



**CITY OF WALLED LAKE
REGULAR COUNCIL MEETING
APRIL 17, 2012**

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

Pledge of Allegiance led by Mayor Roberts.

Invocation led by Mayor Pro Tem Ackley.

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

ABSENT: Council Member Yezbick

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

OTHERS PRESENT: City Manager Whitt, Deputy Clerk Williams, Deputy Treasurer Stuart, DPW Coordinator McGill, Police Chief Shakinas, Fire Chief VanSparrentak and City Attorney Vanerian

CM 04-11-12 EXCUSE COUNCIL MEMBER YEZBICK FROM THIS MEETING

Motion by Owsinek, seconded by Robertson, CARRIED UNANIMOUSLY: To excuse Council Member Yezbick from this meeting.

REQUESTS FOR AGENDA CHANGES:

Mayor Roberts asked that Items 1 and 2 under Council Consideration be moved to immediately follow the approval of the minutes.

CM 04-12-12 APPROVAL OF THE APRIL 3, 2012 REGULAR COUNCIL MEETING MINUTES

Motion by Ackley, seconded by Owsinek, CARRIED UNANIMOUSLY: To approve the Minutes of the Regular Council Meeting on April 3, 2012.

FIRE EMPLOYEE OF THE YEAR:

Fire Chief VanSparrentak announced that Ron Menser was the 2012 Fire Employee of the Year. Ron, whose calm demeanor and commitment to safety has been a part of the Walled Lake Fire Department since 2007. He was joined by his wife, Karen, and his sons, Ron and Brandon. Prior to coming to the City of Walled Lake he served 24 years in the United States Navy and was a Chief Petty Officer.

0417-12

POLICE EMPLOYEE OF THE YEAR:

Police Chief Shakinis announced that Konnie Brown, an employee with the Walled Lake Police Department for 15 years was the 2012 Police Employee of the Year. Konnie has served in many different capacities throughout the department and is a tremendous asset. She was joined by her parents, Williams and Mary.

Council took a 10 minute recess to celebrate with the winners. The meeting resumed at 7:52 p.m.

AUDIENCE PARTICIPATION:

1. Wendell Allen, Downtown Development Authority Board Member, spoke to the Council regarding the Conflict of Interest Ordinance which is on this evening's Agenda for approval of Second Reading. His primary concern is the limitation of spending allowed by the DDA without approval of City Council. The Ordinance states a \$100 limit; however, he feels that this is not enough in the event of an emergency or immediate need during one of the DDA's annual events. According to his research, most communities do not have a spending limit but the few that do have a \$1,000 to \$5,000 limit. He asked that Council table the item so that it may be discussed further.

Mr. Allen also noted that the DDA would like to hold a regularly scheduled meeting with the City Council once a quarter as was done in the past, so that they can be on the same page.

2. Allen Barnett, 321 Leon read a letter to City Council regarding the conditions of 329 Leon and the adverse affects of the vacant property on his home. Due to critters and varmints, there have been damages to his roof, furnace, and attic. Mr. Barnett has lived in this home for 15 years and has never experienced issues such as this. The critter control company who came to his home said that the critters are a direct affect of the vacant home located next door and that it would continue until that home is taken care of.

City Attorney Vanerian informed Council that there is currently a lawsuit pending and a settlement agreement for abatement and demolition. There is no trial date set at this point. The only difficulty in the consent judgment is that the owner has to agree with it as well. There is no way to expedite the process, as scheduling is an order of court.

City Manager Whitt stated that he would further look into the issue to see if there is any action that can be taken to minimize the effects during this waiting period.

3. Bennett Lublin, Downtown Development Authority, spoke to Council regarding the DDA Conflict of Interest ordinance; He stated that it discourages volunteers from being involved as it may affect their business. He also feels that the \$100 spending limit is too low. He feels that the Council should apply the same policy to the City as a whole. Mr. Lublin also feels that a joint City Council and DDA meeting would be beneficial.
4. Pat , 1145 N Pontiac Trail, Downtown Development Authority, spoke to Council regarding the DDA Conflict of Interest ordinance. She feels that the \$100 spending limit

could affect events as last minute things do sometimes occur. She just wants the DDA to be prepared in every case and noted that they have several very well attended events.

COUNCIL CONSIDERATION:

1. Walled Lake Civic Fund – Fireworks Presentation

Ron Johnston, 325 S. Lake Road, Novi, MI, with the Walled Lake Civic Fund, spoke to Council regarding the meeting he had with Police Chief Shakinis and Fire Chief VanSparrentak. He stated that they have come up with a detailed parking plan which includes Bayside, PNC Bank, Lynch & Sons and two churches who have agreed to allow parking. They are before Council to request permission to move forward with the Fireworks show.

Police Chief Shakinis said that the Police Department will be present to help the property owners and suggested having a uniformed traffic closing along Walled Lake Drive from Witherall to Liberty to prohibit any vehicle traffic. They also want to restrict street side parking to only one side and Chief Shakinis will prepare a Traffic Order to request this at a later date.

Fire Chief VanSparrentak and Police Chief Shakinis agreed that a \$400 permit fee would be a fair fee to cover the costs of the police and fire staff needed at the event.

CM 04-13-12 APPROVE THE REQUEST OF THE WALLED LAKE CIVIC FUND TO HOLD A FIREWORKS SHOW ON WALLED LAKE ON JUNE 23, 2012 AND TO PAY A \$400 PUBLIC SAFETY PERMIT FEE

Motion by Ambrose, seconded by Owsinek, CARRIED UNANIMOUSLY: To approve the request of the Walled Lake Civic Fund to hold a Fireworks Show on Walled Lake on June 23, 2012 and to pay a \$400 Public Safety permit fee.

2. Request to Enter Into Executive Session to Discuss Labor Issues

CM 04-14-12 ENTER INTO EXECUTIVE SESSION TO DISCUSS LABOR ISSUES AT THE END OF THE MEETING

Motion by Sturgeon, seconded by Ackley, CARRIED UNANIMOUSLY: To enter into Executive Session to discuss labor issues at the end of the meeting and to include Deputy Treasurer Stuart, Fire Chief VanSparrentak, Police Chief Shakinis, and DPW Coordinator McGill.

Roll Call Vote:

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

MAYOR'S REPORT:

Mayor Roberts discussed the DDA meeting and their appointment of officers, which are the same individuals. They also requested a joint meeting with the City Council. They also discussed the Main Street Oakland County program. The Board has decided not to sponsor an entire table at the Main Street program. Also, planning for the Bill Compton 5K run is moving forward.

Mayor Roberts also announced the opening of the Walled Lake Farmer's Market, which will be open May 2, 2012 from 7:00 a.m. – 1:00 p.m. and will be open every Wednesday for the remainder of the Summer. Janell Joyce did a fantastic job coordinating it last year and he is sure she will do the same this year. The turnout was great last year and he expects the same for this year.

COUNCIL REPORT:

Council Member Ambrose reported on the Audit Committee meeting which was held on April 10, 2012. There were a few items that were pointed out to us and they thought a good way to save additional money is to request for proposals to review our water system.

CM 04-15-12 INSTRUCT THE CITY MANAGER TO CONDUCT A REQUEST FOR PROPOSALS FOR A REVIEW OF OUR WATER AND SEWER SYSTEM

Motion by Ambrose, seconded by Ackley, CARRIED UNANIMOUSLY: To instruct the City Manager to conduct a Request for Proposals for a review of our Water and Sewer systems.

Council Member Robertson reported on the meeting of the Planning Commission. They were able to work on the Master Plan, in particular land use and zoning.

CITY MANAGER'S REPORT:

CM 04-16-12 ACCEPT AND RECEIVE THE DEPARTMENTAL STATISTICAL REPORTS OF THE POLICE, FIRE, DPW AND ORDINANCE ENFORCEMENT

Motion by Ackley, seconded by Owsinek, CARRIED UNANIMOUSLY: To accept and receive the Departmental Statistical Reports of the Police, Fire, DPW and Ordinance Enforcement.

DPW Coordinator McGill informed Council about the concrete evaluation from Boss Engineering and it looks like it meets all specifications. He is concerned about ASR expansion testing being mandatory and he recommends it be made mandatory.

CORRESPONDENCE: A memo was presented to Council from the Downtown Development Authority regarding the Conflict of Interest Ordinance.

ATTORNEY'S REPORT:

City Attorney Vanerian is working on a labor issue brief and he would like to use his office hours for this week to complete the brief.

City Manager Whitt was in favor of this.

Mayor Roberts asked about the memo received from the Downtown Development Authority and if this ordinance would prohibit personal shopping by employees of the City at their business. City Attorney Vanerian explained that this is not the intent of this ordinance and it will not affect personal purchases by employees, staff or other DDA members.

Council Member Owsinek inquired about the city-wide ethics ordinance and City Attorney Vanerian said he should have something to Council by the second meeting in May.

UNFINISHED BUSINESS 1: Second Reading of C-299-12 Amendment of DDA Ordinance to Include Conflict of Interest Rules

Council Member Robertson moved for approval with an amendment that the \$100 spending limit be changed to \$500 under Item #1.

CM 04-17-12 APPROVE THE SECOND READING OF C-299-12 AMENDMENT OF DDA ORDINANCE TO INCLUDE CONFLICT OF INTEREST RULES AS AMENDED

Motion by Robertson, seconded by Owsinek, **CARRIED UNANIMOUSLY:** To approve the second reading of C-299-12 Amendment of DDA Ordinance to include Conflict of Interest rules as amended.

NEW BUSINESS 1: Resolution for Commercial Planned Development Sign Request at 543 N. Pontiac Trail – Scores Haircuts for Men.

City Attorney Vanerian presented the Resolution requested by Council at the last meeting approving the sign request with conditions.

Mayor Pro Tem Ackley asked City Manager Whitt to report on how this situation occurred.

City Manager Whitt explained that he spoke with various staff and was told that a permit was not issued and the size of the sign was unknown, however, payment for the permit was received.

CM 04-18-12 APPROVE THE RESOLUTION FOR THE COMMERCIAL PLANNED DEVELOPMENT SIGN REQUEST AT 543 N. PONTIAC TRAIL – SCORES HAIRCUTS FOR MEN

Motion by Owsinek, seconded by Ambrose, **CARRIED UNANIMOUSLY**: To approve the resolution for the Commercial Planned Development Sign Request at 543 N. Pontiac Trail – Scores Haircuts for Men.

NEW BUSINESS 2: Resolution Calling for a Balanced Approach to Deficit Reduction

This Resolution was presented to Council by Mayor Roberts which he received at the Michigan Municipal League conference.

CM 04-19-12 APPROVE THE RESOLUTION CALLING FOR A BALANCED APPROACH TO DEFICIT REDUCTION

Motion by Sturgeon, seconded by Ackley, **CARRIED UNANIMOUSLY**: To approve the Resolution calling for a balanced approach to deficit reduction.

NEW BUSINESS 3: Purchase of Undercover Police Vehicle

Police Chief Shakinas requested that Council approve the purchase of a undercover police vehicle to be used by the Drug Enforcement Agent. The lowest bid was by Shuman Chrysler/Dodge for \$19,250 and to be paid for by state forfeiture funds.

CM 04-20-12 APPROVE THE PURCHASE OF UNDERCOVER POLICE VEHICLE

Motion by Ackley, seconded by Sturgeon, **CARRIED UNANIMOUSLY**: To approve the purchase of Undercover Police Vehicle from the lowest bidder, Shuman Chrysler/Dodge in the amount of \$19,250 from state forfeiture funds.

NEW BUSINESS 4: Traffic Control Order 12-03 – “STOP” Signs at Ladd and Railroad Tracks

Police Chief Shakinas explained that this “STOP” sign is no longer necessary as the Railroad has been officially abandoned. It will be replaced with a “SLOW” or “Caution” sign.

CM 04-21-12 APPROVE TRAFFIC CONTROL ORDER 12-03

Motion by Robertson, seconded by Owsinek, **CARRIED UNANIMOUSLY**: To approve Traffic Control Order 12-03 to remove “STOP” signs from Ladd Road and the Railroad tracks.

NEW BUSINESS 5: Traffic Control Order 12-04 – Memorial Day Parade

Police Chief Shakinas presented the road closure request for the Memorial Day Parade on May 28, 2012 from 10:45 – 12:30 p.m.

CM 04-22-12 APPROVE TRAFFIC CONTROL ORDER 12-04

Motion by Ackley, seconded by Owsinek, CARRIED UNANIMOUSLY: To approve Traffic Control Order 12-04 for road closures during the Memorial Day Parade.

AUDIENCE PARTICIPATION: None

COUNCIL COMMENTS:

Fire Chief VanSparrentak reminded Council that the St. Baldricks fundraising event is this Saturday, April 21, 2012 from 1 – 5:00 p.m. at the Walled Lake Fire Station

Council Member Robertson congratulated Police Chief Shakinis on completing his Master's Degree.

Council Member Owsinek noted that the Easter Egg Hunt went very well; good attendance and the children seemed to really enjoy themselves.

Council Member Sturgeon asked to be excused from the May 1, 2012 Council Meeting.

Mayor Pro Tem Ackley asked to be excused from the May 1, 2012 Council Meeting.

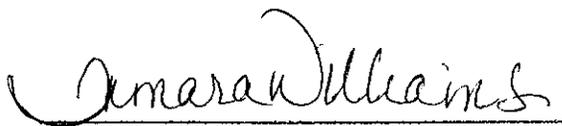
Deputy Clerk Williams was instructed to coordinate and schedule the joint DDA/City Council meetings and to put on the May 1 Council Agenda.

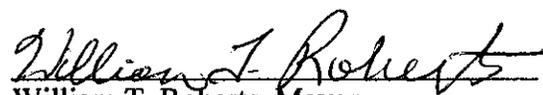
CM 04-23-12 BILLS FOR APPROVAL

Motion by Ackley, seconded by Owsinek, CARRIED UNANIMOUSLY: To authorize the Treasurer to make disbursements and transfers on Warrant #08-2012 in the amount of \$330,613.50 this being in the best interest of the City.

The meeting recessed at 8:53 p.m. Council entered into Executive Session at 9:00 p.m. to discuss labor issues and ended this session at 9:30 p.m.

Meeting adjourned at 9:30 p.m.


Tamara Williams, Deputy Clerk


William T. Roberts, Mayor