



**CITY OF WALLED LAKE
REGULAR COUNCIL MEETING
OCTOBER 15, 2013**

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, Police Chief Shakinias, Interim Fire Chief Coomer, Finance Director Coogan, City Attorney Vanerian and Assistant to the City Manager Williams

REQUESTS FOR AGENDA CHANGES: None

APPROVAL OF THE MINUTES:

CM 10-01-13 APPROVAL OF THE SEPTEMBER 17, 2013 REGULAR COUNCIL MEETING MINUTES AND THE OCTOBER 1, 2013 SPECIAL COUNCIL MEETING MINUTES

Motion by Ackley, seconded by Robertson, CARRIED UNANIMOUSLY: To approve the September 17, 2013 Regular Council Meeting Minutes and the October 1, 2013 Special Council Meeting Minutes.

AUDIENCE PARTICIPATION:

1. Judy Evola, Director of Community Relations for Walled Lake Consolidated School District – spoke to the City Council regarding the bond proposal on the November 5, 2013 ballot. She expressed how this will improve the district and encouraged everyone to vote.
2. Ryan McMullen, Bazonzoes – Has been an employee of Bazonzoes for over three years and would like to find out more regarding the medical marijuana dispensary moratorium that was put in place by the City Council. He feels that this company is a positive impact on the community and they donate to charity and help many people.

City Attorney Vanerian explained that the moratorium is in place for 120 days. Upon its expiration, it must be renewed in order to extend the moratorium for any additional days.

City Manager Whitt explained that their license expired prior to the moratorium being put into place, and due to legal issues, the license would not be renewed. This is not due to the moratorium; it is because of issues that should be first resolved in court before the City administration will consider renewing their license. Furthermore, the city ordinance requires that the establishment must comply with state statutes and that statute is subject to enforcement by other law enforcement entities.

3. Laura Moloney stated that “Hiram Sims Park was donated to the City of Walled Lake under the condition of remaining left in its natural state” and is currently under attack and being decimated by City contracted workers. She claims that park maintenance and improvements are actually destroying the wetlands, and stated she was prepared to notify local news agencies “to expose the practices of city officials who are ignoring that Hiram Sims Park was dedicated to the citizens of Walled Lake and are not following proper protocol with their intention” for the park. She made a verbal Freedom of Information Request to Deputy City Clerk Williams asking for the original agreement with the City upon the bequeathment of Hiram Sims Park and provided a letter asking for the same information.
4. Kim Steele – spoke in support of Bazanzoes. She is a cancer survivor and through medication received from Bazanzoes, she was able to reduce her treatment plan and the amount of prescription drugs she was required to take. She wanted the City Council to know that this does work, it worked for her.
5. Paul Portrey – is an employee of Bazanzoes and spoke of how they provide safe access to necessary medication for their patients. Everything is done legally and they refuse patients who do not uphold the law. It is proven to help people and so many are grateful for the rehabilitation it offers to them or their loved ones.

COUNCIL CONSIDERATION:

1. St. Baldrick’s Foundation Event Request for April 26, 2014

**CM 10-02-13 APPROVE THE EVENT REQUEST FOR ST. BALDRICK’S
FOUNDATION ON APRIL 26, 2014 AT THE WALLED LAKE
FIRE HALL**

Motion by Ackley, seconded by Ambrose, CARRIED UNANIMOUSLY: To approve the event request for St. Baldrick’s Foundation on April 26, 2014 at the Walled Lake Fire Hall.

2. Presentation by the Walled Lake *FIRST* Robotics Team 308, the Monsters

High School students in the Walled Lake Consolidated School District presented a robot they built and explained to the City Council the benefits of their robotics team and ways that they are involved in the community. They also explained the types of games that they participate in with their robots. The robot they brought with them picks up frisbees from the ground and shoots

them over 50 feet in the air. To find out more about their organization, they gave their website: www.mosters308.org.

MAYOR'S REPORT:

Mayor Roberts addressed the Council and informed them that tonight would be his final meeting serving as Mayor of the City of Walled Lake. He expressed gratitude to the residents and noted his honor and pleasure to work with the City Council and City Administration over the years. He served the City of Walled Lake for 12 years as a Council Member and four years as Mayor, followed by an additional 27 years as Mayor.

COUNCIL REPORTS:

1. Council Member Owsinek reported that there has been a halt in progress with the Trailway. He has attempted to contact the other parties involved over the past two months and has yet to receive any response. Phase Two of the environmental study was supposed to be completed in August.

Council Member Ambrose asked what the Council can do to help progress these issues.

City Manager Whitt recommended that the Council makes a motion authorizing Council Member Owsinek to call a meeting of the Trailway Management Council.

CM 10-03-13 INSTRUCT COUNCIL MEMBER OWSINEK, REPRESENTATIVE OF THE CITY OF WALLED LAKE TO THE COMMERCE, WALLED LAKE, WIXOM TRAILWAY MANAGEMENT COUNCIL, TO CALL A MEETING OF THE BOARD AND TO GIVE A FULL REPORT AT THE NEXT COUNCIL MEETING

Motion by Ambrose, seconded by Ackley CARRIED UNANIMOUSLY: To instruct Council Member Owsinek, representative of the City of Walled Lake to the Commerce, Walled Lake, Wixom Trailway Management Council, to call a meeting of the Board and to give a full report at the next Council meeting.

2. Mayor Pro Tem Ackley reported that work has been done on the Banks Dolbeer Historic Farmhouse over the past three weeks. They have completed the porch and painted it and removed the plywood from the windows and replaced it with polycarbonate windows. It looks significantly better and she thanked Council Member Owsinek and Council Member Robertson for helping each Saturday.

City Manager Whitt added that these three Council members were the only volunteers for the project. He does hope that the plumbing and water service volunteer will be able to complete the water connection to the home soon.

MANAGER'S REPORT:

1. **Departmental Statistical Reports**

**CM 10-04-13 MOTION TO RECEIVE DEPARTMENTAL STATISTICAL
REPORTS**

Motion by Robertson, seconded by Ackley CARRIED UNANIMOUSLY: To receive the monthly departmental statistical reports.

City Manager Whitt reported that they had the pre-construction meeting for the Pontiac Trail resurfacing. The contractor plans to begin work by October 21st, 2013 and should take around ten days to complete. They will be cutting down the road four and one-half inches and replacing it with three layers. The sidewalks will be done in Spring 2014. The area will include roughly 200 feet east of Decker and 400 feet west of Decker.

City Manager Whitt asked Fire Chief Coomer to report on the Open House.

Fire Chief Coomer reported that the Open House was a big success with over 300 people in attendance. The theme was "kitchen fires" and the department was able to educate several families on fire prevention. They also did demonstrations with the new Jaws of Life.

CORRESPONDENCE: None

ATTORNEY'S REPORT:

City Attorney Vanerian reported that at the last meeting of the Planning Commission an issue of conditional rezoning came up. He recommended an ordinance amendment which would establish procedure and decisional criteria for applicants seeking conditional rezoning.

Mayor Pro Tem Ackley suggested there be some type of training for members of the Planning Commission and possibly City Council in the future.

**CM 10-05-13 AUTHORIZE THE CITY ATTORNEY TO PREPARE AN
ORDINANCE AMENDMENT IN REGARDS TO CONDITIONAL
REZONING**

Motion by Ackley, seconded by Sturgeon, CARRIED UNANIMOUSLY: To authorize the City Attorney to prepare an ordinance amendment in regards to conditional rezoning.

UNFINISHED BUSINESS:

1. Second Reading of C-310-13 Fireworks Ordinance Amendment

**CM 10-06-13 APPROVE THE SECOND READING OF C-310-13 FIREWORKS
ORDINANCE AMENDMENT**

Motion by Owsinek, seconded by Ackley, CARRIED UNANIMOUSLY: To approve the Second Reading of C-310-13 Fireworks Ordinance Amendment

NEW BUSINESS:

1. Resolution 2013-29 Drains Assessment for 2013 Winter Tax Roll

**CM 10-07-13 APPROVE RESOLUTION 2013-29 DRAINS ASSESSMENT FOR
2013 WINTER TAX ROLL**

Motion by Ackley, seconded by Owsinek, CARRIED UNANIMOUSLY: To approve Resolution 2013-29 Drains Assessment for 2013 Winter Tax Roll.

2. Resolution 2013-30 Delinquent Nuisance Receivables for 2013 Winter Tax Roll

**CM 10-08-13 APPROVE RESOLUTION 2013-30 DELINQUENT NUISANCE
RECEIVABLES FOR 2013 WINTER TAX ROLL**

Motion by Ackley, seconded by Robertson, CARRIED UNANIMOUSLY: To approve Resolution 2013-30 Delinquent Nuisance Receivables for 2013 Winter Tax Roll.

AUDIENCE PARTICIPATION:

1. Dawn Northy, Spoke in regards to the Banks Dolbeer Historic Home Farmhouse Fundraiser event, Festival of Trees, from November 20 – 23, 2013.

COUNCIL COMMENTS:

Council Member Owsinek stated that it seems to be a good turnout for the election already with over 300 absentee ballots issued.

Council Member Sturgeon thanked Mayor Pro Tem Ackley, Council Member Robertson and Council Member Owsinek for the work they put in to the Banks Dolbeer Historic Home to fix the porch and windows.

Council Member Ambrose informed administration the community access cable channel is playing old videos of City Council meetings and inquired about the progress of the website.

Mayor Pro Tem Ackley said she plans on requesting a report from the WOCCA representative after the first of the year. Also, she has been hearing several good reports about the Decker Road improvements.

Council Member Yezbick wished Mayor Roberts the best of luck with all future endeavors and thanked him for his years of service to the community.

Mayor Roberts congratulated Bill Hampton of Secrest Wardle on his recognition as Attorney of the Year.

CM 10-09-13 BILLS FOR APPROVAL

Motion by Ackley, seconded by Owsinek, CARRIED UNANIMOUSLY: To authorize the Treasurer to make disbursements and transfers on Warrant #15-2013 in the amount of \$676,655.87 this being in the best interest of the City.

Meeting Adjourned at 8:51 p.m.

Tamara Williams, Recording Secretary

William T. Roberts, Mayor