



CITY OF WALLED LAKE
REGULAR COUNCIL MEETING
TUESDAY, MARCH 15, 2016
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 Ambrose

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

ABSENT: None

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

OTHERS PRESENT: City Manager Whitt, Police Chief Shakinas, Fire Chief Coomer, Finance Director Coogan, City Attorney Vanerian, Confidential Assistant Rodgers, and Deputy Clerk Stuart

REQUESTS FOR AGENDA CHANGES: None

APPROVAL OF MINUTES:

CM 03-01-16 APPROVAL OF THE FEBRUARY 16, 2016 REGULAR COUNCIL MINUTES AND THE FEBRUARY 20, 2016 SPECIAL COUNCIL MINUTES

Motion by Robertson, seconded by Lublin, CARRIED UNANIMOUSLY: To approve the February 16, 2016 Regular Council Minutes and the February 20, 2016 Special Council Minutes.

AUDIENCE PARTICIPATION:

Kristen Quinn, 1434 Appleford – said she is the President of the Walled Lake/Commerce Community Coalition. She said this is a local coalition that recently formed in the area and their mission is to strengthen collaboration among community partners and mobilize community wide efforts to build healthy and drug free communities. She said part of this effort is to host monthly Families Against Narcotics (FAN) meetings; they take place the fourth Tuesday every month at Market Street Church from 7-9 p.m. She said the people who attend the meetings are those that live in long-term recovery and people who have family members that struggle with the disease of addiction. She said they have been fortunate to have police officers attending as well. She said what is really important is to bring in speakers that can educate families about what they can do about the opiate epidemic. She said she is letting Council know they are here in the community.

She said the Spinal Column is printing an article in this week's edition about the opioid epidemic.

MAYOR'S REPORT

Mayor Ackley said the Wixom-Walled Lake Lions Club sent her a letter asking for Council's approval to host their annual White Cane Week Friday, Saturday and Sunday, April 22-24, 2016.

CM 03-02-16 APPROVE WIXOM-WALLED LAKE WHITE CANE WEEK FRIDAY, SATURDAY AND SUNDAY, APRIL 22-24, 2016

Motion by Lublin, seconded by Owsinek, CARRIED UNANIMOUSLY: To approve Wixom-Walled Lake White Cane Week Friday, Saturday and Sunday, April 22-24, 2016.

COUNCIL CONSIDERATION:

1. Oath of Office administered to Fire Marshal Jason Gonzalez

Ceremonial Oath of Office administered by Deputy Clerk Stuart.

2. Oath of Office administered to Police Sergeant Heather Kolke

Ceremonial Oath of Office administered by Deputy Clerk Stuart.

COUNCIL REPORT:

1. Report from Trailway Council Representative - Council Member Owsinek

Council Member Owsinek, liaison for trailway, reported that a meeting was held a week ago to interview perspective applicants for the Trail Director position. He referenced the resumes in the packet. He said the top candidates were John Hensler, Kathleen Jackson and Ernest F. (Fred) Dore. He said Mr. Dore lives in Commerce Township and Mrs. Jackson formally had the position as Trail Director. He said of the interviewees, Mr. Hensler really showed him how he cared about trails. He said he felt Mr. Hensler is a well-qualified candidate and this was his personal choice if he had to choose. He asked for Councils input and authorization to provide the trailway council with a vote.

Mayor Ackley asked if there was a preference from the other two trailway members of whom they wanted. Council Member Owsinek said Mr. Dore is a well-qualified candidate but he lives in Commerce and he has strong feelings about not having any biases towards any one community that is a part of the trailway council. He said Mr. Hensler does not live in the area and he feels he would not have any bias towards any one community.

Council Member Owsinek said his recommendation is John Hensler as his first choice and Fred Dore as his second choice.

CM 03-03-16 MOTION TO AUTHORIZE TRAILWAY REPRESENTATIVE OWSINEK THE AUTHORITY TO VOTE FOR JOHN HENSLER

**AS FIRST CHOICE AND FRED DORE AS SECOND CHOICE FOR
TRAIL DIRECTOR POSITION**

Motion by Robertson, seconded by Helke, CARRIED UNANIMOUSLY: To authorize Trailway Representative Owsinek the authority to vote for John Hensler as first choice and Fred Dore as second choice for Trail Director.

Council Member Helke asked about the job description and the 20 hour work week that is proposed. She asked if there is a cutoff date or is the contract open-ended. Council Member Owsinek said they can make it a one year contract that is required to be renewed every year. He said the other items to discuss would be that all of the professional services would have to be subject to bid acquisitions and approval for example the trailway lawyer, auditor, engineer, etc.

Mayor Ackley said this position cannot technically be filled until the trailway budget is approved. Council Member Owsinek said no. Council Member Lublin said this is an independent contractor who is a 1099 employee with no benefits.

Council Member Helke asked if the Trail Director would be allowed to go over the proposed 20 hour work week. Council Member Owsinek said if he goes over the allotted time, he will charge \$20/hr. and he felt that was reasonable.

He said the City would have to meet an April 1st application deadline. He said \$100,000 would have to come from all three trailway communities for engineering services. He said the survey initially done for the trailway did not include topographical information. He said the grant would not reimburse this. He said the trailway council would have to spend approximately \$200,000 to then apply for a \$200,000 TAP grant. He said why rush headlong into obtaining grants when the trail purchase is not even complete yet. He recommended completing the trail purchase and then move forward. He said this purchase process began in 2009, why rush now, it may take another year.

Council Member Lublin asked if there is a tentative closing date for the purchase. Council Member Owsinek said supposedly Lansing is reviewing the trailway purchase documents now.

Mayor Ackley said it would be a good idea to have the Trail Director in place first then worry about grants. Council agreed.

**CM 03-04-16 MOTION TO SUPPORT TRAILWAY REPRESENTATIVE
OWSINEK' S RECOMMENDATION TO REJECT APPLYING
FOR THE TAP GRANT AND TO WAIT UNTIL FURTHER
REVIEW BEFORE APPLYING FOR ANY GRANT UNTIL THE
TRAIL DIRECTOR POSITION IS FILLED AND PURCHASE OF
TRAIL IS COMPLETE**

Motion by Robertson, seconded by Ambrose, CARRIED UNANIMOUSLY: To support Trailway Representative Owsinek' s recommendation to reject applying for TAP Grant and wait until further review before applying for any grant until the Trail Director position is filled and the purchase of the trail is complete.

City Manager Whitt said he agrees with Council Member Owsinek. He said there are unanswered questions, issues, etc. He said the trailway council does not even own the trail yet. He said Council Member Owsinek obtained preliminary drawings from previous trailway meetings consisting of schematics of the proposed multimillion dollar bridge over M-5. He said this is a lot of money to spend; it is going to be a trail no matter how this ends.

CITY MANAGER'S REPORT:

1. Departmental / Divisional Statistical Reports

a. Police

b. Fire

c. Code Enforcement

d. Finance

- **Warrant Report #3-2016**

CM 03-05-16 TO RECEIVE AND FILE THE MONTHLY DEPARTMENTAL / DIVISIONAL STATISTICAL REPORTS

Motion by Robertson, seconded by Owsinek, CARRIED UNANIMOUSLY: To receive and file the monthly departmental / divisional statistical reports.

Council Member Helke asked why there are so many graphs and charts as part of the report. City Manager Whitt said Departments and Divisions are required to report and to be transparent. He said the public has become accustomed to receiving this information. He said the moment they are removed Council could be accused of holding back information. He said the public does review the packet information. He said clearly the reports can be adjusted to be more easily readable.

CORRESPONDENCE: None

ATTORNEY'S REPORT:

City Attorney Vanerian requested facilitator Tom Ryan attends this executive session.

- 1. Executive Session to discuss pending Federal litigation: Bailey Xenos Holdings, LLC et al v. Walled Lake: Case No. 2:15-cv-12125-LJM-RSW to include Facilitator Tom Ryan**

CM 03-06-16 REQUEST FOR EXECUTIVE SESSION TO DISCUSS PENDING FEDERAL LITIGATION: BAILEY XENOS HOLDINGS, LLC ET AL V. WALLED LAKE: CASE NO. 2:15-CV-12125-LJM-RSW TO INCLUDE FACILITATOR TOM RYAN

Motion by Owsinek, seconded by Robertson, CARRIED UNANIMOUSLY: To enter into executive session to discuss pending Federal litigation: Bailey Xenos Holdings, LLC et al v. Walled Lake: Case No. 2:15-cv-12125-LJM-RSW to include Facilitator Tom Ryan.

Roll Call Vote:

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

(6-0) MOTION CARRIED

2. Executive Session to discuss pending labor dispute and personnel issue

**CM 03-07-16 REQUEST FOR EXECUTIVE SESSION TO DISCUSS PENDING
LABOR DISPUTE AND PERSONNEL ISSUE**

Motion by Lublin, seconded by Owsinek, CARRIED UNANIMOUSLY: To enter into executive session to discuss pending labor dispute and personnel issue.

Roll Call Vote:

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

(6-0) MOTION CARRIED

3. Executive Session to discuss pending labor negotiations

**CM 03-08-16 REQUEST FOR EXECUTIVE SESSION TO DISCUSS PENDING
LABOR NEGOTIATIONS**

Motion by Lublin, seconded by Robertson, CARRIED UNANIMOUSLY: To enter into executive session to discuss pending labor negotiations.

Roll Call Vote:

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

(6-0) MOTION CARRIED

UNFINISHED BUSINESS: None

NEW BUSINESS:

**1. Proposed Resolution 2016-10 Approving Contract with Independent Auditor
Pfeffer, Hanniford, and Palka for 2017, 2018 and 2019**

City Manager Whitt said he did a direct negotiation with the auditors for another three years. He said they did a great job. He said the contract is substantially the same. He said he is recommending the three year contract for auditing services.

CM 03-09-16 Approve Resolution 2016-10 Approving Contract with Independent Auditor Pfeffer, Hanniford, and Palka for 2017, 2018, and 2019

Motion by Owsinek, seconded by Ambrose, CARRIED UNANIMOUSLY: To approve Resolution 2016-10 Approve Contract with Independent Auditor Pfeffer, Hanniford, and Palka for 2017, 2018, and 2019.

2. Proposed Resolution 2016-11 Confirming Appointment of Chelsea Rodgers as Deputy Treasurer

CM 03-10-16 Approve Resolution 2016-11 Confirming Appointment of Chelsea Rodgers as Deputy Treasurer

Motion by Robertson, seconded by Ambrose, CARRIED UNANIMOUSLY: To approve Resolution 2016-11 Confirming Appointment of Chelsea Rodgers as Deputy Treasurer.

*Loch arrived 8:15 p.m.

3. Proposed Resolution 2016-12 Lakes Area Youth Assistance Program Year 2016-2017

Debra Kirkwood, Chairperson of Lakes Area Youth Assistance (LAYA) said they provided Council their annual report. She said LAYA is sponsored by the Walled Lake Consolidated School District and local municipalities such as Wixom, Commerce, Walled Lake and Wolverine Lake. She said the LAYA Board provides funding for education to prevent child abuse, conflict management, team building, self-awareness, etc. She said they service 134 new counseling cases. She said it has been a difficult year with the shuffling of new case worker assigned to them from Oakland County. She asked for Councils continued support in the upcoming year. She asked Council to enlist a liaison to be on the LAYA board.

CM 03-11-16 Approve Resolution 2016-12 Lakes Area Youth Assistance Program Year 2016-2017

Motion by Owsinek, seconded by Loch, CARRIED UNANIMOUSLY: To approve Resolution 2016-12 Lakes Area Youth Assistance Program Year 2016-2017

4. Proposed Resolution 2016-13 CARE Housing of Oakland County

CM 03-12-16 Approve Resolution 2016-13 CARE Housing of Oakland County

Ms. Rodgers explained this was brought to the City's attention to make the month of April a child abuse awareness month.

Motion by Lublin, seconded by Loch, CARRIED UNANIMOUSLY: To approve Resolution 2016-13 CARE Housing.

AUDIENCE PARTICIPATION: None

Mayor Ackley said Commerce Township supervisor Tom Zoner and Judy Evola will be at the next Council meeting to discuss Western Oakland County Cable Communications Authority (WOCCCA). She said they are coming because they are two of the original members of the board and they will be able to provide a brief history up to today's current position. She asked that they be placed on next month's agenda under Council Consideration.

COUNCIL COMMENTS:

Council Member Lublin said he attended the last Library Board meeting. He said Director Lobert will be attending the annual Library conference in Mackinaw. He said our library is joining the Neighborhood Library Association made up of several communities including Salem, Wixom, and South Lyon libraries to help promote literacy among a diverse population.

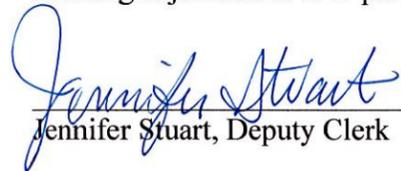
City Manager Whitt reminded council of the State of the Lakes scheduled for March 22, 2016 at 11:30 a.m.

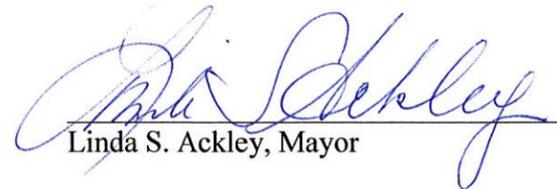
Council recessed 8:35 p.m.

Council entered into executive session at 8:48 p.m.

Council rose from executive session at 9:46 p.m.

Meeting adjourned at 9:47 p.m.


Jennifer Stuart, Deputy Clerk


Linda S. Ackley, Mayor