



**CITY OF WALLED LAKE
REGULAR COUNCIL MEETING
MONDAY, NOVEMBER 6, 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 Ambrose.

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

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

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

REQUESTS FOR AGENDA CHANGES:

None

PUBLIC HEARING:

Treasurer Barlass reviewed the recommendations for funding of the 2018 CDBG Program Year which included funding to Public Services, removal of architectural barriers, and Public Facilities and Improvements relating to the Fire Station with purchase of a Turbo Draft.

1. Community Development Block Grant (CDBG) Program Year 2018

Open Public Hearing 7:31 p.m.

No Audience participation.

Close Public Hearing 7:33 p.m.

APPROVAL OF THE MINUTES:

1. Regular Council Meeting of September 19, 2017

CM 11-01-17 TO APPROVE THE SEPTEMBER 19, 2017 REGULAR COUNCIL MEETING MINUTES

Motion by Ambrose, seconded by Lublin, UNANIMOUSLY CARRIED: To approve the September 19, 2017 Regular Council meeting minutes.

Roll Call Vote

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

2. Special Council Meeting of October 25, 2017

CM 11-02-17 TO APPROVE THE SPECIAL COUNCIL MEETING MINUTES OF OCTOBER 25, 2017

Motion by Robertson, seconded by Owsinek, UNANIMOUSLY CARRIED: To approve October 25, 2017 Special Council meeting minutes.

Roll Call Vote:

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

AUDIENCE PARTICIPATION:

Lillian Zug, 420 Wellsboro Street – said she attends Walled Lake Central as a sophomore. She said she feels the City suing the school district would not be in the best interest of the City because there are other things in the district that could be expanded upon.

Jeffrey Zug, 420 Wellsboro Street – said Plante Moran report said the CEC building has great plumbing and electrical but as far as fire suppression, it is bad as is the roof, and the exterior. He said Plante Moran said the schools needed to close the Community Education Center because it is worth more as a piece of land than with a building on it. Mr. Zug said it has been six years, no developer has come forward to buy this property Mr. Zug said the City is suing to try and preserve the building. Mr. Zug said according to Plante Moran, estimates from 2011, it costs \$375,000 a year to maintain this mothballed building. He said if this lawsuit goes away in a

couple of months, he said he has looked at the numbers financially, he does not see how this City can afford this building.

Karen Kolke, 179 Spring Park – said she wanted to thank the Fire and Police Department for being there when “we need you”.

COUNCIL REPORT:

None

CITY MANAGER’S REPORT:

1. Departmental / Divisional Statistical Reports

- a. Police
- b. Fire
- c. Code Enforcement
- d. Finance
 - Investment Report
 - Warrant Report #10-2017
 - Warrant Report #11-2017

CM 11-03-17 TO RECEIVE AND FILE THE MONTHLY DEPARTMENTAL / DIVISIONAL STATISTICAL REPORTS

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

Roll Call Vote:

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

CORRESPONDENCE:

1. Melinda Fernandes correspondence with State Representative Kathy Crawford 38th District

Mayor Ackley requested correspondence to be read into the record. Clerk Stuart read the following into the record:

From: Mindy Fernandes
Sent: Monday, October 9, 2017
To: clerk@walledlake.com
Subject: State rep quote

*Hi! I was just talking to Kathy and she really likes where Walled Lake is heading, and wanted to send the council this comment. Can you add to the Council Packet?
Thanks!*

“It’s great to see the Walled Lake City Council working together and focused on fiscal responsibility. Just a few years ago, the City was marred in deficit spending policies and faced potential state intervention to solve these problems.

That’s all changed. City Leadership is now headed in the correct direction. Spending is getting under control. City staff has been reduced from 44 to 22 people, while maintaining vial city services.

If Walled lake officials continue implementing these important budget strategies, then I see a bright future for a terrific City.

*Kathy Crawford
State Representative
38th District*

ATTORNEY’S REPORT:

1. Report update on Asmar, Tinelle Prop. LLC v City of Walled Lake, et al

City Attorney Vanerian said he has updated information on a litigation matter that is no longer a pending litigation matter because it was dismissed. The case was Asmar vs the City of Walled Lake filed in the US District Federal Court. Mr. Vanerian said the plaintiffs were the former property owners of an industrial property here in the City and they owned the property for many years. Mr. Vanerian said the property owner did not keep the building up to code and it was very run down with many violations. Mr. Vanerian said the City attempted to work with them over the years to bring the property into code compliance. He said the owner refused to do that. They lost the property to a tax foreclosure sale. The property was subsequently bought, and the plaintiffs filed a suit a few years thereafter. Mr. Vanerian said the MMRMA, the City’s insurance authority filed a motion to dismiss on a number of legal grounds including the statute of limitations. Mr. Vanerian said the judge issued a written opinion and order on October 16th dismissing the lawsuit in its entirety against the City.

City Manager Whitt said the *et al* means other parties were named in the suit. Mr. Whitt said he was one of the parties named and sued for a million dollars personally by this group. Mr. Whitt said he was named as defendant and was accused of something in 2003 however he did not start employment with the City until 2010. Mr. Whitt said the case was dismissed.

UNFINISHED BUSINESS:

None

NEW BUSINESS:

1. CDBG 2018 Program Year Recommendation

CM 11-04-17 APPROVE THE RECOMMENDED FUNDING ALLOCATION FOR THE 2018 PROGRAM YEAR COMMUNITY DEVELOPMENT BLOCK GRANT

Motion by Lublin, seconded by Robertson, UNANIMOUSLY CARRIED: To approve the recommended funding allocation for the 2018 Program Year Community Development Block Grant (CDBG).

Roll Call Vote

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

2. Traffic Control Order 17-13 regarding Public Safety Complex

Police Chief Shakinis said there has not been updated to the public campus Traffic Control Order since 1995 now with the recent redesign of the public safety complex, the traffic flow is different and signage must be addressed.

CM 11-05-17 TO APPROVE TRAFFIC CONTROL ORDER 17-13 REGARDING THE PUBLIC SAFETY COMPLEX

Motion by Ambrose, seconded by Owsinek, UNANIMOUSLY CARRIED: To approve Traffic Control Order 17-13 regarding the Public Safety Complex.

Roll Call Vote

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

3. Proposed Resolution 2017-71 Drain Special Assessment 2017 Winter Tax Bill

CM 11-06-17 TO APPROVE RESOLUTION 2017-71 SPECIAL ASSESSMENTS FOR REPAIR AND MAINTENANCE OF THE TAYLOR-LADD DRAIN AND NORTON DRAIN TO BE PLACED ON THE DECEMBER 2017 TAX ROLL

Motion by Owsinek, seconded by Loch, UNANIMOUSLY CARRIED: To approve resolution 2017-71 Special assessments for repair and maintenance of the Taylor-Ladd Drain and Norton Drain to be placed on the December 2017 Tax Roll.

Roll Call Vote

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

3. Proposed Resolution 2017-72 Replacement of Department of Public Works Commercial Grade Power Washer

CM 11-07-17 TO APPROVE RESOLUTION 2017-72 REPLACEMENT OF DEPARTMENT OF PUBLIC WORKS COMMERCIAL GRADE POWER WASHER

Motion by Loch, seconded by Owsinek, UNANIMOUSLY CARRIED: To approve resolution 2017-72 Replacement of Department of Public Works Commercial Grade Power Washer.

Roll Call Vote

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

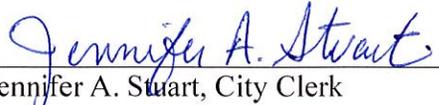
COUNCIL COMMENTS:

Mayor Pro Tem Ambrose wished the incumbents good luck for the election and he is looking forward to continuing the fiscally responsible path.

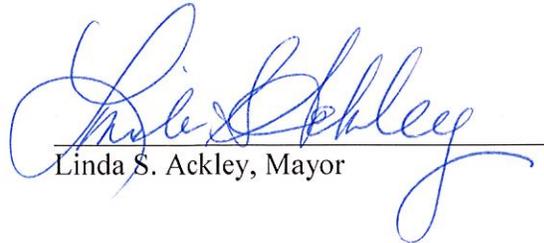
MAYOR'S REPORT:

Mayor Ackley said she and Council Member Owsinek attended the re-grand opening of the Walled Lake Villa and said it looked great and others should check it out.

Meeting adjourned at 7:56 p.m.



Jennifer A. Stuart, City Clerk



Linda S. Ackley, Mayor