

**MEETING OF THE CITY COUNCIL
TUESDAY, NOVEMBER 18, 2014 - 7:00 P.M.**

1. CALL MEETING TO ORDER - A monthly meeting of the City Council of Village of Grosse Pointe Shores, a Michigan City was held on Tuesday, November 18, 2014 in the Council Chambers of the Grosse Pointe Shores Municipal Building, 795 Lake Shore Road. The meeting was called to order at 7:00 p.m. by Mayor Kedzierski.

2. PLEDGE OF ALLEGIANCE

3. ROLL CALL – Clerk Bruce Nichols

Present: Mayor Thaddeus Kedzierski, Council Members Robert H. Barrette, Jr., Bruce Bisballe, Kay Felt, Robert E. Gesell

Also present: City Clerk Bruce R. Nichols
City Manager Mark Wollenweber
Public Safety Director John Schulte
Finance Director Rhonda Ricketts
Public Works Director Brett Smith
City Attorney Brian Renaud

Absent: Council Members Alexander Ajlouni, MD, Daniel T. Schulte (Excused on motion of Bisballe, supported by Barrette, passed 5-0)

4. APPROVAL OF MINUTES OF THE OCTOBER 21, 2014 REGULAR MEETING

On motion of Council Member Gesell, seconded by Council Member Barrette, the minutes of the October 21, 2014 regular meeting were approved by unanimous vote (5-0).

5. RECEIVE AND FILE VARIOUS COMMITTEE & COMMISSION MINUTES

A motion by Council Member Gesell to accept and receive the minutes of various municipal committees was offered and seconded by Council Member Barrette. The motion carried unanimously (5-0)

6. 2014 DRAFT AUDIT PRESENTATION – Abraham & Gaffney, P. C.

Aaron M. Stevens, CPA, of Abraham & Gaffney, PC, distributed a draft audit of the city's financial statements and an independent auditors report for year-end June 30, 2014. The firm gave an "unmodified opinion" that the financial statements of the municipality present a fair presentation of its financial condition in all material aspects. Discussion ensued regarding the draft of the audit report.

7. RECEIVE AND FILE 2014 DRAFT AUDIT REPORT

On motion of Council Member Gesell, seconded by Council Member Barrette, and carried unanimously (5-0), Council approved a resolution receiving and filing the 2014 draft audit report.

8. MARINA FUND DEFICIT ELIMINATION PLAN

In accordance with Michigan law, a marina deficit elimination plan was presented and discussed by Finance Chairman/Council Member Bisballe. The city is required to depreciate the physical assets in the Marina, docs, seawall, etc. A deficit is shown for June 30, 2014. This does not affect available cash in the fund which exceeds \$350,000. Nevertheless, a deficit elimination plan must be filed with the state and the audit report.

On motion of Council Member Felt, seconded by Council Member Bisballe, and approved unanimously (5-0), council resolved that the Marina fund deficit elimination plan would be adopted in forwarded to the Michigan Department of Treasury.

9. PUBLIC HEARING – City Council Sitting as Zoning Board of Appeals

On motion of Council Member Bisballe, seconded by Council Member Barrette, and carried unanimously (5-0), Council adjourned and reconvened as the Zoning Board of Appeals.

City Attorney Brian Renaud showed Council the ordinance fact findings required for a Special Land Use Application for Generator Placement (side lot generator), and the findings of the planning consultant consistent with the favorable recommendation for the grant of such special use for each of the following special land-use requests:

A. *Special Land Use – Babcock, 844 Lake Shore Rd.*

City Council Sitting as Zoning Board of Appeals heard the appeal for 844 Lakeshore Road for a Special Land Use Application for Generator Placement. The municipal planning consultant reported the standards of approval required for such an application had been met: and such written report of the findings report was incorporated by reference to the ZBA application. The Planning Commission unanimously recommended approval. No neighbor objections were made.

On Motion of Council Member Felt, seconded by Council Member Barrette, the ZBA adopted the findings of municipal planning consultant and approved the variance unanimously. (5-0)

B. *Special Land Use – Baer, 920 Lake Shore Rd.*

City Council Sitting as Zoning Board of Appeals heard the appeal for 920 Lakeshore Road for a Special Land Use Application for Generator Placement. The municipal planning consultant reported the standards of approval required for such an application had been met: and such written report of the findings report was incorporated by reference to the ZBA application. The Planning Commission unanimously recommended approval. No neighbor objections were made.

On Motion of Council Member Gesell, seconded by Council Member Bisballe, the ZBA adopted the findings of municipal planning consultant and approved the variance unanimously. (5-0)

C. *Special Land Use – Rahaim, 984 Lake Shore Rd*

City Council Sitting as Zoning Board of Appeals heard the appeal for 984 Lakeshore Road for a Special Land Use Application for Generator Placement. The municipal planning consultant reported the standards of approval required for such an application had been met: and such written report of the findings report was incorporated by reference to the ZBA application. The Planning Commission unanimously recommended approval. The applicant's architect Mike Gordon and neighbor Becky Booth addressed council regarding the application. No neighbor objections were made.

On Motion of Council Member Gesell, seconded by Council Member Barrette, the ZBA adopted the findings of municipal planning consultant and approved the variance unanimously. (5-0)

10. PUBLIC COMMENT ON AGENDA ITEMS

George Hendrie brought up issues about contractors being barred from utilizing municipal leaf pickup services.

11. REPORTS BY CHAIRPERSONS OF BOARDS, COMMITTEES AND COMMISSIONS

A. Budget and Finance – Finance Officer/Treasurer Rhonda Ricketts

1. Approval of Bills

The monthly bills were presented by Finance Officer Ricketts, reviewed, discussed and unanimously approved for immediate payment on motion by Council Member Bisballe, seconded by Council Member Gesell and carried unanimously (5-0)

2. Review of Financial Statements

Finance Officer Ricketts presented the financial statements for review by Council.

3. Finance Committee

Chairman Bisballe reported the Finance Committee met last week. Committee discussions included the marina bond refinancing, and the CCTV project. A meeting is scheduled in December.

B. Public Safety – Chief John Schulte reported a routine month for crime statistics. Enforcement of the contractor leaf removal ordinance continues. Osius Park is now open only during the day. Nixle is now up and running with successful test messages having been sent. The Closed Circuit Surveillance Camera project is still under bid and formulation. Mr. & Mrs. Peters have donated \$2500, and made an annual pledge of \$2500 annually going forward, for the K-9 patrol unit ("Duke")

C. Public Works – Director Brett Smith reported the simultaneous trash and leaf pickup system has been accomplished with great success. The city is prepared for upcoming snowplowing and remaining leaf removal. Nineteen (19) trees still remain on the removal list. Willow Tree Road still awaits construction improvements delayed by cold weather. The cost of road salt has increased

minimally.

D. Parks and Harbor

Council Member Barrette said he would address Parks and Harbor under the agenda item of New Business.

E. Legal Report – City Attorney Brian Renaud reported providing the following legal services during the month: FOIA questions, research regarding retiree medical benefits, construction issues related to 988 Lakeshore Dr., and 984 Lakeshore Dr., review of a generator ordinance, potential nuisance ordinance amendment, and employee issues.

F. Manager's Report – City Manager Mark Wollenweber introduced Roper School student Luke Steiger to Council. Mr. Wollenweber reported he attended the SEMCOG meeting. The municipal offices will be closed on the Fridays after Christmas and New Year's; however, property taxes can be paid before the year-end by dropping payment into the municipal drop box before midnight on December 31, 2014. The municipal calendars will be distributed in December. The Vernier and Lake Shore intersection is being redesigned. Brett Smith was praised for his good work resulting in the Mack Avenue repaving in neighboring communities.

12. OLD BUSINESS – None

13. NEW BUSINESS

A. Public Act 152-The Public Funded Health Insurance Contribution Act

Council reviewed the 80/20% cost sharing arrangement for 2015 for the Public Funded Health Insurance Contribution Act and on motion of Council Member Bisballe, seconded by Council Member Felt, and carried unanimously (5-0).

B. 2014 Annual Actuarial Valuation Report

Council reviewed the 2014 Annual Actuarial Valuation Report and in a motion to receive and file such report was made by Council Member Bisballe, seconded by Council Member Felt and carried unanimously (5-0)

C. Harbor Decking Replacement

Council Member Barrette reported that portions of the Marina deck which were not yet replaced were deteriorating rapidly. It was his recommendation to remove and install new decking material on the finger docks in the municipal harbor. On motion of Council Member Barrette, seconded by Council Member Felt, and carried unanimously (5-0) , council approved a contract with Champion Marine for \$16,800 to remove and install new decking on the finger docks.

14. PUBLIC COMMENT ON NON-AGENDA ITEMS

Becky Booth had comments regarding construction issues and the enforcement of a "livestock" ordinance as it relates to chickens. She presented some information regarding enforcement in other municipalities; and requested a moratorium on enforcement of the ordinance until further study of the

matter is done. City Atty. Brian Renaud commented on the uniform application of ordinances and the nuisance issues that accompany adoption of a moratorium on enforcement. Mr. Renaud recommended a 60 day delay in any action for enforcement of the chicken violation until the matter could be carefully reviewed.

Vito Cusenza had comments regarding leaf removal and traffic lights in front of Osius Park.

15. COUNCIL MEMBERS' COMMENTS

Council Member Barrette reported progress with DTE improvements made to reduce outages in the area. The Grosse Pointe Shores Improvement Foundation is amenable to funding a portion of street light replacement with fiberglass poles.

On motion of Council Member Felt, seconded by Council Member Gesell, and carried unanimously (5-0), council approved a matching 50% contribution with the Grosse Pointe Shores Improvement Foundation for purchase and installation of the fiberglass lamp poles.

Council Member Felt reported the municipal tiles are now ready for sale and distribution. The municipal book is scheduled for publishing in January 2015.

16. MAYOR'S COMMENTS – Mayor Kedzierski thanked the Finance Committee for their excellent work and reflected on the favorable municipal budget audit. He thanked Chief Schulte for his work on the upcoming Wall of Honor.

17. NOTE DATES OF FUTURE CITY COUNCIL MEETINGS (Tues, 12/16/14 @ 12 Noon with Volunteer Reception following @ 2:00 p.m. & 1/20/15 - 7:00pm)

18. ADJOURNMENT - On motion of Council Member Gesell, seconded by Council Member Barrette, and carried unanimously, the meeting adjourned at 9:30 P.M.

Bruce R. Nichols
City Clerk