



**CITY OF WALLED LAKE
REGULAR COUNCIL MEETING
MARCH 4, 2014**

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 Robertson.

REQUESTS FOR AGENDA CHANGES:

ROLL CALL: Mayor Ackley, Mayor Pro Tem Robertson, *Council Member Ambrose, Council Member Loch, Council Member Owsinek, Council Member Sturgeon, Council Member Yezbick

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

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

City Manager Whitt stated Council Member Ambrose had advised him that he would be late to tonight's meeting.

Mayor Ackley requested the Lakes Area Youth Assistance provide their presentation as on agenda and move City Manager Report Item #3, Downtown Development presentation directly thereafter.

City Manager Whitt requested an executive session to discuss labor issues, item added as New Business #5.

APPROVAL OF THE MINUTES:

CM 03-01-14 APPROVAL OF THE FEBRUARY 4, 2014 REGULAR COUNCIL MEETING MINUTES

Motion by Owsinek, seconded by Yezbick, CARRIED UNANIMOUSLY: To approve the February 4, 2014 Regular Council Meeting Minutes.

AUDIENCE PARTICIPATION:

Pam Sordyl, 8758 Deerwood Road, stated she is the founder of Puppy Mill Awareness of Southeastern Michigan and they provide information for public education and awareness of pet stores, puppy mills, and puppy farms. There are 24 stores in the state. The newest one is Woof Woof Puppy Boutique, 239 E. Walled Lake Drive; they opened a location in 2011 in Southfield

and now has in Walled Lake. She stated no responsible breeder would place their puppies for sale in a pet store. She stated her group advises and educates families to request to meet the puppies and their breeders on site where they are bred before purchasing a puppy. She asked that the City take time to ensure the pet store here in Walled Lake is not contributing to animal cruelty.

Walter Michaels, 702 N. Pontiac Trail, said he came before the Planning Commission representing AJM Ventures to open a tattoo parlor/body art studio at 712 N. Pontiac Trail. Their application was denied due to Zoning Ordinance; Section 21.32 Adult Regulated Uses. He provided handouts which stated minors, with their guardians are allowed permission to be tattooed in the State of Michigan and that they are allowed, per state law, to be in the buildings. He feels the intent of our Adult Regulated Use ordinance is incorrect and requested it be updated to reflect current state law. He stated there are over 60 body art studios throughout Oakland County. He requested that "tattoo parlors" and "body art studio" be taken off our Adult Regulated Use list.

Theresa Medley, 804 Woods Court, said her subdivision is zoned single family. There is a home across the street from hers that is a recovery home rented out to multiple tenants. She has addressed her concern with the neighborhood association and nothing has been done. She said she and her neighbors do not feel safe.

City Attorney Vanerian said there are regulating uses at State and City levels for recovery homes. Mayor Ackley referred to City Attorney as a zoning ordinance issue and City Manager Whitt referred to Police Chief Shakinias for public safety review.

7:43 p.m. Council Member Ambrose arrived

COUNCIL CONSIDERATION:

1. Lakes Area Youth Assistance Presentation

Mike Stach and Deb Lindsey from the Lakes Area Youth Assistance Program presented information about the benefits and the types of programs they offer to the youths and families of Oakland County. Ms. Lindsey is a case worker for the program. She elaborated on the services, which include therapy programs and parenting support groups. They asked for continued financial support from City Council for the next fiscal year.

They also thanked the Walled Lake Fire Department for sponsoring a ladies night out event that was hugely successful.

As requested By Mayor, City Manager Report Item #3 moved to present after Lakes Area Youth Assistance.

City Manager's Report:

3. Report on and presentation for a Downtown Development Proposal

Mr. Bailey provided a presentation for a proposed high-end 71 rental unit apartment complex with all amenities included. It would be a three story structure with unique façade lighthouse

design to accent the lake. This concept of development design is new and upcoming. The location is between Witherall and Ferland and east of Witherall. It would include the vacating of Witherall.

Council Member Sturgeon asked if the on street parking would remain on Market Street. He would be affected by the closure of Witherall; his home is in the area of development. He is concerned if current road infrastructure of Ferland, Market Street, and Hillcroft could handle the increased traffic flow.

Mr. Bailey said a traffic study and market study would be provided.

City Manager Whitt said there will be more questions; a public hearing is required. This is the initial presentation.

CM 03-02-14 MOTION TO REFER MR. TERRY BAILEY, FOREMOST DEVELOPMENT COMPANY'S DOWNTOWN DEVELOPMENT PROPOSAL TO CITY PLANNER AND CITY STAFF FOR REVIEW

Motion by Sturgeon, seconded by Owsinek, CARRIED UNANIMOUSLY: To refer Mr. Terry Bailey, Foremost Development Company's downtown development proposal to City Planner and City staff for review.

2. 2014 DDA Events

Council Member Ambrose introduced the 2014 DDA event schedule proposal Walled Lake Memorial Fun Run, Pet Awareness Day, and Beach Party. The request is for approval to move forward and review the events, logistics and costs to proceed.

Council Member Sturgeon asked if the Beach Party was going to be hosted by Bayside. Council Member Ambrose stated it is under review.

Council Member Yezbick suggested joining with the Parks and Recreation Commission for these events.

3. Fiscal Year 2015 Annual Budget Discussion Calendar Proposal

Finance Director Coogan provided a tentative meeting schedule to begin budget discussions. Per City Charter, the final budget is due the third Monday in May. Discussion was held and meeting dates were selected.

CM 03-03-14 MOTION TO SCHEDULE FISCAL YEAR 2015 ANNUAL BUDGET DISCUSSIONS MONDAY, APRIL 14, 2014 AT 7:30 P.M. FOR SESSION I; THURSDAY, APRIL 17, 2014 AT 7:30 P.M. FOR SESSION II; AND SATURDAY, APRIL 26, 2014 AT 9:00 A.M. FOR SESSION III

Motion by Owsinek, seconded by Robertson, CARRIED UNANIMOUSLY: To schedule fiscal year 2015 annual budget discussions Monday, April 14, 2014 at 7:30 p.m. for

Session I; Thursday, April 17, 2014 at 7:30 p.m. for Session II; and Saturday, April 26, 2014 at 9:00 a.m. for Session III.

MAYOR'S REPORT:

1. Discussion of Nominations for Boards and Commissions Vacancies

Mayor Ackley said she would like to move forward with the nominations.

City Manager's Report item 2 discussed at this time.

City Manager's Report:

2. Report on Walled Lake Library

City Manager Whitt stated there were two vacancies on the Library Board and there is a millage that is timed to expire this year. He requested the original resolution creating the Library Board be read into the record.

City Council resolution as recorded September 4, 1962 City Council minutes, page No. 4

That the following resolution be adopted:

WHEREAS, by the provisions of Act 164 of the Public Acts of 1877 as amended (C.L. 1948, Sec. 397. et seq., as amended), the Council of the City of Walled Lake has authority to establish and maintain a public library, for the use and benefit of the inhabitants of the said City of Walled Lake,

NOW THEREFORE BE IT RESOLVED, that the City of Walled Lake hereby establishes a library and reading room in accordance with said Act, as amended, and

BE IT FURTHER RESOLVED, that the sum of Seven Hundred Dollars(\$700.00) is hereby appropriated from the Contingent Account of the General Fund of the City of Walled Lake, to be paid to the Library Fund, when duly constituted, for the purpose of contributing to the support and maintenance of said library, as established, during the current fiscal year, and,

BE IT FURTHER RESOLVED, that the mayor of the City, with the approval of the Council, appoint five (5) directors for the same in accordance with said Act.

BE IT FURTHER RESOLVED, that the matter of support and maintenance of said library for future times be submitted to the electors of the City of Walled Lake at the Regular City Election, April 1963.

Roll Call (#3)

Yeas: James, Kellogg, Merideth, Smith & Watkins

Nays: 0

Absent: Ackley & Staman

Motion Carried – RESOLUTION ADOPTED

City Council minutes as recorded April 2, 1963 City Council minutes, page 2

Proposition No.3 – Shall a tax of not to exceed one (1) mill on the dollar annually on all taxable property in the City of Walled Lake, be levied and collected for the support and maintenance of the Walled Lake City Library to be known as the “Library Fund”, provided that such tax levy must be within the statutory and Charter general tax limitations:

<i>Yes</i>	<i>286 votes</i>
<i>No</i>	<i>226 votes</i>

and; that the Board of Canvassers certify the following named persons as having been elected to the office of Councilman for the City of Walled Lake for the respective set forth below:

<i>Milton A. Parrish</i>	<i>Two Year Term</i>
<i>Robert J. Buffmyer</i>	<i>Two Year Term</i>
<i>Margaret A. Thibideau</i>	<i>Two Year Term</i>
<i>Donald M. Post</i>	<i>One Year Term</i>
<i>Marshall E. Taylor</i>	<i>One Year Term</i>

and; that the Board of Canvassers certify Proposition No. 1, No. 2, and No.3 as having passed affirmatively.

Yeas: 4

Nays: 0

Motion Carried

*4-3 Moved by Kellogg
Supported by Smith*

Meeting adjourned at 8:08 p.m.

City Manager Whitt said there was an additional millage passed in 2004 for the library which was effective July 2005 tax year and is due to expire July 2014 tax year.

Mayor Ackley continued with Boards and Commissions nominations, appointments, and reappointments.

Mayor Ackley recommended reappointment of Tom Langan to Board of Review.

CM 03-04-14 REAPPOINT TOM LANGAN TO BOARD OF REVIEW

Motion by Robertson, seconded by Owsinek, CARRIED UNANIMOUSLY: To reappoint Tom Langan to the Board of Review.

Mayor Ackley recommended reappointment of Tim Lynch to the Building Authority Board.

CM 03-05-14 REAPPOINT TIM LYNCH TO THE BUILDING AUTHORITY

**CM 03-15-14 APPROVE RESOLUTION 2014-7 INTERLOCAL AGREEMENT
FOR BALLOT LAYOUT AND PROGRAMMING SERVICES**

Motion by Sturgeon, seconded by Yezbick, CARRIED UNANIMOUSLY: To approve resolution 2014-7 Interlocal Agreement for Ballot Layout and Programming Services.

2. Resolution 2014-8 MERS Healthcare Savings Program uniform resolution as required by MERS

Deputy Finance Director Jaganjac stated this resolution is not for a new plan or change in policy it is a specific wording requirement of MERS.

**CM 03-16-14 APPROVE RESOLUTION 2014-8 MERS HEALTHCARE
SAVINGS PROGRAM UNIFORM RESOLUTION AS REQUIRED
BY MERS**

Motion by Robertson, seconded by Ambrose, CARRIED UNANIMOUSLY: To approve resolution 2014-8, MERS Healthcare Savings Program uniform resolution as required by MERS.

3. Employee Health Insurance Plans

Finance Director Coogan stated Custom Benefits solicited 20 proposals for health insurance renewals as our plan expires March 31 2014. Our existing plan is being pulled from the market and a new plan is required which will be compliant with the Affordable Care Act requirements. The proposed new McLaren plan offers equivalent benefits to the previous plan and will require a \$3.23 per pay period employee premium contribution so as to keep the costs below the annual Hardcap limits published by the Michigan Department of Treasury. Prescriptions co-pays will increase slightly and there will also be a new \$60.00 co-pay for specialist visits.

**CM 03-17-14 APPROVE HEALTH INSURANCE PLAN RENEWAL FOR APRIL
2014**

Motion by Ambrose, seconded by Owsinek, CARRIED UNANIMOUSLY: To approve the health insurance plan renewal for April 2014.

**4. First Reading C-314-14, Amend Chapter 2 "Administration", Article II
Reestablish Division 4 "Public Safety"**

Council Member Sturgeon asked what the current operation process is. City Manager Whitt said a Public Safety Department has a structure above the operational department heads. In 2009 there was a change and the Department Heads operated individually. This amendment would establish a chain of command for Police and Fire Department Heads. The departments Chiefs would report directly to the City Manager.

**CM 03-18-14 FIRST READING C-314-14, AMEND CHAPTER 2
"ADMINISTRATION", ARTICLE II REESTABLISH DIVISION 4
"PUBLIC SAFETY"**

Motion by Owsinek, seconded by Ambrose, CARRIED UNANIMOUSLY: To approve first reading of C-314-14, Amend Chapter 2 "Administration", Article II Reestablish Division 4 "Public Safety".

5. Request executive session to discuss labor issues

CM 03-19-14 MOTION TO REQUEST TO ENTER INTO EXECUTIVE SESSION TO DISCUSS LABOR ISSUES

Motion by Robertson, seconded by Owsinek, CARRIED UNANIMOUSLY: To enter into executive session to discuss labor issues.

Roll Call Vote:

Yes: Ambrose, Loch, Owsinek, Sturgeon, Yezbick, Robertson, Ackley
No:
Absent
Abstain

(7-0) UNANIMOUSLY CARRIED

AUDIENCE PARTICIPATION: None

COUNCIL COMMENTS:

Council Member Loch – None

Council Member Owsinek – None

Council Member Sturgeon thanked the Police department and DPW for addressing a flooding issue in his complex. They were very timely and professional.

Council Member Ambrose – None

Council Member Yezbick – None

Mayor Pro Tem Robertson – None

Mayor Ackley – None

CM 03-19-14 BILLS FOR APPROVAL

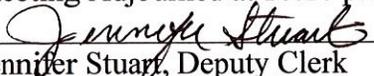
Motion by Robertson, seconded by Sturgeon, CARRIED UNANIMOUSLY: To authorize the Treasurer to make disbursements and transfers on Warrant #04-2014 in the amount of \$360,138.31 this being in the best interest of the City.

Meeting recessed 9:51 p.m.

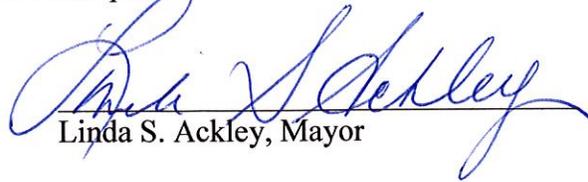
Entered into executive session 9:59 p.m.

Exited executive session and meeting reconvened 10:05 p.m.

Meeting Adjourned at 10:10 p.m.



Jennifer Stuart, Deputy Clerk



Linda S. Ackley, Mayor