke

(5-1) MOTION CARRIED

CM 2-13-18 MOTION TO CALL WITNESS MIRANDA GROSS

Motion by Lublin, seconded by Loch, MOTION CARRIED: To call witness Miranda Gross.

Roll Call Vote

Yes (6) Lublin, Owsinek, Ambrose, Costanzo, Loch, Ackley
No (0)
Absent (0)
Abstain (1) Helke

(6-0) MOTION CARRIED

City Attorney Vanerian asked Ms. Gross if this was her affidavit and if her signature was on the last page.

Ms. Gross said yes.

CM 2-14-18 MOTION TO SUBMIT EXHIBIT #27, AFFIDAVIT OF MIRANDA GROSS

Motion by Lublin, seconded by Owsinek; MOTION CARRIED: To submit exhibit #27 affidavit of Miranda Gross.

Attorney Barr made objection.

Roll Call Vote

Yes (5) Owsinek, Ambrose, Loch, Lublin, Ackley
No (1) Costanzo
Absent (0)
Abstain (1) Helke

(5-1) MOTION CARRIED

Attorney Barr asked if Ms. Gross prepared a shorter version initially of her complaint.

Ms. Gross said yes.

Attorney Barr said Mr. Gross' affidavit mentions a council meeting in 2013. He said Ms. Gross was not employed with the city at that time and Mrs. Helke was not a member of council.

Attorney Barr asked Ms. Gross if she ever heard Mrs. Helke say twit.

Ms. Gross said yes, herself.

Attorney Barr asked Ms. Gross if she witnessed council members meeting prior to council meetings in the city manager's office.

Ms. Gross said no.

Attorney Barr asked Ms. Gross if she discussed her affidavit with the city attorney.

Ms. Gross said no.

Attorney Barr asked Ms. Gross if she knew what Facebook was and did she post to it.

Ms. Gross said yes.

Attorney Barr produced a 2-page copy of Ms. Gross' Facebook account with article posted on her account from the Spinal Column.

Ms. Gross said yes, she posted a copy of a Spinal Column article.

Attorney Barr asked Ms. Gross if the alleged interaction in the city manager's office was in her affidavit.

Ms. Gross said she does not see it.

Attorney Barr asked about the closed session meeting and who requested it.

City Attorney Vanerian objected to the foundation of question. He said the OMA rules are presumed to be valid, council members cannot unilaterally discuss what was discussed in a closed session. He said until a closed session is determined improper by the courts, it does not give the right for council members to discuss items that were discussed in a closed session.

Attorney Barr asked Ms. Gross if she actually heard Mrs. Helke say twit.

Ms. Gross said yes.

Attorney Barr said Ms. Gross' affidavit states Mrs. Helke called her a twit 5 times.

Ms. Gross said yes.

Attorney Barr said Mrs. Helke provided an apology, but Ms. Gross called it a fake apology.

Ms. Gross said yes.

Mayor Ackley referred to paragraph 11 of the affidavit, the first day Ms. Gross met Council person Helke, she asked Ms. Gross if she heard Mrs. Helke call her a twit.

Ms. Gross said yes.

Mayor Ackley asked if the "F" word was preceding it.

Ms. Gross said yes, it was preceding the word twit.

Attorney Barr said that isn't it true that Ms. Gross did not mention that in the first complaint.

City Attorney Vanerian said this concludes the proofs.

Attorney Barr said based on evidence he made a request to dismiss charges as they do not meet the legal standard.

**CM 2-15-18 MOTION TO DISMISS CHARGES PERTAINING TO COUNCIL
MEMBER HELKE**

Motion by Costanzo, no second

Motion fails due to lack of support.

Attorney Barr said he would like to call Mrs. Helke to testify.

Mrs. Helke read her prepared statement into the record.

*Honorable Mayor Ackley and Council
City of Walled Lake*

Madam Mayor, members of the Walled Lake City Council, Mr. City Manager, friends, neighbors and residents of the City of Walled Lake.

When it was suggested by my attorney, Mr. Barr, that I should write a statement to present to you tonight, I spent a lot of time writing a very precise time line of what happened regarding the vents of August 2016, and what has happened since, to the best of my knowledge and recollection. I was determined that I was going to take this opportunity to describe the events as I had experienced them, in great detail. I ended up writing sixteen pages. I was relieved that I would finally be able to tell my side of the story.

I showed my statement to Mr. Barr. He said that it seemed to be very thorough and precise. But in addition to telling me that I needed to make it shorter, he said something that rang true to me. He told me to just speak from the heart. I had to think about this for a while. I am not a politician, and I am not very good at diplomacy. I tried to think about what I would say to each of you if I were able to sit across from you over a cup of coffee. So, here is what I think I would have said if I had been given the opportunity.

When I was appointed to the DDA in 2011, I volunteered because I thought it would be fun, and I thought that possibly I could help in contributing something favorable to Walled Lake. But then in 2012, the scope and the activities of the DDA were severely cut. This sparked a desire in me to find out what else was going on in my town. I began to attend City council meetings, not very often, but often. Contrary to the way most people feel about meetings, I found that I liked them. I enjoyed watching the process of how things get done.

Then came the Apartment issue, I became more deeply involved with the residents of Walled Lake, as we all expressed our opinions and worked through the pros and cons of that issue. That is when I decided to run for City Council.

I was elected in November of 2015. For the most part, I enjoy being a Council Member. I have felt that I was doing some good. Sometimes I argued a point, a lot of times I asked questions that people didn't want me to ask. Most of time, I voted with the rest of the Council. Sometimes, I was the only opposing vote. I was getting on-the-job training, learning as I went along.

In my original 16-page statement, when I wrote about the August 10, 2016 Bike Trail meeting, I went into a minute detail about who was sitting where who was present and who had left the room, and what was said. I can still speak to all of that if it becomes necessary, but here is what I would say to you over a cup of coffee. If I could go back to the August Bike Trail meeting and do it all over again, I would do things a bit differently. I was very upset over negative, derogatory and personal comments that were made at that meeting. If I need to testify as to what

was said, I can do that, and I believe that I can summon witnesses who can back me up if that should become necessary. But I let my emotions get the best of me, and that's not usually a good thing. I addressed a very minor issue first and never made it to the major issue, which was the aforementioned derogatory comments. When I found myself facing Ms Gross across a couple of tables, I asked her what seemed to me to be a simple question, but evidently to her seemed like an accusation. But a couple of questions and one answer are all that were exchanged between me and Ms. Gross at that meeting. I have since written a letter of apology. I was not apologizing for the questions I asked, but for the way I evidently appeared to Ms. Gross, which was accusatory. Ms. Gross rejected my apology twice. I was told by Ms. Gross, by way of the mayor, and by a couple of Council members, that I had been insincere in my apology. But not one told me to write the letter, and no one told me what to say. When the Mayor asked if I was willing to apologize to Ms. Gross, I already had the letter written, with copies for Council. In the letter, I wrote that "I did not intend to appear as though I believed that you had acted inappropriately regarding the events in question." I guess I should have said, "I didn't mean to make you feel like you did anything wrong. I know that would not have been there at the meeting without the consent of your employer. When I said, "This is nothing against you. "I meant it". In a more casual setting, that is exactly what I would have said, because this is what I meant.

Then in closed session of the September and October 2016 City Council meetings took place. Somewhere around this time, I started to come to the realization that no one was going to ask for my side of what happened. I had been sure that, as a part of an investigation of the incident, someone would ask me for an explanation of my actions, but no one ever did. Then I found out that as the "named person" in Ms. Gross' complaint, I had the right to have the complaint discussed in open session. I decided that exercising my right to have the complaint heard in open session was the only way that I was going to get to tell my side of the story. At the November 2016 meeting, I read aloud from the "Open Meetings Handbook" and the "Michigan Complied Laws," outlining my right to speak in open session about the complaint. Then I told, in very little detail, an extremely condensed version of my side of the story. After exercising my right to have the complaint discussed in open session, I was called a liar, on the record, by the City Manager. I have been lectured to by other Council members and told that "this is not the way a Council person acts." I have been threatened with a lawsuit. All of this without offering my chance to tell my side of what happened. When I realized that no one cared about my side of the incident, I stopped talking to my fellow Council members. I know that my lack of communication probably made things worse, but as I said, I am not a politician or diplomat.

Since the day I met Ms. Gross, over 1 ½ years ago, I have spoken to her twice. The first time was the day I met her, when as I recall, I said, "Nice to meet you." I did not call her "twit". I did not call her anything. I didn't know her. The second time was at the Bike Trail meeting, when I asked her why she was there. Since that time, I have not spoken to Ms. Gross. I have not communicated with her in any way. I have not encouraged anyone else to speak to her or communicate with her. Any accusations that say different are not true.

I have been accused of a long list of violations of laws and rules. I categorically deny almost all of the accusations. As I have already said, I never called Ms. Gross a twit. I have never harassed her. I have never enlisted or encouraged anyone else to harass her. I never discriminated against her based on her age or gender. I never asked the City Manager or

anyone else on authority over her to discipline her. I have never said anything that could have been interpreted as “sexually charged innuendo” based solely on Ms. Gross’ gender, age, and/or appearance. I have not spoken to or communicated with Ms. Gross or caused anyone else to speak to or communicate with Ms. Gross since August 10, 2016.

Regarding the accusations contained in Ms. Pesta’s affidavit, I never belittled her or became angry with her at a mediation meeting. On the contrary, one of the other attorney’s present at that meeting had seemed to take responsibility for the mix-up in locations. I never became angry with Ms. Pesta. I never belittled her. I never “ranted” at her. I never attacked her at the second mediation meeting. I never accused her of misconduct or stealing money from the DDA.

And as for the remaining violations, which are procedural, I can argue my reasons for my actions, and I will if I have to. But I want to point out two things: first of all you should carefully examine your own actions over the last 1 ½ years since this investigation has been going on; you might be unpleasantly surprised at what you find. Second, in a courtroom, almost all of what has been written about my actions would be thrown out because it is based on opinion, hearsay, emotion and ancient history. I am hoping that tonight, with assistance of Mr. Barr, the facts will be brought to light.

So, those are things I would have said to you and Ms. Gross in a more casual setting. I have made mistakes, but they were just that; mistakes. I just wish all of this could have been said way back in 2016 before this issue took a life of its own.

In conclusion, I would like to remind everyone that I was duly elected by the people of Walled Lake to serve. I would like to continue to serve them and I do not believe my removal is warranted. I ask that council consider all the facts and arguments they will hear from my attorney and vote “no” on my removal.

Attorney Barr asked Mrs. Helke when she became aware of the charges.

Mayor Ackley asked and clarified if Mrs. Helke is a witness at this point.

Attorney Barr said he wanted to ask Mrs. Helke a few questions to further clarify some points.

Attorney Barr asked Mrs. Helke if she was aware of the provision of the City Charter that you are not to vote on matters concerning yourself.

Mrs. Helke said no.

Mayor Ackley asked Mrs. Helke if she received resolution 2016-31.

Mrs. Helke said yes.

Mayor Ackley asked that once Mrs. Helke read the resolution did she read the sections of the Charter that pertained to the resolution.

Mrs. Helke said no.

Mayor Ackley asked why not.

Mrs. Helke said she thought the resolution 2016-31 pertained the to the trailway meeting incident.

Mayor Ackley said if Mrs. Helke did not read the Charter on her own, why did Mrs. Helke feel it was up to city hall to review if for her.

Mayor Ackley asked Mrs. Helke if she heard tonight's discussion from the City Manager regarding meetings he said they had about the code enforcement officer and political campaign signs.

Mrs. Helke said no, she does not remember meeting and denied a meeting taking place.

Mayor Ackley asked if Mrs. Helke recalled Mr. Whitt's discussion tonight about the code enforcement officer and political campaign signs.

Mrs. Helke said she heard Mr. Whitt say who the signs were for.

Mayor Ackley asked Mrs. Helke if at any time had she ever referred to Mr. Rondeau in a derogatory manner.

Mrs. Helke said no.

Mayor Ackley asked Mrs. Helke if she was familiar with the affidavits of Chelsea Pesta and Miranda Gross.

Mrs. Helke said she read them.

Mayor Ackley asked Mrs. Helke if she recalled attending a city mediation and the interaction she had between her and Mrs. Pesta at the mediation.

Mrs. Helke said no.

Mayor Ackley asked is Mrs. Helke recalled accusing Mrs. Pesta of stealing money from the DDA while at the mediation location.

Mrs. Helke said no.

Mayor Ackley asked Mrs. Helke why she believes Mrs. Pesta is stealing money.

Mrs. Helke said she never has.

Mayor Ackley asked Mrs. Helke if the confrontation was to intimidate or embarrass Mrs. Pesta in front of numerous city officials.

Attorney Barr said his client answered this question two or three times that she did not do that. Mrs. Helke said she has never accused Mrs. Pesta of stealing and she did not say that to her.

Mayor Ackley asked Mrs. Helke if she referred to Mrs. Pesta as a twit, stupid, or idiot.

Mrs. Helke said no.

Mayor Ackley asked if Mrs. Helke had ever seen a copy of the note.

Mrs. Helke said yes.

Mayor Ackley asked if the writing on the note was Mrs. Helke's.

Mrs. Helke said yes.

Mayor Ackley said in the note there is reference to the Deputy Finance Director as a stupid f-ing twit.

Mrs. Helke said no, she referred to her as a silly f-ing twit.

Mayor Ackley asked if the handwriting was on the note was Mrs. Helke's.

Mrs. Helke said yes.

Mayor Ackley asked if Mrs. Helke wrote stupid f-ing twit.

Mrs. Helke said the note read silly f-ing twit.

Mayor Ackley asked why Mrs. Helke referred to the Deputy Finance Director as a silly f-ing twit.

Mrs. Helke asked if she could provide little background. She said she attends meetings all the time, takes a lot of notes, there are her personal notes. She said she writes things for association to spark her memory. She said that night she was taking notes the Deputy Finance Director stood up to be sworn in and she skipped up towards the city clerk to be sworn in, she wrote silly f-ing twit, so she would remember her. She said the note was personal and she said she has never called anyone a silly f-ing twit to their face, not even her sister.

Mayor Ackley asked Mrs. Helke if she would have known of the Deputy Finance Director's background that contained a Master's Degree would she still have referred to her in that manner.

Mrs. Helke said she wrote it.

Mayor Ackley asked Mrs. Helke if she was familiar with Ms. Gross' affidavit.

Mrs. Helke said she has seen it.

Mayor Ackley clarified with Mrs. Helke that she knew very little of Ms. Gross, her background, qualifications and her position at the city.

Mrs. Helke said yes.

Mayor Ackley asked Mrs. Helke if then she felt the affidavit made false statements.

Mrs. Helke asked if that was a question.

Mayor Ackley asked Mrs. Helke if she made attempts to embarrass, admonish, or intimidate Ms. Gross.

Mrs. Helke said no.

Mayor Ackley asked Mrs. Helke if she recalled attending the trailway meeting.

Mrs. Helke said yes.

Mayor Ackley asked Mrs. Helke if she repeatedly demanded to know why Ms. Gross was there.

Mrs. Helke said no.

Mayor Ackley asked Mrs. Helke if her intent was to intimidate, admonish, or embarrass Ms. Gross for not taking notes during the meeting.

Mrs. Helke said that was not her intention.

Mayor Ackley asked what her purpose was for confronting Ms. Gross about her presence at the meeting.

Mrs. Helke said she was very upset about prior derogatory statements made in the middle of an open meeting by the City Manager about a city employee. She said as she sat at the trailway meeting thinking about that and she looked over saw Ms. Gross sitting there not taking notes. She said after the meeting she asked the City Manager why Ms. Gross was there, it was an opening question and she was going to get to a larger issue for an explanation of the derogatory remarks made.

Mayor Ackley asked why Mrs. Helke just ask the City Manager instead of confronting Ms. Gross.

Mrs. Helke said she did ask the City Manager.

Mayor Ackley said isn't it true Mrs. Helke your interactions, statements and conduct are motivated by a gender bias towards Ms. Gross and Mrs. Pesta motivated by a general dislike of younger women who work at city hall and your desire to harass and make them feel unwelcome at the city.

Mrs. Helke said no.

Mayor Ackley asked if Mrs. Helke knew Dennis Burks.

Mrs. Helke said yes, she did know him.

Mayor Ackley asked Mrs. Helke is she knew Mr. Burks was a frequent speaker at the council meetings.

Mrs. Helke said yes.

Mayor Ackley asked Mrs. Helke about the frequent meetings she had with Mr. Burks after council meetings in the city hall parking lot.

Mrs. Helke said they were not meetings they just stood and talked.

Mayor Ackley asked Mrs. Helke if Mr. Burks politically supported her.

Mrs. Helke said yes.

Mayor Ackley asked Mrs. Helke what her relationship was with Mr. Burks.

Mrs. Helke said he was a political supporter.

Mayor Ackley asked Mrs. Helke if she was aware Mr. Burks frequently accused the city of wrong doing.

Mrs. Helke said yes.

Mayor Ackley asked Mrs. Helke if she was aware of Mr. Burks threatening, controversial, and intimidating manner during public comment at the meetings.\

Mrs. Helke said yes, at times.

Mayor Ackley asked if Mrs. Helke ever asked Mr. Burks to confront or harass city employees.

Mrs. Helke said no.

Mayor Ackley asked Mrs. Helke if she was aware Mr. Burks came to city hall to harass city employees while working.

Mrs. Helke said no.

Mayor Ackley said Mr. Burks referred to himself as “Susan’s war dog” and did she know why he would have done that.

Mrs. Helke said no.

Mayor Ackley asked Mrs. Helke if she was aware Mr. Burks had numerous police records.

Mrs. Helke said yes.

Mayor Ackley asked if there were anymore questions.

Attorney Barr said for clarification on the note was Mrs. Helke’s private record that was stolen, and Mrs. Helke was not on council at the time.

Mrs. Helke said yes.

Attorney Barr said he would like to call the Mayor as a witness for questioning. He asked if the Mayor was aware an outside investigator could have made an investigation.

Mayor Ackley said yes.

Attorney Barr said this investigation could have been taken by an attorney with a background in law.

Mayor Ackley said yes.

Attorney Barr asked Mayor Ackley if she was an attorney.

Mayor Ackley said no. She said she took the affidavits.

Attorney Barr said Mayor Ackley never requested anything in writing from Mrs. Helke.

Mayor Ackley said Mrs. Helke admitted to her wrong doing within her apology letter.

Attorney Barr said but nothing was ever requested in writing.

Mayor Ackley said Mrs. Helke’s apology letter stated it was true what she was charged with.

Attorney Barr said the complaints of August 16, September 20 and October had a purpose of filing complaints against Council Member Helke but there was never any complaint filed in Ms. Gross’ employment file. He said the night the meeting took place that resolution 2017-87 was handed out was there not a meeting in the City Manager’s office prior to the council meeting.

Mayor Ackley said no.

Attorney Barr asked the Mayor if she witnessed any discussions at the table before resolution 2017-86 was handed out.

Mayor Ackley said she did not recall.

Attorney Barr asked if Mayor Ackley was licensed to practice law.

Mayor Ackley said no.

Attorney Barr said but the Mayor is the presiding officer over the hearing.

Mayor Ackley said yes.

Attorney Barr said the Mayor is making legal decisions.

Mayor Ackley said she is following the Charter and she referred to Council.

Attorney Barr asked who typed the Mayor's report.

Mayor Ackley said it was typed at city hall.

Attorney Barr asked Mayor Ackley what the elements are to violate Act of 1965.

Mayor Ackley referred to Item A page 2 of 3 of her report.

Attorney Barr asked Mayor Ackley if she ever heard of any disciplinary reports against Ms. Gross.

Mayor Ackley said no.

Attorney Barr said the Charter allows to hire an independent attorney to conduct investigations,

Mayor Ackley said the Charter allows for the Mayor to investigate and councils motions direct council.

City Attorney Vanerian asked Mayor Ackley if she included the August 19, 2016 written account of Mr. Gross complaint in her report.

Mayor Ackley said yes.

Attorney Barr requested to keep a digital recording of the proceedings.

City Manager Whitt said the city will preserve the recordings and Attorney Barr may request a copy.

Meeting recessed 12:50 a.m.

Meeting Reconvened 1:09 a.m.

Attorney Barr said this is a very important decision and it should be taken seriously.

City Attorney Vanerian said he is not here to advocate for or against, the evidence phase is done, and council needs to deliberate.

Mayor Ackley asked for council comment.

Council Member Lublin said Mrs. Helke's action have been inappropriate and ugly and the violations are valid.

Council Member Costanzo said a removal without a court ruling is a violation, it oversteps bounds and will be a financial pitfall. He said if the employee wishes to go to court, have a court ruling, that's due process, if there is a court ruling of guilty the council will hold the council member accountable but to do this now is premature.

Council Member Ambrose said this has been dragging on way to long, should have been resolved a year ago with a sincere apology. He said unfortunately, it did not work out this way. He said when this first occurred, he himself met with Mrs. Helke about the city's form of government. He suggested as best Mrs. Helke could, to be sincere, not confrontational with apology. He said once a council member always a council member. He said it is unfortunate this came so far, action has to be taken or it will fall into a predicament as Michigan State is currently in, not doing anything becomes worse than the crime itself.

Council Member Costanzo said he did not agree with a removal of a council member for something that happened August of 2016. He said hearing the affidavits, removal from office seem extreme to him. He said council can vote for censure, condemning that actions that occurred back in August, let it go to the courts for a ruling if law were broken. He said the rule of law applies, if it was hostile, the council should have investigated it sooner. He said there were only three affidavits, and this could have been handled sooner. He said he votes for censure not removal.

Mayor Ackley said Council Member Costanzo seems to be referring to only one charge. She said the Charter outlines how to handle this situation. She said if an employee of the city feels they are being bullying it must be addressed, she had hoped the apology was sincere; it was very insincere, and the violations continued. She said the Charter gives council the authority to address this situation.

Council Member Costanzo said the voters had elected this official in. He said council is overstepping their bounds and action was taken sooner. He said condemning the actions, it has been established the negative behavior has stopped. He said a censure puts the council member on notice and lets the employee know this won't happen again.

Mayor Ackley said Charter gives council the authority to act and council owes it to themselves and the employees to act.

Mayor Pro Tem Owsinek said he has listened to everything with an open mind he made the following motion.

**CM 2-16-18 MOTION TO FIND COUNCIL MEMBER HELKE
COMMITTED ACTS OF MISCONDUCT IN OFFICE,
MISFEASANCE AND MALFEASANCE IN HER OFFICIAL
CAPACITY AS DEMONSTRATED BY SUFFICIENT EVIDENCE
PRESENT AT THE TIME OF THE FEBRUARY 1, 2018 HEARING
BY:**

- 1. COMMITTING MULTIPLE ACTS OF, AND OTHERWISE CAUSING,
UNLAWFUL GENDER AND AGED BASE HARASSMENT AND
DISCRIMINATION AGAINST YOUNGER FEMALE CITY STAFF MEMBERS
AND CREATING A GENDER AND AGED BIASED HOSTILE WORK
ENVIRONMENT**
- 2. UNLAWFULLY ASSERTING IMPROPER DIRECTION, CONTACT,
CONTROL, EVALUATION, OVERSIGHT, DISRUPTION, AND SUPERVISIONS
OF CITY EMPLOYEES CONTRARY TO CITY CODE**
- 3. IMPROPERLY HARASSING, RIDICULING, INTIMIDATING AND FALSELY
ACCUSING CITY EMPLOYEES IN WORKPLACE ENVIRONMENTS SO AS
TO BELITTLE, BERATE AND EMBARRASS CITY EMPLOYEES IN THE
PRESENCE OF THEIR PEERS, SUPERVISORS AND CO-WORKERS AND IN
FURTHER VIOLATION OF THE CITY CODE**
- 4. IMPROPERLY AND PUBLICLY DISCLOSING AND DISSEMINATING
CLOSED SESSION COUNCIL DISCUSSIONS**
- 5. IMPROPERLY VOTING ON MATTERS CONCERNING HER OWN CONDUCT
IN VIOLATION OF CITY CHARTER**
- 6. VIOLATING HER OATH OF OFFICE BY VIOLATING CITY CODES, CITY
CHARTER, STATE AND FEDERAL ANTIDISCRIMINATION LAWS AND
FAILING TO FAITHFULLY PERFORM THE DUTIES OF A COUNCIL
MEMBER**

Motion by Owsinek, seconded by Lublin; MOTION CARRIED: To find Council Member Helke committed acts of misconduct in office, misfeasance and malfeasance in her official capacity as demonstrated by sufficient evidence present at the time of the February 1, 2018 hearing.

Discussion

Attorney Barr requested findings of facts and conclusions on each charge.

Yes (5) Ambrose, Loch, Lublin, Owsinek, Ackley
No (1) Costanzo
Absent (0)
Abstain (1) Helke

(5-1) MOTION CARRIED

**CM 2-17-18 MOTION TO DECLARE THE OFFICE OF A COUNCIL PERSON
SEAT VACANT**

Motion by Loch, seconded by Lublin; MOTION CARRIED: To declare the Office of a Council Person seat vacant.

Discussion

Council Member Ambrose asked if declaring the office vacant, the proceedings are complete.

Council Member Costanzo said he strongly opposes the removal until a court ruling has been provided.

Roll Call Vote

Yes (5) Loch, Lublin, Owsinek, Ambrose, Ackley
No (1) Costanzo
Absent (0)
Abstain (1) Helke

(5-1) MOTION CARRIED

Motion to adjourn moved by Ambrose, seconded by Owsinek.

Meeting adjourned 2:00 a.m.

Jennifer A. Stuart, City Clerk

Linda S. Ackley, Mayor

History: Chapter 6, The Council: Procedure and Miscellaneous Powers and Duties: Section 6.7 (a) A journal of the proceedings of each meeting shall be kept in the English language by the Clerk and shall be signed by the presiding officer and Clerk of the meeting.



**CITY OF WALLED LAKE
REGULAR COUNCIL MEETING
TUESDAY, JANUARY 16, 2018
7:30 P.M.**

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 Owsinek.

ROLL CALL: Mayor Ackley, Mayor Pro Tem Owsinek, Council Member Ambrose, Council Member Costanzo, Council Member Helke, Council Member Loch, Council Member Lublin

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

OTHERS PRESENT: City Manager Whitt, Assistant City Manager Pesta, Police Chief Shakinas, Fire Chief Coomer, Finance Director Coogan, Treasurer Barlass, City Attorney Vanerian, and City Clerk Stuart

CM 1-05-18 MOTION TO EXCUSE COUNCIL MEMBER HELKE FROM TONIGHT'S MEETING

Motion by Costanzo, seconded by Ambrose, UNANIMOUSLY CARRIED: To excuse Council Member Helke from tonight's meeting.

REQUESTS FOR AGENDA CHANGES:

Council Member Costanzo said page 13 of the council packet, a motion was made to table video recording to this meeting and he requested to add to tonight's agenda as item #3 of Unfinished Business.

APPROVAL OF THE MINUTES:

1. Regular Council Meeting of December 19, 2017

CM 1-06-18 TO APPROVE THE DECEMBER 19, 2017 REGULAR COUNCIL MEETING MINUTES

Motion by Ambrose, seconded by Lublin,

Discussion

Council Member Costanzo said page seven of the council packet pertaining to the December 19, 2017 minutes do not reflect comments made by Commerce Township Supervisor Scott. He said the minutes should reflect what Mr. Scott stated.

CM 1-07-18 MOTION TO TABLE APPROVAL OF THE DECEMBER 19, 2017 MINUTES

Motion by Ambrose, seconded by Costanzo, UNANIMOUSLY CARRIED: To table approval of the December 19, 2017 minutes.

Roll Call Vote

Yes (6) Ambrose, Costanzo, Loch, Lublin, Owsinek, Ackley
No (0)
Absent (1) Helke
Abstain (0)

AUDIENCE PARTICIPATION:

Derek Bandy, 2200 S. Commerce – said he is here to provide information to council on medical marijuana. Mr. Bandy said any city that allows medical marijuana sees increase in property value and decrease in crime. Mr. Bandy provided a packet to council. Mr. Bandy thanked council on behalf of the patients here tonight and those to sick who could not attend the meeting.

Cheryl Flammer, 3557 Clark Circle – said she is here from the Banks Dolbeer Historic Home and Lakes Area Community Foundation. Ms. Flammer said she is awaiting a call from the City Hall to schedule a meeting with Mr. Whitt. Ms. Flammer said last month the Commission discussed other communities historical commission agreements such as those from the city of Wixom and White Lake Township, she said the City of Walled Lake could use as a model to create one. Ms. Flammer said she was concerned with a statement at last meeting that Mr. Robertson acted as a volunteer not as a council member, she said this statement is odd since Mr. Robertson said he was there as council. Ms. Flammer said she is asking who is in charge, who makes the decisions concerning the Banks Dolbeer home. Ms. Flammer said a decision needs to be made on this project.

City Manager Whitt said he agreed the project needs to be completed it has been over 20 years since the relocation and start of the restoration. Mr. Whitt stated at the last meeting he agreed to meet this month with Ms. Flammer, we are only half way through the month. Mr. Whitt said he wanted to meet with the DDA and Council before meeting with Ms. Flammer concerning the Banks Dolbeer Home to understand their direction. Mr. Whitt said a meeting with Ms. Flammer will be scheduled.

Kathy Kubik – said she is very upset when the last meeting was closed. Ms. Kubik said, “that lady over there” and directed her finger toward City Clerk Stuart “asked who removed the white sheet”. Ms. Kubik said someone from the audience left with the white sheet that had the names and addresses on it. Ms. Kubik said it was wrong to have to put your name down if somebody

else is going to leave with the sheet and she hopes that is corrected. Ms. Kubik asked why the sheet is left out in an open area.

City Manager Whitt said the action of taking the public documents is a theft of a public record, the crime is being investigated at this very moment. Mr. Whitt said the City knows who the subject is, and there will be an arrest and charges. Mr. Whitt said no one should walk out of a public meeting with a public record, it is a felony. Mr. Whitt said documents can be obtained through FOIA.

Anthony Virga, 1123 E. West Maple – said he owns Bazonzoes and the state Medical Marijuana application process is extremely extensive process to include all the documentation to be notarized, financials statements CPA provided to the State, FBI background checks, and finger printing provided to the State of Michigan. Mr. Virga said these requirements not only apply to the business owner but to the employees as well. Mr. Virga said they are subject to official government audits. He said they have had to attend classes as this is a new State law providing opportunities for safe access to medication and reduce illegal drug sales. Mr. Virga said yearly renewals will have to be done through the State and the City that can be denied at any time if found not compliant. Mr. Virga said they had been in operation for five years prior to closing and had successfully renewed their license with the city showing their compliance.

Duane Dianco, 1020 Decker Road – said his constituents are requesting licenses for 5 marijuana facilities at his location.

Robert Teitel, 1825 E. West Maple – said he is the president and founder of Iron Laboratories a safety compliance facility in Walled Lake. Mr. Teitel said he hopes to continue to call Walled Lake their home. Mr. Teitel said safety compliance is a huge aspect of the Michigan Cannabis industry. Mr. Teitel said it is critical for patient to have safe access and they should be able to find safe access here in Walled Lake.

Susan Martin, 1753 Ashstan – said she is a voting resident who has lived here for several years. Ms. Martin said she knows other cities are giving preferences to their residents for a lucrative medical marijuana license. Ms. Martin said Walled lake should give preference to its own citizens not an outsider. Ms. Martin said if her credentials are equal to an outsider's credentials she said as a resident she should be given preference. Ms. Martin asked what this elected council will do to help the residents that live, eat and sleep in the City of Walled Lake.

Rick Greenwell, 395 W. Walled Lake Drive – said he would like to see action with the trailway development.

Dan Fox, 1345 Decker – said he is against any medical marihuana facilities in his city. Mr. Fox said there are too many medical marijuana facilities in the city. Mr. Fox said he city is becoming a main distribution point in western Oakland County this is bad for business, the families that live in Walled Lake, and the Police Department.

Denise Mannick 274 W. Walled Lake Drive – said she is here representing the Lakes Area Community Coalition to represent the youth of Walled Lake. Ms. Mannick opined once

marijuana businesses are part of our community, youth use of marijuana increases. Ms. Mannick said she is requesting council make an informed decision. Ms. Mannick said opiate use are on the rise and this decision puts the youth of Walled Lake at risk.

Bob Manna, 1101 N. Pontiac Trail – said he has been a business owner in the city for over 14 years. Mr. Manna said he is glad to see medical marijuana being acknowledged. Mr. Manna said he would like to see new buildings being built with new tax dollars go to Walled Lake people first, tax dollars should not be given to those who support the Mayor. Mr. Manna said Mr. Atwell another local business owner wants to propose a new building to be built on his property bringing in more tax dollars.

Mindy Fernandes 45400 W. Pontiac Trail – said the medical marijuana rules fluctuate there is inconsistency between Federal and State standards. Ms. Fernandes said in time council will have to come back to change these ordinances.

Steve Atwell, 902 N. Pontiac Trail – said he has been in business in Walled Lake for 42 years and his business has an impeccable reputation in this community. Mr. Atwell said he will be applying for a state license for medical marijuana.

Karen Kolke, 179 Spring Park – said she does not have anything against medical marijuana. Ms. Kolke said the trailway is not considered a park, is the city going to lose the Department of Natural Resources (DNR) funds for the trail if recreational medical marijuana is approved? Ms. Kolke said she is concerned with public safety and there have been a lot of explosions related to medical marijuana.

David Rudoj – attorney for Bazonzo – said the medical marihuana ordinance in tonight’s packet is same exact red line version from the December meeting. Mr. Rudoj said the Planning Commission had recommended 500 feet and he asks that council approve their recommendation.

CITY MANAGER’S REPORT:

1. Departmental / Divisional Statistical Reports

- a. Police**
- b. Fire**
- c. Code Enforcement**
- d. Finance**

-Warrant Report #1-2018

CM 1-08-18 TO RECEIVE AND FILE THE MONTHLY DEPARTMENTAL / DIVISIONAL STATISTICAL REPORTS

Motion by Owsinek, seconded by Lublin

Discussion

Council Member Costanzo said he had questions on page 25 of the council packet, Police Monthly report and directed to the Police Chief Shakinas. Council Member Costanzo said he met with residents and questions arose concerning the 90% increase in ID fraud.

Motion by Owsinek, seconded by Lublin, UNANIMOUSLY CARRIED: To receive and file the monthly Departmental / Divisional Statistical Reports.

Roll Call Vote:

Yes (6) Costanzo, Loch, Lublin, Owsinek, Ambrose, Ackley
No (0)
Absent (1) Helke
Abstain (0)

ATTORNEY'S REPORT:

City Attorney Vanerian said the City of Walled Lake case filed against the Walled Lake Consolidated School District has been issued a preliminary injunction for the demolition pending the outcome of the litigation. Mr. Vanerian said the judge did hear the case and issued an injunction until further word from the court.

City Manager Whitt said the city attorney did win the injunction, job well done. Mr. Whitt said the DDA took immediate action, regardless as how the situation unfolds, the property will be developed. Mr. Whitt said the DDA staff is preparing a request for proposal for a possible public private partnership. Mr. Whitt said the DDA is out front on this.

1. Request for Closed Session to discuss Confidential Attorney Client Communication – City of Walled Lake v. Walled Lake Consolidated School District pursuant to Section 8 (e) of the Open Meetings act (OMA)

CM 1-09-18 TO ENTER INTO CLOSED SESSION TO DISCUSS CONFIDENTIAL ATTORNEY CLIENT COMMUNICATION – CITY OF WALLED LAKE V. WALLED LAKE CONSOLIDATED SCHOOL DISTRICT PURSUANT TO SECTION 8 (E) OF THE OPEN MEETINGS ACT (OMA)

Motion by Loch, seconded by Owsinek, UNANIMOUSLY CARRIED: To enter into closed session to discuss Confidential Attorney Client Communication – City of Walled Lake v. Walled Lake Consolidated School District pursuant to Section 8 (e) of the Open Meetings Act (OMA).

Roll Call Vote

Yes (6) Loch, Lublin, Owsinek, Ambrose, Costanzo, Ackley
No (0)
Absent (1) Helke
Abstain (0)

2. Request for Closed Session to discuss Confidential Attorney Client Communication pending litigation pursuant to Section 8 (e) and (h) of the Open Meetings Act (OMA)

CM 1-10-18 TO ENTER INTO CLOSED SESSION TO DISCUSS CONFIDENTIAL ATTORNEY CLIENT COMMUNICATION – PENDING LITIGATION PURSUANT TO SECTION 8 (E) AND (H) OF THE OPEN MEETINGS ACT (OMA)

Motion by Loch, seconded by Owsinek, UNANIMOUSLY CARRIED: To enter into closed session to discuss Confidential Attorney Client Communication pending litigation pursuant to Section 8 (e) and (h) of the Open Meetings Act (OMA).

Roll Call Vote

Yes (6) Loch, Lublin, Owsinek, Ambrose, Costanzo, Ackley
No (0)
Absent (1) Helke
Abstain (0)

UNFINISHED BUSINESS:

1. Second Reading C-334-17 Ordinance to amend Chapter 51 - adopting Language pertaining to Marijuana Facilities

CM 1-11-18 MOTION FOR SECOND READING C-334-17 ORDINANCE TO AMEND CHAPTER 51, “ZONING”, OF TITLE V, “ZONING AND PLANNING”, THE CITY OF WALLED LAKE ZONING ORDINANCE, TO AMEND DEFINITIONS AND ADOPT LAND USE REGULATIONS PERTAINING TO MARIJUANA FACILITIES AS PROVIDED BY THE *MEDICAL MARIHUANA FACILITIES LICENSING ACT, MCL 333.27102, ET.SEQ.*

Motion by Owsinek, seconded by Costanzo,

Discussion

Mayor Pro Tem Owsinek said there were many items that did not sit well, he would like to make a motion to provide a substituted ordinance instead of amending the ordinance. Council reviewed the substituted ordinance.

Mayor Pro Tem Owsinek provided summary of substitution:

Grower	Three	(3) in the I-1 zoning district
Processor	Three	(3) in the I-1 zoning district
Secure Transporter	Three	(3) in the I-1 zoning district
Provisioning Center	Two	(2) in the C-2 zoning district
	One	(1) in the C-3 zoning district
Safety Compliance	One	(1) in the I-1 zoning district
	One	(1) in the C-2 zoning district

Mayor Pro Tem Owsinek said this ordinance has nothing to do with issuing a medical marijuana license this ordinance only pertains to the zoning and the allotted amount of facilities in each of the approved zoning districts.

Council Member Costanzo asked if the trailway is included in the substituted ordinance.

Mayor Ackley said the only distance stipulation is 500-feet from a school. Mayor Ackley said she understood the opinion provided from the trailway council was, if a medical marijuana ordinance is enacted upon the grant money would not be taken from Walled Lake and placed with Wixom and Commerce.

City Manager Whitt said the trailway is a linear park. Mr. Whitt said a substitution is appropriate not amendment, tonight's document is a brand-new proposal.

Council Member Lublin said on page 5, he would like to add a sub set 1 (B-1) there shall be no caregiver grow place in Walled Lake. He said he has a problem with homes purchased and rented for a grow house.

City Attorney Vanerian said under the state statute if a caregiver is growing strictly for the patient he is associated with through the state licensing system, that technically is not a provisioning center under the state licensing act. He said caregivers cannot grow medical marijuana in residential districts. Attorney Vanerian said residential uses are very limited within the city's zoning ordinance, if the use is single-family it has to be used as a single-family home. He said if there is a vacant home and the home is used for a nonresidential purpose it is in violation of the city zoning ordinance. Attorney Vanerian said if someone is claiming their home as their primary residence and is also a caregiver, that caregiver is permitted to grow the number of plants they are allowed to grow under state law.

Mayor Ackley asked if the medical marijuana card is issued to a person, are they allowed to grow their own 12 plants under Michigan Medical Marijuana Act (MMMA). City Attorney Vanerian said yes, a patient can still grow their individual number of plants under the MMMA ACT, they cannot be a caregiver.

Council Member Costanzo asked how many caregivers are in the city right now and who has a medical marijuana card. City Attorney Vanerian said an individual does not need a permit to grow the number of allowed plants but the plants must be in closed locked facility.

City Manager Whitt said if the city receives a complaint it is investigated, there is no jurisdiction to randomly knock on doors and ask.

Council Member Costanzo said there is no tracking system when a caregiver grows medical marijuana. He said there is a possible underground growing operation not being tracked. He asked if the city has done any kind of research, due diligence to see what happens of the problems that are a byproduct of medical marijuana such as increased crime and strong-armed robberies. Council Member Costanzo said the research he has done shows an anticipated increase.

Police Chief Shakinis said there were dispensaries in the city for five years and in those five years there were two police calls one for an individual who did not want to pay for their medication and the other police call for threatening an employee.

City Manager Whitt said the people of Michigan voted in medical marijuana and the State failed us miserably with lack of guidance.

Mayor Ackley said this ordinance is a zoning ordinance, the State of Michigan grants permissions to sell or grow marijuana not the city.

Council member Costanzo said this proposal has a large number of each facility and he strongly encourages caution.

Mayor Ackley said the City is trying to address State laws.

Council Member Ambrose said these are guidelines, the applicants have to do their due diligence with the State.

**CM 1-12-18 MOTION TO APPROVE SUBSTITUTED ORDINANCE C-334-17
AS PRESENTED TONIGHT BY MAYOR PRO TEM OWSINEK**

Motion by Owsinek, seconded by Loch, MOTION CARRIED: To approve substituted ordinance C-334-17 as presented tonight by Mayor Pro Tem Owsinek.

Roll Call Vote

Yes (5)	Lublin, Owsinek, Ambrose, Loch, Ackley
No (1)	Costanzo
Absent (1)	Helke
Abstain (0)	

CM 1-13-18 MOTION TO APPROVE SECOND READING OF C-334-17

Motion by Owsinek, seconded by Lublin, MOTION CARRIED: To approve second reading of C-334-17.

Roll Call Vote

Yes (5) Owsinek, Ambrose, Loch, Lublin, Ackley
No (1) Costanzo
Absent (1) Helke
Abstain (0)

Council Member Lublin requested the City Attorney draft an ordinance for administrative guidelines for medical marijuana applications.

CM 1-14-18 DIRECT CITY ATTORNEY TO DRAFT AN ORDINANCE FOR ADMINISTRATIVE GUIDELINES FOR MEDICAL MARIJUANA APPLICATIONS

Motion by Lublin, seconded by Owsinek, MOTION CARRIED: To direct City Attorney to draft ordinance for administrative guidelines for medical marijuana applications.

Roll Call Vote

Yes (6) Ambrose, Costanzo, Loch, Lublin, Owsinek, Ackley
No (0)
Absent (1) Helke
Abstain (0)

2. Second Reading C-335-17 Amended Minor in Possession Ordinance

CM 1-15-18 APPROVE SECOND READING OF C-335-17 AN ORDINANCE TO AMEND CHAPTER 50 "OFFENSES AND MISCELLANEOUS PROVISIONS," ARTICLE VIII, DIVISION 2 "ALCOHOLIC LIQUORS," SECTION 50-279 TO PROHIBIT THE PURCHASE, POSSESSION OR CONSUMPTION OF ALCOHOL BY MINORS AND TO PROVIDE PENALTIES AND SANCTIONS FOR VIOLATIONS THEREOF

Motion by Owsinek, seconded by Lublin, UNANIMOUSLY CARRIED: To approve first reading of C-335-17 an ordinance to amend Chapter 50 "Offenses and miscellaneous provisions", Article VIII, Division 2 "Alcoholic liquors," Section 50-279 to prohibit the purchase, possession or consumption of alcohol by minors and to provide penalties and sanctions for violations thereof.

Roll Call Vote

Yes (6)	Costanzo, Lublin,
No (0)	
Absent (1)	Helke
Abstain (0)	

3. Video Recording of Meetings

Council Member Costanzo said he met with residents again and he said they want the city meetings made available via video recording.

Mayor Pro Tem Owsinek said in the past the students have provided recordings and unfortunately there were several issues with sound and clarity.

Mr. Whitt said this is a political gesture. Mr. Whitt said once the recordings begin, the recordings become a public record. Mr. Whitt said the cost is going to be more than suggested by Council Member Costanzo and a policy needs to be created. Mr. Whitt said posting a video on YouTube in the name of democracy is not what he recommends. Mr. Whitt said live streaming is out everywhere. He said financial figures need to be provided and discussed at budget time. Mr. Whitt said the council chambers are currently video recorded for security reasons. Mr. Whitt said this should be addressed but not with a knee jerk reaction, this must be professionally conducted.

Council Member Loch said at the last council meeting this was discussed and staff was directed to produce information for the February meetings, she said let the staff do their job and provide information at the February meeting.

NEW BUSINESS:

1. Proposed Resolution 2018-02 To Defer Special Meeting requirement for Budget Adoption

CM 1-16-18 TO APPROVE RESOLUTION 2018-02 A RESOLUTION RESCHEDULING THE FISCAL YEAR BUDGET PRESENTATION SPECIAL COUNCIL MEETING OF MONDAY, MAY 21, 2018 TO THE REGULAR COUNCIL MEETING OF TUESDAY, MAY 15, 2018

Motion by Loch, seconded by Ambrose, UNANIMOUSLY CARRIED: To approve resolution 2018-02 a resolution rescheduling the fiscal year Budget Presentation Special Council meeting of Monday, May 21, 2018 to the Regular Council meeting of Tuesday, May 15, 2018.

Roll Call Vote

Yes (6) Loch, Lublin, Owsinek, Ambrose Costanzo, Ackley
No (0)
Absent (1) Helke
Abstain (0)

2. Request to schedule public hearing for May 15, 2018 regarding proposed Budget for Fiscal Year 2019-2020

CM 1-17-18 TO SCHEDULE A PUBLIC HEARING FOR TUESDAY, MAY 15, 2018

Motion by Costanzo, seconded by Lublin, UNANIMOUSLY CARRIED: To schedule a public hearing for Tuesday, May 15, 2018.

Roll Call Vote

Yes (6) Lublin, Owsinek, Ambrose, Costanzo, Loch, Ackley
No (0)
Absent (1) Helke
Abstain (0)

Finance Director Coogan provided a budget work shop session proposal and asked Council to discuss dates for the work shop sessions. Council discussed and decided on:

Session I Saturday, Feb 17, 2018 9-3 p.m.
Session II Wednesday March 14, 2018 7-9 p.m.
Session III Wednesday April 11, 2018 7-9 p.m.

2. Proposed Resolution 2018-03 Appropriating funds for clean-up, restoration, and redevelopment of 1275 E. West Maple

Finance Director Coogan said this is Step I of the clean-up of the lot which is to enclose the Greenaway drain.

City Manager Whitt said this site needs to be fixed there are serious issues to address.

CM 1-18-18 TO APPROVE RESOLUTION 2018-03 A RESOLUTION APPROPRIATING FUNDS FOR STAGE ONE OF THE CLEAN-UP, RESTORATION, AND REDEVELOPMENT OF CONTAMINATED 1275 E. WEST MAPLE PROPERTY

Motion by Ambrose, seconded by Costanzo, UNANIMOUSLY CARRIED: To approve resolution 2018-03 appropriating funds for stage one of the clean-up, restoration, and redevelopment of contaminated 1275 E. West Maple.

Roll Call Vote

Yes (6)	Lublin, Owsinek, Ambrose, Costanzo, Loch, Ackley
No (0)	
Absent (1)	Helke
Abstain (0)	

4. Discussion on Green for Life contract extension – trash, recycle and yard waste services

Mike Csapo, General Manager of Resource Recovery & Recycling Authority (RRRASOC). Mr. Csapo said the Green for Life (GFL) contract is expiring June 30th of this year. He said there is a request from Green for Life for a contract extension. Mr. Csapo said RRRASOC conducts studies on how much is spent on solid waste services in the communities surrounding Walled lake and Walled Lake is the lowest on the tier which is good.

Council Member Lublin asked what the city paid in final. Mr. Csapo said \$145.68 per household assuming a 2% increase based on the CPI which would be \$148.59.

Council Member Costanzo asked how the “opt-in” information is provided to the residents. Mr. Csapo said the calls would go to GFL and will be their responsibility not city staff.

City Manager Whitt said Mr. Csapo works on behalf of the City but there is a RRRASOC Board of Directors. Mr. Csapo concurred and added that Mrs. Pesta is the Treasurer for RRRASOC.

CM 1-19-18 MOTION TO APPROVE GREEN FOR LIFE CONTRACT EXTENSION FOR TRASH, RECYCLE, AND WASTE REMOVAL SERVICES

Motion by Loch, seconded by Ambrose, UNANIMOUSLY CARRIED: To approve Green for Life contract extension for trash, recycle, and waste removal services.

Roll Call Vote

Yes (6)	Owsinek, Ambrose, Costanzo, Loch, Lublin, Ackley
No (0)	
Absent (1)	Helke
Abstain (0)	

5. Public Safety Campus Mechanical Maintenance Plan – Goyette Mechanical proposal

Assistant City Manager Pesta said Goyette Mechanical has provided a maintenance plan for all buildings on the Public Safety Campus, this proposal is a 75% savings from the City’s previous mechanical maintenance contract with Honeywell.

CM 1-20-18

**MOTION TO APPROVE THE PROPOSED MECHANICAL
MAINTENANCE PLAN FROM GOYETTE MECHANICAL
FOR THE PUBLIC SAFETY CAMPUS BUILDINGS**

Motion by Owsinek, seconded by Loch, UNANIMOUSLY CARRIED: To approve the proposed mechanical maintenance plan from Goyette Mechanical for the Public Safety Campus buildings.

Roll Call Vote

Yes (6) Ambrose, Costanzo, Loch, Lublin, Owsinek, Ackley
No (0)
Absent (1) Helke
Abstain (0)

COUNCIL COMMENT:

Council Member Costanzo said he would like to start as conservative as possible with the medical marijuana ordinance. Mayor Ackley said the figures in this ordinance were reduced from the Planning Commission's recommendation.

Council Member Ambrose said the DDA was directed by city administration to work with the Walled Lake Consolidated School District concerning the Community Education Center (CEC), repurposing the building. He said when the agreement is reached with the schools, requests for proposals will be sought for development. He said this is saving money.

MAYOR'S REPORT:

Mayor Ackley thanked everyone for working together.

Council recessed 9:38 p.m.

Council entered closed session at 9:53 p.m.

Council arose from closed session at 10:31 p.m.

Meeting adjourned at 10:32 p.m.

Jennifer A. Stuart, City Clerk

Linda S. Ackley, Mayor

History: Chapter 6, The Council: Procedure and Miscellaneous Powers and Duties: *Section 6.7 (a) A journal of the proceedings of each meeting shall be kept in the English language by the Clerk and shall be signed by the presiding officer and Clerk of the meeting.*



**CITY OF WALLED LAKE
SPECIAL COUNCIL MEETING
TUESDAY, FEBRUARY 6, 2018
7:30 P.M.**

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

Pledge of Allegiance led by Mayor Ackley.

ROLL CALL: Mayor Ackley, Mayor Pro Tem Owsinek, Council Member Costanzo, Council Member Loch, Council Member Lublin

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

OTHERS PRESENT: City Manager Whitt, Assistant City Manager Pesta, Police Chief Shakinas, Finance Director Coogan, and City Clerk Stuart

CM 2-18-18 MOTION TO EXCUSE COUNCIL MEMBER AMBROSE FROM TONIGHT' S MEETING

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

AUDIENCE PARTICIPATION:

Rules read into record by Clerk Stuart.

Pamela Fox, 1345 Decker – said she was as a registered voter in Walled Lake for over 44 years she said she is shocked that her vote has been rendered useless Council and is reminiscent of a dictatorship and to have it happening to the voters of Walled Lake is reprehensible. Mrs. Fox said for the Mayor to appoint a hand-picked replacement for a duly elected Council person they removed is a big slap in the face. Mrs. Fox said she is ashamed of our city and what it has become and shame on the Council persons that have gone along with this travesty.

Karen Kolke, 179 Spring Park – said since we the people who vote for you Council people, we have lost a vote and she feels it is only right that an election of several people so that we can vote and not have it just filled in by Mayor Ackley. It is only right to have a voice in this. It is not something that should be handpicked. She thanked Council for their time.

Ryan Woods, 1111 Chestnut Ridge – said for this process, he wanted to discuss transparency obviously a big item discussed, seeing the notice for today, there is no name for appointment so there is no real transparency or the residents to understand what's exactly going on. He said he spoke with City Hall staff at noon and had no notice or advice of who was going to be appointed or named. He said he emailed the Mayor and did not receive a response. He said the transparency is not there being able to talk before even knowing who the person is or

understanding who you are going to pick and this being the only time to talk, there is no transparency in this process. He recommends the City Council follow the Charter for section 5.7 (b) and hold off for sixty days. He said let everything relax for a time then people can be advised of who the person is, and they have time to talk to the residents. He said this should be more of a transparent process. He said the residents won't feel disenfranchised.

Lisa Duval, 1622 Oak Grove Drive – said she read the whole Charter last evening. She said referring to Charter 5.7 (b) a Special Election must be held. She said she researched the Charter, State code and was trying to find where City Council was counseled by the City Attorney or City Manager stating that City Council has the right to actually appoint somebody. She said the only thing she found was the Mayor can appoint somebody who is not an elected official like someone on the Planning Commission or even the City Manager position. She could not find anything associated with a Council Member besides a Special Election. She asked that Council step back and take 60 days, review and see what the qualifications are for the person who is recommended. She said somebody can file a petition for a special election, she is asking for this to be followed. She asked for more transparency. She said notification of the meetings hosting a Special Meeting is a 24-hour notice. She asked for postings to be placed besides the Oakland Press, she said only 10% of Walled Lake residents get that. She suggested posting the meetings on the city website.

City Manager Whitt said the sections of the Charter being cited are correct, if there is no agreement to proceed in 60 days an election is called, as required by the Charter. The Charter also states the Council may appoint under section 4.5. Manager Whitt explained that the City Charter is the law that provides that the Mayor to make nominations for all such vacancies on Council, Boards and Commission. Manager Whitt stated that the Mayor makes the nomination, if the Council accepts the nomination, the appointment may be made, and the vacancy filled, however, if the Council rejects the nomination, the Mayor may be required to make another nomination. Manager Whitt continued, stating that if the 60 days passes with no appointment; then a special election would be called by the City Clerk. Manager Whitt said he had served for over four and half years as the City Clerk for Walled Lake and during that tenure he had traveled to Lansing for verification of the Charter provisions. Mr. Whitt said he answers to transparency constantly and said Council is following the law. Manager Whitt said the meetings notices are placed several places and advertised in the paper further explaining that the notice requirements of the law are met. Manager Whitt opined that the transparency issue is a political statement and depends on the definition of transparency. Manager Whitt opined that if names are sent out too soon, a candidate gets beat up on social media with efforts to demonize the candidate for nomination when name is released ahead of time. Manager Whitt said as a public official, he is subjected to verbal attacks often, but suggested that a nomination or appointment occur before the verbal attacks begin. Manager Whitt pointed out that transparency is occurring tonight. Manager Whitt explained that if Council decides to delay the appointment of the Mayor's nominee, they have that authority as the governing body. Manager Whitt reminded Council of past appointments to fill vacancies in the Office of Council Member. Manager Whitt referenced former Council Member William Sturgeon's appointment, as Mr. Sturgeon came with the next highest numbers of votes during the prior election, Mr. Sturgeon did not win that election but the very people who ran against him, voted to appointment Mr. Sturgeon. Manager Whitt explained that the same situation occurred with Council Member Lublin. Mr. Lublin came in a vote short

of winning in his election and yet he was appointed by his winning opponents because Mr. Lublin showed his credentials and had a substantial number of votes. Manager Whitt explained that Council Member Loch was appointed based on the same principle. Manager Whitt explained that the Council has the authority to do this just as they have in the past. Manager Whitt explained that the suggestion of a transparency issue is settled with the Council making a decision tonight. Manager Whitt opined that he would not want to be subjected to verbal attacks on the internet or Facebook before he actually received a nomination. Manager Whitt explained that the City Charter prevails, with the authority of the Mayor to make nominations with City Council voting on the nomination for appointment.

Marlene Palicz, 393 Neptune – said people need to speak into the microphones. She has been a tax payer for over 25 years. She said she is of opinion that there should be a special election to replace the displacement of a Council Member who has been highjacked and pinpointed for harassment. She said the charges of harassment towards this person should be pointed towards the Council because of age biases and gender bias. She said if this Council person was a male, then she would not be subject to this kind of intimidation and this kind of singling out for charges that don't hold water. She would like to request Council to hold a special election.

Mindy Fernandes, 45400 W. Pontiac Trail – said the idea of transparency, there are several bills going on in Lansing that are requiring additional transparency. She said we as a City should be on the cutting edge and seek that in all that we do. She said transparency is not just a word of the moment. She said we need to seek input and support of the community, there are great things happening in the City and to put us into an “us versus them” category hurts where we are going as a City. She said everything can be justified, things you should do verses things you can do. She asked Council to think about how to bring this community together.

Council Member Costanzo asked for a point of inquiry. Council Member Costanzo said City Charter Section 3.6 a Special City Election when called by resolution of the Council at least 40 days in advance. He asked if Council has the power to appoint. He asked Council to issue a resolution instead of an appointment.

City Manager Whitt said the only item on the agenda is filling the vacancy. Manager Whitt stated that if this does not happen, or a no vote occurs, or appointment is delayed, the Council may bring a resolution to call a special meeting, at the next regular council meeting or a special meeting. Manager Whitt explained that the Mayor has 60 days to make a nomination and said that calling a special election would be a violation of the Charter.

Council Member Costanzo said he is confused, the position became vacant less than 5 days ago, we have plenty of time to move this forward and he feels it is worthy of discussion based on what was just heard from the residents of tonight's meeting. He said it matters to him as well. He said he personally would like to open it up to more of a discussion.

Mayor Ackley explained that it is the responsibility of the Mayor's Office to make a nomination. Mayor Ackley said if you choose not to accept the nomination and to not make the appointment then another meeting will be called. Mayor Ackley opined that she personally feels it is time to have a full city council, so the city can move forward, which is why she called the special

meeting to make a nomination and an appointment. Mayor Ackley explained that she will make her nomination, if Council chooses not to go with her appointment, then it fails, this meeting will be adjourned, and Council will move forward at another special meeting.

NEW BUSINESS

1. Proposed Resolution 2018-04 a resolution accepting the Mayor's nomination to fill a vacancy in the Office of City Council person

Mayor Ackley handed out her nomination for appointment and resolution.

City Manager Whitt said as the meeting parliamentarian, the Mayor is making a nomination and the appointment comes from the majority vote of Council.

Mayor Ackley said she would like to nominate Robert Robertson to the Office of Council person. She said he ran in the last city election with a substantial number of votes.

**CM 2-19-18 MOTION TO APPROVE RESOLUTION 2018-04 A RESOLUTION
ACCEPTING THE MAYOR' S NOMINATION TO FILL A
VACANCY IN THE OFFICE OF CITY COUNCILPERSON
PURSUANT TO THE REQUIREMENTS OF THE CITY
CHARTER; MAKING AN APPOINTMENT TO THE OFFICE OF
CITY COUNCILPERSON**

Motion by Loch, seconded by Owsinek

Discussion

Mayor Ackley said the resolution will be appointing Robert Robertson to fill the vacancy of the Office of Council person. She asked for a motion to fill in the blanks of the nomination and resolution with Robert Robertson.

**CM 2-20-18 MOTION TO FILL IN BLANKS OF THE NOMINATION AND
RESOLUTION WITH NOMINEE'S NAME ROBERT
ROBERTSON**

Motion by Owsinek, seconded by Lublin, MOTION CARRIED: To fill in blanks of the nomination and resolution with Nominee's name Robert Robertson.

Discussion

Council Member Costanzo said he would have liked this nomination to have gone out to the residents. He said we have over 7,000 residents. He said this would be an opportunity to rebuild trust with the citizens of the city. He said this is an opportunity to interview for the position. The Mayor can still make the nomination. He suggested putting together a set of questions with a panel of interviews in an open forum, so the public can attend and hear the perspective

applicants. He said he would like to see this happen. He said there are 637 days left in this term and it is substantial, to fill with a non-duly elected official.

Mayor Ackley said Mr. Robertson did receive a considerably large vote in the last election, he has served on the Council, has shown his qualifications and she stands by her nomination.

Roll Call Vote

Yes (4) Loch, Lublin, Owsinek, Ackley
No (1) Costanzo
Absent (1) Ambrose
Abstain (0)

(4-1) MOTION CARRIED

Council Member Lublin said he felt having another election is not needed, there will be another election in two years.

CM 2-19-18 MOTION TO ADOPT RESOLUTION 2018-04

Motion by Loch, seconded by Owsinek: MOTION CARRIED: To approve resolution 2018-04 a resolution accepting the Mayor's nomination to fill a vacancy in the office of City Council person pursuant to the requirements of the City Charter; making an appointment to the Office of City Council person.

Roll Call Vote

Yes (4) Loch, Lublin, Owsinek, Ackley
No (1) Costanzo
Absent (1) Ambrose
Abstain (0)

(4-1) MOTION CARRIED

Motion to adjourn by Lublin, seconded by Owsinek.

Meeting adjourned at 7:59 p.m.

Jennifer A. Stuart, City Clerk

Linda S. Ackley, Mayor

History: Chapter 6, The Council: Procedure and Miscellaneous Powers and Duties: Section 6.7 (a) A journal of the proceedings of each meeting shall be kept in the English language by the Clerk and shall be signed by the presiding officer and Clerk of the meeting.

Monthly Violation Summary
January 2018



Search Criteria:

Month :	January
Year :	2018
Citation Type:	Both
Violation Type:	No Warning(s)
Range One:	00:00 - 07:59
Range Two:	08:00 - 15:59
Range Three:	16:00 - 23:59
Include Court Approved Only?	Yes
Count Secondary Officer's Violation?	Yes
Report ID:	211457
Saved:	No
Run By:	SHAKINAS, PAUL

Monthly Violation Summary

January 2018

Violation Description	Count	Percentage	Accident	TIME RANGE			YTD
				One	Two	Three	
ALL OTHERS							
DISOBEY TRAF SIGNAL (DISOBEY TRF LGT;ENTER INT ON RED LT;LF TRN THRU RED LT;FAIL STOP TRF SIGNAL/LT)	1	2.78 %	0	1	0	0	1
DISOBEY TRAF SIGNAL (RAN AMBER OR RED LIGHT;RIGHT TURN THRU RED LIGHT W/O STOP)	1	2.78 %	0	0	0	1	1
DISORDERLY/INTOXICATION	1	2.78 %	0	0	1	0	1
DROVE WHILE LICENSE NOT VALID OR IMPR LICENSE (NO LICENSE NEVER APPLIED)	2	5.56 %	2	0	0	2	2
DROVE WHILE LICENSE SUSPENDED/REVOKED/DENIED	3	8.33 %	0	1	1	1	3
DROVE WITHOUT DUE CARE AND/OR CAUTION	1	2.78 %	1	0	0	1	1
EQUIPMENT VIOLATION: DEFECTIVE LIGHTING	1	2.78 %	0	1	0	0	1
EQUIPMENT VIOLATION: FAILED TO MAINTAIN EQUIPMENT	1	2.78 %	0	1	0	0	1
FAILED TO PROVIDE INFORMATION OR RENDER AID AFTER ACCIDENT	2	5.56 %	2	0	0	2	2
FAILED TO STOP WITHIN ASSURED CLEAR DISTANCE	6	16.67 %	6	0	5	1	6
NO INSURANCE - CIVIL INFRACTION	1	2.78 %	0	1	0	0	1
NO PROOF OF INSURANCE	1	2.78 %	0	0	0	1	1
RECKLESS DRIVING	2	5.56 %	2	0	0	2	2
REGISTRATION/PLATE VIOL: EXPIRED PLATES	2	5.56 %	0	0	1	1	2
REGISTRATION/PLATE VIOL: IMPROPER PLATES	1	2.78 %	0	0	0	1	1
REGISTRATION/PLATE VIOL: OPERATED UNLICENSED VEHICLE ON ROADWAY	1	2.78 %	0	0	0	1	1
RESIST/OBSTRUCT/HINDER/INTERFERE W/POLICE	1	2.78 %	0	0	1	0	1
SPEEDING 01-05 OVER	3	8.33 %	0	0	1	2	3
SPEEDING 06-10 OVER	3	8.33 %	0	2	0	1	3
SPEEDING 11-15 OVER	1	2.78 %	0	1	0	0	1
SPEEDING 16-20 OVER	1	2.78 %	0	0	1	0	1
Total **ALL OTHERS**	36	100 %	13	8	11	17	36
Total Violations	36		13	8	11	17	36
	25		8	4	10	11	25

Monthly Violation Summary

January 2018

Total Tickets

CLR-065 Monthly Summary Of Offenses (WL)



Search Criteria: (This report counts for offenses but excludes UCR status of 'Unfounded'.)

Month: January

Year: 2018

CLR-065 Monthly Summary Of Offenses (WL)

----- All Offenses that were Attempted or Completed -----								A R R E S T S -----					
CLASS	Description	Jan/2018	Jan/2017	% CHG	YTD 2018	YTD 2017	% CHG	ADULT		JUV		Total	
								Jan/2018	YTD	Jan/2018	YTD	Jan	YTD
09001	MURDER/NONNEGLIGENT MANSLAUGHTER (VOLUNTARY)	0	0	0%	0	0	0%	0	0	0	0	0	0
09002	NEGLIGENT HOMICIDE/MANSLAUGHTER (INVOLUNTARY)	0	0	0%	0	0	0%	0	0	0	0	0	0
09004	JUSTIFIABLE HOMICIDE	0	0	0%	0	0	0%	0	0	0	0	0	0
09005	DEATH INVOLVING USE OF FORCE BY LAW ENFORCEMENT	0	0	0%	0	0	0%	0	0	0	0	0	0
09006	IN-CUSTODY DEATH	0	0	0%	0	0	0%	0	0	0	0	0	0
10001	KIDNAPPING/ABDUCTION	0	0	0%	0	0	0%	0	0	0	0	0	0
10002	PARENTAL KIDNAPPING	0	0	0%	0	0	0%	0	0	0	0	0	0
11001	SEXUAL PENETRATION PENIS/VAGINA -CSC 1ST DEGREE	0	0	0%	0	0	0%	0	0	0	0	0	0
11002	SEXUAL PENETRATION PENIS/VAGINA -CSC 3RD DEGREE	0	0	0%	0	0	0%	0	0	0	0	0	0
11003	SEXUAL PENETRATION ORAL/ANAL -CSC 1ST DEGREE	0	0	0%	0	0	0%	0	0	0	0	0	0
11004	SEXUAL PENETRATION ORAL/ANAL -CSC 3RD DEGREE	0	0	0%	0	0	0%	0	0	0	0	0	0
11005	SEXUAL PENETRATION OBJECT -CSC 1ST DEGREE	0	0	0%	0	0	0%	0	0	0	0	0	0
11006	SEXUAL PENETRATION OBJECT -CSC 3RD DEGREE	0	0	0%	0	0	0%	0	0	0	0	0	0
11007	SEXUAL CONTACT FORCIBLE -CSC 2ND DEGREE	0	0	0%	0	0	0%	0	0	0	0	0	0
11008	SEXUAL CONTACT FORCIBLE -CSC 4TH DEGREE	0	0	0%	0	0	0%	0	0	0	0	0	0
12000	ROBBERY	0	0	0%	0	0	0%	0	0	0	0	0	0
13001	NONAGGRAVATED ASSAULT	1	0	0%	1	0	0%	0	0	0	0	0	0
13002	AGGRAVATED/FELONIOUS ASSAULT	0	0	0%	0	0	0%	0	0	0	0	0	0
13003	INTIMIDATION/STALKING	1	2	-50%	1	2	-50%	0	0	0	0	0	0
20000	ARSON	0	0	0%	0	0	0%	0	0	0	0	0	0
21000	EXTORTION	0	0	0%	0	0	0%	0	0	0	0	0	0
22001	BURGLARY -FORCED ENTRY	0	1	-100%	0	1	-100%	0	0	0	0	0	0

CLR-065 Monthly Summary Of Offenses (WL)

----- All Offenses that were Attempted or Completed -----								A R R E S T S -----					
CLASS	Description	Jan/2018	Jan/2017	% CHG	YTD 2018	YTD 2017	% CHG	ADULT		JUV		Total	
								Jan/2018	YTD	Jan/2018	YTD	Jan	YTD
22002	BURGLARY -ENTRY WITHOUT FORCE (Intent to Commit)	0	0	0%	0	0	0%	0	0	0	0	0	0
23001	LARCENY -POCKETPICKING	0	0	0%	0	0	0%	0	0	0	0	0	0
23002	LARCENY -PURSESNAATCHING	0	0	0%	0	0	0%	0	0	0	0	0	0
23003	LARCENY -THEFT FROM BUILDING	2	2	0%	2	2	0%	0	0	0	0	0	0
23004	LARCENY -THEFT FROM COIN-OPERATED MACHINE/DEVICE	0	0	0%	0	0	0%	0	0	0	0	0	0
23005	LARCENY -THEFT FROM MOTOR VEHICLE	0	0	0%	0	0	0%	0	0	0	0	0	0
23006	LARCENY -THEFT OF MOTOR VEHICLE PARTS/ACCESSORIES	0	0	0%	0	0	0%	0	0	0	0	0	0
23007	LARCENY -OTHER	1	1	0%	1	1	0%	0	0	0	0	0	0
24001	MOTOR VEHICLE THEFT	1	0	0%	1	0	0%	0	0	0	0	0	0
24002	MOTOR VEHICLE, AS STOLEN PROPERTY	0	0	0%	0	0	0%	0	0	0	0	0	0
24003	MOTOR VEHICLE FRAUD	0	0	0%	0	0	0%	0	0	0	0	0	0
25000	FORGERY/COUNTERFEITING	0	0	0%	0	0	0%	0	0	0	0	0	0
26001	FRAUD -FALSE PRETENSE/SWINDLE/CONFIDENCE GAME	2	5	-60%	2	5	-60%	0	0	0	0	0	0
26002	FRAUD -CREDIT CARD/AUTOMATIC TELLER MACHINE	3	2	50%	3	2	50%	0	0	0	0	0	0
26003	FRAUD -IMPERSONATION	0	0	0%	0	0	0%	0	0	0	0	0	0
26004	FRAUD -WELFARE FRAUD	0	0	0%	0	0	0%	0	0	0	0	0	0
26005	FRAUD -WIRE FRAUD	1	1	0%	1	1	0%	0	0	0	0	0	0
26007	FRAUD - IDENTITY THEFT	1	2	-50%	1	2	-50%	0	0	0	0	0	0
26008	FRAUD - HACKING/COMPUTER INVASION	0	0	0%	0	0	0%	0	0	0	0	0	0
27000	EMBEZZLEMENT	0	0	0%	0	0	0%	0	0	0	0	0	0
28000	STOLEN PROPERTY	0	0	0%	0	0	0%	0	0	0	0	0	0
29000	DAMAGE TO PROPERTY	3	1	200%	3	1	200%	0	0	0	0	0	0
30001	RETAIL FRAUD -MISREPRESENTATION	0	0	0%	0	0	0%	0	0	0	0	0	0
30002	RETAIL FRAUD -THEFT	0	1	-100%	0	1	-100%	0	0	0	0	0	0

CLR-065 Monthly Summary Of Offenses (WL)

----- All Offenses that were Attempted or Completed -----								A R R E S T S -----					
CLASS	Description	Jan/2018	Jan/2017	% CHG	YTD 2018	YTD 2017	% CHG	ADULT		JUV		Total	
								Jan/2018	YTD	Jan/2018	YTD	Jan	YTD
30003	RETAIL FRAUD -REFUND/EXCHANGE	0	0	0%	0	0	0%	0	0	0	0	0	0
30004	ORGANIZED RETAIL FRAUD	0	0	0%	0	0	0%	0	0	0	0	0	0
35001	VIOLATION OF CONTROLLED SUBSTANCE ACT	0	1	-100%	0	1	-100%	0	0	0	0	0	0
35002	NARCOTIC EQUIPMENT VIOLATIONS	0	0	0%	0	0	0%	0	0	0	0	0	0
36001	SEXUAL PENETRATION NONFORCIBLE - BLOOD/AFFINITY	0	0	0%	0	0	0%	0	0	0	0	0	0
36002	SEXUAL PENETRATION NONFORCIBLE -OTHER	0	0	0%	0	0	0%	0	0	0	0	0	0
37000	OBSCENITY	0	0	0%	0	0	0%	0	0	0	0	0	0
39001	GAMBLING- BETTING/WAGERING	0	0	0%	0	0	0%	0	0	0	0	0	0
39002	GAMBLING- OPERATING/PROMOTING/ASSISTING	0	0	0%	0	0	0%	0	0	0	0	0	0
39003	GAMBLING -EQUIPMENT VIOLATIONS	0	0	0%	0	0	0%	0	0	0	0	0	0
39004	GAMBLING -SPORTS TAMPERING	0	0	0%	0	0	0%	0	0	0	0	0	0
40001	COMMERCIALIZED SEX -PROSTITUTION	0	0	0%	0	0	0%	0	0	0	0	0	0
40002	COMMERCIALIZED SEX -ASSISTING/PROMOTING PROSTITUTION	0	0	0%	0	0	0%	0	0	0	0	0	0
40003	HUMAN TRAFFICKING - PURCHASING PROSTITUTION	0	0	0%	0	0	0%	0	0	0	0	0	0
51000	BRIBERY	0	0	0%	0	0	0%	0	0	0	0	0	0
52001	WEAPONS OFFENSE- CONCEALED	0	0	0%	0	0	0%	0	0	0	0	0	0
52002	WEAPONS OFFENSE -EXPLOSIVES	0	0	0%	0	0	0%	0	0	0	0	0	0
52003	WEAPONS OFFENSE -OTHER	0	0	0%	0	0	0%	0	0	0	0	0	0
64001	HUMAN TRAFFICKING - COMMERCIAL SEX ACTS	0	0	0%	0	0	0%	0	0	0	0	0	0
64002	HUMAN TRAFFICKING - INVOLUNTARY SERVITUDE	0	0	0%	0	0	0%	0	0	0	0	0	0
72000	ANIMAL CRUELTY	0	0	0%	0	0	0%	0	0	0	0	0	0
Group A Totals		16	19	-15.7%	16	19	-15.7%	0	0	0	0	0	0
01000	SOVEREIGNTY	0	1	-100%	0	1	-100%	0	0	0	0	0	0
02000	MILITARY	0	0	0%	0	0	0%	0	0	0	0	0	0
03000	IMMIGRATION	0	0	0%	0	0	0%	0	0	0	0	0	0
09003	NEGLIGENT HOMICIDE -VEHICLE/BOAT	0	0	0%	0	0	0%	0	0	0	0	0	0

CLR-065 Monthly Summary Of Offenses (WL)

----- All Offenses that were Attempted or Completed -----								A R R E S T S -----					
CLASS	Description	Jan/2018	Jan/2017	% CHG	YTD 2018	YTD 2017	% CHG	ADULT		JUV		Total	
								Jan/2018	YTD	Jan/2018	YTD	Jan	YTD
14000	ABORTION	0	0	0%	0	0	0%	0	0	0	0	0	0
22003	BURGLARY - UNLAWFUL ENTRY (NO INTENT)	0	0	0%	0	0	0%	0	0	0	0	0	0
22004	POSSESSION OF BURGLARY TOOLS	0	0	0%	0	0	0%	0	0	0	0	0	0
26006	FRAUD -BAD CHECKS	0	0	0%	0	0	0%	0	0	0	0	0	0
36003	PEEPING TOM	0	0	0%	0	0	0%	0	0	0	0	0	0
36004	SEX OFFENSE -OTHER	0	0	0%	0	0	0%	0	0	0	0	0	0
38001	FAMILY -ABUSE/NEGLECT NONVIOLENT	0	0	0%	0	0	0%	0	0	0	0	0	0
38002	FAMILY -NONSUPPORT	0	0	0%	0	0	0%	0	0	0	0	0	0
38003	FAMILY -OTHER	0	0	0%	0	0	0%	0	0	0	0	0	0
41001	LIQUOR LICENSE -ESTABLISHMENT	0	0	0%	0	0	0%	0	0	0	0	0	0
41002	LIQUOR VIOLATIONS -OTHER	0	0	0%	0	0	0%	0	0	0	0	0	0
42000	DRUNKENNESS	0	0	0%	0	0	0%	0	0	0	0	0	0
48000	OBSTRUCTING POLICE	2	0	0%	2	0	0%	1	1	0	0	1	1
49000	ESCAPE/FLIGHT	0	0	0%	0	0	0%	0	0	0	0	0	0
50000	OBSTRUCTING JUSTICE	0	2	-100%	0	2	-100%	0	0	0	0	0	0
53001	DISORDERLY CONDUCT	1	1	0%	1	1	0%	0	0	0	0	0	0
53002	PUBLIC PEACE -OTHER	0	1	-100%	0	1	-100%	0	0	0	0	0	0
54001	HIT and RUN MOTOR VEHICLE ACCIDENT	1	0	0%	1	0	0%	1	1	0	0	1	1
54002	OPERATING UNDER THE INFLUENCE OF LIQUOR OR DRUGS	1	2	-50%	1	2	-50%	1	1	0	0	1	1
55000	HEALTH AND SAFETY	0	0	0%	0	0	0%	0	0	0	0	0	0
56000	CIVIL RIGHTS	0	0	0%	0	0	0%	0	0	0	0	0	0
57001	TRESPASS	2	0	0%	2	0	0%	0	0	0	0	0	0
57002	INVASION OF PRIVACY -OTHER	0	0	0%	0	0	0%	0	0	0	0	0	0
58000	SMUGGLING	0	0	0%	0	0	0%	0	0	0	0	0	0
59000	ELECTION LAWS	0	0	0%	0	0	0%	0	0	0	0	0	0
60000	ANTITRUST	0	0	0%	0	0	0%	0	0	0	0	0	0
61000	TAX/REVENUE	0	0	0%	0	0	0%	0	0	0	0	0	0

CLR-065 Monthly Summary Of Offenses (WL)

----- All Offenses that were Attempted or Completed -----								A R R E S T S -----					
CLASS	Description	Jan/2018	Jan/2017	% CHG	YTD 2018	YTD 2017	% CHG	ADULT		JUV		Total	
								Jan/2018	YTD	Jan/2018	YTD	Jan	YTD
62000	CONSERVATION	0	0	0%	0	0	0%	0	0	0	0	0	0
63000	VAGRANCY	0	0	0%	0	0	0%	0	0	0	0	0	0
70000	JUVENILE RUNAWAY	0	0	0%	0	0	0%	0	0	0	0	0	0
73000	MISCELLANEOUS CRIMINAL OFFENSE	0	1	-100%	0	1	-100%	0	0	0	0	0	0
75000	SOLICITATION	0	0	0%	0	0	0%	0	0	0	0	0	0
77000	CONSPIRACY (ALL CRIMES)	0	0	0%	0	0	0%	0	0	0	0	0	0
Group B Totals		7	8	-12.5%	7	8	-12.5%	3	3	0	0	3	3
2800	JUVENILE OFFENSES AND COMPLAINTS	0	0	0%	0	0	0%	0	0	0	0	0	0
2900	TRAFFIC OFFENSES	9	6	50%	9	6	50%	3	3	0	0	3	3
3000	WARRANTS	2	3	-33.3%	2	3	-33.3%	2	2	0	0	2	2
3100	TRAFFIC CRASHES	22	18	22.22%	22	18	22.22%	0	0	0	0	0	0
3200	SICK / INJURY COMPLAINT	26	27	-3.70%	26	27	-3.70%	0	0	0	0	0	0
3300	MISCELLANEOUS COMPLAINTS	219	220	-0.45%	219	220	-0.45%	0	0	0	0	0	0
3400	WATERCRAFT COMPLAINTS / ACCIDENTS	0	1	-100%	0	1	-100%	0	0	0	0	0	0
3500	NON-CRIMINAL COMPLAINTS	99	66	50%	99	66	50%	0	0	0	0	0	0
3600	SNOWMOBILE COMPLAINTS / ACCIDENTS	0	0	0%	0	0	0%	0	0	0	0	0	0
3700	MISCELLANEOUS TRAFFIC COMPLAINTS	119	138	-13.7%	119	138	-13.7%	0	0	0	0	0	0
3800	ANIMAL COMPLAINTS	2	3	-33.3%	2	3	-33.3%	0	0	0	0	0	0
3900	ALARMS	30	21	42.85%	30	21	42.85%	0	0	0	0	0	0
	NON-CRIMINAL COMPLAINTS	0	0	0%	0	0	0%	0	0	0	0	0	0
Group C Totals		528	503	4.970%	528	503	4.970%	5	5	0	0	5	5
2700	LOCAL ORDINANCES - GENERIC	0	0	0%	0	0	0%	0	0	0	0	0	0
4000	HAZARDOUS TRAFFIC CITATIONS / WARNINGS	1	11	-90.9%	1	11	-90.9%	0	0	0	0	0	0
4100	NON-HAZARDOUS TRAFFIC CITATIONS / WARNINGS	0	0	0%	0	0	0%	0	0	0	0	0	0
4200	PARKING CITATIONS	0	0	0%	0	0	0%	0	0	0	0	0	0
4300	LICENSE / TITLE / REGISTRATION CITATIONS	0	2	-100%	0	2	-100%	0	0	0	0	0	0
4400	WATERCRAFT CITATIONS	0	0	0%	0	0	0%	0	0	0	0	0	0

CLR-065 Monthly Summary Of Offenses (WL)

----- All Offenses that were Attempted or Completed -----								A R R E S T S -----					
CLASS	Description	Jan/2018	Jan/2017	% CHG	YTD 2018	YTD 2017	% CHG	ADULT		JUV		Total	
								Jan/2018	YTD	Jan/2018	YTD	Jan	YTD
4500	MISCELLANEOUS A THROUGH UUUU	0	0	0%	0	0	0%	0	0	0	0	0	0
4600	LIQUOR CITATIONS / SUMMONS	0	0	0%	0	0	0%	0	0	0	0	0	0
4700	COMMERCIAL VEHICLE CITATIONS	0	0	0%	0	0	0%	0	0	0	0	0	0
4800	LOCAL ORDINANCE WARNINGS	0	0	0%	0	0	0%	0	0	0	0	0	0
4900	TRAFFIC WARNINGS	0	0	0%	0	0	0%	0	0	0	0	0	0
	MISCELLANEOUS A THROUGH UUUU	0	0	0%	0	0	0%	0	0	0	0	0	0
	TRAFFIC WARNINGS	0	0	0%	0	0	0%	0	0	0	0	0	0
	Group D Totals	1	13	-92.3%	1	13	-92.3%	0	0	0	0	0	0
5000	FIRE CLASSIFICATIONS	0	0	0%	0	0	0%	0	0	0	0	0	0
5100	18A STATE CODE FIRE CLASSIFICATIONS	0	0	0%	0	0	0%	0	0	0	0	0	0
	FIRE CLASSIFICATIONS	0	0	0%	0	0	0%	0	0	0	0	0	0
	Group E Totals	0	0	0%	0	0	0%	0	0	0	0	0	0
6000	MISCELLANEOUS ACTIVITIES (6000)	0	0	0%	0	0	0%	0	0	0	0	0	0
6100	MISCELLANEOUS ACTIVITIES (6100)	0	0	0%	0	0	0%	0	0	0	0	0	0
6200	ARREST ASSIST	0	0	0%	0	0	0%	0	0	0	0	0	0
6300	CANINE ACTIVITIES	0	0	0%	0	0	0%	0	0	0	0	0	0
6500	CRIME PREVENTION ACTIVITIES	0	0	0%	0	0	0%	0	0	0	0	0	0
6600	COURT / WARRANT ACTIVITIES	0	0	0%	0	0	0%	0	0	0	0	0	0
6700	INVESTIGATIVE ACTIVITIES	2	3	-33.3%	2	3	-33.3%	0	0	0	0	0	0
	CANINE ACTIVITIES	0	0	0%	0	0	0%	0	0	0	0	0	0
	INVESTIGATIVE ACTIVITIES	0	0	0%	0	0	0%	0	0	0	0	0	0
	COURT / WARRANT ACTIVITIES	0	0	0%	0	0	0%	0	0	0	0	0	0
	MISCELLANEOUS ACTIVITIES (6000)	0	0	0%	0	0	0%	0	0	0	0	0	0
	Group F Totals	2	3	-33.3%	2	3	-33.3%	0	0	0	0	0	0
8000	MISCELLANEOUS DEALER ACTIVITIES	0	0	0%	0	0	0%	0	0	0	0	0	0
	Group I Totals	0	0	0%	0	0	0%	0	0	0	0	0	0
	Totals for all Groups	554	546	1.465%	554	546	1.465%	8	8	0	0	8	8

Walled Lake Fire Department Monthly Report

January 2018

February 14, 2018

TO: L. Dennis Whitt-City Manager

FROM: James Coomer- Fire Chief

RE: Summary of Fire Activities for the Month of January 2018

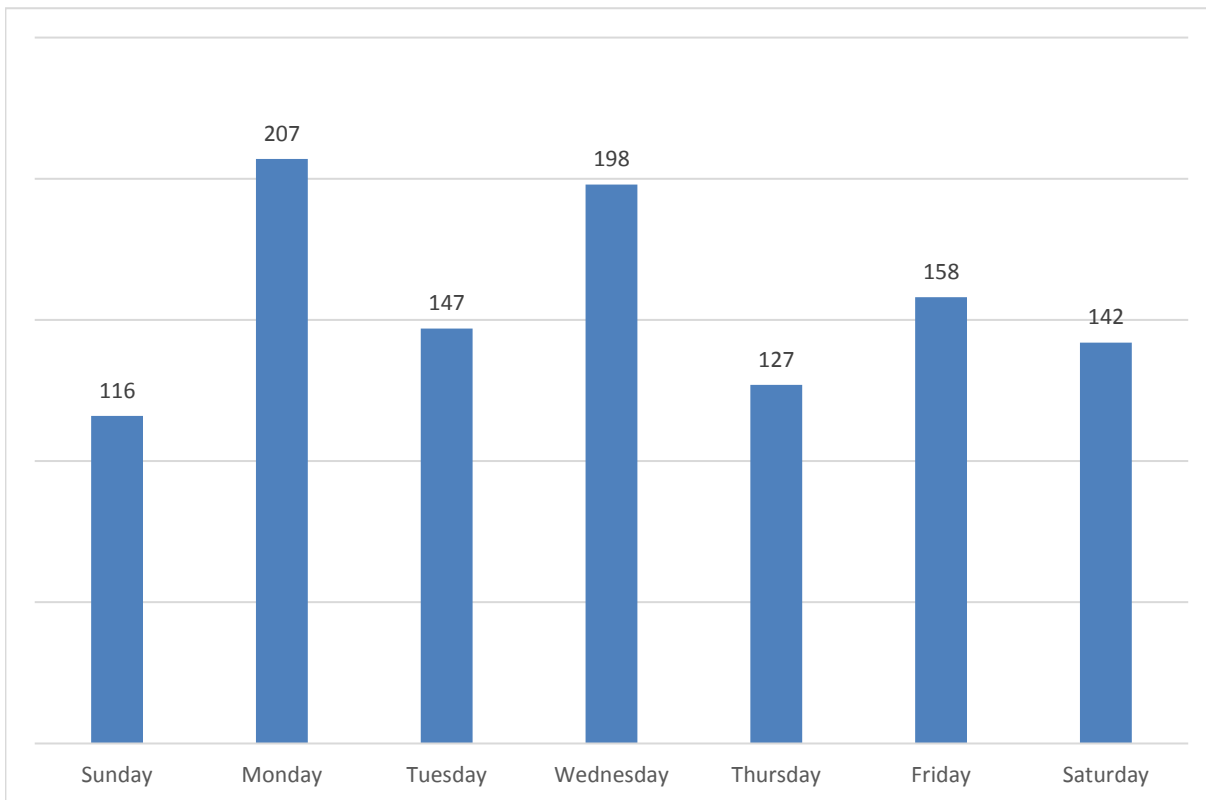
Attached you will find a report of activities as they relate to the Walled Lake Fire Department for the Month of January 2018.

- The Fire Department responded to 111 calls for service in December averaging 3.4 Firefighters per call with a response time of 4 minutes- forty-one seconds.
- Staff has been actively participating in training programs for the past 12 months on active shooter type of emergencies. On January 3, 2018 a multi-agency active shooter practical drill was conducted at the old Commerce Township Library. Firefighters trained with law enforcement on best practices treating victims of gun shot wounds during an active assailant situation.
- Firefighters received certification from our Accident and Disability Insurance carrier (VFIS) traffic training program. This program instructed first responders the proper way to work in traffic during traffic accidents. First responders have a high fatality and injury risk while working in traffic where this program demonstrated national methods to keep safe.
- We had 5 of our members that received top responder's recognition for their exceptional participation in Department operations in 2017. The following members are: Lieutenant Mary Burd, Engineer Peter Carolan, Engineer Ron Menser, Engineer Brandon Routhier and Engineer Michael Smith. Their extra efforts make our community a safer place to live and visit.

**WALLED LAKE FIRE DEPARTMENT
INCIDENT STATISTICS
JANUARY 2018**

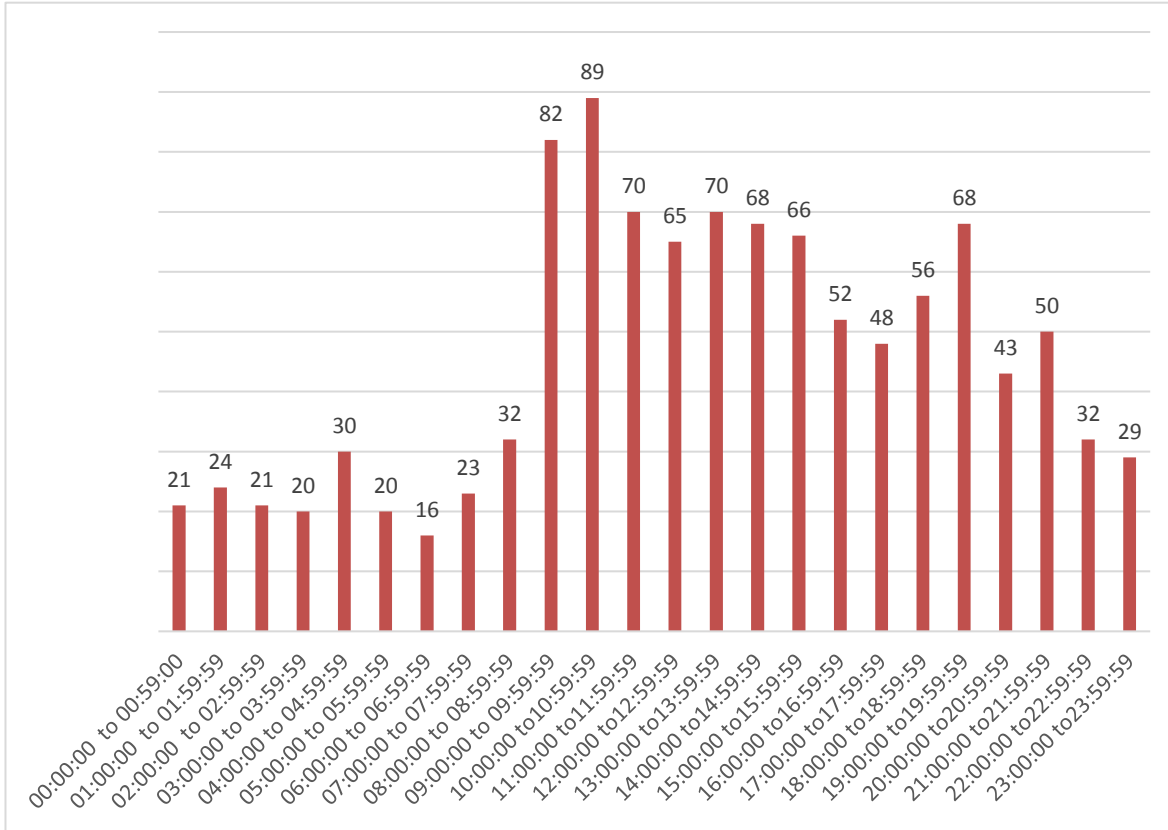
INCIDENT TYPE	January	2017	2016	2015
TOTAL INCIDENTS	111	1086	937	896
Fire	3	37	34	38
EMS/Rescue	58	534	490	485
Hazardous Condition	0	47	29	35
Service Call	12	137	223	170
Good Intent	28	211	59	70
False Calls	9	111	99	77
Other/Special Incidents	1	9	9	19
Ambulance Transports	18	127	101	91
Mutual Aid Information				
Auto-Aid Given	0	13	11	15
Auto-Aid Received	1	9	11	5
Mutual Aid Given	1	17	26	17
Mutual Aid Received	0	6	13	7
Response Time/Staff				
Average Response Time	4:41	4:05	4:08	4:38
Average Staff Per Call	3.48	4.08	4.05	3.7

Incident by Time of Day February 1, 2017 through February 1, 2018

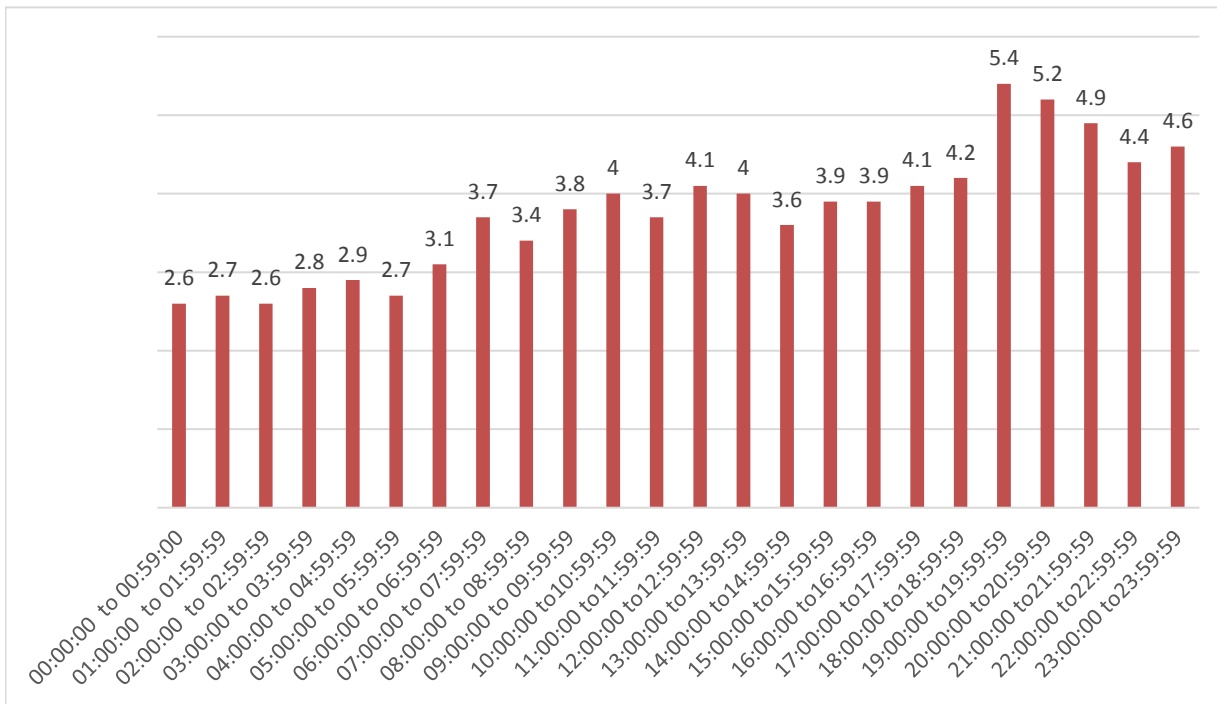


**WALLED LAKE FIRE DEPARTMENT
INCIDENT STATISTICS**

Incident by Time of Day February 1, 2017 through February 1, 2018



Average Firefighter per call February 1, 2017 through February 1, 2018



WALLED LAKE FIRE DEPARTMENT

INCIDENT TYPE

JANUARY 2018

111 - Building fire	1	0.90%
113 - Cooking fire, confined to container	1	0.90%
150 - Outside rubbish fire, other	1	0.90%
Total - Fires	3	2.70%
311 - Medical assist, assist EMS crew	2	1.80%
321 - EMS call, excluding vehicle accident with injury	36	32.43%
321T - Fire Department Transport	18	16.22%
352 - Extrication of victim(s) from vehicle	1	0.90%
381 - Rescue or EMS standby	1	0.90%
Total - Rescue & Emergency Medical Service Incidents	58	52.25%
500 - Service Call, other	2	1.80%
500B - Blood Pressure Check	3	2.70%
500S - Smoke Detector Install	2	1.80%
511 - Lock-out	1	0.90%
522 - Water or steam leak	1	0.90%
561B - Burning Complaint	1	0.90%
571 - Cover assignment, standby, moveup	2	1.80%
Total - Service Call	12	10.81%
600 - Good intent call, other	2	1.80%
600I - Fire Inspection	5	4.50%
600L - Lift Assist	18	16.22%
622 - No incident found on arrival at dispatch address	2	1.80%
651K - Odor Investigation	1	0.90%
Total - Good Intent Call	28	25.23%
730 - System malfunction, other	1	0.90%
731 - Sprinkler activation due to malfunction	2	1.80%
735 - Alarm system sounded due to malfunction	4	3.60%
740 - Unintentional transmission of alarm, other	1	0.90%
745 - Alarm system sounded, no fire - unintentional	1	0.90%
Total - False Alarm & False Call	9	8.11%
9001 - Dispatch Error	1	0.90%
Total - Special Incident Type	1	0.90%
Total for Station	111	100.00%

**WALLED LAKE FIRE DEPARTMENT
EQUIPMENT/INSPECTION**

JANUARY 2018

Apparatus	Mileage	Last Month	Total Miles	YTD Miles
Utility 1	47280	47072	208	208
Utility 2	49912	49483	429	429
Rescue 1	25062	25059	3	3
Squad 19	7821	7361	460	460
Engine 23	33513	33445	68	68
Ladder 1	29789	29770	19	19

Apparatus

Rescue 1 out of service waiting for electronic brain component.
 Squad 19 Ambulance patient compartment seat belt defective and repaired by manufacturer
 Squad 19 Liquid spring controller relocated in cab by manufacturer.
 Rescue 1 control module removed and taken to dealer for reprogramming.
 Engine 23 Officer's seat repaired.
 Daily and Weekly readiness checks performed.

Radios

3- Pagers returned from repair and placed in stock.
 3- Radio pagers for emergency notification sent out for repair.
 Weekly Prep radio battery charging replacement.

Equipment

Thermal imaging camera sent out for battery repair.
 Thermal imaging camera batteries ordered
 All Department EPI kits that were expired have been replaced.
 Station emergency generator verify weekly start.
 Small engines started and ran weekly and topped with new fuel.

Training

Wednesday 1/3/2018 Firefighter trained with Active shooter/rescue task force practical drill.
 Sunday 1/21/2018 Firefighters trained on TIMS - Traffic Safety Management.

Inspections

Fire Inspection	1123 E. West Maple	Inspect Fire suppression system
Fire Inspection	670 Pontiac Trl	Fire & Life Safety Inspection
Fire Inspection	800 N. Pontiac Trl	C of O Inspection
Fire Inspection	1495 W. West Maple	Occupant Compliant
Fire Inspection	142 E. Walled Lake Drive	Change of Use Inspection

Total inspections this month	5
Total inspection this year	5
Total re-inspection this month	0
Total re-inspections this year	5
Violations noted this month	17
Violations noted this year	17
Violations corrected this month	0
Violations corrected this year	0



MICHIGAN HOUSE OF REPRESENTATIVES
Representative Jim Runestad
44th District

Dear Walled Lake Fire Dept,

1/17/18

Thank you for participating in an active shooter training to better protect our community. Thank you for what you do for our community everyday.

Regards,

A handwritten signature in black ink, appearing to be "Jim Runestad".



**DEPARTMENT OF
PLANNING & DEVELOPMENT**
CITY OF WALLED LAKE, MICHIGAN

L. DENNIS WHITT
CITY MANAGER

JIM WRIGHT
CONSULTANT BUILDING
OFFICIAL

JEFF RONDEAU
CODE ENFORCEMENT

1499 E. WEST MAPLE
WALLED LAKE, MI 48390
(248) 624-4847

jstuart@walledlake.com

February 2, 2018

Ordinance Enforcement Status Report January 2018, City of Walled Lake

Commercial business without C of O Taken to court has complied with agreement to vacate the building on February 1st 2018 they complied 1 week early.

Two court cases dismissed after residents complied with tickets issued

Citation written to owner of commercial property using the property for storage of boats without planning commission approval court case pending

Citation written for another owner of commercial property for outdoor storage without planning commission approval and allowing his building to be occupied without required c of o and city approval court case pending

Commercial property owner in contempt of court for outdoor storage not approved by planning commission returning to court after sever attempts to direct owner to apply to planning for a chance at approval.

Court case for group home Citation, still pending attorneys working out the details but I was told owner decided to discontinue use and sell the residence. We will see.

Owner of boat repair business asked to stop use of lot for unapproved boat storage, all but one gone and they I believe are moving to a more logical set up for their business

Court citation written to owner of gas station that has had the same cars stored for years, he understands that he cannot store vehicles court case pending

Explained to owner of business in building without a c of o that we will soon issue citations for occupying building without approval

Five vehicles red tagged now removed or licensed.

Continual conversations to business owners about removing snow from sidewalks

All construction projects with Soil erosion permits being inspected for compliance; due to strange weather freezing and then raining some repairs have been made. To protect storm drains.

Attended conference concerning State of Michigan's Marijuana laws concerning rules and regulations for compliance

Owner of apartment complex notified about condition of the dumpster area at his property it was a mess, now cleaned up and in compliance

Restaurant owner asked to repair dumpster enclosure and place grease trap in the enclosure will comply after repairs are completed

Licenses recently acquired or renewed.

1. Registered Code Official and Building Inspector State of Michigan.
2. International Code Council Property Maintenance and Housing Inspector.

Jeffrey J. Rondeau, Ordinance Enforcement Officer City of Walled lake



City of Walled Lake

February 20, 2018

GOVERNMENT WIDE EXPENDITURES

CHECK NUMBERS: 112610 - 112766
ACH PAYMENTS: January 2018

	<u>Checks</u>	<u>ACH</u>	<u>Total</u>
GENERAL FUND	166,119.54	486.37	166,605.91
MAJOR ROADS FUND			-
LOCAL ROADS FUND			-
DRUG FORFEITURE	15.00		15.00
LIBRARY FUND	17,268.38		17,268.38
DEBT SERVICE FUND		110,425.00	110,425.00
DDA FUND	26.91		26.91
TRANSPORTATION FUND	5,124.70		5,124.70
REFUSE FUND	25,690.44		25,690.44
WATER & SEWER FUND	7,709.92		7,709.92
TRUST AND AGENCY	17,309.31		17,309.31
ACCRUED INSURANCE LIABILITIES	<u>3,797.98</u>	<u>25,736.20</u>	<u>29,534.18</u>
VENDOR EXPENDITURES	243,062.18	136,647.57	379,709.75

DEPARTMENT	TOTAL	
	OVERTIME	PAY IN LIEU
City Manager	\$ 225.00	\$ -
Finance	\$ -	\$ -
General	\$ 122.77	\$ -
Clerk	\$ 82.68	\$ -
Transportation	\$ -	\$ -
Police	\$ 2,196.24	\$ 600.00
Fire	\$ 673.01	\$ 55.00
Public Works	\$ 944.07	\$ -
Library	\$ -	\$ -
	<u>\$ 4,243.77</u>	<u>\$ 655.00</u>
EXPENSE ALLOWANCE/REIMBURSEMENTS	\$ 10,362.93	
SALARY & WAGES	\$ 194,896.66	
PAY IN LIEU	\$ 655.00	
OVERTIME	\$ 4,243.77	
GROSS PAYMENTS	\$ 210,158.36	
EMPLOYER FICA	\$ 15,272.03	
EMPLOYER PENSION	\$ 84,921.98	
EMPLOYER OPEB	\$ 2,925.00	
PAYROLL EXPENSES	\$ 103,119.01	
PERSONNEL EXPENDITURES	\$ 313,277.37	
VENDOR EXPENDITURES	\$ 379,709.75	
February 20, 2018	REPORTED EXPENDITURES	\$ 692,987.12

Check Date	Bank	Check #	Payee	Description	Account	Dept	Amount
Fund: 101 GENERAL FUND							
01/31/2018	PAYAB	137 (E)	WEX BANK	GAS & OIL	732-000	335	486.37
Total for fund 101 GENERAL FUND							486.37
Fund: 401 DEBT SERVICE FUND							
01/19/2018	PAYAB	136 (E)	CAPITAL ONE PUBLIC FUNDING, LLC	STATEMENT - - DEC. 2017	991-006	218	105,000.00
				STATEMENT - - DEC. 2017	995-006	218	5,425.00
CHECK PAYAB 136(E) TOTAL							<u>110,425.00</u>
Total for fund 401 DEBT SERVICE FUND							110,425.00
Fund: 705 ACCRUED INSURANCE LIABILITIES							
01/05/2018	PAYAB	134 (E)	MORGAN WHITE	INSURANCE - JANUARY 2018	231-021	000	4,062.10
01/09/2018	PAYAB	135 (E)	UNITED HEALTHCARE	INSURANCE - JANUARY, 2018	231-016	000	21,674.10
Total for fund 705 ACCRUED INSURANCE LIABILITIES							25,736.20
TOTAL - ALL FUNDS							136,647.57

Check Date	Bank	Check #	Payee	Description	Account	Dept	Amount
Fund: 101 GENERAL FUND							
01/12/2018	PAYAB	112610	ARBOR PROFESSIONAL SOLUTIONS	SERVICE - NOVEMBER, 2017	733-000	335	14.00
01/12/2018	PAYAB	112611	BOSS ENGINEERING	ENGINEERING SERVICES	820-000	445	2,161.00
01/12/2018	PAYAB	112612	CITY OF FARMINGTON HILLS	EDUCATION/TRAINING - M. SMITH	958-000	335	150.00
01/12/2018	PAYAB	112616	HALT FIRE	VEHICLE MAINT.	939-000	335	235.50
01/12/2018	PAYAB	112617	IDENTISYS	PARTS/SUPPLIES	728-000	335	11.10
01/12/2018	PAYAB	112618	JAY S WITHERELL	EVALUATION - G. SAVOIE	829-000	335	400.00
01/12/2018	PAYAB	112619#	KINGSETT LLC D/B/A SPINAL COLUMN	ADVERTISING	900-000	218	60.00
				ADVERTISING	900-000	218	40.00
				ADVERTISING	900-000	218	120.00
				ADVERTISING	900-000	218	66.00
				ADVERTISING	900-000	262	165.00
				ADVERTISING	900-000	262	99.00
				CHECK PAYAB 112619 TOTAL			<u>550.00</u>
01/12/2018	PAYAB	112620	LAKES AREA CHAMBER OF COMMERCE	ANNUAL DUES - 02/01/2018 - 02/01/2019	806-000	218	275.00
01/12/2018	PAYAB	112621	LB OFFICE SUPPLY & FURNITURE	PARTS/SUPPLIES	728-000	300	351.11
01/12/2018	PAYAB	112622	MADISON ELECTRIC COMPANY	EQUIPMENT MAINT.	933-000	448	120.08
				EQUIP. MAINT.	933-000	448	215.04
				CHECK PAYAB 112622 TOTAL			<u>335.12</u>
01/12/2018	PAYAB	112623	MUNICIPAL ADVISORY COUNCIL OF MI	OPERATING SUPPLY - DEBT REPORT ENDING	728-000	212	100.00
01/12/2018	PAYAB	112624*#	MURRAYS DISCOUNT AUTO STORES	STATEMENT - NOVEMBER, 2017	932-000	218	159.90
				STATEMENT - NOVEMBER, 2017	939-000	300	12.99
				STATEMENT - NOVEMBER, 2017	939-000	300	7.58
				STATEMENT - NOVEMBER, 2017	939-000	300	3.99
				STATEMENT - NOVEMBER, 2017	728-000	441	51.96
				STATEMENT - NOVEMBER, 2017	939-000	441	121.25
				STATEMENT - NOVEMBER, 2017	939-000	441	14.99
				STATEMENT - NOVEMBER, 2017	939-000	441	17.67

Check Date	Bank	Check #	Payee	Description	Account	Dept	Amount
Fund: 101 GENERAL FUND							
				CHECK PAYAB 112624 TOTAL			390.33
01/12/2018	PAYAB	112626	OAKLAND COUNTY TREAS CASH BLDG 12	SOFTWARE MAINT. - BS&A TAX	936-001	253	799.50
01/12/2018	PAYAB	112627*	OAKLAND COUNTY TREAS CASH BLDG 12	TAX ADJUSTMENTS	403-003	000	17.53
01/12/2018	PAYAB	112628	PITNEY BOWES INC	POSTAGE MACHINE LEASE	941-000	218	416.58
01/12/2018	PAYAB	112629	SECREST WARDLE LYNCH ET AL	LEGAL SERVICES - NOVEMBER, 2018	813-000	211	792.00
				LEGAL SERVICES - NOVEMBER, 2018	813-001	211	561.00
				LEGAL SERVICES - NOVEMBER, 2018	813-002	211	737.00
				LEGAL SERVICES - NOVEMBER, 2018	814-000	211	3,553.00
				LEGAL SERVICES - NOVEMBER, 2018	815-000	211	165.00
				LEGAL SERVICES - NOVEMBER, 2018	817-001	211	122.00
				LEGAL SERVICES - NOVEMBER, 2018	869-000	211	612.24
				CHECK PAYAB 112629 TOTAL			<u>6,542.24</u>
01/12/2018	PAYAB	112630*#	SENG TIRE COMPANY	EQUIP. MAINT.	933-000	441	33.20
01/12/2018	PAYAB	112631	SHUMAN MOTOR SALES	VEHICLE MAINT.	939-000	300	32.55
				VEHICLE MAINT.	939-000	300	121.00
				CHECK PAYAB 112631 TOTAL			<u>153.55</u>
01/12/2018	PAYAB	112632	SITE ONE LANDSCAPE SUPPLY	PARTS/SUPPLIES	933-000	441	81.36
01/12/2018	PAYAB	112636	TOP LAWN	PREPAY - SEASON WEED CONTROL	931-000	732	436.50
01/12/2018	PAYAB	112637#	TRUCK & TRAILER SPECIALTIES INC	EQUIP. MAINT.	933-000	441	419.66
				EQUIPMENT - SNOW EQUIP FOR TRUCK	981-000	900	70,327.74
				CHECK PAYAB 112637 TOTAL			<u>70,747.40</u>
01/12/2018	PAYAB	112638	UNIFIRST CORPORATION	SERVICE - MATTS	932-000	218	187.22
01/12/2018	PAYAB	112639	UNITEX DIRECT	UNIFORM - G. EBERLEIN	731-000	335	78.98
01/12/2018	PAYAB	112641	WEST SHORE FIRE INC	EQUIP. MAINT.	933-000	335	567.71
01/12/2018	PAYAB	112642	ZOLL MEDICAL CORPORATION	EQUIP. MAINT.	933-000		

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Fund: 101 GENERAL FUND							
01/19/2018	PAYAB	112643*#	AT&T	SERVICE - 01/04/18 - 02/03/18	920-000	218	1,860.76
				SERVICE - 01/04/18 - 02/03/18	920-000	253	496.20
				SERVICE - 01/04/18 - 02/03/18	920-000	300	1,240.51
				SERVICE - 01/04/18 - 02/03/18	920-000	335	372.15
				SERVICE - 01/04/18 - 02/03/18	920-000	371	1,860.76
				SERVICE - 01/04/18 - 02/03/18	920-000	441	620.25
				CHECK PAYAB 112643 TOTAL			<u>6,450.63</u>
01/19/2018	PAYAB	112644*#	AT&T	SERVICE - 01/04/18 - 02/03/18	920-000	218	116.07
				SERVICE - 01/04/18 - 02/03/18	920-000	253	30.95
				SERVICE - 01/04/18 - 02/03/18	920-000	300	77.38
				SERVICE - 01/04/18 - 02/03/18	920-000	335	23.21
				SERVICE - 01/04/18 - 02/03/18	920-000	371	116.07
				SERVICE - 01/04/18 - 02/03/18	920-000	441	38.69
				CHECK PAYAB 112644 TOTAL			<u>402.37</u>
01/19/2018	PAYAB	112645	BELLE TIRE	VEHICLE MAINT.	939-000	300	356.00
01/19/2018	PAYAB	112646	CANFIELD EQUIPMENT SERVICE, INC.	VEHICLE MAINT.	939-000	300	475.00
01/19/2018	PAYAB	112647	DANS AUTO CLINIC	VEHICLE MAINT.	939-000	300	50.00
01/19/2018	PAYAB	112648	DTE ENERGY	UTILITY - 12/01/17 - 12/31/17	921-000	448	3,825.60
01/19/2018	PAYAB	112649	GALLS INCORPORATED	UNIFORMS	731-000	300	102.08
01/19/2018	PAYAB	112651*#	KCL GROUP BENEFITS	INSURANCE - 02/01/18 - 02/28/18	717-000	218	556.02
01/19/2018	PAYAB	112652	MICHIGAN ASSOC CHIEFS OF POLICE	EDUCATION/TRAINING - A. DELGRECO	958-001	300	75.00
				EDUCATION/TRAINING - H. KOLKE	958-001	300	75.00
				CHECK PAYAB 112652 TOTAL			<u>150.00</u>
01/19/2018	PAYAB	112653	MICHIGAN MUNICIPAL LEAGUE	QUARTERLY CONTRIBUTION: QTR ENDING 12-	007-000	000	24.66
01/19/2018	PAYAB	112654*#	MILLENNIUM BUSINESS SYSTEMS	EQUIP. RENTAL - COPIER	941-000	218	386.26

Check Date	Bank	Check #	Payee	Description	Account	Dept	Amount
Fund: 101 GENERAL FUND							
01/19/2018	PAYAB	112656	OFFICE CONNECTION	PARTS/SUPPLIES	727-000	218	57.93
01/19/2018	PAYAB	112657#	PROVIDENCE OCCUPATIONAL HEALTH	SERVICE - M. TROMBETTA	829-000	300	86.00
				SERVICE - - T. WHITTEN	829-000	441	62.00
				CHECK PAYAB 112657 TOTAL			<u>148.00</u>
01/19/2018	PAYAB	112658	ROBERT MANNA	BD Bond Refund	478-000	000	3,000.00
01/19/2018	PAYAB	112659	SAFEWAY SHREDDING	SERVICE	829-000	300	120.00
01/19/2018	PAYAB	112660	SCHOOLCRAFT COLLEGE	EDUCATION/TRAINING - RANGE USE	958-000	300	2,600.00
01/19/2018	PAYAB	112661	SUPER CAR WASH SYSTEMS	SERVICE - CAR WASHES	939-000	300	6.00
				SERVICE - CAR WASH- DECEMBER, 2017	939-000	300	43.50
				CHECK PAYAB 112661 TOTAL			<u>49.50</u>
01/19/2018	PAYAB	112662	THE ACCUMED GROUP	SERVICE - EMS BILLING	733-000	335	78.95
				SERVICE - BILLING (OCT., 2017)	733-000	335	495.66
				SERVICE EMS BILLING - NOVEMBER, 2017	733-000	335	248.59
				CHECK PAYAB 112662 TOTAL			<u>823.20</u>
01/24/2018	PAYAB	112663*#	AT&T	SERVICE - 11/04/17 - 12/03/17	920-000	218	104.85
				SERVICE - 11/04/17 - 12/03/17	920-000	253	27.96
				SERVICE - 11/04/17 - 12/03/17	920-000	300	69.90
				SERVICE - 11/04/17 - 12/03/17	920-000	335	20.97
				SERVICE - 11/04/17 - 12/03/17	920-000	371	104.85
				SERVICE - 11/04/17 - 12/03/17	920-000	441	34.95
				CHECK PAYAB 112663 TOTAL			<u>363.48</u>
01/24/2018	PAYAB	112664	BENISTAR/UA - 6803	INSURANCE - FEBRUARY, 2018	717-000	736	854.00
01/24/2018	PAYAB	112665	COMCAST	TV SERVICE - 01/16/18 - 02/15/18	920-000	335	19.16
01/26/2018	PAYAB	112666	ARBOR PROFESSIONAL SOLUTIONS	SERVICE	733-000	335	6.43
01/26/2018	PAYAB	112668	CITY OF FARMINGTON HILLS	EDUCATION/TRAINING - K. BROWN	958-000	335	150.00

Check Date	Bank	Check #	Payee	Description	Account	Dept	Amount
Fund: 101 GENERAL FUND							
01/26/2018	PAYAB	112669*#	CITY OF WALLED LAKE	SERVICE - WATER	923-000	218	40.12
				SERVICE - WATER	923-000	335	120.28
				SERVICE - WATER	923-000	441	238.19
				CHECK PAYAB 112669 TOTAL			<u>398.59</u>
01/26/2018	PAYAB	112671	CONSUMERS ENERGY	UTILITY - 12/12/17 - 01/14/18	922-000	335	1,295.12
01/26/2018	PAYAB	112672	CONSUMERS ENERGY	UTILITY - 12/12/17 - 01/14/18	922-000	218	1,395.30
01/26/2018	PAYAB	112673	CONSUMERS ENERGY	UTILITY - 12/12/17 - 01/14/18	922-000	441	2,007.70
01/26/2018	PAYAB	112674	CYNERGY PRODUCTS	PARTS/SUPPLIES	851-000	335	405.00
01/26/2018	PAYAB	112675	DTE ENERGY	UTILITY - 11/10/17 - 01/16/18	921-000	732	60.59
01/26/2018	PAYAB	112676	DTE ENERGY	UTILITY 11/10/17 - 01/16/18	921-000	732	47.74
01/26/2018	PAYAB	112677	DTE ENERGY	UTILITY - 12/13/17 - 01/16/18	921-000	335	928.45
01/26/2018	PAYAB	112679	DTE ENERGY	UTILITY - 12/13/17 - 01/16/18	921-000	218	434.38
01/26/2018	PAYAB	112680	DTE ENERGY	UTILITY - 12/13/17 -01/16/18	924-000	448	147.14
01/26/2018	PAYAB	112681	DTE ENERGY	UTILITY - 12/13/17 - 01/16/18	921-000	300	1,097.98
01/26/2018	PAYAB	112683	DTE ENERGY	UTILITY - 12/13/17 - 01/16/18	921-000	690	76.81
01/26/2018	PAYAB	112685	DTE ENERGY	UTILITY - 11/10/17 - 01/16/18	921-000	732	45.96
01/26/2018	PAYAB	112686	DTE ENERGY	UTILITY - 12/13/17 - 01/16/18	921-000	441	45.62
01/26/2018	PAYAB	112687	DTE ENERGY	UTILITY - 11/11/17 - 01/17/18	921-000	732	49.28
01/26/2018	PAYAB	112688	DTE ENERGY	UTILITY - 11/11/17 - 01/17/18	921-000	732	50.60
01/26/2018	PAYAB	112689	FIRE MARK ADVANTAGE LLC	EDUCATION/TRAINING - M. SMITH	958-000	335	45.00
01/26/2018	PAYAB	112691	HALT FIRE	VEHICLE MAINT.	939-000	335	785.14
01/26/2018	PAYAB	112692	KINGSETT LLC D/B/A SPINAL COLUMN	ADVERTISING	900-000	801	99.00
				ADVERTISING	900-000	801	99.00
				CHECK PAYAB 112692 TOTAL			<u>198.00</u>

Check Date	Bank	Check #	Payee	Description	Account	Dept	Amount
Fund: 101 GENERAL FUND							
01/26/2018	PAYAB	112694	LOWES BUSINESS ACCOUNT	PARTS/SUPPLIES	727-000	218	16.10
				PARTS/SUPPLIES	727-000	218	24.57
				CHECK PAYAB 112694 TOTAL			<u>40.67</u>
01/26/2018	PAYAB	112695*#	MCKENNA ASSOCIATES INC	PLANNING SERVICES - DECEMBER, 2017	708-002	371	2,550.00
				PLANNING SERVICES - DECEMBER, 2017	828-000	371	1,881.00
				CHECK PAYAB 112695 TOTAL			<u>4,431.00</u>
01/26/2018	PAYAB	112696	MEGA PRINTING	SERVICE	727-000	335	45.00
				SERVICE	729-003	335	344.10
				CHECK PAYAB 112696 TOTAL			<u>389.10</u>
01/26/2018	PAYAB	112698	MICHIANA HEALTHCARE EDUCATUIB	EDUCATION /TRAINING	958-000	335	75.00
01/26/2018	PAYAB	112700	OXFORD OVERHEAD DOOR SALES CO	BLDG MAINT.	934-000	335	149.00
01/26/2018	PAYAB	112701	THE ACCUMED GROUP	SERVICE	733-000	335	8.80
01/26/2018	PAYAB	112702	TRI COUNTY CLEANING SUPPLY, INC	PARTS/SUPPLIES	932-000	218	197.49
01/31/2018	PAYAB	112704	ROAD COMMISSION OAKLAND CTY	TRAILWAY PERMIT	076-000	000	300.00
02/01/2018	PAYAB	112705	MAX PRINTING & COPY CENTER	OFFICE SUPPLIES	727-000	300	67.87
02/02/2018	PAYAB	112706	ALLIE BROTHERS INC	UNIFORMS - F. BENVENUTO	807-000	300	158.99
02/02/2018	PAYAB	112707	AT&T MOBILITY	SERVICE - 12/18/17 - 01/17/18	920-000	300	92.32
02/02/2018	PAYAB	112709	COMCAST	SERVICE - TV	920-000	300	12.77
02/02/2018	PAYAB	112711	CRG ELECTRIC LLC	CAMPUS LIGHTING	990-001	900	509.40
02/02/2018	PAYAB	112713	DTE ENERGY	UTILITY - 11/18/17 - 01/23/18	921-000	335	37.86
02/02/2018	PAYAB	112714*#	GOYETTE MECHANICAL CO.	SERVICE CONTRACT -- 01/23/18 - 01/22/19	934-001	218	4,677.84
02/02/2018	PAYAB	112715#	HOME DEPOT CREDIT SERVICES	STATEMENT - 12/20/17 - 01/19/18	727-000	218	4.20
				STATEMENT - 12/20/17 - 01/19/18	728-000	441	5.44

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Fund: 101 GENERAL FUND							
				STATEMENT - 12/20/17 - 01/19/18	939-000	441	78.52
				CHECK PAYAB 112715 TOTAL			<u>88.16</u>
02/02/2018	PAYAB	112716	LADD ROAD COLLISION	VEHICLE MAINT.	939-000	300	470.80
02/02/2018	PAYAB	112717	MACOMB COMMUNITY COLLEGE	EDUCATION/TRAINING	958-000	300	150.00
02/02/2018	PAYAB	112718	MEGA PRINTING	SERVICE - PRINTING	728-000	335	59.95
02/02/2018	PAYAB	112721	MUNICIPAL CODE CORPORATION	WEB HOSTING - 01/01/2018 - 12/31/18	936-001	218	700.00
02/02/2018	PAYAB	112722*#	NEXTEL SPRINT	PHONE SERVICE - 12/07/17 - 1/06/18	920-000	300	200.24
02/02/2018	PAYAB	112723	NORTH AMERICAN RESCUE	EQUIPMENT	980-000	335	2,266.70
02/02/2018	PAYAB	112724#	OAKLAND COUNTY TREAS CASH BLDG 12	DISPATCH SERVICES - DEC., 2017	724-001	300	6,733.95
				DISPATCH SERVICES - DEC., 2017	724-001	335	2,244.65
				SERVICE - DEPT. FEE - OCT - DEC, 2017	850-000	335	1,072.31
				CHECK PAYAB 112724 TOTAL			<u>10,050.91</u>
02/02/2018	PAYAB	112726	OFFICE CONNECTION	PARTS/SUPPLIES	727-000	218	102.97
02/02/2018	PAYAB	112728	PROVIDENCE PARK HOSPITAL	EPI PENS	728-000	335	108.00
02/02/2018	PAYAB	112729	RIVER VALLEY RADIO	SERVICE - RADIO	851-000	335	539.44
02/02/2018	PAYAB	112731	SUN BADGE COMPANY	PARTS/SUPPLIES	728-000	300	695.50
02/02/2018	PAYAB	112732	UNITEX DIRECT	UNIFORMS - M. SALOW	731-000	335	19.19
				UNIFORMS - M. BURD	731-000	335	102.20
				UNIFORMS - J. LOOMIS	731-000	335	292.29
				CHECK PAYAB 112732 TOTAL			<u>413.68</u>
02/02/2018	PAYAB	112733#	WALLED LAKE SCHOOL EMP FCU	STATEMENT - 12/19/17 - 01/18/18	936-001	218	237.50
				STATEMENT - 12/19/17 - 01/18/18	936-001	218	160.00
				STATEMENT - 12/19/17 - 01/18/18	936-001	218	15.89
				STATEMENT - 12/19/17 - 01/18/18	936-001	218	15.89
				STATEMENT - 12/19/17 - 01/18/18	728-000	300	172.00

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Fund: 101 GENERAL FUND							
				STATEMENT - 12/19/17 - 01/18/18	934-000	441	589.00
				CHECK PAYAB 112733 TOTAL			<u>1,190.28</u>
02/02/2018	PAYAB	112734	WATERWAY OF MICHIGAN, LLC	EQUIPMENT MAINT.	933-000	335	1,347.24
02/02/2018	PAYAB	112736	WEINGARTZ	EQUIP. MAINT.	933-000	441	603.93
02/02/2018	PAYAB	112737	WEST SHORE FIRE INC	EQUIP. MAINT.	933-000	335	480.59
02/02/2018	PAYAB	112738	WIXOM POLICE DEPARTMENT	SERVICE - PRISONER LOCKUP - OCT. - DEC,	814-001	300	600.00
				SERVICE - PRISONER LOCKUP - JULY -	814-001	300	1,050.00
				CHECK PAYAB 112738 TOTAL			<u>1,650.00</u>
02/08/2018	PAYAB	112739	BOY SCOUTS OF AMERICA	LEARNING FOR LIFE RENEWAL	729-006	335	265.00
02/08/2018	PAYAB	112740	CANFIELD EQUIPMENT SERVICE, INC.	VEHICLE MAINT.	939-000	300	1,260.00
02/08/2018	PAYAB	112741	CRG ELECTRIC LLC	BLDG. MAINT.	934-000	218	662.00
02/08/2018	PAYAB	112742	DANS AUTO CLINIC	VEHICLE MAINT.	939-000	300	436.30
				VEHICLE MAINT.	939-000	300	116.70
				VEHICLE MAINT.	939-000	300	50.00
				CHECK PAYAB 112742 TOTAL			<u>603.00</u>
02/08/2018	PAYAB	112743	DIGIGRAPHX CO	UNIFORMS	731-000	300	192.00
02/08/2018	PAYAB	112744*#	FIDELITY SECURITY LIFE INS/EYEMED	INSURANCE - FEBRUARY, 2018	717-000	736	98.11
02/08/2018	PAYAB	112745	GALLS INCORPORATED	UNIFORMS - H. KOLKE	731-000	300	102.08
02/08/2018	PAYAB	112746	LB OFFICE SUPPLY & FURNITURE	PARTS/SUPPLIES	727-000	300	365.87
02/08/2018	PAYAB	112747	MERGE LIVE	SERVICE - VIDEO RECORD AND SOUND SYSTEM	829-000	218	1,250.00
02/08/2018	PAYAB	112748	MICHIGAN POLICE EQUIPMENT CO	PARTS/SUPPLIES	728-000	300	769.80
02/08/2018	PAYAB	112749	OAKLAND COUNTY TREAS CASH BLDG 12	CLEMIS - JAN - MARCH 2018	850-000	300	4,648.75
02/08/2018	PAYAB	112750	OVERHEAD DOOR	BLDG. MAINT.	934-000	300	249.00
02/09/2018	PAYAB	112751	ADVANCE KEYS & REMOTES LLC	VEHICLE MAINT. - KEYS FOR JEEP	939-000	300	

Check Date	Bank	Check #	Payee	Description	Account	Dept	Amount
Fund: 101 GENERAL FUND							
02/09/2018	PAYAB	112752*#	ALLIANCE WINDOW CLEANING	SERVICE - WINDOW CLEANING	932-000	218	165.00
02/09/2018	PAYAB	112754*#	CITY OF WALLED LAKE	UTILITY - 01/01/18 - 01/31/18	923-000	218	60.70
				UTILITY - 01/01/18 - 01/31/18	923-000	335	120.28
				UTILITY - 01/01/18 - 01/31/18	923-000	441	135.29
				CHECK PAYAB 112754 TOTAL			<u>316.27</u>
02/09/2018	PAYAB	112755	DTE ENERGY	UTILITY - 01/01/18 - 01/31/18	921-000	448	3,828.87
02/09/2018	PAYAB	112756	JAY S WITHERELL	SERVICE - J. JASINSKI	829-000	300	400.00
02/09/2018	PAYAB	112757	KINGSETT LLC D/B/A SPINAL COLUMN	ADVERTISING	900-000	218	66.00
				ADVERTISING	900-000	218	66.00
				CHECK PAYAB 112757 TOTAL			<u>132.00</u>
02/09/2018	PAYAB	112758*#	MADISON NATIONAL LIFE	INSURANCE - FEBRUARY, 2018	718-000	300	328.00
02/09/2018	PAYAB	112760	OAKLAND COUNTY TREAS CASH BLDG 12	PART/SUPPLIES - ELECTION - NOV. 2017	728-000	262	316.04
02/09/2018	PAYAB	112762	REDGUARD FIRE & SECURITY	REFUND - PE2017-0060	457-000	000	275.00
02/09/2018	PAYAB	112763	SHUMAN MOTOR SALES	VEHICLE MAINT.	939-000	300	40.60
				VEHICLE MAINT.	939-000	300	64.74
				CHECK PAYAB 112763 TOTAL			<u>105.34</u>
02/09/2018	PAYAB	112764#	STAPLES	STATEMENT - 12/24/17 - 01/24/18	728-000	212	26.99
				STATEMENT - 12/24/17 - 01/24/18	728-000	300	67.96
				STATEMENT - 12/24/17 - 01/24/18	727-000	335	252.01
				STATEMENT - 12/24/17 - 01/24/18	728-000	335	635.94
				CHECK PAYAB 112764 TOTAL			<u>982.90</u>
02/09/2018	PAYAB	112765	SUBURBAN PARTY RENTAL	PARTS/SUPPLIES - RENTAL OF EQUIPMENT	728-000	218	285.00
02/09/2018	PAYAB	112766	VERIZON WIRELESS	UTILITY - 12/24/17 - 01/23/18	920-000	335	178.66

Check Date	Bank	Check #	Payee	Description	Account	Dept	Amount
Fund: 101 GENERAL FUND							
				Total for fund 101 GENERAL FUND			166,119.54
Fund: 265 DRUG FORFEITURE FUND							
02/02/2018	PAYAB	112719	MICHIGAN DEPARTMENT OF STATE	TITLE	939-000	400	15.00
				Total for fund 265 DRUG FORFEITURE FUND			15.00
Fund: 271 LIBRARY FUND							
01/12/2018	PAYAB	112627*	OAKLAND COUNTY TREAS CASH BLDG 12	TAX ADJUSTMENTS	403-003	000	2.17
01/19/2018	PAYAB	112643*#	AT&T	SERVICE - 01/04/18 - 02/03/18	920-000	738	372.15
01/19/2018	PAYAB	112644*#	AT&T	SERVICE - 01/04/18 - 02/03/18	920-000	738	23.21
01/19/2018	PAYAB	112654*#	MILLENIUUM BUSINESS SYSTEMS	EQUIP. RENTAL - COPIER	941-000	738	242.06
01/24/2018	PAYAB	112663*#	AT&T	SERVICE - 11/04/17 - 12/03/17	920-000	738	20.97
01/26/2018	PAYAB	112667	BRODART CO	PARTS/SUPPLIES	982-000	738	1,372.23
01/26/2018	PAYAB	112669*#	CITY OF WALLED LAKE	SERVICE - WATER	923-000	738	60.70
01/26/2018	PAYAB	112670	COMPTON	PRINTING - NEWSLETTER	900-000	738	1,694.21
01/26/2018	PAYAB	112690	GALE/CENGAGE LEARNING	PARTS/SUPPLIES	982-000	738	122.36
01/26/2018	PAYAB	112693	LIBRARY NETWORK	SERVICE	833-000	738	92.64
				COMPUTER MAINT.	936-000	738	6,811.33
				PARTS/SUPPLIES	982-000	738	1,343.06
				CHECK PAYAB 112693 TOTAL			<u>8,247.03</u>
01/26/2018	PAYAB	112697	METCOM	PARTS/SUPPLIES - LABELS	728-000	738	160.00
02/02/2018	PAYAB	112708	BAKER & TAYLOR	PARTS/SUPPLIES	982-000	738	88.85
				PARTS/SUPPLIES	982-000	738	35.40
				PARTS/SUPPLIES	982-000	738	64.78
				CHECK PAYAB 112708 TOTAL			<u>189.03</u>

Check Date	Bank	Check #	Payee	Description	Account	Dept	Amount
Fund: 271 LIBRARY FUND							
02/02/2018	PAYAB	112710	CONSUMERS ENERGY	UTILITY - 12/12/17 - 01/14/18	922-000	738	124.00
02/02/2018	PAYAB	112712	DTE ENERGY	UTILITY - 12/13/17 - 01/16/18	921-000	738	358.69
02/02/2018	PAYAB	112714*#	GOYETTE MECHANICAL CO.	SERVICE CONTRACT -- 01/23/18 - 01/22/19	934-001	738	578.16
02/02/2018	PAYAB	112720	MIDWEST TAPE	PARTS/SUPPLIES	982-002	738	485.42
				PARTS/SUPPLIES	982-002	738	334.91
				CHECK PAYAB 112720 TOTAL			<u>820.33</u>
02/02/2018	PAYAB	112727	OFFICE EXPRESS METRO OFFICE	PARTS/SUPPLIES	728-000	738	174.88
02/02/2018	PAYAB	112730	SIPES, TIM	SERVICE - CLEANING	932-000	738	400.00
02/09/2018	PAYAB	112752*#	ALLIANCE WINDOW CLEANING	SERVICE - WINDOW CLEANING	932-000	738	25.00
02/09/2018	PAYAB	112753	BRODART CO	PARTS/SUPPLIES	982-000	738	2,030.34
02/09/2018	PAYAB	112754*#	CITY OF WALLED LAKE	UTILITY - 01/01/18 - 01/31/18	923-000	738	112.15
02/09/2018	PAYAB	112761	OFFICE EXPRESS METRO OFFICE	PARTS/SUPPLIES	727-000	738	138.71
				Total for fund 271 LIBRARY FUND			17,268.38
Fund: 494 DOWNTOWN DEVELOPMENT FUND							
01/12/2018	PAYAB	112625	OAKLAND COUNTY TREAS	BONDS - PRIOR YEAR ADJUSTMENTS	403-003	000	26.91
				Total for fund 494 DOWNTOWN DEVELOPMENT FUND			26.91
Fund: 588 TRANSPORTATION FUND							
01/12/2018	PAYAB	112624*#	MURRAYS DISCOUNT AUTO STORES	STATEMENT - NOVEMBER, 2017	728-000	689	16.76
				STATEMENT - NOVEMBER, 2017	728-000	689	11.98
				CHECK PAYAB 112624 TOTAL			<u>28.74</u>
01/12/2018	PAYAB	112630*#	SENG TIRE COMPANY	VEHICLE MAINT.	939-000	689	18.00
01/12/2018	PAYAB	112633	SMART	VEHICLE MAINT. - OCTOBER, 2017	939-000	689	824.74
01/19/2018	PAYAB	112643*#	AT&T	SERVICE - 01/04/18 - 02/03/18	920-000	689	

Check Date	Bank	Check #	Payee	Description	Account	Dept	Amount
Fund: 588 TRANSPORTATION FUND							
01/19/2018	PAYAB	112644*#	AT&T	SERVICE - 01/04/18 - 02/03/18	920-000	689	232.15
01/24/2018	PAYAB	112663*#	AT&T	SERVICE - 11/04/17 - 12/03/17	920-000	689	209.71
02/02/2018	PAYAB	112722*#	NEXTEL SPRINT	PHONE SERVICE - 12/07/17 - 1/06/18	920-000	689	89.84
Total for fund 588 TRANSPORTATION FUND							5,124.70
Fund: 590 REFUSE FUND							
01/12/2018	PAYAB	112614	GFL ENVIRONMENTAL	RUBBISH PICK UP FOR MONTH OF DUMPSTER	827-006	538	245.00
01/19/2018	PAYAB	112650	GFL ENVIRONMENTAL	RUBBISH PICK UP FOR MONTH OF JANUARY,	827-000	538	25,445.44
Total for fund 590 REFUSE FUND							25,690.44
Fund: 591 WATER AND SEWER FUND							
01/12/2018	PAYAB	112613	FERGUSON WATERWORKS	PARTS/SUPPLIES	728-000	533	240.00
01/12/2018	PAYAB	112615#	GUNNERS METERS & PARTS	PARTS/SUPPLIES	728-000	265	165.00
				PARTS/SUPPLIES	829-002	533	969.00
				PARTS/SUPPLIES	829-002	533	1,710.00
				PARTS/SUPPLIES	986-050	536	300.00
CHECK PAYAB 112615 TOTAL							3,144.00
01/12/2018	PAYAB	112624*#	MURRAYS DISCOUNT AUTO STORES	STATEMENT - NOVEMBER, 2017	728-000	265	2.65
				STATEMENT - NOVEMBER, 2017	829-002	533	3.99
CHECK PAYAB 112624 TOTAL							6.64
01/12/2018	PAYAB	112634	SUBURBAN LANDSCAPE & SUPPLY	PARTS/SUPPLIES - WELLSBORO WATER REPAIR	829-002	533	190.30
				PARTS/SUPPLIES - WELLSBORO WATER REPAIR	829-002	533	69.08
				PARTS/SUPPLIES - WELLSBORO WATER REPAIR	829-002	533	33.00
				PARTS/SUPPLIES - WELLSBORO WATER REPAIR	829-002	533	400.62
				PARTS/SUPPLIES	829-002	533	50.88
				PARTS/SUPPLIES	829-002	533	96.53
				PARTS/SUPPLIES - DELTA WATER REPAIR	829-002	533	121.16
CHECK PAYAB 112634 TOTAL							961.57

Check Date	Bank	Check #	Payee	Description	Account	Dept	Amount
Fund: 591 WATER AND SEWER FUND							
01/12/2018	PAYAB	112635	SUBURBAN LANDSCAPE & SUPPLY	PARTS/SUPPLIES - ASHSTAN WATER BREAK	829-002	533	144.82
01/12/2018	PAYAB	112640	WATER RESOURCE COMMISSIONER	MISS DIG SERVICE - DECEMBER, 2017	803-000	533	20.00
01/19/2018	PAYAB	112643*#	AT&T	SERVICE - 01/04/18 - 02/03/18	920-000	265	1,860.75
01/19/2018	PAYAB	112644*#	AT&T	SERVICE - 01/04/18 - 02/03/18	920-000	265	116.09
01/24/2018	PAYAB	112663*#	AT&T	SERVICE - 11/04/17 - 12/03/17	920-000	265	104.86
01/26/2018	PAYAB	112678	DTE ENERGY	UTILITY - 10/11/17 - 01/12/18	921-000	265	40.11
01/26/2018	PAYAB	112682	DTE ENERGY	UTILITY - 12/13/17 - 01/16/18	921-000	265	51.15
01/26/2018	PAYAB	112684	DTE ENERGY	UTILITY - 10/12/17 - 01/16/18	921-000	265	41.53
01/26/2018	PAYAB	112703	WATER RESOURCE COMMISSIONER	SERVICE - MISS DIG - JANUARY, 2018	803-000	533	20.00
02/02/2018	PAYAB	112725	OAKLAND SCHOOLS	PRINTING - WATER BILLS DEC., 2017	900-000	533	958.40
Total for fund 591 WATER AND SEWER FUND							7,709.92
Fund: 701 TRUST AND AGENCY FUND							
01/19/2018	PAYAB	112655	OAKLAND COUNTY ANIMAL CONTROL	DOG LICENSE - OCTOBER - DECEMBER, 2017	222-001	000	200.75
01/26/2018	PAYAB	112695*#	MCKENNA ASSOCIATES INC	PLANNING SERVICES - DECEMBER, 2017	264-084	000	975.00
01/26/2018	PAYAB	112699	MICHIGAN NON PROFIT HOUSING CORP	ESCROW REFUND	264-001	000	10,506.56
02/02/2018	PAYAB	112735	WEBERMAN CONSTRUCTION	EXCROW/BOND REFUND	264-097	000	627.00
02/09/2018	PAYAB	112759	MILFORD EXCAVATING	REFUND ROW 2017-0030	264-089	000	5,000.00
Total for fund 701 TRUST AND AGENCY FUND							17,309.31
Fund: 705 ACCRUED INSURANCE LIABILITIES							
01/19/2018	PAYAB	112651*#	KCL GROUP BENEFITS	INSURANCE - 02/01/18 - 02/28/18	231-017	000	1,758.27
02/08/2018	PAYAB	112744*#	FIDELITY SECURITY LIFE INS/EYEMED	INSURANCE - FEBRUARY, 2018	231-020	000	314.93
02/09/2018	PAYAB	112758*#	MADISON NATIONAL LIFE	INSURANCE - FEBRUARY, 2018	231-019	000	1,724.58

Check Date	Bank	Check #	Payee	Description	Account	Dept	Amount
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Fund: 705 ACCRUED INSURANCE LIABILITIES

Total for fund 705 ACCRUED INSURANCE LIABILITIES

3,797.98

TOTAL - ALL FUNDS

243,062.18

'*'-INDICATES CHECK DISTRIBUTED TO MORE THAN ONE FUND

'#'-INDICATES CHECK DISTRIBUTED TO MORE THAN ONE DEPARTMENT

February 14, 2018

2600 Troy Center Drive
P.O. Box 5025
Troy, MI 48007-5025
Tel: 248-851-9500
Fax: 248-538-1223 or 1224
www.secrestwardle.com

Honorable City Council
City of Walled Lake
1499 E. West Maple Rd.
Walled Lake, MI 48390

VAHAN C. VANERIAN
Direct: (248) 539-2370
vvanerian@secrestwardle.com

Re: *ITC v City of Walled Lake, et al*
OCCC Case No. 16-154784-CC
Hon. Martha Anderson

Dear Council Members:

The above matter concerns a condemnation action filed on August 29, 2016 in the Oakland County Circuit Court by International Transmission Company. The complaint names numerous municipalities and property owners who may have an interest in the parcel in question (Taco Bell). The City was originally dismissed from the lawsuit shortly after filing. ITC seeks to acquire a vegetation management easement through condemnation proceedings. According to the complaint, it appears that Walled Lake Village is the fee owner of the property in question. The current use and development of the parcel (i.e. Taco Bell restaurant) was approved by the City under a Commercial Planned Development agreement (CPD) in 2003.

The vegetation management easement covers the rear 85 feet of the parcel which is adjacent to the newly created Airline Trail. The vegetation management easement allows ITC to clear cut all existing trees and brush within the easement area. ITC and Taco Bell have provided an amended landscape plan for the parcel which includes maintaining a grass area, a detention pond and decorative gravel beds in most of the easement area and extending across the entire rear width of the parcel (see attached plan). Portions of the existing parking and dumpster area are within the easement area as depicted on the attached plan. The plan does not include any screening. Because the vegetation management easement essentially precludes natural vegetative screening, any screening would likely be limited to a wall or fence (which may present a potential source of graffiti considering the close proximity to the Air Line Trail).

ITC and the property owner now want to settle the case. However, in order to effectuate the settlement agreement, the CPD must be amended to alter the landscape plan to accommodate the vegetation management easement. Accordingly, attached for your review and consideration please find a proposed consent judgment requiring council approval that would amend the landscape plan for the property and eliminate any conflicts with the CPD and/or zoning ordinance as result of the new vegetation management easement and landscape plan. The

planning consultant's memo is also attached confirming that the landscape plan is an accurate representation of the current landscaping and is consistent with the requirements of City's zoning ordinance.

The consent judgment provides for future use and development of the easement area including establishment of a lighted path to the Airline Trail provided any future use of the easement area otherwise complies with applicable ordinance requirements and the amended landscape plan. The consent judgment does not expressly establish a rear set back, however future uses of the easement area must comply with applicable zoning requirements and the landscape plan. The City's planning consultant recommends indicating the path to the trail on the plan.

Recommendation

That City Council approve the Consent Judgement and Landscape plan conditional upon revision of the landscape plan to indicate the location of the path to the Airline Trail and any other conditions council deems appropriate such as screening, rear set back, etc.

Yours truly,
Vahan C. Vanerian
Vahan C. Vanerian, Esq.

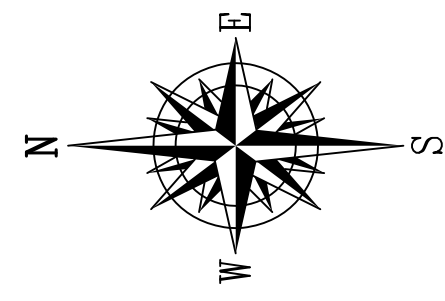
Cc: Jennifer Stuart, City Clerk

4528842

Memorandum

TO: Chelsea Pesta, Assistant Manager
FROM: Michael Deem, AICP
SUBJECT: 1163 E. West Maple Road: Taco Bell Landscape Plan
DATE: February 8, 2018

We have reviewed the landscape plan for 1163 E. West Maple Road, dated November 30, 2017. The submitted landscape plan is an accurate representation of the existing landscape for the property and is consistent with the requirements of the Walled Lake Zoning Ordinance. We would recommend that the lighted pathway to the Airline Trail be identified on the landscape plan. The lights are indicated, but the pathway is not. Please let me know if you have any further questions.

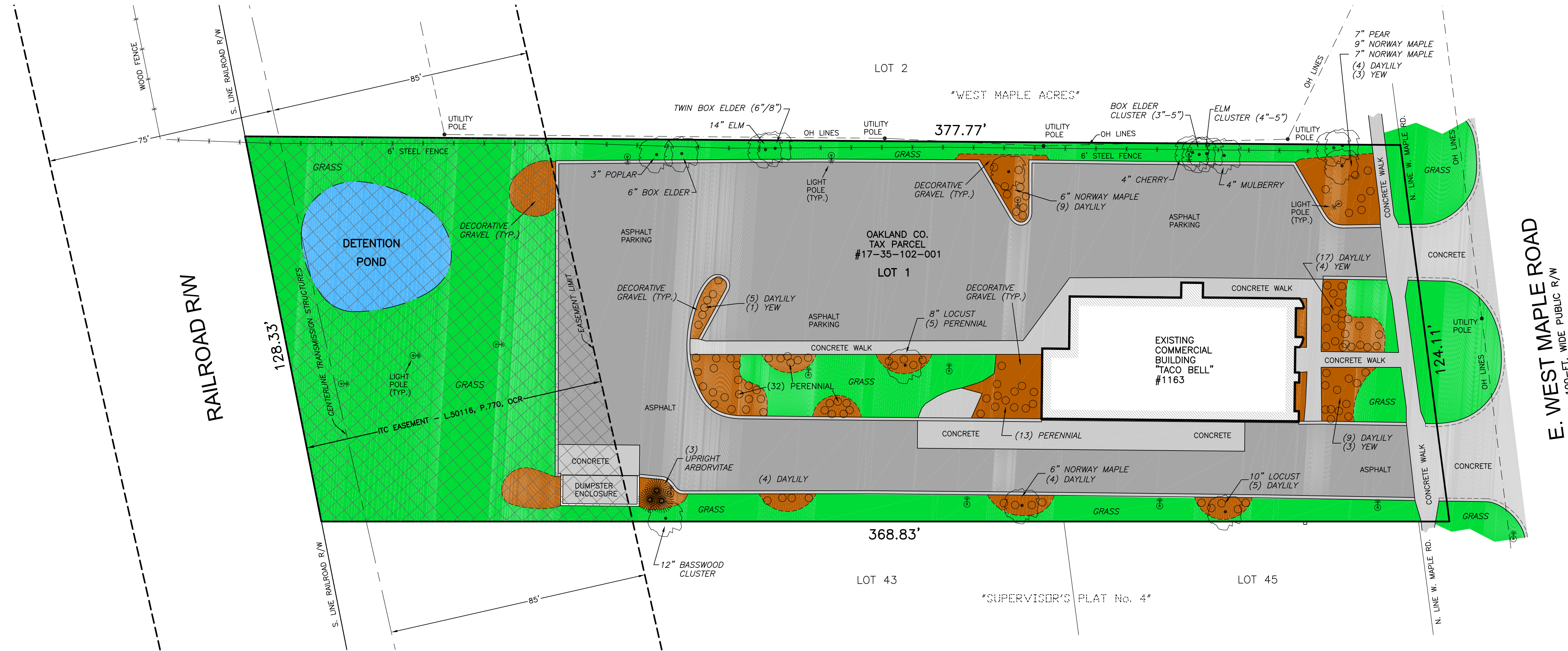


PROPERTY DESCRIPTION:

LOT 1, "WEST MAPLE ACRES" SUBDIVISION, ACCORDING TO THE PLAT THEREOF AS RECORDED IN LIBER 49 OF PLATS, PAGE 51, OAKLAND COUNTY RECORDS.

AREA OF PROPERTY AS DESCRIBED:

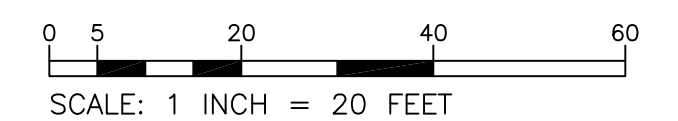
46,437 SQ.FT. / 1.066 ACRES



LEGEND

- | | | | | | |
|--|----------------------------------|--|-------------------|--|---|
| | DECIDUOUS TREE (16) | | GRASS | | ITC VEGETATION MANAGEMENT EASEMENT
L. 50116, P. 770, OAKLAND COUNTY RECORDS |
| | CONIFEROUS TREE (3) | | DECORATIVE GRAVEL | | ASPHALT |
| | SMALL PLANTINGS/PERENNIALS (118) | | CONCRETE | | "THE PERPETUAL RIGHT TO ENTER AT ALL TIMES UPON GRANTOR'S LAND TO CUT, TRIM, REMOVE, DESTROY OR OTHERWISE CONTROL ANY OR ALL TREES, BUSHES OR BRUSH NOW OR HEREAFTER STANDING OR GROWING WITHIN THE EASEMENT AREA." |
| | LIGHT POLE | | | | |

BW-1337



DATE:	11/30/17
SUR BY:	GW
DRWN BY:	DFW
CHKD BY:	MRD
FIELD BK:	876
CLIENT:	ITC HOLDINGS CORP. 27175 ENERGY WAY NOVI, MI 48377
McNEELY & LINCOLN ASSOCIATES, INC.	CIVIL ENGINEERING & LAND SURVEYING PH. (734) 432-9777 FAX (734) 432-9786 37741 PEMBROKE, LIVONIA, MICHIGAN 48152
REV.	REVISIONS
LANDSCAPING PLAN	TACO BELL - 1163 E. WEST MAPLE RD.
	VILLAGE OF WALLED LAKE
	OAKLAND COUNTY, MICHIGAN
SCALE: 1"=20'	PROJECT NO.: 8042.746
	FILE NAME: 8042.746
	SHEET 1 OF 1

STATE OF MICHIGAN

IN THE CIRCUIT COURT FOR THE COUNTY OF OAKLAND

INTERNATIONAL TRANSMISSION
COMPANY, d/b/a ITCTransmission, a
Michigan corporation,

Plaintiff,

vs.

Civil Action No. 16-154784-CC

Hon. Martha D. Anderson

Parcel No.: BW-1337

WALLED LAKE VILLAGE, LLC;
COLUMBIAN MUTUAL LIFE INSURANCE
COMPANY, A NEW YORK CORPORATION;
COLUMBIAN LIFE INSURANCE
COMPANY, AN ILLINOIS CORPORATION;
LEVEL 3 COMMUNICATIONS, LLC; MCI
COMMUNICATIONS SERVICES, INC.;
WELLS FARGO BANK, N.A.; CITIZENS
FINANCIAL GROUP, INC. F/K/A RBS
CITIZENS BANK, N.A.; REGIONS BANK;
BANK OF AMERICA, N.A., IN ITS OWN
CAPACITY AND AS SUCCESSOR BY
MERGER TO LaSALLE BANK MIDWEST
NATIONAL ASSOCIATION; GE CAPITAL
COMMERCIAL INC., A DELAWARE
CORPORATION, SUCCESSOR BY MERGER
TO CITICORP LEASING, INC., A
DELAWARE CORPORATION; SUNDANCE,
INC. A MICHIGAN CORPORATION, IN ITS
OWN CAPACITY AND AS SUCCESSOR TO
C & K MANAGEMENT, INC., WINDY
LANDINGS, INC., AND KENSINGTON
MANAGEMENT, INC.; CITY OF WALLED
LAKE, A MICHIGAN MUNICIPAL
CORPORATION; AND DTE ELECTRIC
COMPANY,

Defendants.

CONSENT JUDGMENT

Mischa M. Boardman (P61783)
Andrea M. Johnson (P67522)
ZAUSMER AUGUST & CALDWELL, P.C.
Attorneys for International Transmission
Company, d/b/a ITCTransmission
31700 Middlebelt Rd., Suite 150
Farmington Hills, MI 48334
(248) 851-4111

Stephon B. Bagne (P54042)
CLARK HILL, PLC
Attorneys for Walled Lake Village, LLC
500 Woodward Ave., Suite 3500
Detroit, MI 48226
(313) 965-8300

{01388481}

4848-8027-0417.1ID\ESTEY, STEPHEN - 071894\000999

Execution

CONSENT JUDGMENT

Plaintiff and Defendants Walled Lake Village, LLC and the City of Walled Lake (“City”), having agreed to settle all claims asserted by Plaintiff in its Complaint, which agreement requires that the terms of the settlement be embodied in a consent judgment entered by this Court, and all necessary parties having duly and fully consented to the form and substance of the judgment, the Court hereby enters judgment as follows. This Consent Judgment is premised upon the following relevant background facts:

A. Plaintiff International Transmission Company d/b/a *ITC Transmission* (“ITC”) filed a Complaint on August 29, 2016 (“Lawsuit”) to condemn a Vegetation Management Easement (“Easement”) over property located at 1163 E. West Maple Road, Walled Lake, Michigan 48390 (“Property”).

B. The Property is currently owned by Walled Lake Village, LLC (“WLV”) and operated as a Taco Bell drive thru restaurant.

C. The Property is subject to a Commercial Planned Development Agreement recorded on April 12, 2004 in the Oakland County Register of Deeds at Liber 32756, Page 386 (“CPD”). While Exhibit B to the CPD references a “Landscape Plan” at Sheet 6, no such plan is recorded, nor on file with the City. Therefore, the approved landscaping under the CPD cannot be identified.

D. On or about November 7, 2016, the City entered into a Consent Judgment and was dismissed from this Lawsuit, without prejudice, by stipulation of the parties (“City Dismissal”).

E. On November 16, 2016, the Court entered a Stipulated Order Waiving Necessity, Confirming Title, Transferring Possession, Ordering Payment of Just Compensation, and for

Other Relief (“Order”), which vested title and possession of the Easement in ITC. The Easement is attached as Exhibit A to the Order. The Easement Area, which encumbers the Property, is depicted on the survey attached to the Easement (see Exhibit A of the Order). A copy of the Order is attached hereto as **Exhibit 1**.

F. Subsequent to entry of the Order and the City Dismissal, WLW asserted in the Lawsuit that as a result of the Easement, (i) the Property no longer conforms with the terms of the CPD; and (ii) the City’s Zoning Ordinance (“Ordinance”) requirements with respect to greenbelt setbacks and landscaping requirements will reduce the area available for future use and development should the Property ever be redeveloped or be rebuilt following a casualty.

G. Pursuant to MCL 213.54(2), Plaintiff has the right to seek a zoning variance in order to reduce the impact of the Easement on the Property.

H. Because WLW’s claims involve nonconformities with the City’s Ordinance and CPD, and because ITC desires to obtain a variance pursuant to MCL 213.54(2), the parties have agreed to reinstate the City in this Lawsuit for the limited purposes stated herein.

WHEREFORE, IT IS HEREBY ORDERED AND ADJUDGED AS FOLLOWS.

1. The City Dismissal is amended and the City is reinstated in this Lawsuit for the limited purpose stated herein.

2. Because the acquisition of a portion of Property encumbered by ITC has left the remainder of the Property in nonconformity with the Ordinance and CPD, the City has consented to a variance pursuant to MCL 213.54(2) for the Property as follows:

a. The Property shall not be required to meet or satisfy any City Ordinance as it relates to the CPD greenbelt, landscaping, or landscape setback requirements, except for setback requirements along E. West Maple Road. Landscaping for the Property shall

comply with the landscaping plan attached to this Consent Judgment as Exhibit 2. The CPD is hereby amended by replacing the original approved landscape plan, referenced as Exhibit B to the CPD, with the landscape plan attached to this Consent Judgment.

b. Improvements and structures including but not limited to buildings, surface parking, drive-thru lanes, driveways, lighting, retention or detention systems, seating areas, a lighted pathway to the Airline Trail located at the rear of the Property and dumpster enclosures shall be permitted by the City and shall not be opposed by ITC within the Easement Area, whether such improvements and structures are existing or constructed and installed in the future, so long as those structures do not create a violation of the National Electric Safety Code and further provided any future uses otherwise comply with applicable requirements of local City ordinances and the landscape plan attached to this consent judgment.

c. At the time of entry of this Consent Judgment, the Property shall be deemed to be in conformity with all landscaping requirements of the CPD, as amended by this Consent Judgment, and there is no breach of the CPD as a result of the Easement encumbering the Property.

d. This Consent Judgment modifies and amends the CPD with respect to the matters set forth herein.

e. The Property shall be considered to be in conformity with the Ordinance and CPD for all current and future uses with respect to any nonconformity created by the Easement only, as set forth in MCL 213.54(2).

3. A certified copy of this Consent Judgment shall be recorded with the Oakland County Register of Deeds.

4. Because this order has resolved all issues with the City, upon entry the City is hereby dismissed from this lawsuit with prejudice and without costs.

5. ITC and WLV having agreed upon a separate Settlement Agreement, WLV is hereby dismissed from this lawsuit with prejudice and without costs.

6. The Court retains jurisdiction to enforce this Consent Judgment.

7. To the extent that this Consent Judgment conflicts with the City's ordinances or other governing regulations, the terms of this Consent Judgment shall control.

8. This Consent Judgment resolves all of the claims in this matter and closes the Case, subject to the terms of this Consent Judgment.

IT IS SO ORDERED AND ADJUDGED.

Dated: _____

HONORABLE MARTHA D. ANDERSON

THE PARTIES UNDERSTAND ALL OF THE TERMS AND CONDITIONS OF THIS JUDGMENT AND HEREBY CONSENT TO ITS ENTRY. THE PARTIES REPRESENT THAT THEY HAVE OBTAINED THE ADVICE OF COUNSEL AND ARE CONSENTING TO THIS JUDGMENT FREELY AND VOLUNTARILY AND WITH FULL LEGAL AUTHORITY.

The City of Walled Lake, a Michigan municipal corporation

By: _____

Name: _____

Its: _____

And

By: _____

Name: _____

Its: CLERK

STATE OF MICHIGAN)
) ss.
COUNTY OF OAKLAND)

On this _____ day of _____, 2018, before me, a Notary Public, in and for said County, personally appeared before me _____ and _____, known to be the persons described above and who executed this Consent Judgment, and acknowledged same to be their free act and deed by authority given by Resolution of the City of Walled Lake.

_____, Notary Public

County, Michigan
My Commission Expires: _____
Acting in _____ County

International Transmission Company d/b/a *ITCTransmission*
a Michigan corporation

By: ITC Holdings Corp., a Michigan corporation
Its: Sole Owner

By: _____
Christine Mason-Sonerel

Its: Senior Vice President & General Counsel

STATE OF MICHIGAN)
) ss.
COUNTY OF OAKLAND)

The foregoing was acknowledged before me this _____ day of _____ by Christine Mason-Sonerel, Senior Vice President & General Counsel of ITC Holdings Corp., on behalf of International Transmission Company d/b/a *ITCTransmission*.

_____, Notary Public

County, Illinois
My Commission Expires: _____
Acting in _____ County

Walled Lake Village, LLC

By: _____

Its: _____

STATE OF MICHIGAN)
) ss.
COUNTY OF OAKLAND)

The foregoing was acknowledged before me this _____ day of _____ by _____, the _____, on behalf of Walled Lake Village, LLC.

_____, Notary Public
_____, County, Illinois
My Commission Expires: _____
Acting in _____ County

ZAUSMER, AUGUST & CALDWELL, P.C.

CLARK HILL, PLC

/s/ _____
Mischa M. Boardman (P61783)
Andrea M. Johnson (P67522)
Attorneys for International Transmission
Company, d/b/a ITCTransmission

/s/ _____
Stephon B. Bagne (P54042)
CLARK HILL, PLC

SECRET WARDLE

/s/ _____
Vahan C. Vanerian (P48196)
Attorneys for City of Walled Lake

4369961

CITY OF WALLED LAKE

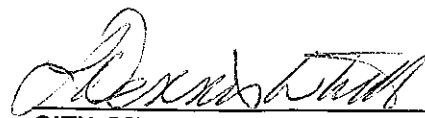
FISCAL YEAR 2017, 2018, 2019

PFEFFER, HANNIFORD & PALKA, Certified Public Accountants, registered to practice in the State of Michigan (hereinafter referred to as **CERTIFIED PUBLIC ACCOUNTANTS**) and the **CITY OF WALLED LAKE**, A municipal corporation, of the State of Michigan (hereinafter referred to as **(CITY)** contract on this 15th day of March 2016, as follows:

1. For the fiscal year ending June 30, 2017, 2018, 2019 the **CERTIFIED PUBLIC ACCOUNTANTS** shall conduct an audit of the financial statements of the **CITY** for the year. The financial statements are the responsibility of the **COUNCIL MEMBERS**. Our responsibility is to express an opinion on the financial statements based on our audits. We will conduct our audits in accordance with auditing standards. Those standards require that we plan and perform the audit to obtain reasonable assurance about whether the financial statements are free of material misstatement. An audit includes examining, on a test basis, evidence supporting the amounts and disclosures in the financial statements. An audit also includes assessing the accounting principles used and significant estimates made by the city as well as evaluating the overall financial statement presentation.
2. The **CERTIFIED PUBLIC ACCOUNTANTS'** audit shall meet the requirements of Act No. 2, P.A. 1968, or as amended, and the related Bulletin for Audits of Local Units of Government in Michigan, dated June 1, 1968, or as amended, which is available from the State Treasurer.
3. If the **CITY** receives federal financial assistance, grants, or other contracts, we may be required to, not only conduct the audit in accordance with auditing standards, but also in accordance with Government Auditing Standards and (or) in accordance with the Single Audit Act Amendments of 1996, OMB A-133. The testing of compliance and other fieldwork would be increased substantially because of the aforementioned. We would issue a separate engagement letter and fee proposal for the additional work to complete the audit in accordance with Government Auditing Standards and (or) the Single Audit Act Amendments of 1996, OMB A-133.
4. The reports on financial statements, as required by Act 2 of Public Acts of 1968, or as amended, shall contain an unqualified opinion by the **CERTIFIED PUBLIC ACCOUNTANTS** or such other opinion as he must render under the circumstances when he is unable to express an unqualified opinion.
5. The audit shall begin as soon after the signing of this contract as shall be convenient to the **CERTIFIED PUBLIC ACCOUNTANTS** and shall be completed with the Certified Public Accountant's report's issued not later than six (6) months after the conclusion of the fiscal year.
6. The **CITY** shall have closed and balanced all funds and bank accounts, agencies and operations to be examined by the **CERTIFIED PUBLIC ACCOUNTANTS**.
7. The audit fee for the year ended June 30, 2017, 2018, and 2019 will not exceed \$29,500, \$30,000, and \$30,500 respectively. Additional services outside the scope of the audit will be billed at \$95 per hour.
8. The **CITY** authorizes the **CERTIFIED PUBLIC ACCOUNTANTS** to immediately disclose any and all findings of suspected fraud, and/or embezzlement to the Deputy State Treasurer in charge of the Local Audit Division of the State Department of Treasury.
9. The **CERTIFIED PUBLIC ACCOUNTANTS** shall provide a reasonable number of reports for each of the funds to the **CITY** officials.
10. This contract may be terminated by either party upon a ninety day (90) advance written notice.

Pfeffer, Hanniford & Palka, P.C.

PFEFFER, HANNIFORD & PALKA
Certified Public Accountants



CITY OF WALLED LAKE

STATE OF MICHIGAN
COUNTY OF OAKLAND
CITY OF WALLED LAKE

A RESOLUTION OF THE CITY OF WALLED LAKE CITY
COUNCIL ADOPTING THE PARKS AND RECREATION
MASTER PLAN 2018-2022

Proposed RESOLUTION 2018-05

At a Regular Meeting of the City Council of the City of Walled Lake, Oakland County, Michigan, held in the Council Chambers at 1499 E. West Maple, Walled Lake, Michigan 48390, on the 20th day of February 2018 at 7:30 p.m.

WHEREAS, the City of Walled Lake has undertaken a planning process to determine the recreation and natural resource conservation needs and desires of its residents during a five-year period covering the years 2018 through 2022; and

WHEREAS, the City of Walled Lake began the process of developing a parks and recreation plan in accordance with the most recent guidelines developed by the Department of Natural Resources and made available to local communities; and

WHEREAS, the City of Walled Lake has developed the plan as a guideline for improving recreation and enhancing natural resource conservation for the City of Walled Lake; and

WHEREAS, the public was given a well-advertised opportunity and reasonable accommodations to review the final draft plan for a period of at least 30 days; and

WHEREAS, the Parks and Recreation Commission held a public hearing was held on February 12, 2018, at 1499 E. West Maple Road, Walled Lake, Michigan to provide an opportunity for all residents of the planning area to express opinions, ask questions, and discuss all aspects of the Parks and Recreation Master Plan; and

WHEREAS, the Parks and Recreation committee desire to have this plan adopted and on file with the Michigan Department of Natural Resources no later than March 1, 2018 so as to qualify for certain grant applications; and

WHEREAS, the Parks and Recreation Commission Resolution 2018-01 recommends the adoption of the Parks and Recreation Master Plan 2018-2022.

NOW, THEREFORE, BE IT RESOLVED, by the Council of the City of Walled Lake, County of Oakland, State of Michigan that:

Section 1. The City Council hereby adopts the Parks and Recreation Master Plan 2018-2022 as recommended by the Parks and Recreation Commission.

Motion to approve Resolution offered by _____ and seconded by _____.

AYES: ()

NAYS: ()

ABSENT: ()

ABSTENTIONS: ()

RESOLUTION DECLARED ADOPTED.

STATE OF MICHIGAN)
) SS
COUNTY OF OAKLAND)

JENNIFER A. STUART
City Clerk

LINDA S. ACKLEY
Mayor

Parks and Recreation Master Plan 2018-2022



CITY OF WALLED LAKE, MICHIGAN



ACKNOWLEDGMENTS

The participation and cooperation of community leaders, residents, and members of civic organizations in the preparation of the Walled Lake Parks and Recreation Master Plan is greatly appreciated. In particular, we acknowledge the efforts of the following individuals:

Mayor

Linda S. Ackley, MPA

Mayor Pro-Tem

John Owsinek

Walled Lake City Council

Casey Ambrose

Tamra Loch

Bennett Lublin

Robert Robertson

Gabriel Costanzo

Walled Lake Parks and Recreation Commission

Tamra Loch (City Council Representative)

Tim Moore, Chairperson

Reuben Cheney

Robert Palmer (Planning Commission Representative)

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I. COMMUNITY DESCRIPTION

A. Location

The City of Walled Lake covers an area of approximately 2.9 square miles and is located in the southwestern portion of Oakland County. The City is named after Walled Lake which is located on the southern edge of the City. It borders the City of Novi to the south, Village of Wolverine Lake to the north and Commerce Township on the east and west. Walled Lake is 12 miles south of Pontiac, 9 miles northwest of Farmington, and 27 miles northwest of Detroit. Due to the proximity of I-96, 3 miles to the south, and M-5, a few miles to the east, regional highway access is convenient.

The jurisdiction of the Parks & Recreation Master Plan is the City of Walled Lake. The Master Plan's focus includes both recreation facilities and programs.

B. History

Walled Lake was situated along the path of an old Indian trail that bridged Grand Rapids with Detroit. The area of Walled Lake was first settled by the Pottawatomie Indians on the western shore of the lake. It is believed that the lake was named after a geological formation that resembled a stone wall, rising five or six feet above the water's edge along the western bank.

Walled Lake was founded in 1825 by Walter B. Hewitt, formerly from New York State who built a log cabin near the lake for his family. Many of the first settlers in the area shared the lake with the Pottawatomie Indians. A trading post was established in 1830 and the first general store in 1833. The first hotel, the Pioneer Inn, was a large frame structure built in 1840 by Harmon Pettibone on the corner of what is now East Walled Lake and Liberty Streets.

A stage route between Pontiac and Milford was established through Walled Lake in 1851. In 1883, the Grand Trunk Railroad was built through the locality.

Early in the 20th Century, the character of the rural community began to change. The beauty of the countryside and the recreation facilities offered by the lake brought many "summer people" from Detroit and surrounding areas to Walled Lake where former homes were converted to summer cottages and boating and fishing were enjoyed. In 1913, a "Jazz" hall was established along the lake, drawing more people to this remote area.

By World War I, solid gravel roads had been built to and from Pontiac and Detroit. Their presence and the establishment of a bus line in 1924, brought large crowds to the village and adjacent Novi Township, encompassing the southern edge of the lake. Walled Lake became the largest and best known public access lake near Detroit. Bathhouses and cabanas were built in the early 1920's to accommodate the bumper-to-bumper traffic of

sunbathers. By the mid 1920's the Walled Lake area became known as the “Playground of Detroit.” Walled Lake became a Village in 1929.

Walled Lake Amusement Park, built in 1929 on the southern shores, continued to attract thousand of visitors each year until 1969. But even more glamorous in its day was the Walled Lake Casino - the mecca of the young and wealthy who came to the shores of the rural lake on warm summer nights to dance and listen to music played by some of the biggest name bands in the United States from the late 1920's to the mid 1960's.

The City of Walled Lake was incorporated in 1954 and adopted a Council-Manager form of government.

C. Population

In 2010, the population of Walled Lake was 6,999 (Source: US Bureau of the Census, 2010 Census of Population and Housing). The estimate for 2020 is a population of 7,331 (Source: Southeast Michigan Council of Governments).

II. ADMINISTRATIVE STRUCTURE

Role of the Parks and Recreation Commission

The Parks and Recreation Commission was established by Ordinance to act as an advisory body to the City Council (Chapter 54 of the City Code). The Commission consists of one member of the Planning Commission plus six additional residents and one recently appointed Council Representative. Each member has a three year term. The Parks and Recreation Commission meets the second Monday of each month at 7:30 PM in the Walled Lake City Hall Council Chambers. All meetings are open to the public with notice posted beforehand at City Hall.

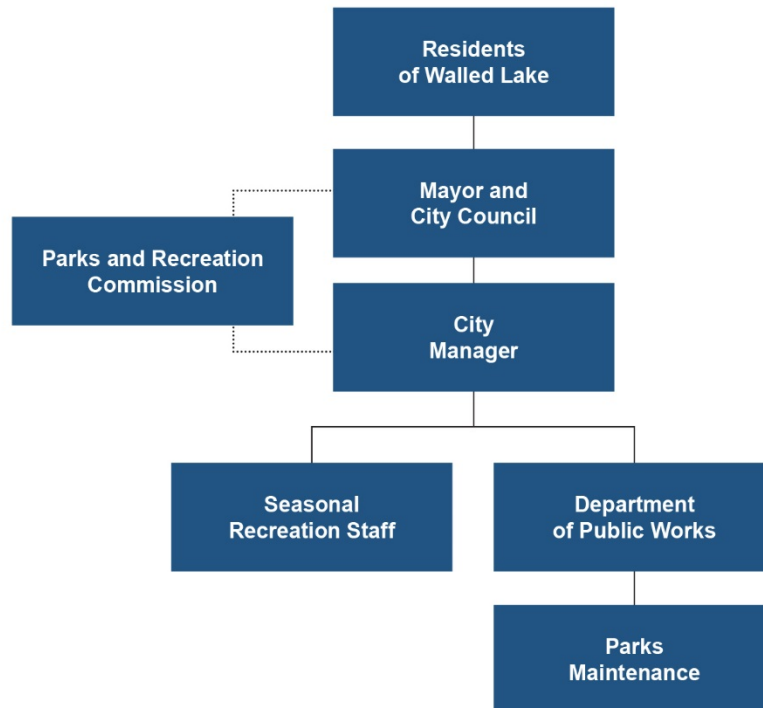
The Commission works together to bring fun and entertaining activities to the residents of Walled Lake and surrounding communities.

The Parks and Recreation Commission principally advises the City Council on matters related to the operation and maintenance of park facilities and seasonal programming.

Organizational Chart and Staff Description

The City Manager is ultimately responsible for implementing the parks and recreation program as approved by Council.

Parks and recreation services are provided by the City Administration as illustrated in the following chart:



Annual Budget and Operations

The City owns and maintains seven park sites, and hires part-time staff in the summer to assist in recreation and special events programming with coordination by the Parks and Recreation Commission.

The 2017-2018 total budget for Parks and Recreation is \$55,000. The proposed budget for 2018-2019 is \$57,600.

Current Funding

Funding for the Parks and Recreation is generated from the General Fund, donations, fundraising, and grants. The City has an option of requesting a millage from the voters.

Programming (Relationship with School District)

The responsibility for recreation programming in the Walled Lake Consolidated School District rests with the Director of the Community Education Department.

In addition to recreation and leisure activities, this department is responsible for community service programs, adult high school completion, special events programming, and other community education programs. Recreation facilities owned by the schools are maintained by school district maintenance staff and part-time seasonal employees.

The City of Walled Lake and the Walled Lake Consolidated Schools District have a symbiotic relationship. City parks are used for school picnics and activities. The School District offers the use of their facilities and parking during City events.

Roles of Volunteers

Volunteers serve on the parks and recreation committee and assist with the organization and preparation (e.g. attending meetings, gathering sponsorships and donations, etc.) of civic events and fundraisers. They also volunteer for various roles and responsibilities during these events.

III. RECREATION INVENTORY

A site visit was conducted by the Parks and Recreation Committee on xxx, 2017 to inspect all parks and recreation facilities within the City. The Department of Public Services did a physical inspection and grading of all inventory on January 3, 2018. Programming and special event information was provided by the City.

Park and Recreation Inventory

See Table 1: Parks and Recreation Facilities and Map 1: Existing Land Use & Park Locations.

Programs

The Parks and Recreation Commission sponsors the following annual events:

- Easter Egg Hunt
- Farmers Market
- Memorial Day Parade
- Beach Party and Market Day
- Tree Lighting Ceremony



Farmers Market Banner

All City events are open to the public, including Walled Lake residents and residents from surrounding communities. The City advertises events in local newspapers, radio, cable TV to encourage area residents outside the City to come to Walled Lake.

Park and Recreation Descriptions (see Table 1 for park inventories)

Mercer Beach (0.8 acres): Mercer Beach is named in honor of E.V. Mercer. Prior to 1908, the Milford Telephone Company provided Walled Lake telephone service. “MA4” was the exchange. The Home Telephone Company was established in 1908. In 1920, E.V. Mercer owned and managed the Home Telephone Company.



Mercer Beach

The City of Walled Lake purchased and combined multiple pieces of property, including E.V. Mercer Family’s existing beach, to form the City Park now known as Mercer Beach.

Located on East Walled Lake Drive, ¼ mile east of N. Pontiac Trail.

Pratt Park (0.25 acres): Pratt Park is named in honor of Leland F. Pratt (1923-1971). Leland Pratt gave 16 years of dedicated Police service to the City of Walled Lake. He was Chief of Police from 1964-1971. He died in office.

Located adjacent to the City of Walled Lake City Hall, Library and Fire Station at 1499 E. West Maple Road.

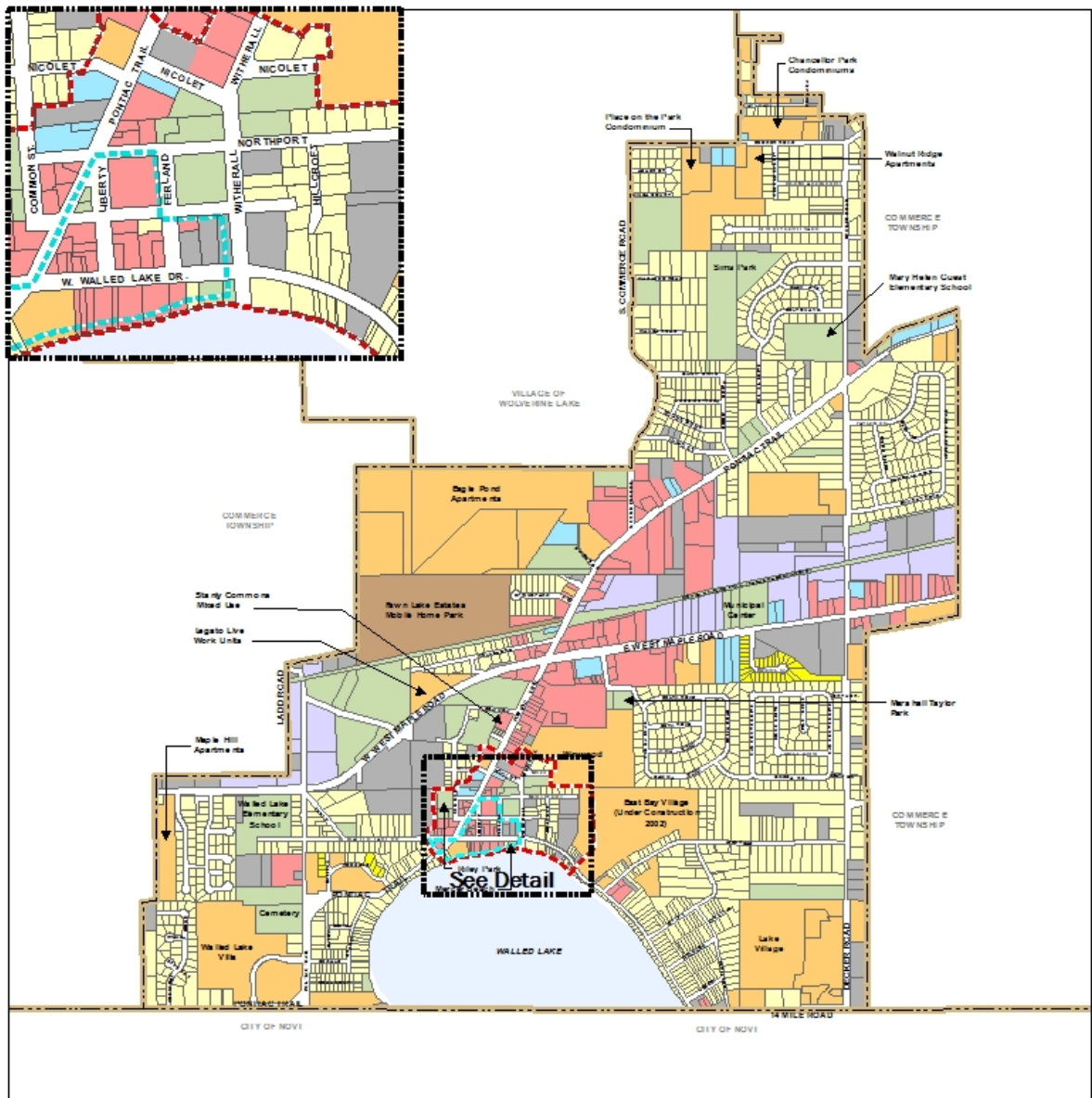


Pratt Park

Riley Park (1.1 acres): Al Riley, a local gas station owner and Optimist, transferred ownership of his land, now known as Riley Park, to the Walled Lake Optimist's Club. The park, previously known as Riley Field, remained a popular baseball and softball field for many years until the re-location of the Banks-Dolbeer-Bradley-Foster Farmhouse to this location . On October 19, 1971, the Walled Lake Optimist's Club donated Riley Field to the City of Walled Lake.



Gazebo at Riley Park



Map 1 Existing Land Use

City of Walled Lake, Michigan

Existing Land Use Categories

- | | | |
|---|--|--|
| Single Family Residential | Commercial | Vacant |
| Two Family Residential | Office | Municipal Boundaries |
| Multiple Family Residential | Industrial | Historic Lakefront District |
| Mobile Home Park | Public and Semi-Public | Historic Downtown Core |

0 500 1,000 Feet



Base Map Source: Oakland County Planning Department, 2007
Data Source: McKenna Associates, 9/2012

Hiram Sims Memorial Park (15.1 acres): The largest of Walled Lake’s six parks, the Hiram Sims Memorial Park land was purchased from Hiram Sims in the late 1960’s. Originally known as Quinif Park, the park was dedicated July 4, 1974 and renamed Hiram Sims Memorial Park.

Located on Quinif, north of N. Pontiac Trail, ¼ mile east of S. Commerce.



New Playground



Existing Pond



Volley Ball Court & Picnic Area

Marshall Taylor Park (3 acres): Marshall E. Taylor, two-time Mayor of Walled Lake (1961-1962 and 1971-1973), was first elected to the Walled Lake City Council in 1954. Dedicated to public service, Marshall E. Taylor also served on the Oakland County Board of Supervisors (1954-1969), was a three-time Mayor Pro-Tem, Street Administrator, member of the Public Safety Committee, member of the Walled Lake Optimist’s Club, functioned as a school crossing guard, and even found time to direct traffic at St. Williams Parish on Sunday mornings. The park was rededicated, in honor of Marshall E. Taylor, on July 27, 1997.



Tot-Lot

Location: Gamma Street, south off E. West Maple Road, ¼ mile east of N. Pontiac Trial.

Veterans’ Memorial Park (0.25 acres): Dedicated on Memorial Day 1999, Veterans’ Memorial Park contains the Veterans’ monument. The monument, erected in 1990, was the creation of former Walled Lake resident Frank Horencamp. The park is dedicated to the memory of the many men and woman that put themselves in harm’s way, especially those that sacrificed the ultimate.



Veterans' Memorial Park

Located in front of Walled Lake City Hall and Library at 1499 E. West Maple Road.

Michigan Airline Trail (5.4 miles):

A cross-state "super" trail, the Michigan Airline Trail, follows what was once the Michigan Airline Railway, from South Haven to Port Huron. Eleven existing multi-use trail sections follow this 200+ mile historical route, including the Kal-Haven, the Kalamazoo River



Trailway, the Battle Creek Linear Path, the Falling Waters Trail, the Jackson Intercity Bike Trail, the Lake Lands Trail, the Huron Valley Trail, the West Bloomfield Trail, the Clinton River Trail, the Macomb Orchard Trail and the Bridge to Bay Trail.

The portion of trail, formerly Coe railroad, runs through the communities of Commerce, Walled Lake, and Wixom and measures approximately 28,800 linear feet or 5.45 miles. The trail starts on the west side of Haggerty Road on the east to just west of Wixom Road on the west.

It bridges the gap between the Huron Valley Trail, the West Bloomfield Trail and the M-5 Metro Trail. The Coe Railroad Corridor in the City of Walled Lake extends from the intersection of the Coe Railroad with the western border of the City of Walled Lake, just west of Ladd Road to the eastern border of the City of Walled Lake, midway between Decker Road and Welch Road.

The Walled Lake Depot has been identified as a trailheads. Trailheads are locations that include multiple amenities like vehicle parking, bike parking, water fountains, restrooms, and trail map kiosks. Additionally, trailheads are marked with prominent signs and wayfaring.

HISTORIC AND CULTURAL FEATURES

Walled Lake Library

The Walled Lake Library is located adjacent to City Hall on E. West Maple Road and serves a broad network of communities through membership in The Library Network consortium. The Library has been nominated to xxx and offers books, computer workstations, videos, and compact discs as well as a wealth of children and adult activities.



Stonecrest School

Stonecrest School was the first school in Walled Lake and today the building has earned the status as a State of Michigan historic destination. The school, located on Liberty at N. Pontiac Trail, was built in 1860 by Joseph B. Moore who later became a Supreme Court Justice in the State of Michigan. The building was used as a school until 1896 when it went into private ownership. Later, the Civic Welfare Society deeded it to the Commerce Township Area Historic Society. Currently the school is used by the historic society for community events and is rented for private functions.

Sculpture at Library

Table 2, Analysis of Existing Facilities, provides classifications and further comments on each of the parks. In 2017, the Parks and Recreation commission performed a walk though of the park facilities. Their comments and recommendations have been added to this table.

Table 2 Analysis of Existing Facilities City of Walled Lake Facilities			
Type of Facility	Recreation Standards ¹	City of Walled Lake Facilities	Comments/Recommendations
Mini-Parks	Mini-Parks are small, specialized parks, usually less than an acre in size, that serve the needs of residents in the surrounding neighborhood. A mini-park may serve a limited population or specific group such as tots or senior citizens.	Pratt Park has the greatest potential for being developed as an inter-generational park due to its proximity to the Library and City Hall. A former well site on the north side of N. Pontiac Trail, east of S. Commerce Road, could be developed into a mini-park.	The NRPA recommends 0.25 to 0.50 mini-park acreage per 1,000 residents. Additional seating and accessible walkways should be added at Pratt Park to accommodate seniors. Other general maintenance should be continued included mulching and weed control, tree trimming, and table repairs.
Neighborhood Parks	Neighborhood parks are typically multi-purpose facilities that provide areas for intensive recreation activities, such as field games, court games, crafts, playgrounds, skating, picnicking, etc. Neighborhood parks are generally 15 acres or more in size and serve a population up to 5,000 residents located within ¼ to ½ mile radius from the neighborhood they serve.	Riley Park and Marshall Taylor Park, although small in acreage, provide recreational opportunities for adjacent residential neighborhoods. In addition, two elementary schools (M.H. Guest and Walled Lake) provide many recreation opportunities (e.g. playgrounds, soccer fields, basketball courts, and open space) normally found in neighborhood parks.	One to two acres of neighborhood parks are recommended per 1,000 residents. Exterior and interior renovations to the Banks-Dolbeer-Bradley-Foster Farmhouse should be undertaken. Special programming can also be held at this park due to the historic farmhouse. At Riley Park, the gazebo is in need of maintenance. Other general maintenance should be continued included mulching and weed control, tree trimming, and general repairs. For Marshal Taylor Park, general maintenance should be continued included mulching and weed control, tree trimming, and general repairs.

<p>Community Parks</p>	<p>Community Parks typically contain a wide variety of recreation facilities to meet the diverse needs of residents from several neighborhoods. Community parks may include areas for intense recreation facilities, such as athletic complexes and swimming pools. These parks usually contain other facilities not commonly found in neighborhood parks such as nature areas, picnic pavilions, lighted ball fields, and concession facilities.</p>	<p>Hiram Sims Memorial Park is the City's largest park and functions like a Community Park, since it offers unique recreation opportunities that draw residents from several neighborhoods.</p>	<p>The NRPA's standard requirement for community parks is 5 to 8 acres per 1,000 residents. Many facilities typically found in a community park are lacking in the City. Additional tennis courts, and little league fields have been identified as needs within the City. As the population continues to grow, demand for these facilities will increase. If areas cannot be identified within the City where these facilities can be developed, then partnerships with neighboring communities to share facilities should be considered.</p> <p>Sims Park, provides the community with a wonderful asset for both passive and active recreational opportunities. Use of this facility could be enhanced through special activities and annual events sponsored by the City. Protection of the natural environment, especially preservation of the two ponds and wildlife habitats, is important.</p> <p>The parking lot and courts need resurfacing and a number of the provided facilities are dated and can be improved. General maintenance should be continued included mulching and weed control, tree trimming, and power washing.</p>
<p>Regional/ Metropolitan Parks</p>	<p>Regional parks are typically located on sites with unique natural features which are particularly suited for outdoor recreation, such as viewing and studying nature, wildlife habitats, conservation, swimming, picnicking, hiking, fishing, boating, camping and trail use. Many also include active play areas.</p>	<p>The City is served by over 25,000 acres of regional parks, including many State, County and HCMA parks within a short drive of Walled Lake.</p>	<p>Regional parks typically serve several communities within a 30-60 minute drive. The City of Walled Lake is surrounded by an abundance of regional facilities within a short driving distance.</p>


<p>Special Use/ Conservancy Parks</p>	<p>Special use recreation facilities are typically single-purpose recreation facilities, such as golf courses, nature centers, outdoor theaters, interpretative centers, or facilities for the preservation or maintenance of the natural or cultural environment. Protection and management of the natural/cultural environment may be the primary focus with recreation use as a secondary objective.</p>	<p>Mercer Beach, which has 200 feet of frontage on the lake, is a good example of a special use park.</p>	<p>Improvements that would enhance Mercer Beach and elsewhere along the lake include a boardwalk, viewing deck, gazebo, pier, permanent restrooms and other amenities.</p>
<p>Passive Parks</p>	<p>The primary purpose of passive areas is to provide relief from highly developed residential and commercial neighborhoods. Facilities may include sitting areas and other pedestrian amenities, landscaping, monuments and fountains, and historical features.</p>	<p>Veterans' Memorial, a small passive park, is located in front of the Library.</p>	<p>Additional passive parks could be developed in connection with some of the historic sites and buildings located in the City. Potential exists for the development of a passive park at the former well site.</p>
<p>Linear Parks</p>	<p>A linear park is any area developed for one or more modes of recreation travel, such as hiking, bicycling, snowmobiling, cross-country skiing, canoeing, horseback riding, and pleasure driving. Park trails are multi-purpose trails located within greenways, parks and natural resource areas. Focus is on recreational value and harmony with the natural environment. Connector trails are multi-purpose trails that emphasize safe travel for pedestrians to and from parks and around the community. Focus is as much on transportation as it is on recreation.</p>	<p>Michigan Airline Trail of Walled Lake, Wixom and Commerce</p>	<p>Development of a linear park trail along the railroad right-of-way and lakefront is in the design stages.</p> <p>The City wants to tie the community together with a sidewalks and pathways gap infill program and non-motorized pathway master plan.</p>

Accessibility Assessment

Access to parks can be improved not only by installing additional barrier-free pathways, but by providing wayfinding signage to the parks and within the parks; better field identification; installation of large print on signage and Braille for those who are visually impaired; and strategically located barrier-free parking and drop-off areas.

See Table 1: Parks and Recreation Facilities for specific assessments of each park.

Status Report for all MDNR-Grant Assisted Parks and Recreation Facilities

Project #	Title	Year	Elements	Status
26-01060	Sims Park Magic Square	1978	Basketball Courts and Lighting	Fair
BF91-384	Hiram Sims Memorial Park	1991	Access drive; fitness trail; renovate ballfield	Good
TF97-089	Mercer Beach 	1997	Ship play structure and rubber safety surface (1,200 sf); 2 whale spring riders; decorative fence (200 LF); 6 benches, 5 trash receptacles; concrete sidewalk (1,500 sf) stone retaining wall (200 LF); barrier-free boardwalk (60 LF); landscaping; grading, topsoil and seed; 3 signs; cabana restroom enclosure; decorative pavers (400 SF); shower unit	Poor-Fair

IV. RESOURCE INVENTORY

Environmental Features

The topography in Walled Lake is generally flat, although there are some areas that could be characterized as gently rolling. The City is located on the drainage divide between the Huron River and Rouge River watersheds. Consequently, the northern portion of the City drains toward Wolverine Lake and the southern portion of the City discharges into Walled Lake. Elevations generally range between 940 and 950 feet throughout the City.



Walled Lake

The lake is considered by many to be the City's most valuable natural asset. The lake covers 670 acres. About 460 acres, or about 69 percent, are deeper than four feet. The lake exceeds 50 feet in depth at its deepest point.

The lake is used primarily for fishing, swimming, and boating. Water quality is generally considered good. Most of the lakefront property is privately owned. Walled Lake and Novi have municipal lakefront parks, but there is no state or regional access. Walled Lake's park is approximately 100 feet in width and 60 feet in depth. Because of its limited size, its only practical use is as a beach; there is insufficient space for boat launching facilities and water-related recreation uses.

Numerous wetlands are found in the city including in the Hiram Sims Park where walkers see beautiful lily pads and cattails. The wetlands are habitat to various wildlife including waterfowl, shore birds and birds of prey including bald eagles and hawks, turtles, minks, frog, muskrats and fish.

Two general types of soils are found in Walled Lake. The southerly portion of the City, which is part of the Rouge watershed drains toward Walled Lake, consists of "well drained to somewhat poorly drained loamy soils," according to the Oakland County Soils Survey. The northerly portion of the City, which is part of the Huron River watershed, consists of "well drained sandy soils."

The City receives approximately 31 inches of precipitation and 32 inches of snow fall annually. Yearly temperatures average 73 degrees in the summer and 25 degrees in the winter. This climate is suitable for a variety of outdoor recreational activities throughout the year such as: swimming, boating, hiking, ice fishing, cross country skiing, etc.

v. DESCRIPTION OF THE PLANNING AND PUBLIC INPUT PROCESS

This analysis is the most recent of several planning documents pertaining to parks and recreation that have been prepared for the City of Walled Lake since the 1960's. The previous Master Recreation Plan was approved by the City Council and the Michigan Department of Natural Resources in 2009.

The City of Walled Lake Parks and Recreation Master Plan 2018-2022, was prepared by the City's Parks and Recreation Commission. The City of Walled Lake Parks and Recreation Commission is responsible for guiding the existing and future conditions of the City's Parks and Recreation facilities. The plan was prepared with the assistance of McKenna Associates, a planning consulting firm, and with the active involvement of the City administration. Citizen input, through public hearings and workshops, also served as key contributions to this report.

Throughout the process, all meetings were open to the public. Notices were posted beforehand, and advertised in the newspaper, as required by the Open Meetings Act.

A kickoff meeting was held with City Staff on November 8, 2017 to discuss the project, collect data, and review existing documents. A special meeting with the Parks and Recreation Commission was held on December 7, 2017 to further clarify the objectives. A public notice was published in the Spinal Column News Weekly newspaper on January notifying the public that a public hearing would be held by the Parks and Recreation Commission on February 12, 2018 to hear comments on updating the Parks & Recreation Master Plan.

The following issues were discussed at the December 7, 2017 Parks and Recreation Workshop:

ACHIEVEMENTS

- Equipment maintenance at all parks by DPW team with limited budget
- Walled Lake Farmers Market on Wednesdays –13th consecutive year
- Park patronage
- Beach/Beach Party-Market Day Weekend
- Memorial Day parade
- Holiday events
 - Sims – Easter Egg Hunt
 - Fire Hall – Tree Lighting and Santa
- Free concerts and movies in the park
- Purchase of Michigan Air Line Trail

ACTION ITEMS

- Increase focus on environmental stewardship
- Control beach erosion due to storm water run-off utilizing green infrastructure technology
- Safer pedestrian crossings to parks

- Recommend to council and assist in implementing a solution to 20-year old Foster Farmhouse disrepair problem
- Support Council in expanding walkability of city
- Repair or remove Gazebo in Riley Park depending on use
- Unified look to lighting, picnic tables, benches, trash receptacles and flower pots around city
- Standardize mulching and weed control processes
- Plant additional trees at Mercer Beach
- Increase handicap accessibility to beach and showers and port-a-john
- Enclose port-a-johns at Hiram Sims Park
- Protect beach from neighboring restaurant parking lot
- Resurface walking path in Hiram Sims Park
- Repair or remove exercise stations depending on use
- Support committee to rehabilitate the Veterans Park Memorial including research into lost and missing name plates
- Develop a natural landscape and maintenance plan for Sims Park

WISH LIST

- New parking lot at Hiram Sims
- Resurface courts at Hiram Sims
- Expand Farmer's Market facilities and participants

TRAIL WAY

- Develop attractive and usable trailhead that supports seniors and handicap accessible use
- Support businesses in wayfinding signage ideas for trail users
- Generate annual maintenance plan for trail that includes active protection and maintenance of wetlands and other natural areas

PUBLIC SURVEY

The City of Walled Lake created an online survey to seek input from the public on the City's parks and recreation facilities and activities. The online survey launched in conjunction with the annual Tree Lighting Ceremony held on December 4, 2017. 63 people responded to the twelve question survey. The full results of the survey can be found in the appendix.

Q9 What do you feel are the top three (3) recreational priorities for Walled Lake in the next 10 years?



Word Cloud for Top Priorities Responses

One of the goals of the survey was to identify the recreation priorities of the public for the next ten years. The survey allowed the respondent to write in their top three priorities. These responses are summarized as follows:

Priority #1

- Maintenance of parks
- Provide connections to the Airline Trail
- Protect Mercer Beach

Priority #2

- Provide more activities for all ages
- Hold more community events

Priority #3

- Improve park amenities
- Provide more parking for Mercer Beach
- Acquire more park land

On January 2018 a notice was placed on the City website, posted at City Hall, and published in the Spinal Column News Weekly newspaper notifying the public that the draft Parks and Recreation Master Plan was available for the required 30 day review period starting January 9, 2018 and that a public hearing would be held by the Parks and Recreation Commission on February 12, 2018.

A copy of the draft plan was made available to the public at City Hall and a pdf of the plan

was available on the City's website.

On February 12, 2018, the Parks and Recreation Commission held a public hearing recommended approval of the draft plan to City Council.

A public hearing was held, after the required 30 day review period, by the Parks and Recreation Commission on February 12, 2018 to hear public comment on the Parks and Recreation Master Plan 2018 - 2022. There were no comments made during the public hearing. The Parks and Recreation Commission passed a resolution to recommend that City Council adopt the Parks and Recreation Master Plan 2018 - 2022

The final adopted plan was sent to the MDNR February 22, 2018.

Comparison to Recreation Standards

The provision of parks and recreation facilities are vital to a community's quality of life for its residents and those from outside the community alike. The National Recreation and Park Association (NRPA) has established a set of standards based on the size of the community as determined by population and the ratio of the acreage or facilities to the population. These standards establish a baseline for assessing the community's parks and recreation facilities, but can be tailored to meet the needs of the specific community. Standards can be increased or decreased based on the facility or activity desired or those which are not needed or wanted in the community, such as badminton courts versus the desire for increased tennis courts or soccer fields. Table 3 identifies the NRPA standards and the number of park acres present in the community compared to the recommended standards. Table 4 identifies the recommended number of facilities based upon existing and future population.

Table 3: Park Acreage Evaluation

Type of Facility	Recommended Min. Acreage Per 1,000 Residents ¹	Existing Acreage ²	Need Based on Standard ³	Bonus/(Deficiency)
Mini Parks ⁴	0.25	0.25	2.1	(1.85)
Neighborhood Parks	1.0	4.10	8.2	(4.1)
Major Parks	5.0	15.1	40.9	(25.8)
Regional Parks ^{5, 6}	5.0	25,311	40.9	N/A
Special Use Facilities ⁷	Variable	0.8	N/A	N/A
Linear Park ⁸	Variable	5.45 Miles	N/A	N/A

Footnotes:

¹ Based on National Recreation and Parks Association recommendations.

² Includes all existing public acreage in the Walled Lake Parks and Recreation Commission service area, excluding school acreage.

³ Based on ESRI 2013 population estimate for the City of Walled Lake: 8,184.

⁴ The need for mini-parks is also addressed partially by private common areas, apartment and condominium recreation areas (acreages not determined).

⁵ Includes acreage for regional Oakland County, HCMA, and State Parks only.

⁶ It would be misleading to assess the adequacy of regional park resources based on recommended acreage for the City's population, since the regional resource must serve a much broader segment of the metropolitan area.

⁷ Mercer Beach

⁸ Michigan Airline Railway Trail Rails-to-Trails non-motorized pathway connecting Commerce Township, the City of Walled Lake, and the City of Wixom.

Table 4: Recreation Facilities Evaluation

Type of Facility	Standard ¹	Existing Public Facilities	Existing School Facilities ²	Total Existing Facilities	Need Based on Standard ³	Bonus/ (Deficiency)
Basketball Courts ⁴	1/5,000	3	2.5	5.5	2	3.5
Tennis Courts	1 court/ 2,000	1	0	1	4	(3)
Volleyball	1 court/ 5,000	1	0	1	2	(1)
Baseball/Softball Diamonds	1/5,000 Lighted 1/30,000	1 (0 lighted)	0	1 (0 lighted)	2 0 lighted	(1) 0 lighted
Football Fields	1/20,000	0	0	0	1	(1)
Soccer Fields	1/10,000	0	3	3	1	2
Golf Courses - 9 hole ⁵	1/25,000	0	0	0	0	(0)
Golf Courses - 18 hole ⁵	1/50,000	0	0	0	1	0
Driving Range ⁵	1/50,000	0	0	0	0	0
Swimming ⁶	1/20,000	1 outdoor	0	1	1	0
Ice Rinks – Indoor	1/100,000	0	0	0	--	--
Ice Rinks – Outdoor	Depends on climate	0	0	0	--	--
Running Track (1/4 mile)	1/20,000	0	0	0	1	(1)
Playgrounds/Structur es ⁷	1/3,000	5	2	7	3	4
Picnic Areas	None Published	5	1	6	--	--
Trails	1 system per region	1	0	1	1	0
Multiple Recreation Indoor Court (Basketball, Volleyball)	1/10,000	0	2	2	1	1

Footnotes:

¹ Number of facilities per population (Michigan Department of Natural Resources Suggested Standards).

² Includes public schools located in the City of Walled Lake only

³ Based on 2013 ESRI population estimates for the City of Walled Lake: 8,184, and rounded to the nearest whole number.

⁴ Two backboards were considered to be equal to 1 court.

⁵ Includes public courses

⁶ This figure includes Mercer Beach.

⁷ This figure includes schools playgrounds.

RECREATION DEFICIENCIES

Service Areas

The City is well built out with limited areas for future development. There is a good distribution of existing parks. However, the southeast portion of the City is lacking mini and neighborhood parks. Because the City is a compact community, access to most parks by car is relatively easy. A City wide non-motorized sidewalk and pathway system as being developed by City Council will provide greater park access to residents, especially youth and teens.

Facilities

Table 3 outlines park acreage standards recommended by the National Recreation and Parks Association. These standards recommend minimum acreage per 1,000 residents based on the type of recreation facility. According to this analysis, the City is underserved by the following facilities:

- Mini-Parks: need 1.85 acres
- Neighborhood Parks: need 4.1 acres
- Major Parks: need 25.8 acres

The deficiency in neighborhood parks and major parks can be partially satisfied by existing school sites and regional parks.

Table 4 outlines recreation standards recommended by the Michigan Department of Natural Resources (MDNR). These standards recommend minimum standards for different recreation facilities based on existing and projected population. According to this analysis, the community is underserved by the following:

- Three (3) additional tennis courts
- One (1) additional volleyball court
- One (1) baseball field and one (1) football field
- One (1) ¼ mile running track

The raw numbers do not address the quality of the existing parks and recreation facilities. Upon closer examination, deficiencies or limitations may be apparent because of the location, accessibility, lack of safety material, maintenance, level of development, and individual size of existing and available open space.

These numbers also may not truly indicate the status of a surplus or deficiency. Local conditions, interests, and trends must be considered. When evaluating these numbers as a literal interpretation, the comparisons could be misleading. School sites may provide certain facilities, such as football and athletic fields. However, access to school athletic facilities may be limited. Other facilities, such as soccer fields and ice-hockey rinks, may actually be deficient due to the tremendous interest in those activities in the Southeast Michigan area, although numbers may indicate a surplus of such facilities. Private businesses may also provide some of these facilities and services (e.g. Soccer Zone in Novi and Total Sports in

Wixom).

The information and comments gathered through the public input process indicates a need for more facilities. Many of the participants' sentiments reflect the deficiencies identified above and other facilities that are not measured at the national level.

- Provide additional athletic fields
- Increase the amount of park land
- Provide more playground equipment
- Increase the amount of walking or bike trails
- Need more activities for younger people and families

Existing Conditions

Overall, many of the parks and recreation facilities in the community are well maintained, but could use additional financial resources to make additional improvements and more substantive upkeep. Some of the park facilities are still lacking accessible pathways to certain facilities within the parks.

The need for more amenities such as park signs (e.g. Riley Park); additional seating, shade structures, and dog waste boxes; restroom facilities with running water; additional accessible pathways; landscaping and tree planting; improved soil/turf conditions on fields; sport lighting; installation of water amenities; and installing environmental educational venues were observed.

Accessibility

Access to parks can be improved not only by installing additional barrier-free pathways, but by providing wayfinding signage to the parks and within the parks; better field identification; large print on signage and Braille for those who are visually impaired; and strategically located barrier-free parking and drop-off areas.



Accessible Path Needed

Programs

The Commission offers a wide variety of activities, programs and special events throughout the year.

Safety

Safety and the perception of safety are important to increasing the use of existing parks. Crime Prevention Through Environmental Design (CPTED) is a program adopted nationally that increases the perception of safety for a normal user and the perception of risk for a would-be offender. CPTED “is [the] proper design and effective use of the built environment which can lead to a reduction in the incidence and fear of crime and an improvement in the quality of life...” (National Crime Prevention Institute, 1986). Four principles are utilized:

1. Natural Surveillance – the placement of physical features, activities and people in such a way as to maximize visibility;
2. Natural Access Control – the physical guidance of people coming and going from a space by the judicious placement of entrances, exits, fencing, landscaping and lighting;
3. Territorial Reinforcement – the use of physical attributes that express ownership, such as fences, pavement treatments, art, signs and landscaping; and
4. Maintenance – regular maintenance gives the impression that parks and facilities are cared for and watched. Poor maintenance makes the parks and facilities feel abandoned and encourage vandalism and graffiti.

The Commission will consider adopting and utilizing the CPTED program in their facilities and programming.

The Michigan Municipal League performs an annual risk management assessment of all municipal facilities including parks. Recreation staff should perform and keep inspection logs for each facility to help prioritize on-going maintenance, repair and replacement.

VI. GOALS AND OBJECTIVES

A. Long-Range Goals

1. **Expand Recreation Opportunities.** Increase recreation opportunities, particularly outdoor park facilities and trails, which meet the needs of all segments of the population including youth, young adults, families, the elderly and persons with disabilities.
2. **Address Residents' Preferences.** Provide parks and recreation facilities and programs that are based on the preferences of residents in the City of Walled Lake.
3. **Maintain Fiscal Responsibility.** Develop parks and recreation facilities and programs based on a sound fiscal policy. Consider the use of volunteers, state and federal funding programs, and other funding sources.
4. **Natural and Aesthetic Qualities of Parks.** Provide parks and recreation facilities that not only satisfy recreation needs, but also complement the topography and natural terrain and contribute to the aesthetic quality of the City.
5. **Cooperation with the School District.** Cooperate with the Walled Lake Consolidated School District in the planning and programming of parks and recreation facilities. Written agreements of cooperation should be entered into when appropriate.
6. **Reduce Duplication of Services.** Strive to reduce duplication in recreation services. Overall recreation planning should consider existing facilities and programs offered by the school district, adjacent municipalities, and other agencies.
7. **Consider Maintenance Needs.** Consider the cost of maintenance and operation in designing new recreation facilities. Projections of costs should be compared to future revenue projections for the life of the facilities.
8. **Upgrade Existing Facilities.** Maximize the use of parks and recreation facilities by upgrading existing facilities to make them safer and more accessible.
9. **Improve Accessibility.** Improve the accessibility to parks, recreation facilities, and programs by residents of Walled Lake, particularly for youth, young adults, families, elderly and persons with disabilities. Provide trail and pathway linkages from neighborhoods and business districts to parks and school sites.
10. **Continue the Planning Process.** Maintain the ongoing parks and recreation planning process. The parks and recreation master plan should be reviewed annually and updated at least every five years.
11. **Promotion.** Continue to promote activities and special events sponsored by the City of Walled Lake and the Walled Lake Community Education Center, using all media

types. A brochure should be developed showing park and school facilities with a schedule of dates and activities of annual events including a list of key officials and phone numbers.

B. Parks and Recreation Objectives

1. **Community Parks.** The City may want to explore opportunities to acquire a new site for a community park to replace the ballfields lost to the Maple Road extension located behind the Walled Lake Community Education Center (the former Junior High School site).
2. **Neighborhood Parks.** Continue to develop Sims Park as a neighborhood park designed for community and family activities. Focus on protection of the natural environment especially preservation of the two ponds and wildlife habitat.
3. **Waterfront Protection.** Explore opportunities to acquire additional lakefront property for public beach use and to expand Mercer Beach if the opportunity arises. Develop and implement a unified waterfront plan that utilizes green infrastructure technology and supports accessibility to all residents.
4. **Additional Facilities.** Construction of adequate support facilities, such as restrooms, concession stands, off-street parking, and barrier-free facilities, are important to make the best use of the parks.
5. **Optimize Park Use.** Optimize the use of all parks and recreation facilities through multiple use of park space, adequate maintenance, and timely repair and replacement of facilities.
6. **Recreation Programs.** Continue to support and expand recreation programs and festivals in cooperation with the Walled Lake Consolidated School District.
7. **Acquisition and Expansion.** Consider purchasing additional land for parks and recreation use. Land acquisition efforts should be guided by two principal objectives: the need for uniform geographic distribution of facilities and the need for adequately-sized parks. With respect to acquisition and expansion, consideration should be focused on the following:
 - a. Possible utilization of obsolete well sites and storm-water retention areas for recreation purposes.
 - b. Possible acquisition of land in the southeast part of the City to serve the recreation needs of existing residents.
 - c. Possible utilization of wetland areas for recreation purposes

8. Needs Survey. A city-wide recreation needs survey should be completed on a regular basis to determine with greater accuracy the recreation needs and desires of residents.
9. Park Design and Landscaping. Enhance the appearance of all parks, recognizing the significance of parkland to the overall character and image of the City. A five-year landscaping/tree planting and lighting program will be developed for all parks.
10. Promotion. Prepare and update a brochure showing park and school facilities, with a schedule of dates, times and activities for special events. A list of key officials and phone numbers could also be included.

VII. ACTION PROGRAM

The Action Program is the part of the master plan where the City identifies how they intend to meet, or work towards meeting goals and objectives over the next five years (See Map 1 for Locations).

Sims Park

Solicit grant funding for improvements to Sims Park including:

- Landscape and maintenance of the pond and surrounding area.
- Improve accessibility of trails and parking lot through maintenance and repaving trouble areas.
- Refresh and update playground and exercise equipment, including ADA accessible swings at the playground.
- Renovate the bathroom facilities.
- Consider adding a fenced in area for a dedicated dog park.
- Provide amenities such as benches and updated waste receptacles.

Environmental Stewardship

Solicit grant funding for green infrastructure solutions to storm water management control and retention at all parks. Emphasize the native elements of the parks including the city's profuse wetland areas by developing signage explaining the various features.

Veteran recognition

Actively support the Veteran's Commission in refurbishing the veteran's memorial by assisting with the research of the missing nameplates from the memorial.

Trailhead Development: "Michigan Air-Line Railway Trail"

The City of Walled Lake as part of the Commerce Walled Lake Wixom Trailway Council has acquired a new trail (5.45 miles) named "Michigan Air-Line Railway Trail" and is working toward the development, construction, operations and management of a rails-to-trails system linking the "West Bloomfield Trail" to the "Huron Valley Trail".

Accessible pathways

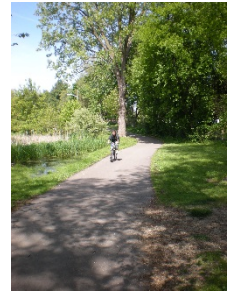
Provide additional handicap accessible pathway links within parks (e.g. Sims Park) to required facilities and program areas emphasizing protection, preservation and appreciation of the native landscape.



Michigan Star Clipper Dinner Train

Non-Motorized Pathway Master Plan

Identify existing pathways, gaps, and future development of sidewalks, pathways, and bike lanes throughout the City. Provide design standards, sign guidelines, and estimated development costs and identify possible funding sources.



Focus attention on the missing links in the City’s non-motorized pathway system between neighborhoods, schools, parks, and business districts.

Interpretive Panels

Install additional interpretive panels and wayfinding signs within the park system.



Interpretative Panel at H. Sims Memorial Park

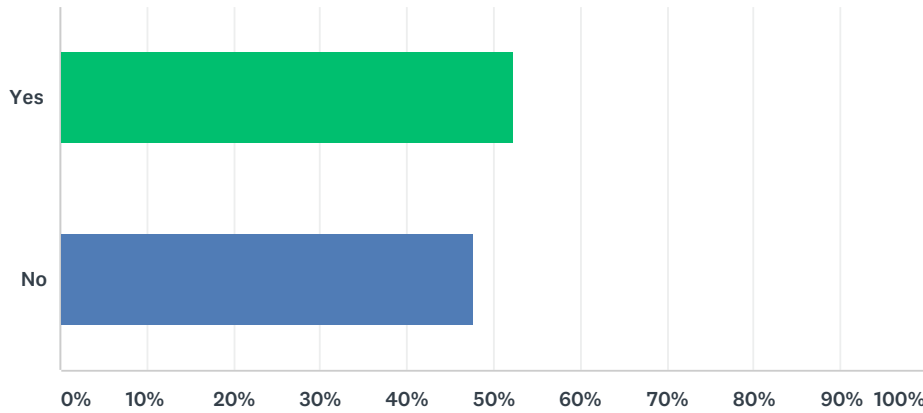
Sports Facilities

Rehabilitate or install new tennis courts and sports fields to meet the demands of the community.

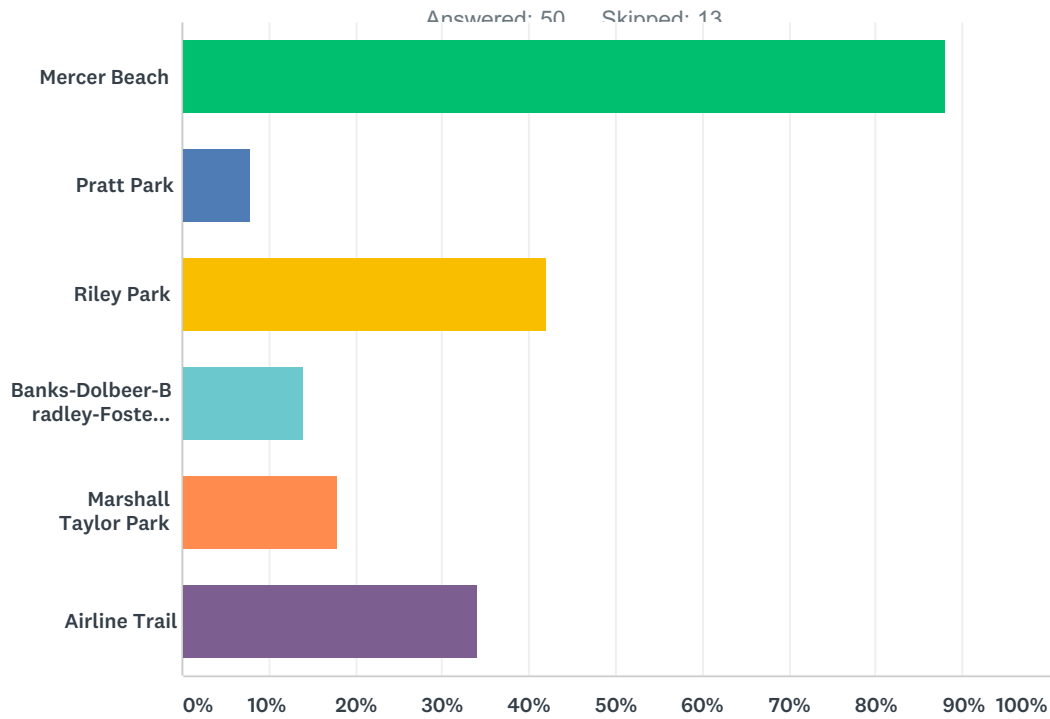
APPENDIX A

Q1 Are you familiar with the facilities and programs offered by the Walled lake Parks and Recreation?

Answered: 63 Skipped: 0



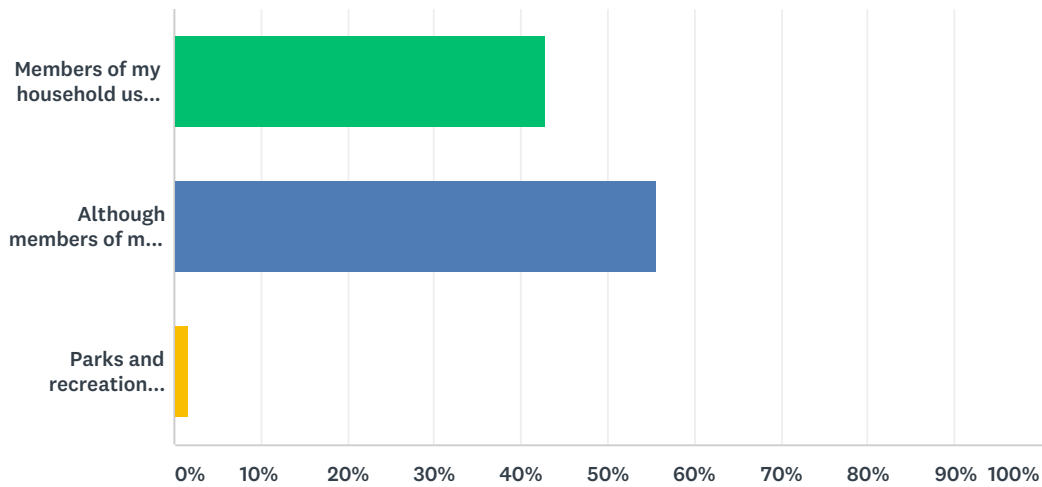
Q2 As a resident, what facilities do you visit? (please select all that apply)



ANSWER CHOICES	RESPONSES
Mercer Beach	88.00%
Pratt Park	8.00%
Riley Park	42.00%
Banks-Dolbeer-Bradley-Foster Farmhouse	14.00%
Marshall Taylor Park	18.00%
Airline Trail	34.00%
Total Respondents: 50	

Q3 Which one of the following three statements comes closest to the way you feel about parks and programs in your community?

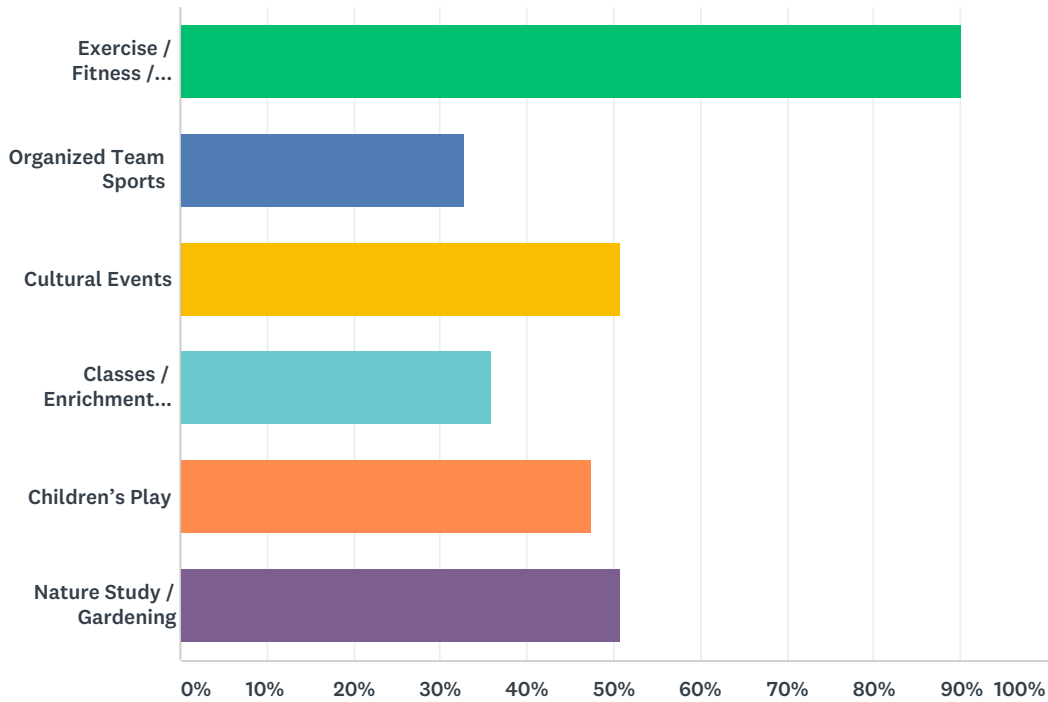
Answered: 63 Skipped: 0



ANSWER CHOICES	RESPONSES
Members of my household use Parks and recreation programs on a regular basis, and I believe that these services are important to quality of life.	42.86%
Although members of my household do not use Parks and recreation programs frequently, I believe that these services are important to quality of life.	55.56%
Parks and recreation programs are not important to quality of life.	1.59%

Q4 In general, what kind of recreation / leisure activities do you and your family members participate in? (select all that apply)

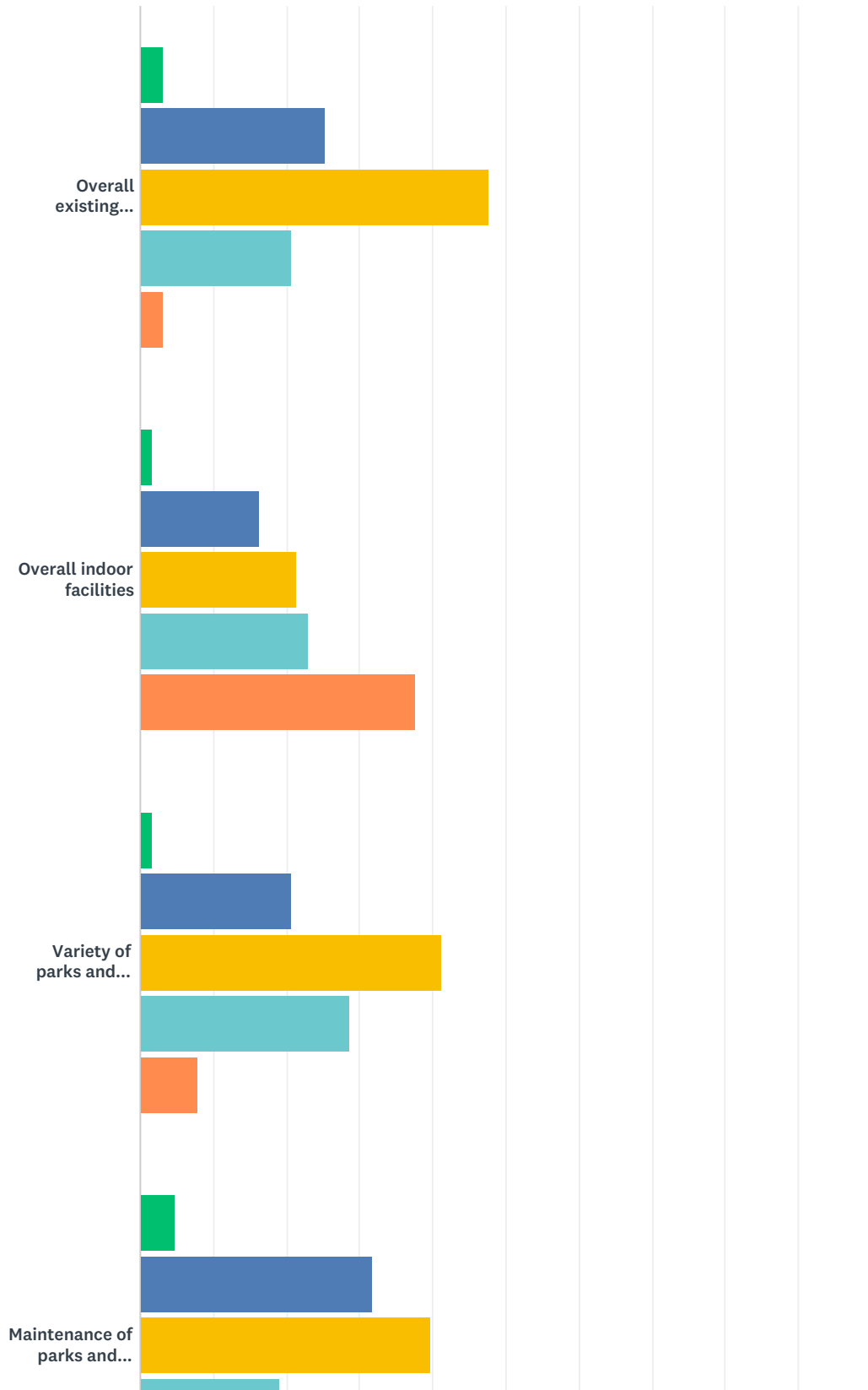
Answered: 61 Skipped: 2



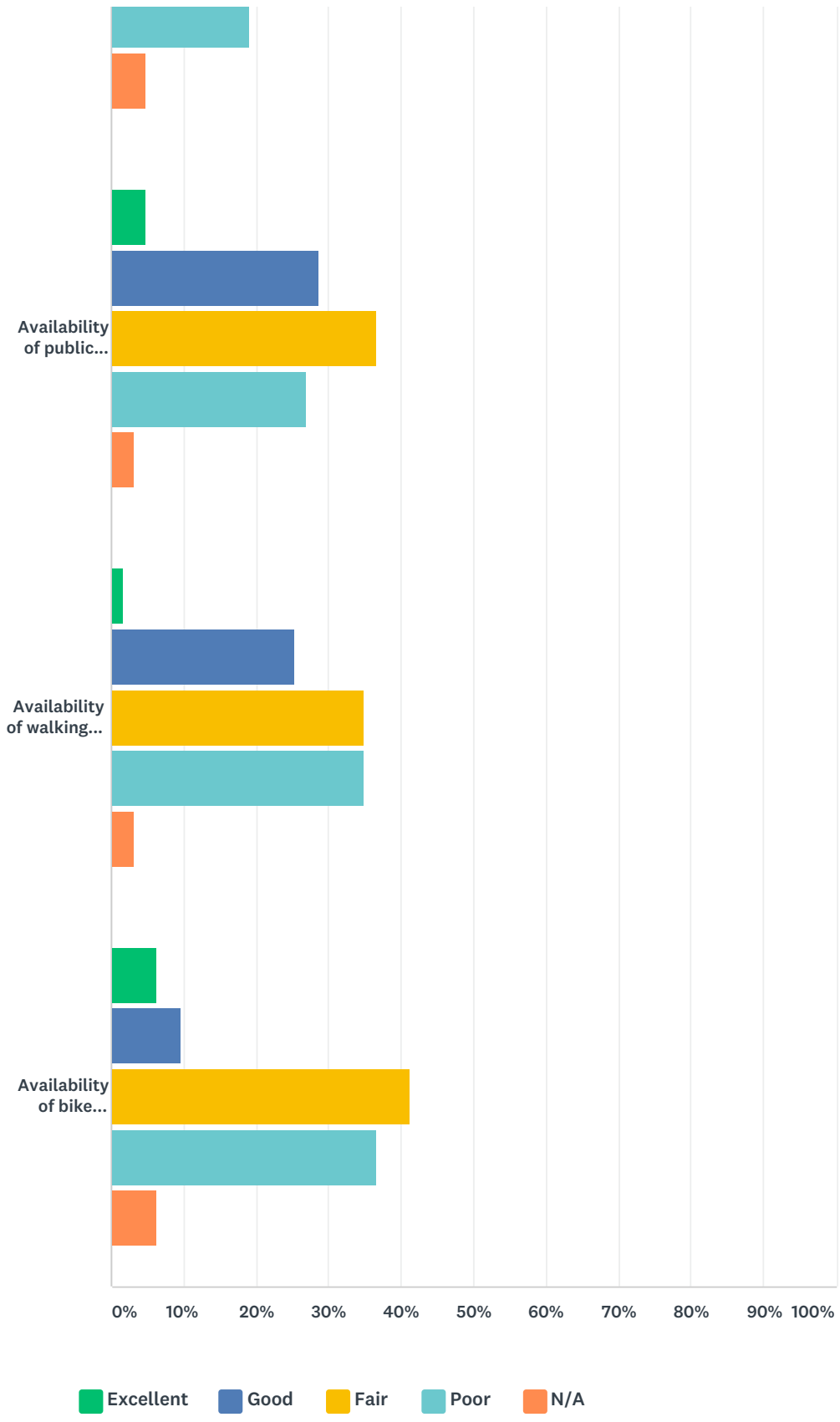
ANSWER CHOICES	RESPONSES
Exercise / Fitness / Casual Sports	90.16%
Organized Team Sports	32.79%
Cultural Events	50.82%
Classes / Enrichment Programs	36.07%
Children's Play	47.54%
Nature Study / Gardening	50.82%
Total Respondents: 61	

Q5 Please rate the following aspects of public parks, recreation facilities, and spaces in Walled Lake:

Answered: 63 Skipped: 0



City of Walled Lake, MI Parks & Recreation Master Plan Survey



	EXCELLENT	GOOD	FAIR	POOR	N/A	TOTAL
Overall existing outdoor facilities	3.17%	25.40%	47.62%	20.63%	3.17%	63

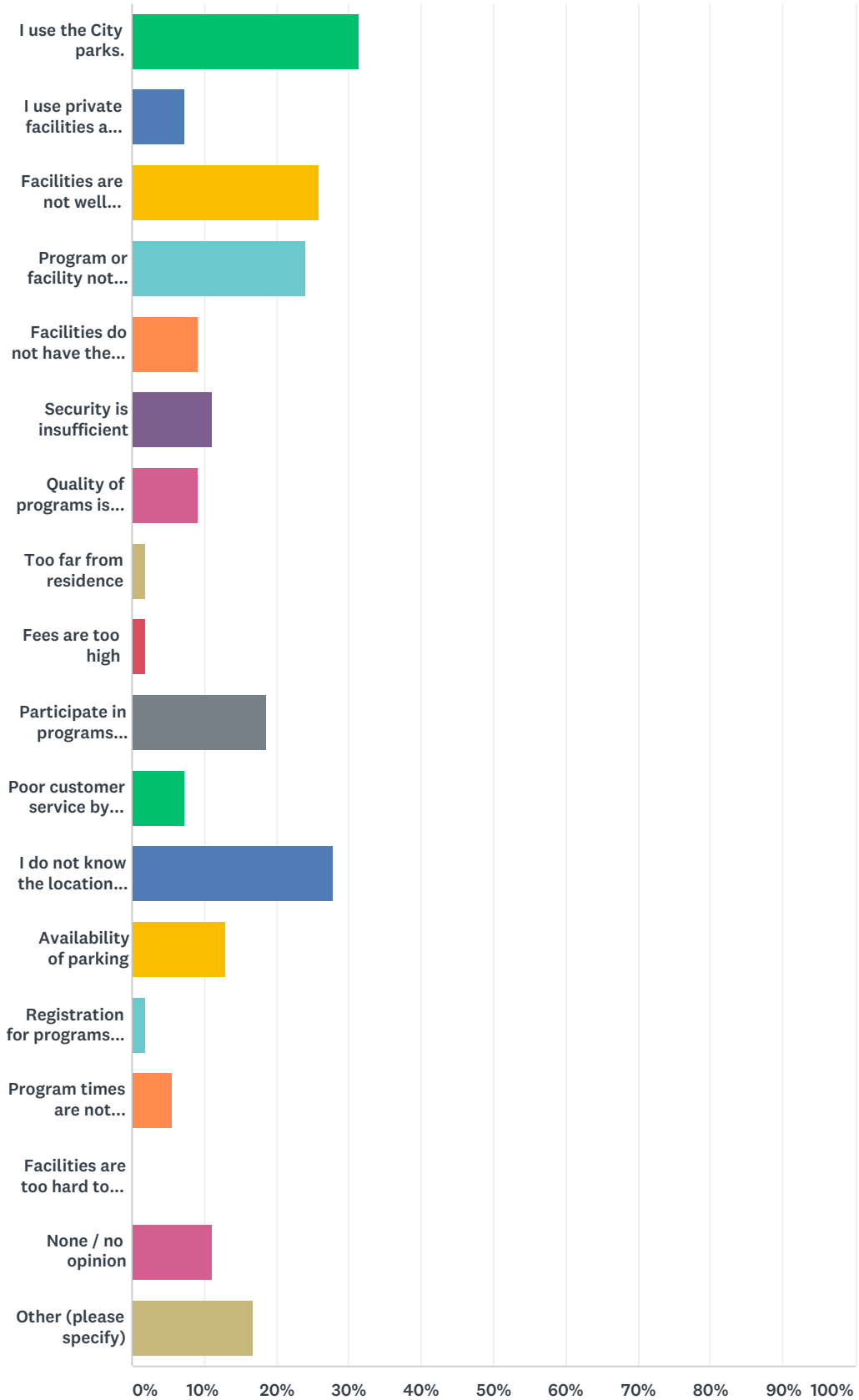
City of Walled Lake, MI Parks & Recreation Master Plan Survey

Overall indoor facilities	1.64%	16.39%	21.31%	22.95%	37.70%
Variety of parks and recreation facilities	1.59%	20.63%	41.27%	28.57%	7.94%
Maintenance of parks and recreation facilities	4.76%	31.75%	39.68%	19.05%	4.76%
Availability of public spaces where people want to spend time and feel safe	4.76%	28.57%	36.51%	26.98%	3.17%
Availability of walking paths (including sidewalks)	1.59%	25.40%	34.92%	34.92%	3.17%
Availability of bike facilities and paths	6.35%	9.52%	41.27%	36.51%	6.35%

Q6 If you do not frequent City parks, recreation facilities, and/or programs, please select the reasons that prevent you or members of your household from doing so.

Answered: 54 Skipped: 9

City of Walled Lake, MI Parks & Recreation Master Plan Survey



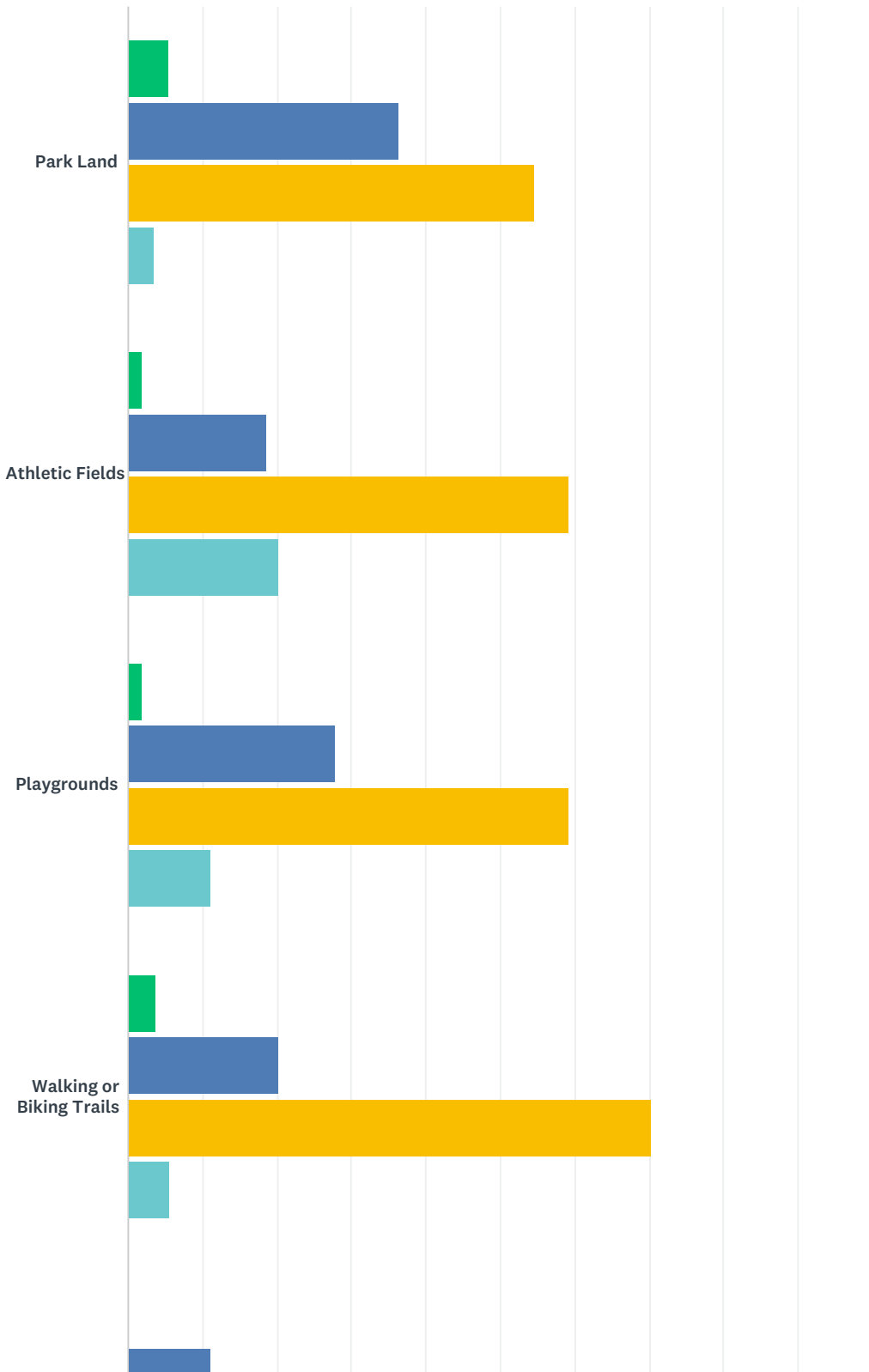
ANSWER CHOICES	RESPONSES
I use the City parks.	31.48%

City of Walled Lake, MI Parks & Recreation Master Plan Survey

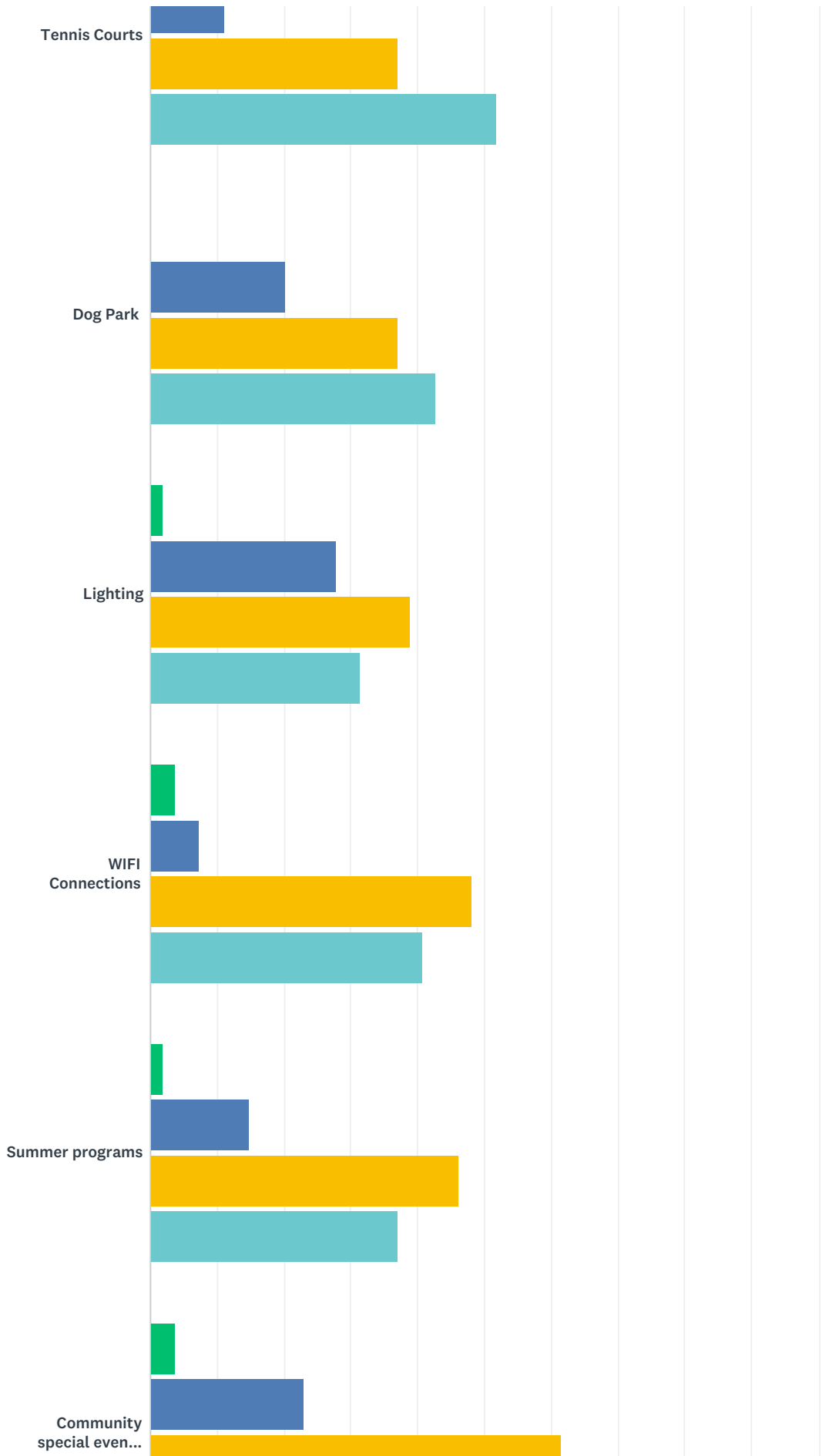
I use private facilities and programs	7.41%
Facilities are not well maintained	25.93%
Program or facility not offered	24.07%
Facilities do not have the right equipment	9.26%
Security is insufficient	11.11%
Quality of programs is poor	9.26%
Too far from residence	1.85%
Fees are too high	1.85%
Participate in programs provided by other communities or organizations	18.52%
Poor customer service by staff	7.41%
I do not know the location of parks and facilities	27.78%
Availability of parking	12.96%
Registration for programs is too difficult	1.85%
Program times are not convenient	5.56%
Facilities are too hard to reach, poor access	0.00%
None / no opinion	11.11%
Other (please specify)	16.67%
Total Respondents: 54	

Q7 Please identify if you feel the facilities and recreation programs below fall short of meeting the needs, meet the needs, or exceed what is needed in the community.

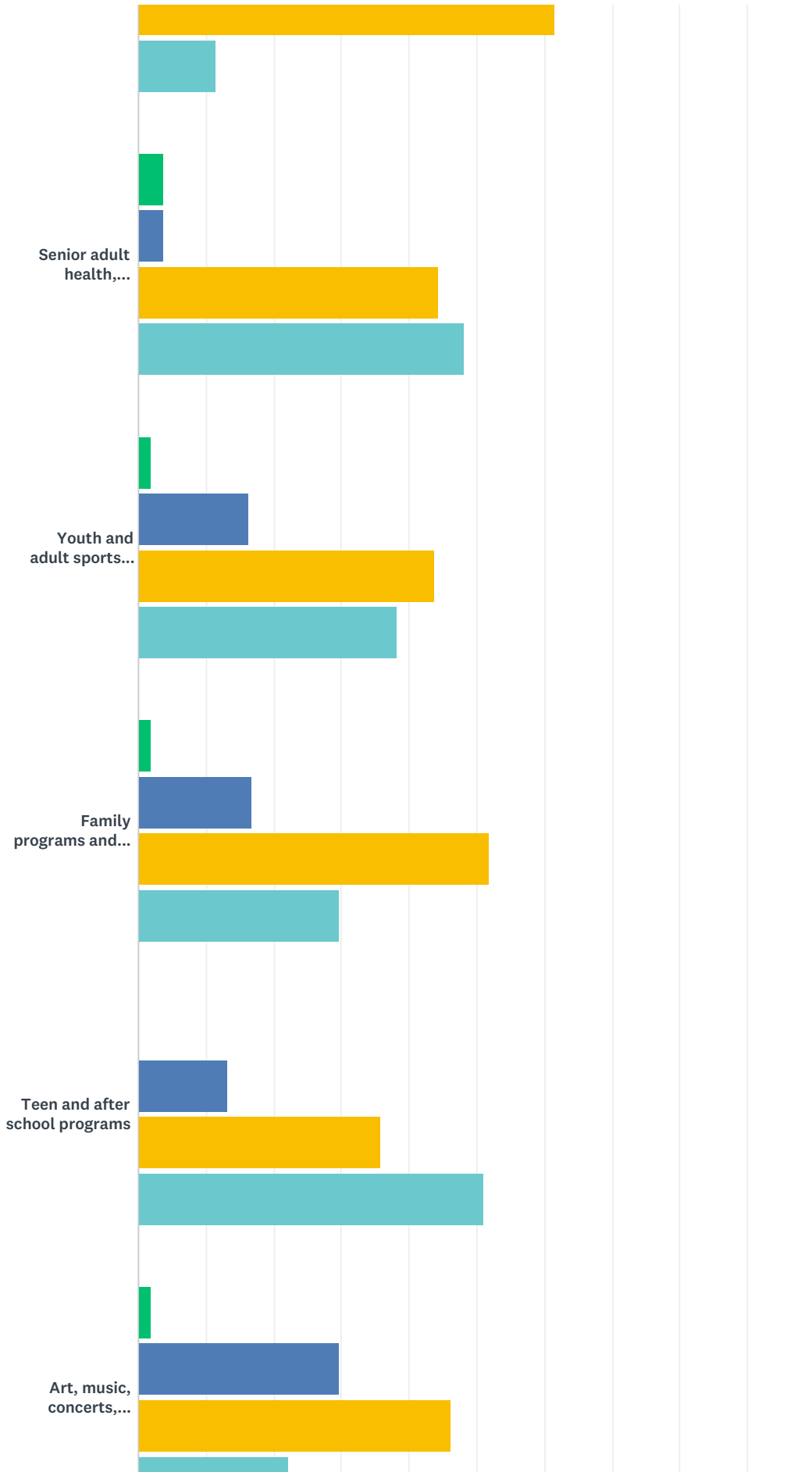
Answered: 56 Skipped: 7



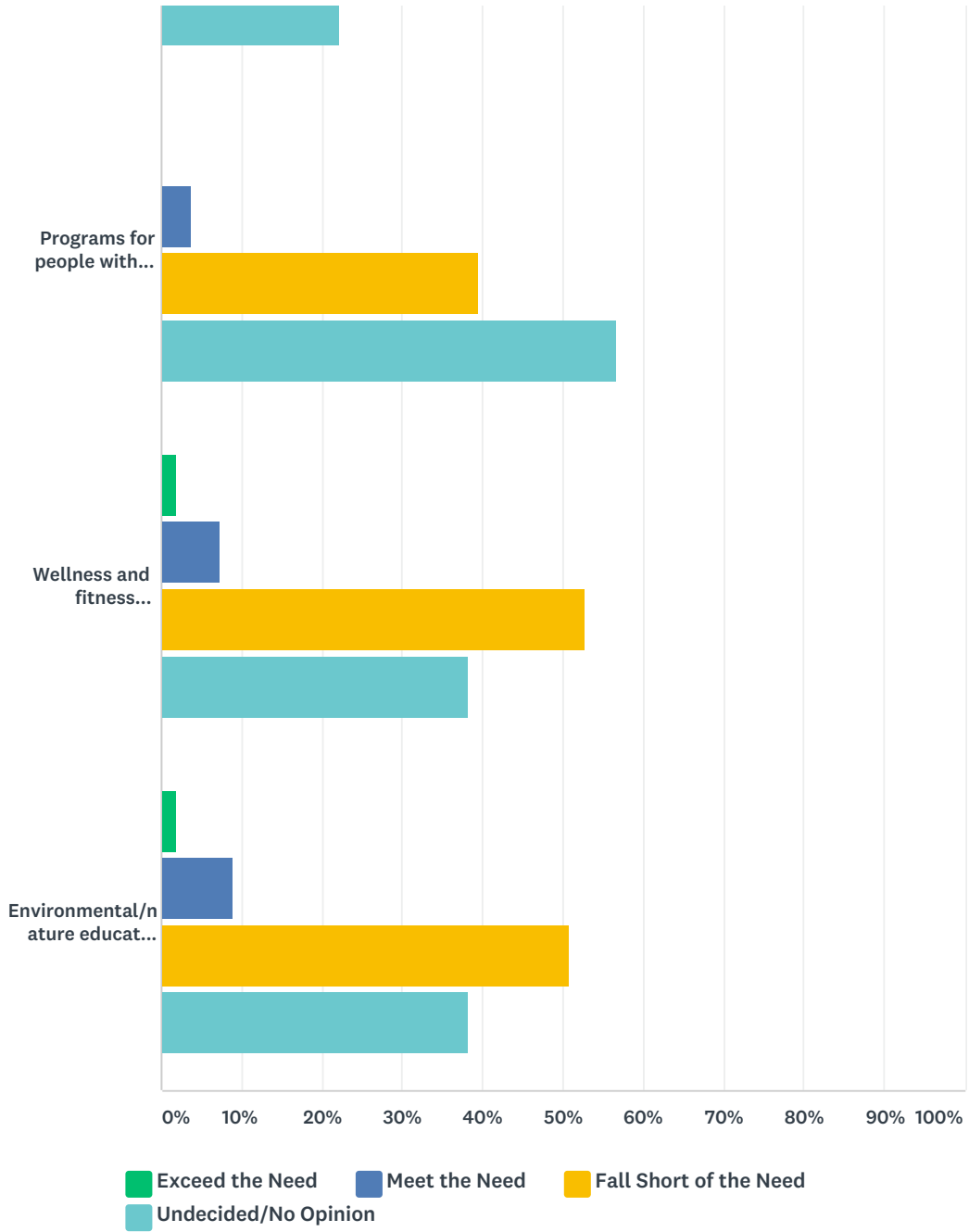
City of Walled Lake, MI Parks & Recreation Master Plan Survey



City of Walled Lake, MI Parks & Recreation Master Plan Survey



City of Walled Lake, MI Parks & Recreation Master Plan Survey



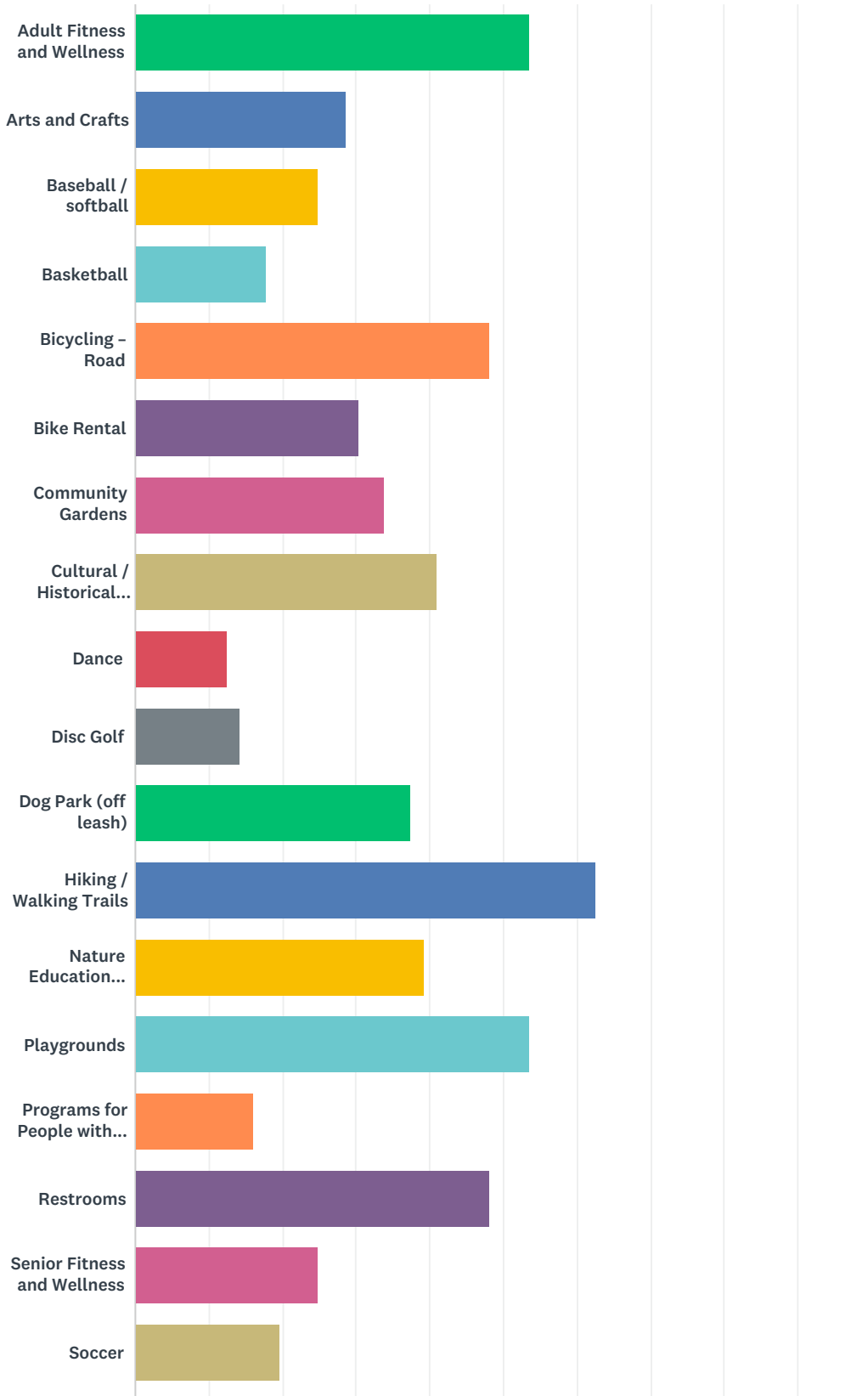
	EXCEED THE NEED	MEET THE NEED	FALL SHORT OF THE NEED	UNDECIDED/NO OPINION
Park Land	5.45%	36.36%	54.55%	3.64%
Athletic Fields	1.85%	18.52%	59.26%	20.37%
Playgrounds	1.85%	27.78%	59.26%	11.11%
Walking or Biking Trails	3.70%	20.37%	70.37%	5.56%
Tennis Courts	0.00%	11.11%	37.04%	51.85%

City of Walled Lake, MI Parks & Recreation Master Plan Survey

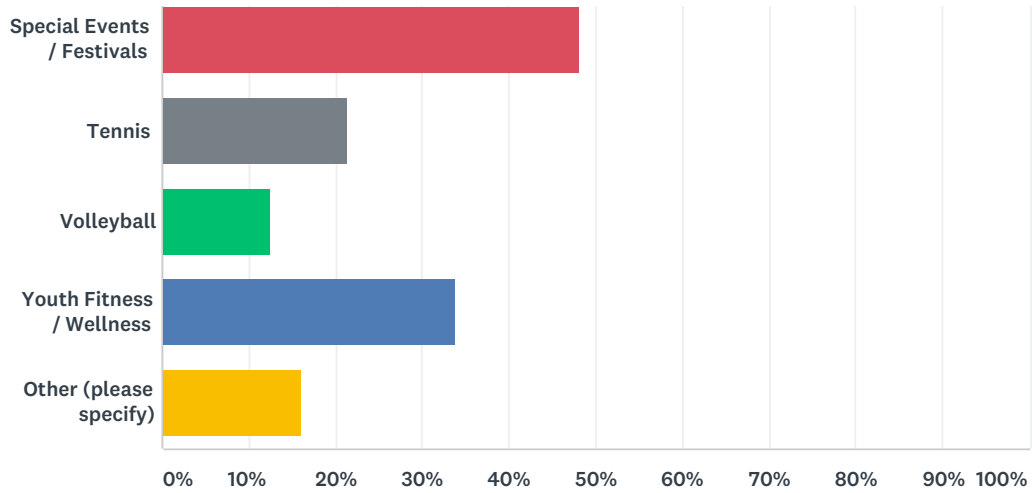
Dog Park	0.00%	20.37%	37.04%	42.59%
Lighting	1.85%	27.78%	38.89%	31.48%
WIFI Connections	3.70%	7.41%	48.15%	40.74%
Summer programs	1.85%	14.81%	46.30%	37.04%
Community special events and festivals	3.85%	23.08%	61.54%	11.54%
Senior adult health, fitness, social programs	3.70%	3.70%	44.44%	48.15%
Youth and adult sports programs	1.82%	16.36%	43.64%	38.18%
Family programs and activities	1.85%	16.67%	51.85%	29.63%
Teen and after school programs	0.00%	13.21%	35.85%	50.94%
Art, music, concerts, theater, dance	1.85%	29.63%	46.30%	22.22%
Programs for people with disabilities	0.00%	3.77%	39.62%	56.60%
Wellness and fitness programs	1.82%	7.27%	52.73%	38.18%
Environmental/nature education programs	1.82%	9.09%	50.91%	38.18%

Q8 What new or enhanced opportunities would you like to see within the City? (Select all that apply)

Answered: 56 Skipped: 7



City of Walled Lake, MI Parks & Recreation Master Plan Survey



ANSWER CHOICES	RESPONSES
Adult Fitness and Wellness	53.57%
Arts and Crafts	28.57%
Baseball / softball	25.00%
Basketball	17.86%
Bicycling – Road	48.21%
Bike Rental	30.36%
Community Gardens	33.93%
Cultural / Historical Programs	41.07%
Dance	12.50%
Disc Golf	14.29%
Dog Park (off leash)	37.50%
Hiking / Walking Trails	62.50%
Nature Education Programs	39.29%
Playgrounds	53.57%
Programs for People with disabilities	16.07%
Restrooms	48.21%
Senior Fitness and Wellness	25.00%
Soccer	19.64%
Special Events / Festivals	48.21%
Tennis	21.43%
Volleyball	12.50%
Youth Fitness / Wellness	33.93%
Other (please specify)	16.07%

Q9 What do you feel are the top three (3) recreational priorities for Walled Lake in the next 10 years?

Answered: 45 Skipped: 18

ANSWER CHOICES	RESPONSES
#1 Priority	100.00%
#2 Priority	93.33%
#3 Priority	84.44%

#	#1 PRIORITY	DATE
1	Updating and maintaining parks/playgrounds	12/30/2017 9:40 AM
2	Bike Paths, Kayak Rentals for Walled Lake, Tennis & Volleyball Courts	12/29/2017 7:03 PM
3	Clean up parks and get new equipment	12/29/2017 8:37 AM
4	Air Line Trail and Depot	12/27/2017 6:04 AM
5	PARKS THAT ARE MAINTAINED	12/21/2017 9:34 AM
6	Protect the integrity of merger beach, it has turned into a place full of cig butts, dog poop, and empty liquor bottles	12/19/2017 10:03 PM
7	Lake to lake trail development with parking	12/19/2017 5:31 PM
8	sidewalks and bike paths	12/14/2017 11:48 AM
9	Support the Michigan Airline Trail after it becomes operational	12/11/2017 3:27 PM
10	additional walking trails (network/connected)	12/11/2017 12:31 PM
11	Accessibility to parks	12/9/2017 7:10 PM
12	Upgrade current park facilities	12/9/2017 1:14 PM
13	Visibility....where are you located. Lived in Walled Lake for 20 years and did not know you existed.	12/9/2017 12:55 PM
14	More community events/festivals	12/9/2017 7:10 AM
15	Bike trails	12/9/2017 4:50 AM
16	Reducing costs to participate	12/8/2017 11:19 PM
17	Safe Bike Path throughout the city	12/8/2017 2:00 PM
18	Cleaning up and reviving walled lake's downtown area	12/8/2017 1:19 PM
19	Airline trail	12/8/2017 12:51 PM
20	Wellness for all ages	12/8/2017 11:54 AM
21	Parks for exercise	12/8/2017 11:22 AM
22	Clean up Walled Lake make it desirable for people to want to come here. Get some ordinances in place or enforce some ordinances that might be in place!	12/8/2017 10:10 AM
23	Maintenance of current parks	12/8/2017 7:33 AM
24	Restrooms	12/8/2017 6:34 AM
25	Safer bike path	12/8/2017 6:34 AM
26	Better sidewalks and bike paths. Many sidewalks are dangerous.	12/8/2017 6:29 AM
27	Well maintained parks	12/8/2017 5:43 AM
28	Maintenance	12/8/2017 2:40 AM

City of Walled Lake, MI Parks & Recreation Master Plan Survey

29	Restore Banks farmhouse to preserve community history and use as cultural center.	12/7/2017 11:00 PM
30	Finish the bike path along Pontiac Trail so you can bike and walk around the lake.	12/7/2017 9:48 PM
31	Grow Mercer Beach into an economic engine for the neglected downtown area.	12/7/2017 9:46 PM
32	Natural habitat	12/7/2017 9:11 PM
33	Upgrade and maintain Mercer Beach	12/7/2017 4:25 PM
34	A nice walking/bike path along walled lake on walled lake side	12/7/2017 4:11 PM
35	Take advantage of the waterfront	12/7/2017 1:21 PM
36	Improve what we have and offer more programs	12/7/2017 12:11 PM
37	Improved beach	12/7/2017 11:12 AM
38	Airline Trail	12/7/2017 10:05 AM
39	Develop a walking / bike path where the old train track was	12/7/2017 9:41 AM
40	Upgrade parks	12/7/2017 9:38 AM
41	Parking, bathroom facilities and clean up for Mercer Beach	12/7/2017 9:26 AM
42	More sidewalks	12/7/2017 9:02 AM
43	More/clean restrooms	12/7/2017 8:54 AM
44	Finish the Michigan airline trail. been eyesore for too long	12/7/2017 8:54 AM
45	Youth Sports	12/7/2017 7:03 AM
#	#2 PRIORITY	DATE
1	Community building activities	12/30/2017 9:40 AM
2	Lighting throughout the city can be improved	12/29/2017 7:03 PM
3	Refaced storefronts on east walled lake drive	12/29/2017 8:37 AM
4	Banks-Dolbeer House	12/27/2017 6:04 AM
5	MORE ACTIVITIES	12/21/2017 9:34 AM
6	Better play structures for kids of all ages.	12/19/2017 10:03 PM
7	Senior services health, and wellness	12/19/2017 5:31 PM
8	maintaining parks for walled lake residents; do not expand the beach/boardwalk as it will cut down on lake access for residents.	12/14/2017 11:48 AM
9	Sidewalks along Pontiac Trail between Ladd and West Park to avoid dangerous Pontiac Trail crossings.	12/11/2017 3:27 PM
10	permanent restroom facilities at hiram sims	12/11/2017 12:31 PM
11	Mercer Beach Cleanup and Revamp	12/9/2017 7:10 PM
12	Creat a need for people to want to use the parks	12/9/2017 1:14 PM
13	Better upkeep of existing parks	12/9/2017 7:10 AM
14	Hiking trails	12/9/2017 4:50 AM
15	Providing more opportunities for organizations	12/8/2017 11:19 PM
16	Increased outdoor entertainment. I understand there is an expense, but perhaps fireworks more than 1x per year could be a nice marketing tool?	12/8/2017 2:00 PM
17	Improving foot paths and bike ways	12/8/2017 1:19 PM
18	Bike paths/ sidewalks	12/8/2017 12:51 PM
19	Hiking, walking & bike trails	12/8/2017 11:54 AM
20	Dog parks	12/8/2017 11:22 AM

City of Walled Lake, MI Parks & Recreation Master Plan Survey

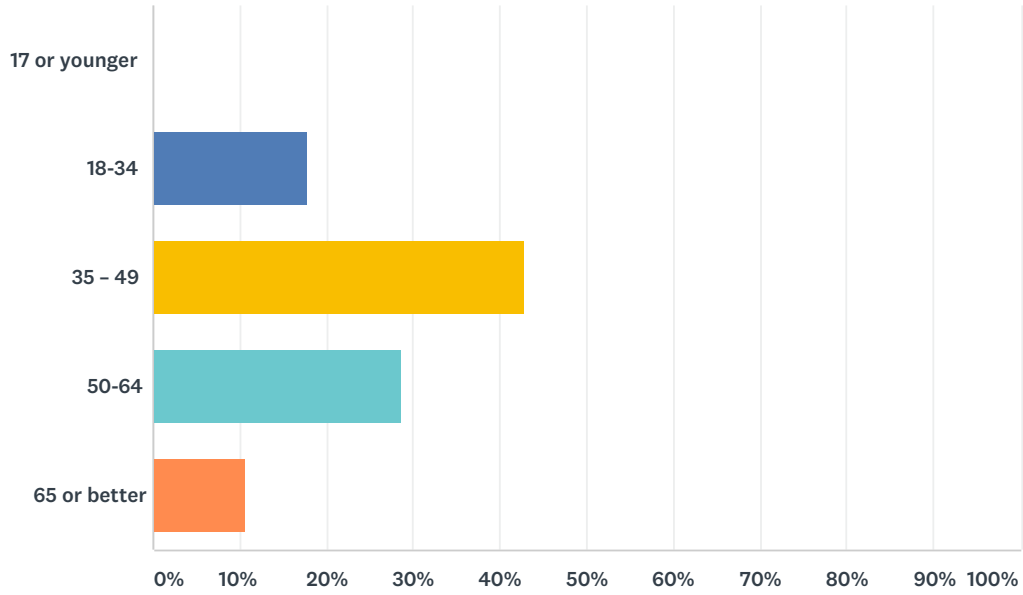
21	Yet the business and we are still cleaning up their areas their store fronts so everything is not a mismatched mess. That's a start	12/8/2017 10:10 AM
22	New parks	12/8/2017 7:33 AM
23	Updated playground equipment	12/8/2017 6:34 AM
24	Hiking paths	12/8/2017 6:34 AM
25	Senior activities - possibly our own senior center. Not just inside apartments.	12/8/2017 6:29 AM
26	more events in the city for the community	12/8/2017 5:43 AM
27	Increase services/activities	12/8/2017 2:40 AM
28	More public beach & boat access & less large motorized boats.	12/7/2017 11:00 PM
29	Bike rental and maybe a little store at the rails for trails.	12/7/2017 9:48 PM
30	Link all neighborhoods to Airline trail and patks via biking. Improve cement or ashpalt where areas are linked.	12/7/2017 9:46 PM
31	Get rid of some of the traffic	12/7/2017 9:11 PM
32	sidewalks - in front of Walled Lake Villa are non existent - someone needs to see the number of people who jog, walk a bike that area. They are times when they are forced onto Pontiac Trail	12/7/2017 1:21 PM
33	Development of new opportunitys including multi city bike path	12/7/2017 12:11 PM
34	Biking / Walking Trail	12/7/2017 11:12 AM
35	Any way to extend Mercer Beach?	12/7/2017 10:05 AM
36	Promote the recreational stuff we do have - I am not aware of anything going on in Walled Lake	12/7/2017 9:41 AM
37	Promote programs	12/7/2017 9:38 AM
38	Dog Park	12/7/2017 9:26 AM
39	Dog Park	12/7/2017 9:02 AM
40	enough parking for events	12/7/2017 8:54 AM
41	outdoor activities for kids	12/7/2017 8:54 AM
42	Playgrounds	12/7/2017 7:03 AM
#	#3 PRIORITY	DATE
1	Safety / security functions	12/30/2017 9:40 AM
2	Playgrounds for Children	12/29/2017 7:03 PM
3	Update buildings/strip malls	12/29/2017 8:37 AM
4	General Park improvements	12/27/2017 6:04 AM
5	MORE PARKS	12/21/2017 9:34 AM
6	Not spending a dime on that money trap of a bike path	12/19/2017 10:03 PM
7	Overall walk-ability of the community	12/19/2017 5:31 PM
8	Work with Commerce/RCOC to add sidewalk between western city limits on Maple to Airline Trail crossing.	12/11/2017 3:27 PM
9	more seating and better landscaping at all parks	12/11/2017 12:31 PM
10	Walking trail	12/9/2017 7:10 PM
11	Creat more festival's or attractions to bring in commerce.	12/9/2017 1:14 PM
12	Airline trail completion	12/9/2017 7:10 AM
13	Concerts in park	12/9/2017 4:50 AM
14	Reducing costs to provide opportunities	12/8/2017 11:19 PM
15	Programs for young families	12/8/2017 1:19 PM

City of Walled Lake, MI Parks & Recreation Master Plan Survey

16	Maintenance of existing infrastructure	12/8/2017 12:51 PM
17	Commuity Garden	12/8/2017 11:54 AM
18	Youth Fitness	12/8/2017 11:22 AM
19	Clean and fix up the parks they ridiculously run down.	12/8/2017 10:10 AM
20	City activities	12/8/2017 7:33 AM
21	Parking at mercer	12/8/2017 6:34 AM
22	Boat docking options	12/8/2017 6:34 AM
23	More activities, shows , etc by the lake. Fix up the blocks across from the beach. Do not allow medical marijuana facility in the middle of downtown. Need more parking.	12/8/2017 6:29 AM
24	more park space by the beach	12/8/2017 5:43 AM
25	Festivals/concerts	12/8/2017 2:40 AM
26	Continue with Community events like market day, parades, concerts, fireworks, tree lighting.	12/7/2017 11:00 PM
27	Finish or get rid of/tear down the Foster/Bates house.	12/7/2017 9:48 PM
28	Make train station dual use - coffee type place with bike shop. Allow Bayside/The Beach to place an eating/ordering shed near Mercer Beach. Align signage to explain WL history / Pics - Lake Info, Train Station, Pontiac Trail, etc.	12/7/2017 9:46 PM
29	Less building more natural	12/7/2017 9:11 PM
30	Offer better marketing of programs and initiatives.	12/7/2017 12:11 PM
31	More festivals? Food/music/etc	12/7/2017 10:05 AM
32	Develop the house on Pontiac Trail	12/7/2017 9:41 AM
33	Sidewalks/walking paths.	12/7/2017 9:38 AM
34	Community Gardens	12/7/2017 9:26 AM
35	Playgrounds	12/7/2017 9:02 AM
36	cultural/dance events	12/7/2017 8:54 AM
37	community special events	12/7/2017 8:54 AM
38	Maintaining and Updating Existing Parks and Beaches	12/7/2017 7:03 AM

Q10 What is your age?

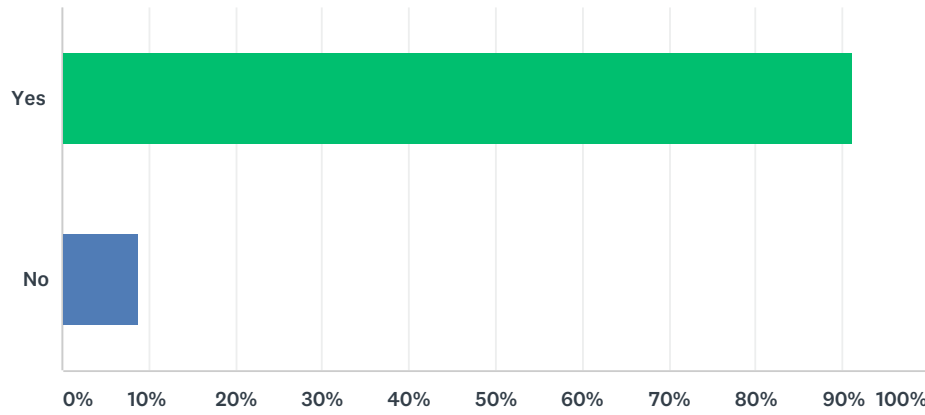
Answered: 56 Skipped: 7



ANSWER CHOICES	RESPONSES
17 or younger	0.00%
18-34	17.86%
35 – 49	42.86%
50-64	28.57%
65 or better	10.71%
TOTAL	56

Q11 Do you live in the City of Walled Lake?

Answered: 57 Skipped: 6



ANSWER CHOICES	RESPONSES
Yes	91.23%
No	8.77%
TOTAL	57

Q12 Please feel free to leave any additional comments that were not addressed in the above questions.

Answered: 15 Skipped: 48

#	RESPONSES	DATE
1	Regulate the beach, although I have LF property I would spend more time down town if I didn't have to dodge dog poop and make sure my kids didn't pick up cig butts. The railway bike path is a waste of resources	12/19/2017 10:06 PM
2	The community outreach has been inadequate--maybe use the city's Facebook page or email list or a note on water bills. Ideally a mailing if there are funds.	12/11/2017 12:35 PM
3	Why are we not getting new business in Walled Lake. Council and City Manager do not look out for best interest of city. It's an old boys club and must change.	12/9/2017 12:57 PM
4	City planning should develop the downtown area to be a destination with more shops and upscale restaurants. Stop putting in auto related business and thrift stores.	12/9/2017 4:52 AM
5	Would like to see more co-branded programs with Wixom, WB and Commerce. Perhaps a co-op arrangement could be reached and consequently, a shared burden could be achieved?	12/8/2017 2:01 PM
6	Thank you for exploring new ideas/options.	12/8/2017 11:55 AM
7	I just hope that this year that you can accomplish more for the taxpayers then to pave a parking lot then you did last year... if I sound better it's because I am and I'm sure I'm not the only one.	12/8/2017 10:16 AM
8	1)much better service and professionalism by the staff at city hall. 2) better communication on city events specifically advertising and signage around the city	12/8/2017 5:45 AM
9	Lake Fireworks were great this year with Beach Party and movie night in the park. Looking fwd to Airtrail being fully functional in the future. Need bike accessibility / lock areas linking downtown to recreation areas/all parks (eliminate need to drive to rail head). Playground equipment needs updating in multiple areas.	12/7/2017 10:00 PM
10	More activities. Younger people are moving into the area, just note how many showed up to the Christmas tree lighting event. Get out the word on events, use social media more and a way were residents will get an email of events in advance.	12/7/2017 9:53 PM
11	I would like to see the path along walled lake be continued so that its safer when waking/biking along the lake by Pontiac trail	12/7/2017 4:12 PM
12	I believe your age groupings are off. 18-34 is a huge gap. I am 30 own my own home and have a wife and child. Please do not take my opinions as those of a high school senior living with his parents...	12/7/2017 12:13 PM
13	Walled Lake does a poor job advertising of the activities. Only activities I am aware of is the fireworks as well as the Christmas Tree Lightening Ceremony. (The Ceremony activity is boring - same stuff every year).	12/7/2017 9:43 AM
14	Marketing and promotion and an update of the city website.	12/7/2017 9:39 AM
15	Park locations need to be publicized better.	12/7/2017 9:27 AM

STATE OF MICHIGAN
COUNTY OF OAKLAND
CITY OF WALLED LAKE

A RESOLUTION APPROVING THE POLICE AND FIRE
DISPATCH SERVICE AGREEMENT BETWEEN THE
COUNTY OF OAKLAND AND THE CITY OF WALLED LAKE
APRIL 1, 2018 – MARCH 31, 2021

Proposed RESOLUTION 2018-06

At a regular meeting of the City Council of the City of Walled Lake, Oakland County, Michigan, held in the Council Chambers at 1499 E. West Maple, Walled Lake, Michigan 48390, on the 20th day of February 2018, at 7:30 p.m.

WHEREAS, the City of Walled Lake is authorized by law under MCL 117.4 to establish any department that it may deem necessary for the general welfare of the city; and

WHEREAS, to provide effective police and fire protection services for its residents the City of Walled Lake established a Public Safety Department under ordinance C-314-14; and

WHEREAS, the Oakland County Sheriff's Office (O.C.S.O.) now provides police communication and dispatch functions and has the capability to provide police and fire dispatch functions but, absent this Agreement, is not obligated to provide any "POLICE and FIRE DISPATCH SERVICE(S)", as defined in this Agreement, for the City of Walled Lake; and

WHEREAS, Oakland County and the City of Walled Lake may enter into a service agreement (attachment A) by which the O.C.S.O. would provide Police and Fire Dispatch Service(s) for the City of Walled Lake; and

WHEREAS, the City of Walled Lake has concluded that it is more cost effective for the City of Walled Lake to contract for Police and Fire Dispatch Service(s) with the O.C.S.O. than to equip and staff its own police and fire communication and dispatch center; and

WHEREAS, the O.C.S.O. agrees to provide Police and Fire Dispatch Service(s) for the "POLICE AND FIRE PERSONNEL," as defined in this Agreement, under the following terms and conditions.

NOW, THEREFORE BE IT RESOLVED, by the Council of the City of Walled Lake, County of Oakland, State of Michigan that:

Section 1. City Council authorizes and approves operations of the Police and fire Dispatch Services to be provided by the Oakland County Sheriff's Office as a continual cost savings effort.

Section 2. The 2018 – 2021 Dispatch Services between the O.C.S.O. and the City of Walled Lake to commence April 1, 2018 and continue through March 31, 2021.

Section 3. The City Council authorizes the City Manager to execute the agreement with Oakland County and its Sheriff.

Motion to approve Resolution offered by _____ and seconded by _____.

AYES: ()
NAYS: ()
ABSENT: ()
ABSTENTIONS: ()

RESOLUTION DECLARED ADOPTED.

STATE OF MICHIGAN)
) SS
COUNTY OF OAKLAND)

JENNIFER A. STUART
City Clerk

LINDA S. ACKLEY
Mayor

**POLICE AND FIRE DISPATCH SERVICE AGREEMENT
BETWEEN COUNTY OF OAKLAND
AND
CITY OF WALLED LAKE**

April 1, 2018 – March 31, 2021

This Agreement is made between the COUNTY OF OAKLAND, a Michigan Constitutional and Municipal Corporation, whose address is 1200 North Telegraph Road, Pontiac, Michigan 48341 (COUNTY), and the CITY OF WALLED LAKE, a Michigan Constitutional and Municipal Corporation, whose address is 1499 E. West Maple Road, Walled Lake, MI 48390 (MUNICIPALITY). In this Agreement, the COUNTY shall also be represented by the OAKLAND COUNTY SHERIFF, Michael J. Bouchard, in his official capacity as a Michigan Constitutional Officer, whose address is 1200 North Telegraph Road, Bldg. 38 E., Pontiac, Michigan 48341 (SHERIFF). In this Agreement, whenever the COUNTY and the SHERIFF are intended to be referred to jointly, they shall be referred to as the "OAKLAND COUNTY SHERIFF'S OFFICE" (O.C.S.O.).

INTRODUCTION

WHEREAS, the MUNICIPALITY is authorized by law to provide police and fire protection service for residents of the MUNICIPALITY; and

WHEREAS, to provide effective police and fire protection services for its residents, the MUNICIPALITY also must provide for municipal police and fire department communication and dispatch functions; and

WHEREAS, the MUNICIPALITY has concluded that it is more cost effective for the MUNICIPALITY to contract for POLICE and FIRE DISPATCH SERVICE with the O.C.S.O. than to equip and staff its own police and fire communication and dispatch center; and

WHEREAS, the O.C.S.O. agrees to provide POLICE and FIRE DISPATCH SERVICE for the MUNICIPAL POLICE and FIRE PERSONNEL, as defined in this Agreement, under the following terms and conditions;

NOW, THEREFORE, in consideration of these premises, and the following promises, representations, and acknowledgments, it is agreed as follows:

1. The COUNTY, with the cooperation and approval of the SHERIFF, shall, in conjunction with its existing O.C.S.O. police communications functions, provide POLICE and FIRE DISPATCH SERVICE to POLICE and FIRE PERSONNEL for the MUNICIPALITY.
2. For all purposes and as used throughout this Agreement, the words and expressions listed below, whether used in the singular or plural, within or without quotation marks, or possessive or non-possessive, shall be defined, read, and interpreted as follows:
 - a. "POLICE DISPATCH SERVICE(S)" shall be defined to include: any emergency or non-emergency telephone call or notice, of any kind, received by the O.C.S.O., which either requests, requires or, in the sole judgment of the O.C.S.O. or designated COUNTY AGENT(S), appears to request or require the presence, attention, or services of any MUNICIPAL POLICE PERSONNEL to address, respond, or attend to any issue, event, or circumstance involving public safety, a breach of peace, public health, an accident or accidental injury, the protection of property, any emergency (including, but not limited to criminal, medical, fire, health, civil disputes, and/or civil infractions), which results in any O.C.S.O. or designated COUNTY AGENT(S) radio communication, or any attempted radio communication, to any MUNICIPAL POLICE PERSONNEL.
 - b. "MUNICIPAL POLICE PERSONNEL" shall be defined to include: any and all uniformed, non-uniformed, civilian, command, volunteer, administrative and/or supervisory personnel employed and/or contracted by the MUNICIPALITY either to provide, supply, support, administer, or direct any MUNICIPAL police or law enforcement services and/or any persons acting by, through, under, or in concert with any of them; or any other MUNICIPAL official, officer, employee or

POLICE AND FIRE DISPATCH SERVICE AGREEMENT BETWEEN
COUNTY OF OAKLAND AND CITY OF WALLED LAKE
April 1, 2018 – March 31, 2021

agent whose MUNICIPAL job duties may include the receipt of any O.C.S.O. POLICE DISPATCH SERVICE(S).

- c. "FIRE DISPATCH SERVICE(S)" shall be defined to include: any emergency or non-emergency telephone call or notice, of any kind, received by the O.C.S.O., which either requests, requires or, in the sole judgment of the O.C.S.O. or designated COUNTY AGENT(S), appears to request or require the presence, attention, or services of any MUNICIPAL FIRE PERSONNEL to address, respond, or attend to any issue, event, or circumstance involving public health or safety, an accident or accidental injury, the protection of property, any emergency (including, but not limited to medical, fire, and/or health), which results in any O.C.S.O. or designated COUNTY AGENT(S) radio communication, or any attempted radio communication to any MUNICIPAL FIRE PERSONNEL.
 - d. "MUNICIPAL FIRE PERSONNEL" shall be defined to include: any and all uniformed, non-uniformed, civilian, command, volunteer, administrative and/or supervisory personnel employed and/or contracted by the MUNICIPALITY either to provide, supply, support, administer, or direct any MUNICIPAL fire or emergency related services and/or any persons acting by, through, under, or in concert with any of them; or any other MUNICIPAL official, officer, employee or agent whose MUNICIPAL job duties may include the receipt of any O.C.S.O. FIRE DISPATCH SERVICE(S).
 - e. "COUNTY AGENT(S)" shall be defined to include the OAKLAND COUNTY SHERIFF, SHERIFF Michael J. Bouchard, and any and all other COUNTY elected and appointed officials, commissioners, officers, boards, committees, commissions, departments, divisions, volunteers, employees (including any SHERIFF'S DEPUTY or SHERIFF'S DEPUTIES), agents, representatives, contractors, predecessors, successors, assigns, attorneys, or auditors (whether such persons act or acted in their personal, representative, or official capacities), and any and all persons acting by, through, under, or in concert with any of them. COUNTY AGENT(S) as defined in this Agreement shall also include any person who was a COUNTY AGENT(S) at any time during the term of this Agreement but, for any reason, is no longer employed, appointed, or elected in his/her previous capacity.
 - f. "CLAIM(S)" shall be defined to include any and all losses, complaints, demands for relief or damages, lawsuits, causes of action, proceedings, judgments, deficiencies, penalties, and costs and expenses, including, but not limited to, any reimbursement for reasonable attorney fees, witness fees, court costs, investigation and/or litigation expenses, any amounts paid in settlement, or any other amount for which either party becomes legally and/or contractually obligated to pay, or any other liabilities of any kind whatsoever whether direct, indirect or consequential, whether based upon any alleged violation of the constitution (federal or state), any statute, rule, regulation, or the common law, whether in law or equity, tort, contract, or otherwise, and/or whether commenced or threatened.
3. The MUNICIPALITY agrees that under the terms of this Agreement, except for the POLICE and FIRE DISPATCH SERVICE(S) expressly contracted for herein, neither the O.C.S.O. nor any COUNTY AGENT shall not be obligated, in any other way, to provide or assist the MUNICIPALITY or any MUNICIPAL POLICE and FIRE PERSONNEL with any other direct, indirect, backup, or supplemental support or police or fire or emergency-related service or protection, of any kind or nature whatsoever, or required to send any COUNTY AGENT(S) to respond, in any way, to any call for MUNICIPAL POLICE and FIRE PERSONNEL services.
 4. The MUNICIPALITY agrees that it shall, at all times and under all circumstances, remain solely and exclusively responsible for all costs and/or liabilities associated with providing available on-duty MUNICIPAL POLICE and FIRE PERSONNEL to receive and respond to any O.C.S.O. or designated COUNTY AGENT(S) POLICE and FIRE DISPATCH SERVICE(S) in a timely and professional manner.
 5. The MUNICIPALITY acknowledges that there may be circumstances when, despite all reasonable O.C.S.O. or COUNTY AGENT(S) efforts, an O.C.S.O. or COUNTY AGENT(S) attempt to communicate or provide POLICE and FIRE DISPATCH SERVICE(S) for MUNICIPAL POLICE and FIRE PERSONNEL may be unsuccessful and, as a result, MUNICIPAL POLICE and FIRE PERSONNEL'S timely response to a call for MUNICIPAL POLICE and FIRE PERSONNEL assistance may not be forthcoming.

POLICE AND FIRE DISPATCH SERVICE AGREEMENT BETWEEN
COUNTY OF OAKLAND AND CITY OF WALLED LAKE
April 1, 2018 – March 31, 2021

6. The MUNICIPALITY agrees that this Agreement does not, and is not intended to, include any O.C.S.O. warranty, promise, or guaranty, of any kind or nature whatsoever, concerning the provision of POLICE and FIRE DISPATCH SERVICE(S) to the MUNICIPALITY except that the COUNTY will make a reasonable effort to provide POLICE and FIRE DISPATCH SERVICE(S) for MUNICIPAL POLICE and FIRE PERSONNEL consistent with existing O.C.S.O. communication and dispatching policies, procedures, orders, and standards.
7. The MUNICIPALITY agrees that under the terms of this Agreement the MUNICIPALITY shall be solely and exclusively responsible for all costs, expenses and liabilities associated with the purchase, lease, operation, and/or use of any MUNICIPAL POLICE and/or FIRE PERSONNEL radio or other communication equipment, and that the O.C.S.O. shall not be obligated to provide any MUNICIPAL POLICE and/or FIRE PERSONNEL with any radio or other communication equipment of any kind. Similarly, the COUNTY agrees that the MUNICIPALITY shall not be obligated under the terms of this Agreement to supply or provide the O.C.S.O. with any additional telephones, telephone lines, radios, or other communications equipment or property.
8. The MUNICIPALITY agrees that this Agreement does not, and is not intended to, obligate or require the O.C.S.O. to change, alter, modify, or develop any different dispatch related codes, policies, practices or procedures; purchase or use any special or additional equipment; or, alternatively, prohibit the O.C.S.O. from implementing any future communication-related changes that the O.C.S.O., in its judgment and discretion, believes to be in its best interest.
9. The MUNICIPALITY agrees that it shall be solely and exclusively responsible, during the term of this Agreement, for guaranteeing that: (a) all MUNICIPAL POLICE and FIRE PERSONNEL radios and/or other communication equipment will be properly set and adjusted to receive any POLICE and/or FIRE DISPATCH SERVICE(S) from the O.C.S.O. and/or COUNTY AGENT(S) and otherwise maintained in full and proper working order; (b) all MUNICIPAL POLICE and FIRE PERSONNEL will be adequately trained and will comply with all applicable O.C.S.O. communications codes, practices, policies and procedures, as well as any applicable state or federal (FCC) communication requirements; (c) the MUNICIPALITY and all MUNICIPAL POLICE and FIRE PERSONNEL shall, at all times, promptly and properly notify the designated COUNTY AGENT(S) of any on-duty or off-duty status and/or availability or unavailability of MUNICIPAL POLICE and FIRE PERSONNEL to receive POLICE and/or FIRE DISPATCH SERVICE(S) from the O.C.S.O.; and (d) all MUNICIPAL POLICE and FIRE PERSONNEL radio and communication equipment, policies, practices and procedures shall conform to those of the O.C.S.O. as they now exist or may be changed in the future.
10. The O.C.S.O. may, at its sole discretion and expense, inspect any MUNICIPAL PERSONNEL radio or other communication equipment to ensure that it conforms with applicable O.C.S.O. dispatching procedures, policies, standards, technical specifications, and/or state and federal law. If the inspection reveals a lack of conformance, the O.C.S.O. shall notify the MUNICIPALITY in writing of the specific violations. The MUNICIPALITY shall address and correct such violations at its own expense within thirty (30) calendar days of receiving the written notice or present a written plan to O.C.S.O. within 15 calendar days setting forth a procedure for correcting the violations. If the MUNICIPALITY fails to address and/or correct such violations within the time period set forth in this paragraph, the O.C.S.O. may terminate and/or cancel the Agreement.
11. Subject to the following Paragraph, and unless canceled as provided for in this Paragraph, this Agreement shall become effective on April 1, 2018 and shall remain in effect continuously until it expires, without any further act or notice being required of any party, at 11:59 P.M. on March 31, 2021. The COUNTY, the SHERIFF, or the MUNICIPALITY may cancel this Agreement, for any reason, including the convenience of any party, and without any penalty, before its March 31, 2021 expiration by delivering a written notice of the cancellation of this Agreement to the other signatories to this Agreement, or their successors in office. Such written notice shall provide at least a ninety (90) calendar day notice of the effective date of cancellation, and such cancellation of this Agreement shall be effective at 11:59 P.M. on the last calendar day of the calendar month following the expiration of the 90 calendar day notice period.
12. This Agreement, and any subsequent amendments, shall not become effective prior to the approval by concurrent resolutions of the COUNTY Board of Commissioners and the MUNICIPALITY's Governing Body. The approval and terms of this Agreement shall be entered into the official minutes and

POLICE AND FIRE DISPATCH SERVICE AGREEMENT BETWEEN
COUNTY OF OAKLAND AND CITY OF WALLED LAKE
April 1, 2018 -- March 31, 2021

proceedings of the COUNTY Board of Commissioners and the MUNICIPALITY's Governing Body and also shall be filed with the Office of the Clerk for the COUNTY and the MUNICIPALITY. In addition, this Agreement, and any subsequent amendments, shall be filed by a designated COUNTY AGENT(S) with the Secretary of State for the State of Michigan and shall not become effective prior to the filing of this Agreement with the Secretary of State.

13. In consideration of the COUNTY'S promises and efforts under this Agreement, the MUNICIPALITY agrees to pay to the COUNTY \$9,334.49 per month for service for the months of April 1, 2018 through March 31, 2019; \$9,613.93 per month for service for the months of April 1, 2019 through March 31, 2020; and \$9,902.22 per month for service for the months of April 1, 2020 through March 31, 2021 as follows:
 - a. The COUNTY shall send an invoice to the MUNICIPALITY on the first calendar day of each month for services rendered the previous month. The MUNICIPALITY shall have 30 days from the date of each invoice to make payment. For example, for services rendered in July of 2019, the COUNTY will bill the MUNICIPALITY on August 1, 2019 and the MUNICIPALITY shall pay the invoice within 30 days of the invoice date.
 - b. All Monthly payments shall be due and payable by the MUNICIPALITY without any further notice or demand from the COUNTY.
 - c. Each monthly payment shall be made by a check drawn on a MUNICIPALITY account and shall be made payable to the County of Oakland and delivered to the attention of: Mr. Andy Meisner, Oakland County Treasurer, 1200 N. Telegraph Road, Pontiac, MI 48341-0479 (or such other person as the COUNTY may from time to time designate in writing).
 - d. Each such payment shall clearly identify that it is a monthly payment being made pursuant to this Agreement and identify the calendar month for which the MUNICIPALITY intended the payment to apply. The MUNICIPALITY agrees that the COUNTY, in its discretion, may apply any monthly payment received from the MUNICIPALITY to any past due amount or monthly payment then due and owing to the COUNTY pursuant to this Agreement.
14. If the MUNICIPALITY fails, for any reason, to pay the COUNTY any moneys due when and as due under this Agreement, the MUNICIPALITY agrees that unless expressly prohibited by law, the COUNTY or the County Treasurer, at their sole option, shall be entitled to setoff from any other MUNICIPALITY funds that are in the COUNTY'S possession for any reason. Funds include but are not limited to the Delinquent Tax Revolving Fund (DTRF). Any setoff or retention of funds by the COUNTY shall be deemed a voluntary assignment of the amount by the MUNICIPALITY to the COUNTY. The MUNICIPALITY waives any CLAIMS against the COUNTY or its Officials for any acts related specifically to the COUNTY'S offsetting or retaining such amounts. This paragraph shall not limit the MUNICIPALITY's legal right to dispute whether the underlying amount retained by the COUNTY was actually due and owing under this Agreement. If the COUNTY chooses not to exercise its right to setoff or if any setoff is insufficient to fully pay the COUNTY any amounts due and owing the COUNTY under this Agreement, the county SHALL HAVE THE RIGHT TO CHARGE UP TO THE THEN-MAXIMUM LEGAL INTEREST ON ANY UNPAID AMOUNT. Interest charges shall be in addition to any other amounts due to the COUNTY under this Agreement. Interest charges shall be calculated using the daily unpaid balance method and accumulate until all outstanding amounts and accumulated interest are fully paid. Nothing in this paragraph shall operate to limit the COUNTY'S right to pursue or exercise any other legal rights or remedies under this Agreement against the MUNICIPALITY to secure reimbursement of amounts due the COUNTY under this Agreement. The remedies in this paragraph shall be available to the COUNTY on an ongoing and successive basis if the MUNICIPALITY at any time becomes delinquent in its payment. Notwithstanding any other term and condition in this Agreement, if the COUNTY pursues any legal action in any court to secure its payment under this Agreement, the MUNICIPALITY agrees to pay all costs and expenses, including attorney's fees and court costs, incurred by the COUNTY in the collection of any amount owed by the MUNICIPALITY.
15. The MUNICIPALITY agrees that all MUNICIPALITY representations, liabilities, payment obligations, and/or any other related obligations provided for in this Agreement with regard to any acts, occurrences, events, transactions, or CLAIM(S), either occurring or having their basis in any events or transactions that occurred before the cancellation or expiration of this Agreement, shall survive the cancellation or expiration of this Agreement. The parties agree that the expiration, cancellation, or termination of this

Agreement shall be without prejudice to any rights or claims of either party against the other and shall not relieve either party of any obligations which, by their nature, survive expiration or termination of this Agreement.

16. Each Party shall be responsible for any CLAIM made against that Party and for the acts of its Employees or Agents.
17. In any CLAIM that may arise from the performance of this Agreement, each Party shall seek its own legal representation and bear the costs associated with such representation, including any attorney fees.
18. Except as otherwise provided in this Agreement, neither Party shall have any right under any legal principle to be indemnified by the other Party or any of its agents or employees in connection with any CLAIM.
19. This Agreement does not, and is not intended to, impair, divest, delegate or contravene any constitutional, statutory, and/or other legal right, privilege, power, obligation, duty, or immunity of the Parties. Nothing in this Agreement shall be construed as a waiver of governmental immunity for either Party.
20. The MUNICIPALITY and the COUNTY agree that neither the COUNTY nor any COUNTY AGENT(S), by virtue of this Agreement or otherwise, shall be considered or asserted to be employees of the MUNICIPALITY and further agree that, at all times and for all purposes under the terms of this Agreement, the COUNTY and/or any COUNTY AGENT(S) legal status and relationship to the MUNICIPALITY shall be that of an Independent Contractor. The parties also agree that no MUNICIPAL POLICE and FIRE PERSONNEL or any other MUNICIPALITY employee shall, by virtue of this Agreement or otherwise, be considered or asserted to be an employee, agent, or working under the supervision and control of the COUNTY and/or any COUNTY AGENT(S).
21. The MUNICIPALITY and the COUNTY agree that, at all times and for all purposes relevant to this Agreement, the MUNICIPALITY and the O.C.S.O. shall each remain the sole and exclusive employer of each of their respective employees. The MUNICIPALITY and the COUNTY each agree to remain solely and exclusively responsible for the payment of each of their respective employees' wages, compensation, overtime wages, expenses, fringe benefits, pension or retirement benefits, training expenses, or other allowances or reimbursements of any kind, including, but not limited to, workers' disability compensation, unemployment compensation, Social Security Act protection(s) and benefits, employment taxes, or any other statutory or contractual right or benefit based, in any way, upon employment of any COUNTY AGENT(S) or any MUNICIPAL POLICE and/or FIRE PERSONNEL or any other MUNICIPAL employee.
22. This Agreement does not, and is not it intended to, create, change, modify, supplement, supersede, or otherwise affect or control, in any manner, any term(s) or condition(s) of employment of any COUNTY AGENT(S), any applicable O.C.S.O. employment and/or union contract(s), any level(s) or amount(s) of supervision, any standard(s) of performance, any sequence or manner of performance, and/or any O.C.S.O. rule(s), regulation(s), training and education standard(s), hours of work, shift assignment(s), order(s), policy(ies), procedure(s), directive(s), ethical guideline(s), etc., which shall, solely and exclusively, govern and control the employment relationship between the O.C.S.O. and/or all conduct and actions of any COUNTY AGENT(S).
23. The MUNICIPALITY agrees that neither the MUNICIPALITY nor any MUNICIPAL POLICE and FIRE PERSONNEL shall provide, furnish or assign any COUNTY AGENT(S) with any job instructions, job descriptions, job specifications, or job duties, or, in any manner, attempt to control, supervise, train, or direct any COUNTY AGENT(S) in the performance of any COUNTY or COUNTY AGENT(S) duty or obligation under the terms of this Agreement.
24. The MUNICIPALITY agrees that it shall promptly deliver to the O.C.S.O. written notice and copies of any CLAIM(S), complaint(s), charge(s), or any other accusation(s) or allegation(s) of negligence or other wrongdoing, whether civil or criminal in nature, that the MUNICIPALITY becomes aware of which involves, in any way, the O.C.S.O. or any COUNTY AGENT(S). The MUNICIPALITY agrees to cooperate with the O.C.S.O. in any investigation conducted by the SHERIFF of any act(s) or performance of any duties by any COUNTY AGENT(S).

POLICE AND FIRE DISPATCH SERVICE AGREEMENT BETWEEN
COUNTY OF OAKLAND AND CITY OF WALLED LAKE
April 1, 2018 – March 31, 2021

25. Any signatory or any signatories' successor in office to this Agreement shall send, by first class mail, any correspondence and written notices required or permitted by this Agreement to each of the signatories of this Agreement, or any signatories' successor in office, to the addresses shown in this Agreement. Any written notice required or permitted under this Agreement shall be considered delivered to a party as of the date that such notice is deposited, with sufficient postage, with the U.S. Postal Service.
26. This Agreement is made and entered into in the State of Michigan and shall in all respects be interpreted, enforced and governed under the laws of the State of Michigan. The language of all parts of this Agreement is intended to and, in all cases, shall be construed as a whole, according to its fair meaning, and not construed strictly for or against any party. As used in this Agreement, the singular or plural number, possessive or non-possessive, shall be deemed to include the other whenever the context so suggests or requires.
27. Absent an express written waiver, the failure of any party to pursue any right granted under this Agreement shall not be deemed a waiver of that right regarding any existing or subsequent breach or default under this Agreement. No failure or delay on the part of any party in exercising any right, power or privilege hereunder shall operate as a waiver thereof, nor shall a single or partial exercise of any right, power or privilege preclude any other or further exercise of any other right, power or privilege.
28. The COUNTY and the MUNICIPALITY acknowledge that this Agreement shall be binding upon each of them and, to the extent permitted by law, upon their administrators, representatives, executors, successors and assigns, and all persons acting by, through, under, or in concert with any of them.
29. The MUNICIPALITY acknowledges that it has reviewed all of its current or proposed contracts, including any and all labor or union contracts with any MUNICIPAL POLICE OR FIRE PERSONNEL, and hereby warrants that the MUNICIPALITY does not have and will not have at any time during the term of this Agreement, any other contractual agreements that will in any manner restrict, interfere with, or prohibit the MUNICIPALITY and any MUNICIPAL POLICE OR FIRE PERSONNEL, or any other person from complying with the MUNICIPALITY's obligations and duties as set forth in this Agreement and/or the MUNICIPAL POLICE OR FIRE DISPATCH SERVICES as described herein.
30. This Agreement sets forth the entire contract and understanding between the COUNTY and the MUNICIPALITY and fully supersedes any and all prior contracts, agreements or over any actual or apparent conflict with any term or condition in such a lease. It is further understood and agreed that the terms of this Agreement are contractual and are not a mere recital and that there are no other contracts, understandings, or representations between the COUNTY and the MUNICIPALITY in any way related to the subject matter hereof, except as expressly stated herein. This Agreement shall not be changed or supplemented orally. This Agreement may be amended only by concurrent resolutions of the COUNTY Board of Commissioners and the MUNICIPALITY's Governing Body in accordance with the procedures set forth herein.
31. For and in consideration of the mutual promises, acknowledgments, representations, and agreements set forth in this Agreement, and for other good and valuable consideration, the receipt and adequacy of which is hereby acknowledged, the COUNTY and the MUNICIPALITY hereby agree and promise to be bound by the terms and provisions of this Agreement.

IN WITNESS WHEREOF, L. Dennis Whitt, Manager of the City of Walled Lake, hereby acknowledges that he or she has been authorized by a resolution of the MUNICIPALITY's Governing Body (a certified copy of which is attached) to execute this Agreement on behalf of the MUNICIPALITY and hereby accepts and binds the MUNICIPALITY to the terms and conditions of this Agreement on this _____ day of _____, 2018.

WITNESS:

CITY OF WALLED LAKE,
a Michigan Municipal Corporation

Name:
Title:

BY: _____
L. Dennis Whitt
City Manager

IN WITNESS WHEREOF, Michael J. Gingell, Chairperson, Oakland County Board of Commissioners, hereby acknowledges that he has been authorized by a resolution of the Oakland County Board of Commissioners (a certified copy of which is attached) to execute this Agreement on behalf of the COUNTY and hereby accepts and binds the COUNTY to the terms and conditions of this Agreement on this _____ day of _____, 2018.

WITNESS:

COUNTY OF OAKLAND,
a Michigan Municipal Corporation

Name:
Title:

BY: _____
Michael J. Gingell
Chairperson, Oakland County Board of
Commissioners

IN WITNESS WHEREOF, Michael J. Bouchard, in his official capacity as SHERIFF, hereby concurs and accepts the terms and conditions of this Agreement on this _____ day of _____, 2018.

WITNESS:

OAKLAND COUNTY SHERIFF,
a Michigan Constitutional Officer

Name:
Title:

BY: _____
Michael J. Bouchard,
Oakland County Sheriff

STATE OF MICHIGAN
COUNTY OF OAKLAND
CITY OF WALLED LAKE

A RESOLUTION APPROVING PURCHASE FOR THE
DEPARTMENT OF PUBLIC SAFETY FIRE DIVISION
UTILITY RESCUE VEHICLE REPLACEMENT

Proposed RESOLUTION 2018-07

At a Regular Meeting of the City Council of the City of Walled Lake, Oakland County, Michigan, held in the Council Chambers at 1499 E. West Maple, Walled Lake, Michigan 48390, on the 20th day of February 2018 at 7:30 p.m.

WHEREAS, the Fire Department's 1998 International Utility Rescue truck has reached its 20th year in an anticipated useful life of 15-20 years and has 25,062 miles of idle hours; and

WHEREAS, Utility Rescue vehicles are multipurpose including emergency transporting of firefighters and containing a wide range of specialized rescue equipment for emergency incidents; and

WHEREAS, the Fire Department established a committee of five to review the most cost-effective replacement options and unanimously recommends R & R Fire Truck Repair, Inc. which has excellent references and offers valuable extras including technician certification training; and

WHEREAS, the recommended replacement is a Ford 550 Utility Rescue vehicle and is a smaller, safer, more versatile vehicle that still allows the department to maintain its prominent level of service at a cost savings of approximately \$65,000; and

WHEREAS, said replacement has been included in the City's Capital Improvement Plan was discussed during the strategic planning and budget workshops discussions; and

WHEREAS, the Fire Department has received three quotes from the following vendors:

R & R Fire Truck Repair, Inc.	\$202,627.00
Halt Fire Incorporated	\$237,319.00
Payette Sales and Service, Inc.	\$237,417.00

NOW, THEREFORE BE IT RESOLVED, by the Council of the City of Walled Lake, County of Oakland, State of Michigan that:

Section 1. Council approves one purchase for one F-550 Rescue Truck from R & R Fire Truck Repair, Inc. which includes technician certification training.

Section 2. Council hereby approves \$208,705.00 which includes a 3% project contingency to be paid from General Fund Line Item 101 900 981 001.



MEMORANDUM

CITY OF WALLED LAKE DEPARTMENT OF PUBLIC SERVICE

City of Walled Lake · 1499 E. West Maple Road · Walled Lake, MI 48390 · (248) 624-4847

To: Council Members
From: Chelsea Rodgers, Public Service Coordinator (DPS)
Re: Renew Contract with Metro Environmental for Portable Restroom Service
Date: February 20, 2018

The City of Walled Lake contracts portable restroom service for its parks, beach, and special events. Prices for additional portable restrooms were requested for the City’s annual Easter Egg Hunt and Farmers Market.

The City would like to renew their contract with Metro Environmental for the 2018 season. Metro Environmental is a local company that has worked well with the City for many years and as well as provides several other services.

<u>Company</u>	<u>2018 Season</u>	<u>Additional Cleanings</u>
Metro Environmental Services	\$3,150.00	\$25.00 per toilet

RECOMMENDATION

DPS requests approval of renewing the contract with Metro Environmental Services for the Portable Restroom Service in the amount of \$3,150.00 to be paid from budgeted funds in the Parks and Recreation line item #101-690-948-000.



**SPECIFICATIONS
PORTABLE RESTROOM SERVICE**

2018

The City of Walled Lake is requesting a total amount for 2017 portable restroom service at the City Parks and special events. **Form must be received at City Hall, 1499 E. West Maple, no later than 10:00 a.m., February 16, 2018.** Pricing must meet the minimum specification as outlined below. Please indicate that each specification can be met by quoting, signing, and returning this form. *Any variance from these minimum specifications must be clearly noted.*

Annual Easter Egg Hunt-Hiram Sims Park

A one-day event held March 31, 2018

Delivery and pick up of one handicap portable restroom. Please call before delivery to confirm drop-off location.

\$ 110.00

Hiram Sims Park

Delivery prior to Memorial Day and pick up after Labor Day and two handicap portable restroom.

\$ 720.00

Mercer Beach

Delivery prior to Memorial Day and pick up September 5, 2018 of two standard size portable restrooms and one handicap portable restroom. Restrooms at Mercer Beach are to be serviced on Monday and Friday; and the morning(s) of the Annual Market Day.

\$ 640.00

Riley Park

Delivery prior to Memorial Day and pick up after Labor Day of one handicap portable restroom.

\$ 440.00

Farmers Market

This event will be held from May until October.

Delivery prior to May 2, 2018 and pick up after October 31, 2018 of one handicap portable restroom. Must be cleaned every Tuesday. Location is the Event Field next to Walled Lake Fire Department, 1499 E. West Maple.

\$ 660.00

Summer Fest Day

A One-day event held June 23, 2018.

Delivery and pick up of five standard size portable restrooms and one handicap portable restroom, and one large hand-washing station. Delivery must be verified prior to the event, location is next to 239 E. Walled Lake Drive.

\$ 580.00

The City of Walled Lake reserves the right to accept any proposal or to reject any proposal, and to waive irregularities in the proposals, when it is deemed to be in the best interest of the City.

The total must include a minimum of one weekly cleaning per restroom. All restrooms are to be tagged and signed after each servicing.

**Extra service by request, per toilet
(NOT to be included in total amount)**

\$ 25.00

Total Amount

\$ 3,150.00

Company

Metro Environmental Services, Inc.

Signature

John Schumacher

John Schumacher, Operations Manager

Date

02/15/18



MEMORANDUM

CITY OF WALLED LAKE

DEPARTMENT OF PLANNING AND DEVELOPMENT

City of Walled Lake · 1499 E. West Maple Road · Walled Lake, MI 48390 · (248) 624-4847

To: Council Members
From: Chelsea Rodgers, Planning Commission Admin
Re: Lot Split and Lot Combination for 1364 Beverly
Date: February 15, 2018

Property owners of 1364 Beverly applied to the Walled Lake Planning Commission for a lot split and lot combination. Their case was reviewed at the February 13, 2018 meeting. Below is the motion recommending approval and refer to City Council for final approval.

PC 02-06-18 MOTION TO RECOMMEND APPROVAL FOR LOT SPLIT AND LOT COMBINATION AT 1364 BEVERLY AND SEND TO CITY COUNCIL FOR FINAL APPROVAL SHOWING THE SETBACKS ON SUBMITTED SURVEY

Motion by Hecht, seconded by Palmer, UNANIMOUSLY CARRIED: To recommend approval for lot split and lot combination at 1364 Beverly and sent to City Council for final approval showing the setbacks on submitted survey.



MCKENNA

January 12, 2018

Planning Commission
City of Walled Lake
1499 E. West Maple Road
Walled Lake, Michigan 48390

Subject: Beverly Boulevard Lot Split
Plan Dated: *November 10, 2017*
Location: 1364 Beverly Boulevard, 1400 Beverly Boulevard, and adjacent properties behind lots 19-22 of Moorcrest Subdivision off Beverly Boulevard
Zoning: R-1A Single Family Residential
Applicant: Christopher Bergman

Dear Planning Commissioners:

We have received a lot split application involving the detachment of land from one lot to be combined to the adjacent lots at 1364 and 1400 Beverly Boulevard. We have reviewed this lot split application according to the Walled Lake Zoning Ordinance and sound planning and zoning principles, to provide helpful and constructive feedback on the development of this site. We offer the following comments for your consideration.

1364 and 1400 Beverly Boulevard are located at the southwest corner of Beverly Boulevard and Decker Road. 1364 Beverly Boulevard (Lot 20) and 1400 Beverly Boulevard (Lot 21) are zoned R-1A Single Family Residential, and both lots contain a single family residence which is a permitted use by right. The adjacent property to the south, behind lots 19-22 of Moorcrest Subdivision off Beverly Boulevard, is vacant. The proposed lot split would result in the newly created Parcel A1 that would have an area of 12,414 square feet and the newly created Parcel B1 that would have an area of 18,020 square feet (calculated from dimensions provided on Sheet 1 of the Survey). The proposed lot split would shift the southern border of Lot 20 southward 90.41 feet, resulting in an increase of overall lot depth from 150.02 feet to 240.43 feet. Adding Parcel B1 to Lot 20 would shift the western border westward 100.07 feet resulting in a lot width of 200.07 toward its southern border. The proposed lot split would shift the southern border of Lot 21 southward 90.83 feet, resulting in an increase of overall lot depth from 150.02 feet to 240.85 feet. Adding Parcel A1 to Lot 21 would shift the eastern border eastward 37.43 resulting in a lot width of 137.43 toward its southern border.



HEADQUARTERS
235 East Main Street
Suite 105
Northville, Michigan 48167

O 248.596.0920
F 248.596.0930
MCKA.COM

Communities for real life.

The minimum required dimensions are as follows:

	Required	Table of Lot Area and Dimension Requirements					Parcel A1 Proposed	Parcel B1 Proposed
		1364 Beverly Blvd. Current	1364 Beverly Blvd. Proposed	1400 Beverly Blvd. Current	1400 Beverly Blvd. Proposed	Property Behind Lots 19-22 Current		
Front Setback	30 feet	*	Unchanged	*	Unchanged	n/a	n/a	n/a
Side Setback	10 feet	*	Unchanged	*	Unchanged	n/a	n/a	n/a
Side-Total of Two	25 feet	*	Unchanged	*	Unchanged	n/a	n/a	n/a
Rear Setback	35 feet	*	*	*	*	n/a	n/a	n/a
Lot Width	90 feet	100 feet	100 feet	100 feet	137.43 feet	337.43 feet	137.43 feet	200.07 feet
Lot Area	12,000 sq. ft.	15,001 sq. ft.	33,021 sq. ft.	15,001 sq. ft.	27,415 sq. ft.	30,434 sq. ft.	12,414 sq. ft.	18,020 sq. ft.

* Setbacks were not provided in the survey. The proposed changes to the lots will not affect existing setbacks. The new setbacks should be identified on the submitted survey.

REVIEW COMMENTS

According to the City Code, lot split proposals should be reviewed first by the Building Official, Police and Fire Chiefs, DPW Director, Assessor, City Manager, and City Planner. The Planning Commission has authority to take final action on the lot split proposal.

Section 74-110 of the City Code of Ordinances sets forth several criteria to be used when evaluating a lot split application. We have reviewed the proposed lot split based on these criteria and offer our review comments in the table on the following page:



Standard	Status of Application	Comments and Recommendations
Compliance with State Law	In compliance	Each resulting parcel meets the required depth-to-width ratio as required by a local ordinance, per Section 109(1)(b) of the Land Division Act.
Lot Dimensional Requirements	In compliance	Existing lots meet the lot width requirements of the R-1A zoning district. The resulting lots will also comply with the lot dimensional standards of the R-1A District.
Depth-to-Width Ratio	In compliance	The proposed parcels meet the 3:1 depth-to-width ratio requirement.
Division of Existing Nonconforming Parcels	In compliance	The existing parcels meet the minimum lot width required by the City. Parcels will remain in compliance upon division.
Access	In compliance	The existing parcel does not currently meet access standards. Combined lots will be in compliance with access standards.
Taxes and Assessments	To be determined	The applicant must provide documentation that there are no delinquent taxes for the subject property.
Buildability	In compliance	The proposed lot split will maintain the dimension requirements of the zoning district.
Consent of Title Holder	In compliance	The applicant has submitted a warranty deed for the subject property.
Deed Restrictions	To be determined	The applicant must note if there are any restrictions in the deed.
Easements	In compliance	Existing easements will remain.
Parking Requirements	In compliance	The parking for the existing single family homes can be handled within garages and/or within driveways.
Multiple Zoning Districts	In compliance	All property affected by the proposed land division is zoned R-1A.
Special Assessment Districts	Not applicable	No special assessments affect the parcels.

RECOMMENDATION

We recommend the Planning Commission approve the proposed lot split as presented as the proposal meets all the requirements of Section 74-110 of the City Code. The resulting lot split and combination with existing lots will maintain compliance with the Walled Lake Zoning Ordinance. We further recommend that the setbacks be added to the submitted survey.

Respectfully submitted,


 Michael Deem, AICP
 Senior Planner


 Molly Redigan
 Assistant Planner

PROPOSED PARCEL SPLIT AND RECOMBINATION

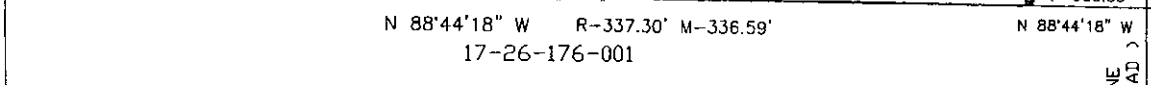
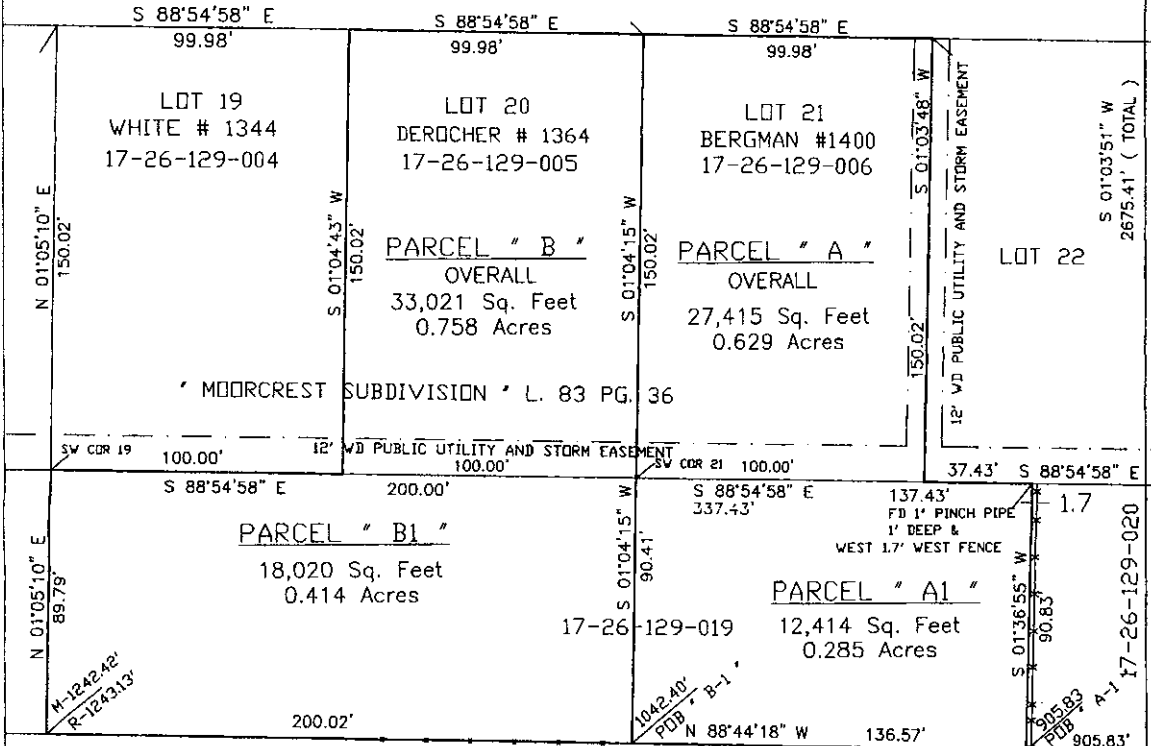
LOTS 20 AND 21



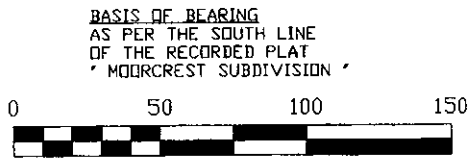
NORTH 1/4 POST SEC 26
 COMMERCE TWP, T2N,R8E
 OAKLAND CO., MI
 J-9 L19142 P. 315
 FD 1/2 BAR/CAP

N 01°03'51" E
1340.79

BEVERLY BOULEVARD
 60' WIDE (PUBLIC)



- LEGEND**
- INLET BASIN
 - STORM HANDBLE
 - SANITARY HANDBLE
 - SANITARY SEWER
 - STORM SEWER
 - WATERMAIN
 - EXISTING GRADES
 - PROPOSED GRADES
 - DRAINAGE ARROW
 - SOIL EROSION FENCE
 - EXISTING CONTOUR
 - PROPOSED CONTOUR
 - FENCE LINE
 - GATE VALVE
 - HYDRANT
 - POWER POLE
 - POWER LINE
 - CATCH BASIN



FOR: MR EDWARD DERDACHER
 1364 BEVERLY BOULEVARD
 WALLED LAKE, MICHIGAN 48390-2516

CENTER POST SEC 26
 COMMERCE TWP, T2N,R8E
 OAKLAND CO., MI
 J-10 L.41679 P. 640
 DISK/MON BOX

N 01°03'51" E
1334.62'
NORTH & SOUTH 1/4 LINE
SECTION 26 (DECKER ROAD)

UTILITY WARNING

3 WORKING DAYS 48 HOURS
 BEFORE YOU DIG
 CALL MISS DIG
 1-800-482-7171

CALL FIRST FOR THE LOCATION
 OF UNDERGROUND FACILITIES

UNDERGROUND UTILITY LOCATIONS, AS SHOWN ON THE PLAN, WERE OBTAINED FROM UTILITY OWNERS AND WERE NOT FIELD LOCATED. A MINIMUM OF 72 HOURS PRIOR TO BEGINNING CONSTRUCTION, THE CONTRACTOR SHALL NOTIFY MISS DIG AND HAVE ALL UNDERGROUND UTILITIES STAKED BEFORE ANY WORK MAY BEGIN. THE CONTRACTOR SHALL BE RESPONSIBLE FOR THE PROTECTION AND RELOCATION OF ALL UTILITIES THAT MAY INTERFERE WITH CONSTRUCTION.



DPS&A
 DAVID P. SMITH & ASSOCIATES

PROFESSIONAL LAND SURVEYORS
 8615 RICHARDSON ROAD-SUITE 100
 WALLED LAKE, MICHIGAN 48390
 (248)363-1515 (TOLL FREE) 1-846-
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 EMAIL ADDRESS: AASURVEYOR@AOL.COM

PROPOSED PARCEL SPLIT AND RECOMBINATION
 LOTS 20 & 21 ' MOORCREST SUBDIVISION '

BEING A PART OF THE NORTHWEST 1/4 SECTION 26,
 T2N,R8E, CITY OF WALLED LAKE, OAKLAND CO., MI

DRAWN: DPS COMP. NET. DIRECTORY February 20, 2018

DATE	10-10-2017
SCALE	1" = 50'
JOB NO.	17-081900
SHEET NO.	

PROPOSED PARCEL SPLIT AND RECOMBINATION

LOTS 20 AND 21

PARCEL ' A ' TAX ID # 17-26-129-006

LOT 21 OF ' MOORCREST SUBDIVISION ',
A PARCEL OF LAND BEING PART OF A PART OF THE NORTHWEST 1/4 OF SECTION 26
T2N,R8E, CITY OF WALLED LAKE, OAKLAND COUNTY, MICHIGAN
AS RECORDED IN L. 83 OF PLATS, PAGE 36 OAKLAND CO. RECORDS

PARCEL ' A1 ' FORMERLY TAX ID # 17-26-129-019

ALSO PARCEL OF LAND BEING PART OF A PART OF THE NORTHWEST 1/4 OF SECTION 26
T2N,R8E, CITY OF WALLED LAKE, OAKLAND COUNTY, MICHIGAN
BEGINNING AT A POINT BEING DISTANT ;
N 01°03'51" E ,1334.62'; ALONG THE NORTH AND SOUTH 1/ 4 LINE,
AND THE NOMINAL CENTERLINE OF DECKER ROAD.
AND N 88°44'18" W ,905.83'; FROM THE CENTER POST OF SECTION 26, T2N,R8E
CITY OF WALLED LAKE, OAKLAND CO., MICHIGAN
SAID CENTER POST BEING DISTANT S 01°03'51" W ,2675.41';
FROM THE NORTH ¼ POST OF SAID SECTION 26, T2N,R8E, OAKLAND CO., MICHIGAN,
TO THE POINT OF BEGINNING OF THE PARCEL HEREIN DESCRIBED.

THENCE CONTINUING N 88°44'18" W ,136.57'; TO A POINT
ON THE EXTENSION OF THE WEST LOT LINE OF LOT 21,
OF ' MOORCREST SUBDIVISION ', AS RECORDED IN L. 83 OF PLATS, PAGE 36 OAKLAND CO. RECORDS.
THENCE ALONG THE EXTENSION OF SAID WEST LOT LINE OF LOT 21,
N 01°04'15" E ,90.41', TO THE SOUTHWEST CORNER OF SAID LOT 21;
THENCE ALONG THE SOUTH LINE OF SAID ' MOORCREST SUBDIVISION ', S 88°54'58" E ,137.43';
THENCE S 01°36'55" W ,90.83';
TO THE POINT OF BEGINNING OF THE PARCEL HEREIN DESCRIBED

CONTAING 12,414 SQ FT, OF LAND MORE OR LESS

ALSO BEING SUBJECT TO ANY OTHER EASEMENTS RESTRICTION OR CONDITIONS OF RECORD.
DATED 10-10-2017

PARCEL ' B ' TAX ID # 17-26-129-005

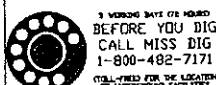
LOT 20 OF ' MOORCREST SUBDIVISION ',
A PARCEL OF LAND BEING PART OF A PART OF THE NORTHWEST 1/4 OF SECTION 26
T2N,R8E, CITY OF WALLED LAKE, OAKLAND COUNTY, MICHIGAN
AS RECORDED IN L. 83 OF PLATS, PAGE 36 OAKLAND CO. RECORDS.

PARCEL ' B1 ' FORMERLY TAX ID # 17-26-129-019

ALSO PARCEL OF LAND BEING PART OF A PART OF THE NORTHWEST 1/4 OF SECTION 26
T2N,R8E, CITY OF WALLED LAKE, OAKLAND COUNTY, MICHIGAN
BEGINNING AT A POINT BEING DISTANT ;
N 01°03'51" E ,1334.62'; ALONG THE NORTH AND SOUTH 1/ 4 LINE,
AND THE NOMINAL CENTERLINE OF DECKER ROAD.
AND N 88°44'18" W ,1042.40'; FROM THE CENTER POST OF SECTION 26, T2N,R8E
CITY OF WALLED LAKE, OAKLAND CO., MICHIGAN
SAID CENTER POST BEING DISTANT S 01°03'51" W ,2675.41';
FROM THE NORTH ¼ POST OF SAID SECTION 26, T2N,R8E, OAKLAND CO., MICHIGAN,
TO THE POINT OF BEGINNING OF THE PARCEL HEREIN DESCRIBED.

THENCE CONTINUING N 88°44'18" W ,200.02'; TO A POINT
ON THE EXTENSION OF THE WEST LOT LINE OF LOT 19,
OF ' MOORCREST SUBDIVISION ', AS RECORDED IN L. 83 OF PLATS, PAGE 36 OAKLAND CO. RECORDS.
THENCE ALONG THE EXTENSION OF THE WEST LOT LINE OF LOT 19,
THENCE N 01°05'10" E ,89.79'; , TO THE SOUTHWEST CORNER OF SAID LOT 19;
THENCE ALONG THE SOUTH LINE OF LOTS 19 AND 20 OF SAID ' MOORCREST SUBDIVISION ',
S 88°54'58" E ,200.00', TO THE SOUTHERLY CORNER, COMMON TO LOTS 20 AND 21.
THENCE ALONG THE EXTENSION OF THE LINE COMMON TO LOTS 20 AND 21, S 01°04'15" W ,90.41';

TO THE POINT OF BEGINNING OF THE PARCEL HEREIN DESCRIBED
CONTAING 18,020 SQ FT, OF LAND MORE OR LESS
ALSO BEING SUBJECT TO ANY OTHER EASEMENTS RESTRICTION OR CONDITIONS OF RECORD.
DATED 10-10-2017



UTILITY WARNING
UNDERGROUND UTILITY LOCATIONS, AS SHOWN ON THE PLAN, WERE OBTAINED FROM UTILITY OWNERS AND WERE NOT FIELD LOCATED.
A MINIMUM OF 72 HOURS PRIOR TO BEGINNING CONSTRUCTION, THE CONTRACTOR SHALL NOTIFY "MISS DIG" AND HAVE ALL UNDERGROUND UTILITIES STAKED BEFORE ANY WORK MAY BEGIN.
THE CONTRACTOR SHALL BE RESPONSIBLE FOR THE PROTECTION AND OR RELOCATION OF ALL UTILITIES THAT MAY INTERFERE WITH CONSTRUCTION.



DPS&A
DAVID P SMITH & ASSOCIATES
PROFESSIONAL LAND SURVEYORS
6615 RICHARDSON ROAD-SUITE 100
WALLED LAKE, MICHIGAN 48390
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PROPOSED PARCEL SPLIT AND RECOMBINATION
LOTS 20 & 21 ' MOORCREST SUBDIVISION '

BEING A PART OF THE NORTHWEST 1/4 SECTION 26,
T2N,R8E, CITY OF WALLED LAKE, OAKLAND CO., MI

DRAWN DPS COMP. NET. DIRECTORY February

DATE	10-10-2017
SCALE	1" = 50'
JOB NO.	17-081900
SHEET NO.	

STATE OF MICHIGAN
COUNTY OF OAKLAND
CITY OF WALLED LAKE

A RESOLUTION ACCEPTING THE MAYOR'S NOMINATION TO FILL A VACANCY ON THE PARKS AND RECREATION COMMISSION PURSUANT TO THE REQUIREMENTS OF THE CITY CHARTER; MAKING AN APPOINTMENT TO THE PARKS AND RECREATION COMMISSION FOR AN UNEXPIRED TERM

Proposed RESOLUTION 2018-08

At a Regular Meeting of the City Council of the City of Walled Lake, Oakland County, Michigan, held in the Council Chambers at 1499 E. West Maple, Walled Lake, Michigan 48390, on the 20th day of February 2018 at 7:30 p.m.

WHEREAS, there is a vacancy in the appointed position of the Parks and Recreation Commission which has a definite term until February 1, 2020; and

WHEREAS, pursuant to the duty prescribed by Section 4.5 (g) of the City of Walled Lake Charter, the Mayor has nominated a person to fill the vacancy and unexpired term on the Parks and Recreation Commission and it shall be the Council's duty to determine if that person is qualified and accept or reject the nomination.

NOW, THEREFORE, BE IT RESOLVED, by the Council of the City of Walled Lake, County of Oakland, State of Michigan that:

Section 1. The Mayor has nominated a person to fill the vacancy on the Parks and Recreation Commission and the Council finds that person qualified and accepts the Mayor's nomination.

Section 2. The City Council appointments KATIE DUBOIS to the Commission of the Parks and Recreation to fill the unexpired term until February 1, 2020.

Motion to approve Resolution was offered by _____ and seconded by _____.

AYES: ()

NAYS: ()

ABSENT: ()

ABSTENTIONS: ()

RESOLUTION DECLARED ADOPTED.

STATE OF MICHIGAN)
) SS
COUNTY OF OAKLAND)

JENNIFER A. STUART
City Clerk

LINDA S. ACKLEY
Mayor