



**CITY OF WALLED LAKE
REGULAR COUNCIL MEETING
JUNE 5, 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, Council Member Yezbick

ABSENT: None

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

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

PUBLIC HEARING ON PROPOSED 2012-13 BUDGET

Public Hearing opened at 7:34 p.m.

Bennett Lublin, Downtown Development Authority Board Member, spoke to the City Council in support of keeping the Downtown Development Authority and hoped they could find a way to resolve the issues at hand by working together.

Tony Lucero, owner of Eagle Graphics in Walled Lake and Waterford, spoke in support of keeping the Downtown Development Authority. He noted the importance of the organization to the businesses in Walled Lake.

Unknown Speaker spoke in support of the Downtown Development Authority. He noted that the organization is a matter of survival for business owners especially with the upcoming road project.

Norman Maldan, 214 Andwel, Novi, spoke about the volunteer hours put in by Downtown Development Authorities supporters. He also noted that many veterans utilize services which the Downtown Development Authority supports financially.

Janice Linheart, Walled Lake resident, was very upset to hear of losing the Downtown Development Authority. Her family has a long history in Walled Lake and she does not agree with the dissolution of the Downtown Development Authority.

Darryl Ramsey, of Melvin's Hardware, noted that their store has been in the community for a long time and they support many of the organizations and activities in the Walled Lake

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community. They have managed to survive through the recession with the help of the Downtown Development Authority and asked what the Council plans to do to help the business owners after the Downtown Development Authority is dissolved. She requested that they rescind the first reading of the ordinance.

Jennifer Garner, Walled Lake resident, enjoys the events that the Downtown Development Authority plans and she opposes the recommendation to dispose of the Downtown Development Authority.

**CM 06-31-12 CLOSE THE PUBLIC HEARING ON PROPOSED 2012-13
BUDGET**

Motion by Owsinek, seconded by Robertson, CARRIED UNANIMOUSLY: To close the Public Hearing on Proposed 2012-13 Budget.

Public Hearing closed at 8:10 p.m.

AGENDA CHANGES

Add Item #2 under Mayor's Report – Discussion on K-2, Synthetic Marijuana

APPROVAL OF MINUTES

**CM 06-32-12 APPROVAL OF THE MAY 15, 2012 REGULAR COUNCIL
MEETING MINUTES AS CORRECTED**

Motion by Ackley, seconded by Robertson, CARRIED UNANIMOUSLY: To approve the May 15, 2012 Regular Council Meeting Minutes as corrected.

AUDIENCE PARTICIPATION:

City employee, Tina Smith's business partner, Chris Whitlock, presented Council with a letter from Tina Smith's attorney stating she and Mr. Whitlock together owned a business call Developing Memories. Mr. Whitlock represented the letter from Ms. Smith's attorney as a Cease and Desist Order. The letter was not a Cease and Desist Order.

It was a letter of complaint written on behalf of Tina Smith, a City employee about another City employee. The letter stated that a City employee was trying to interfere with her private business, Developing Memories, and the relationship with a client business called Infinity Ovation Yacht Charters.

Mr. Whitlock made hearsay accusations about the City employee, the employee's duties with the City and what the employee said to a third party. Mr. Whitlock also made statements of opinion regarding Ms. Smith's attendance issues and Ms. Smith responsibilities required by the Collective Bargaining Agreement with the City. He also made statements about what the City Manager had said regarding the supervisory powers of the interim position of Deputy City Clerk

and stated as a matter of fact that the City employee had made misleading statements to a business client of Ms. Smith's to "extort information from them."

Mr. Whitlock's remarks were deemed slanderous and this caused his remarks to be interrupted by the City Attorney Van Vanerian. The City Attorney explained to the Council that that the council has certain rules of conduct at public meetings and that Mr. Whitlock was going beyond those rules in his public remarks about a City employee. The City Attorney stated that Mr. Whitlock was "slandering people by making all sorts of accusations and name calling." He stated that such remarks are beyond the rules of the City Council. Mr. Whitlock continued to say that he wanted the City Council to have this information and continued to represent Ms. Smith's attorney's letter as a "Cease and Desist Order."

City Manager Whitt stated that the remarks made by Mr. Whitlock about a City employee required a response of some kind. Mr. Whitt said that was so since Mr. Whitlock came here to create a record against one of the employees without giving that employee a chance to respond.

Mr. Whitt explained that there is a dispute amongst employees that needs to be handled in Executive Session. He stated that Mr. Whitlock is a business partner with Ms. Smith but is a partner in several ways. Mr. Whitt stated that this was a labor issue that has been going on for some time and he needed to brief the Council on exactly who Chris Whitlock is. Mr. Whitt requested an Executive Session be placed on the agenda to further discuss this matter with the Mayor and Council.

COUNCIL CONSIDERATION: None

MAYOR'S REPORT:

We had a wonderful Memorial Day parade and he thanked everyone for participating and thanked Council Member Owsinek for driving. There were bands from outside the City and were over 100 units and Casey did a wonderful job of announcing. He also thanked City staff.

Mayor Roberts brought up concerns about the synthetic marijuana or K-2 and the dangers and availability of it. He thinks it would be appropriate for the City Attorney to draft an ordinance regarding the display and sale of K-2 in the City of Walled Lake.

CM 06-33-12 INSTRUCT THE CITY ATTORNEY TO DRAFT AN ORDINANCE TO PROHIBIT THE USE AND SALE OF SYNTHETIC MARIJUANA, K-2 AND OTHER RELATED PRODUCTS IN THE CITY OF WALLED LAKE

Motion by Ambrose, seconded by Robertson, CARRIED UNANIMOUSLY: To instruct the City Attorney to draft an ordinance to prohibit the use and sale of synthetic marijuana, K-2 and other related products in the City of Walled Lake.

City Attorney Vanerian will provide for first reading at the Special Council Meeting scheduled for Monday, June 11, 2012.

COUNCIL REPORTS: None

CITY MANAGER'S REPORT:

Request to cancel the June 6, 2012 budget meeting to provide the Finance Director with more time to prepare the budget. Move meeting to Monday, June 11, 2012 at 9:00 a.m.

CM 06-34-12 RESCHEDULE THE BUDGET MEETING SCHEDULED FOR WEDNESDAY, JUNE 6, 2012 TO MONDAY, JUNE 11, 2012 AT 9:00 A.M.

Motion by Robertson, seconded by Ackley, CARRIED UNANIMOUSLY: To reschedule the Budget Meeting scheduled for Wednesday, June 6, 2012 to Monday, June 11, 2012 at 9:00 a.m.

City Manager Whitt updated City Council to the status of multiple audits being conducted in various departments throughout the City.

CORRESPONDENCE: None

ATTORNEY'S REPORT: None

UNFINISHED BUSINESS: None

NEW BUSINESS 1: First Reading C-300-12 – DDA Dissolution Ordinance

CM 06-35-12 APPROVE THE FIRST READING OF C-300-12 – DOWNTOWN DEVELOPMENT AUTHORITY DISSOLUTION ORDINANCE

Motion by Sturgeon, seconded by Owsinek, CARRIED: To approve the First Reading of C-300-12 – Downtown Development Authority Dissolution Ordinance.

Roll Call Vote:

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

NEW BUSINESS 2: Request to Enter into Executive Session to Discuss Personnel Issues

CM 06-36-12 APPROVE THE REQUEST TO ENTER INTO EXECUTIVE SESSION TO DISCUSS PERSONNEL ISSUES AND TO INCLUDE JENNIFER STUART AND TAMARA WILLIAMS

Motion by Robertson, seconded by Owsinek, CARRIED: To approve the request to enter into Executive Session to discuss Personnel Issues and to include Jennifer Stuart and Tamara Williams.

Roll Call Vote:

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

AUDIENCE PARTICIPATION:

Janice Linheart spoke to City Council regarding the Downtown Development Authority.

COUNCIL COMMENTS:

Council Member Robertson noted that the Memorial Day Parade was excellent and applauded those involved.

Council Member Owsinek thanked Shuman Dodge for providing the vehicles for the parade.

Council Member Sturgeon thanked everyone who participated in the parade and noted how great the event was.

Council Member Ambrose noted that the direction being taken regarding the Downtown Development Authority is unfortunate.

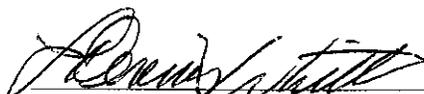
Mayor Roberts explained that the William Roberts on the August Primary Ballot is not him and wanted voters in Walled Lake to be aware of this.

CM 06-37-12 BILLS FOR APPROVAL

Motion by Ackley, seconded by Yezbick, CARRIED UNANIMOUSLY: To authorize the Treasurer to make disbursements and transfers on Warrant #11-2012 in the amount of \$228,823.67 this being in the best interest of the City.

The meeting recessed at 8:55 p.m. Council entered into Executive Session 9:00 p.m. to discuss personnel issues and ended this session at 9:20 p.m.

Meeting adjourned at 9:20 p.m.



L. Dennis Whitt, City Clerk

William T. Roberts, Mayor