VILLAGE OF GROSSE POINTE SHORES, A MICHIGAN CITY
MINUTES OF CITY COUNCIL MEETING
January 18, 2011

A monthly meeting of the City Council of Village of Grosse Pointe Shores, A Michigan City was held on Tuesday, January 18, 2011 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 Cooper.

ROLL CALL

Present: Mayor James Cooper
Council Members Victoria Boyce, David Galbenski, Brian Geraghty, Robert Graziani Thaddeus Kedzierski, and Daniel Schulte

Also present: City Clerk/Manager Brian P. Vick
City Attorney Mark McInerney
Public Safety Director Stephen Poloni
Finance Director Rhonda Ricketts
Public Works Director Brett Smith
Labor Attorney Rick Fanning
Grosse Pointe Shores Improvement Foundation President, Lynn Galbenski
Assessor Timothy O'Donnell

All correspondence and reports relating to this meeting are either attached or placed on file.

APPROVAL OF MINUTES OF THE DECEMBER 21, 2010 REGULAR COUNCIL MEETING

The minutes of the December 21, 2010 Regular Council Meeting were approved on motion by Council Member Boyce, seconded by Council Member Geraghty and carried by unanimous vote.

PUBLIC COMMENT ON AGENDA ITEMS

Gloria Anton, 11 Willison Road – Suggested public vote on the proposed Schroeder Multi-Purpose Building.

Vito Cusenza, 562 Ballantyne Road – Questioned necessity of Schroeder Multi-Purpose Building and city funds necessary to maintaining building; and asked for clarification on obtaining preliminary Assessed Valuation figures from Wayne County Equalization Dept.

Janice Pemberton, 62 Michaux Court - Requested change in agenda format; and voiced concern over maintenance and various costs associated with the proposed Schroeder Multi-Purpose Building .

REPORTS BY CHAIRMEN OF BOARDS, COMMITTEES AND COMMISSIONS

A. Budget and Finance

1. Approval of the Bills

The monthly bills were presented by Finance Officer Ricketts, reviewed, discussed and approved for immediate payment on motion by Council Member Boyce, seconded by Council Member Galbenski and carried as follows:

AYES: Mayor Cooper, Council Members Boyce, Galbenski, Geraghty, Graziani and Kedzierski
NAYS: Council Member Schulte

Motion carries 6-1

2. Review of Financial Statements

The financial statements were reviewed and placed on file.

2. Assessor's Review

Assessor Timothy O'Donnell was present to address the Council on the protocols and procedures of how the city's Assessed Valuations are determined by the County.

B. Pu blic Safety

Public Safety Director Stephen Poloni reported on the following:

1. Statistical Report and Monthly Update

The statistical report and monthly update were reviewed and placed on file.

- Donation of 2010 Crown Victoria Police Interceptor from anonymous resident.
- Update on recent police investigations.

C. Public Works

1. Monthly Update

Director Smith reported on the following public works activities:

- Snow removal update.
- Leaf vacuum repair update.
- Removal of holiday decorations in process.
- Water Main break repair.
- Manhole repair.
- DTE tree trimming notification.
- Sidewalk plowing schedule.

D. Park and Harbor

1. Monthly Update.

Mr. Vick reported on the following park activities:

- Parks & Harbor Committee met recently and decided to forego the 2011 GPS Winterfest Chili Cook-Off and instead focus City resources and volunteer efforts on the Centennial Celebration.

Harbor Update –

- Council Member Geraghty stated several items regarding the harbor are agenda items that will be discussed later in the meeting.

Without objection by Council, Mayor Cooper moved agenda item No. 6A – Grosse Pointe Shores Improvement Foundation Schroeder Park Multi-Purpose Building before the scheduled time on the agenda.

Grosse Pointe Shores Improvement Foundation
Schroeder Park Multi-Purpose Building

Grosse Pointe Shores Improvement Foundation President Lynn Galbenski was in attendance on behalf of the Grosse Pointe Shores Improvement Foundation to present final construction drawings and seek Council's final approval for the construction of the Schroeder Park Multi-Purpose Building. She stated the building is being built with all private funds. The Improvement Foundation is donating $70,000 towards the building, and Eleanor Schroeder is donating $20,000 for the naming rights to the building honoring her late husband Gerald Schroeder, past President of the Village who dedicated thirty three years of volunteer service to Grosse Pointe Shores. To date, other residents have donated $17,000 towards the building and donation checks continue to come in covering the final costs.. She stated they would like to break ground in March, have the building complete in June, and make the dedication part of the Centennial Celebration in July.

At this time, Council Member Kedzierski asked to be removed from discussion and abstain from voting on this issue, stating that he felt there would be a conflict of interest due to the fact that he serves as Treasurer to the Grosse Pointe Shores Improvement Foundation. He cited concerns that acting otherwise might violate his obligations as an attorney under the Michigan Rules of Professional Conduct and his similar obligations as a certified public accountant. After a lengthy discussion between Council and City Attorney McInerney, it was decided that a motion was not necessary to determine whether a conflict exists. Mr. McInerney indicated that in his view the voting procedure established by Rule IV(D) of the Council's Rules and Procedure was designed to provide guidance for Council Members trying to determine if they had a conflict of interest, not to require the vote of a Member who believed he or she had a conflict. Council Members agreed that in the future possible conflicts of interest should be announced sooner if possible.

After further discussion regarding the building and costs associated with maintenance and security, motion to give final approval for the construction of the Grosse Pointe Shores Improvement Foundation Schroeder Park Multi-Purpose Building was offered by Council Member Graziani, supported by Council Member Boyce and voted on as follows:

AYES: Mayor Cooper, Council Members Boyce, Galbenski, Geraghty, and Graziani
NAYS: Council Member Schulte
ABSTAINED: Council Member Kedzierski

Motion carried: 5-1

E. Legal Repo rt

City Attorney Mark McInerney had nothing to report at this time.

F. Manager's Report

Manager Vick reported on the following:

- 759 Lake Shore Road Update – Writ of restitution was signed January 6th. The bank took immediate possession and is in process of clearing out home. City posted house as non-habitable, and will be working with bank regarding that matter.
- Police vehicle purchases – will be addressed at February COW Meeting.
- Triathlon proposal to come through the community July 16, 2011.
- Distributed recent news article referencing 312 Binding Arbitration.

G. Mayor's Report

In the spirit of Grosse Pointe Shores' Centennial year, Mayor Cooper commented he will be reading excerpts each month from various historical documents outlining the timeline of 1911 to present.

- The first document read was a letter that is included with new resident packets outlining the history of Grosse Pointe Shores.
- The Shorelines Newsletter will be going out shortly to all households. In addition to multiple information, there is a request for volunteers to help out in the upcoming Centennial Weekend Celebration scheduled for July 8th, 9th, and 10th, and to share photos and memories about Grosse Pointe Shores.
- Will be representing Grosse Pointe Shores on January 20th at a Community Leaders Meeting at Brownell Middle School.

OLD BUSINESS

Collective Bargaining Negotiations Between Grosse Pointe Shores and Public Safety Dispatch Union

Mr. Vick reported that the City and the Grosse Pointe Shores Public Safety Dispatch Union reached a tentative agreement towards a new contract. The last contract expired June 30, 2010. After reviewing details of the tentative agreement with the Council, motion to approve this collective bargaining agreement was offered by Council Member Geraghty, supported by Council Member Boyce and carried by unanimous vote.

NEW BUSINESS

Marina Well Fees

Mr. Vick reported that the Parks & Harbor Committee has been meeting on a monthly basis implementing various operational, aesthetic, maintenance and amenity improvements. This season the harbor was highlighted when it received the Clean Marina Certification, and the Committee has implemented new strategies which have led to increased well occupancy each year. They began holding annual boater feedback meetings with the general sentiment that boaters are pleased with the harbor. The boaters were informed that well rates would remain constant for the first three boating seasons following the opening of the new harbor. The 2010 boating season was the last season where the rates were frozen at $3.10 per square foot.

At the January 12th Parks and Harbor meeting the committee reviewed well rates from other marinas, discussed which were comparable facilities, the goal of keeping well rates competitive, and ensuring that rates would be adequate to service the project bond.

The Committee was in agreement and voted unanimously to propose an increase in the well rate from $3.10 per square foot to $3.38 per square foot. This represents an increase of 9% of

which 1% will be used to acquire a used golf cart to address interest raised by boaters at the Boater Feedback Meeting.

After discussion among the Council Members, a motion to approve the well rate of $3.38 per square foot was offered by Council Member Geraghty, supported by Council Member Kedzierski and carried by unanimous vote.

Osius Park Marina
Manager Vick and Council Member Geraghty reported on the following:

Fill the Harbor Initiative

The concept of "Buy a home, get a well" was approved in January 2010 by City Council. The program was approved for the 2010 season and would be reviewed for renewal on an annual basis. In 2010 (4) homeowners took advantage of this opportunity. If all four boaters return for the 2011 season that will represent an additional $6,370.

Harbor Rules Update

The Harbor Committee has performed an annual review of the Harbor Rules which will be made available to the boaters via the City website following review by the City Council.

It is the recommendation of the Harbor Committee that the City Council extend the proposed "Buy a home, get a well" offer and authorize the changes in the harbor manual for the 2011 season. Motion to approve this recommendation was offered by Council Member Boyce, supported by Council Member Kedzierski and carried by unanimous vote.

PUBLIC COMMENT ON NON-AGENDA ITEMS

Janice Pemberton, 62 Michaux Court – Regarding Dog Park access; winter park hours; and park marquee suggestions.

Raymond Rahi, 805 Michaux Lane - Thanked anonymous donor for police vehicle donation; supports Public Safety Dept; thanked Lynn Galbenski for hard work in implementing Schroeder Park Multi-Purpose Building; and suggested additional recommendations regarding the building.

COUNCIL MEMBER COMMENTS

Council Member Geraghty – Thanked Parks & Harbor Committee; addressed comments made in recent Grosse Pointe News "Letter to the Editor".

Council Member Schulte – Stressed appreciation of efforts put forth by the Grosse Pointe Shores Improvement Foundation; and invited residents to submit photos representing history of Grosse Pointe Shores for a Centennial presentation.

Council Member Graziani – Encouraged working together in civil manner for the benefit of the City; thanked GPSIF, Eleanor Schroeder, and all residents who donated towards the Schroeder Multi-Purpose Building; and thanked donor for police vehicle purchase.

Council Member Galbenski – Blue Ribbon Committee update; Encouraged donations to accommodate suggestions towards the Schroeder Multi-Purpose Building; thanked GPSIF, Eleanor Schroeder, and residents representing leadership in the community; and thanked anonymous resident for recent Public Safety donation.

Council Member Boyce – Believes there is great community spirit and superb employees; thanked residents for generous donations, and is looking forward to the July Centennial Celebration.

Council Member Kedzierski – Encouraged anonymous donor of police vehicle to come forward for recognition; and made suggestions for annual community calendar.

NEXT MEETINGS

The next two meetings of the Council are scheduled for 7:00 p.m. Tuesday, February 15, 2011 and Tuesday, March 15, 2011 at the GPS Municipal Building.

ADJOURNMENT

The meeting of the Council was adjourned by motion unanimously approved at 9:25 p.m.

Brian P. Vick, City Clerk

VILLAGE OF GROSSE POINTE SHORES, A MICHIGAN CITY
MINUTES OF CITY COUNCIL MEETING
February 15, 2011

A monthly meeting of the City Council of Village of Grosse Pointe Shores, A Michigan City was held on Tuesday, February 15, 2011 in the Council Chambers of the Grosse Pointe Shores Municipal Building, 795 Lake Shore Road. The meeting was called to order at 7:05 p.m. by Mayor Cooper.

ROLL CALL

Present: Mayor James Cooper
Council Members Victoria Boyce, David Galbenski, Brian Geraghty, Robert Graziani Thaddeus Kedzierski, and Daniel Schulte

Also present: City Clerk/Manager Brian P. Vick
City Attorney Mark McInerney
Public Safety Director Stephen Poloni
Finance Director Rhonda Ricketts
Public Works Director Brett Smith
Philip Mastin, Wayne County Director of Assessing and Equalization
Timothy O'Donnell, Assessor

All correspondence and reports relating to this meeting are either attached or placed on file.

APPROVAL OF MINUTES OF THE JANUARY 18, 2011 REGULAR COUNCIL MEETING

On motion by Council Member Boyce and support by Council Member Galbenski, the minutes of the January 18, 2011 Regular Council Meeting were unanimously approved with the following addition to the following sentence under the Grosse Pointe Shores Improvement Foundation Schroeder Park Multi-Purpose Building paragraph on page 3:

> To date, ***other*** residents have donated $17,000 towards the building and donation checks continue to come in covering the final costs.

SPECIAL AGENDA ITEM – WAYNE COUNTY ASSESSMENT AND EQUALIZATION

Mayor Cooper introduced Philip Mastin, Wayne County Director of Assessing and Equalization who was present to address the citizens and give a brief overview of the assessing practices in the state of Michigan as it pertains to local assessing versus equalization at the county level and state level.

After a brief overview, Mr. Mastin and Assessor Tim O'Donnell answered questions from the City Council. Discussion pertained to: Data used in field studies in Macomb County versus Wayne County; reasons for exclusion of certain sales; sale dates used in study time frame; verification that 2011 process is the same process as used in past years and all Wayne County communities; consideration of sale types; and clarification of preliminary ratio process.

Upon consent of Mr. Mastin, Mayor Cooper then opened up the discussion to the public. Items of discussion involved: Determination on time frame involved in sales study period; Addressing difference in two sets of ratios for Macomb and Wayne County; Inquiry into City assessors' responsibilities; Governmental structure of State Tax Commission; Inquiry into number of sales used on initial preliminary figure of 10.7%.

Mayor Cooper thanked Mr. Mastin and Mr. O'Donnell for attending the meeting and called a short recess at 8:15 p.m..

After a short recess, the meeting was called back to order at 8:21 p.m.

PUBLIC COMMENT ON AGENDA ITEMS

Raymond Rahi, 805 Michaux Lane – Spoke to the assessment / equalization process and communication with the public.

Vito Cusenza, 562 Ballantyne Road – Spoke regarding assessment determinations; Inquired into Amendment to the GPS Retirement System (Agenda Item No. NB-7B); and commented on Public Safety Clerks retirement compensation.

REPORTS BY CHAIRMEN OF BOARDS, COMMITTEES AND COMMISSIONS

A. Budget and Finance

1. Approval of the Bills

The monthly bills were presented by Finance Officer Ricketts, reviewed, discussed and unanimously approved for immediate payment on motion by Council Member Boyce, seconded by Council Member Graziani.

2. Review of Financial Statements

The financial statements were reviewed and placed on file.

B. Public S afety

Public Safety Director Stephen Poloni reported on the following:

1. Statistical Report and Monthly Update

The statistical report and monthly update were reviewed and placed on file.

- Donation of 2nd 2011 Crown Victoria Police Interceptor from two anonymous families.
- Update on recent police investigations and fire incidents including 590 Shelden.
- Review of 2010 Year End Report.

C. Public Works

1. Monthly Update

Director Smith reported on the following public works activities:

- Snow removal update.
- Equipment maintenance update.
- Park maintenance update.
- Recent cold patch work
- Lake Shore Road – impact of frost on our roads.

D. Park and Harbor

1. Monthly Update.

Mr. Vick reported on the following park and harbor activities:

- Letters have been sent to all 2010 seasonal employees notifying them of key 2011 meeting dates.
- Well renewal forms were sent out and first installments are due week of 2/14.
- A used golf cart was purchased by the marina fund and will be utilized during the 2011 season.

Harbor Update –

Council Member Geraghty reported the following Harbor activities:

- Upcoming Parks & Harbor meeting is scheduled for March 8th at 9:00 a.m.

E. Legal Report

City Attorney Mark McInerney reported on the following:

- Grosse Pointe Shores Municipal Court update – Sent proposed agreement to the Grosse Pointe Woods city attorney regarding sharing courts. A response is expected shortly.

F. Manager's Report

Manager Vick reported on the following:

- IT Services RFP – The City is accepting proposals for IT services with a deadline for submissions set for March 4, 2011.
- Snowplowing Ordinance – Referenced letter sent to City Hall from a resident regarding snowplowing concerns.
- Senate Bill 34 – FYI – Hearing was held by the Senate Finance Committee on February 8th which would eliminate the personal property tax. If this legislation was enacted it would eliminate approximately $25,000 in revenue to GP Shores.
- DWSD – Suburban Wholesale Customers – Grosse Pointe Shores has been notified by DWSD that the city's rate will increase 9.4%. The system average rate increase was 9% (8.9% from suburban customers and 9.3% from Detroit retail). An agreement has been reached to give customers from the suburbs greater involvement in the Detroit water system.

G. Mayor's Report

In the spirit of Grosse Pointe Shores' Centennial year, Mayor Cooper read President George Osius' address at the first meeting of the Council held at his residence on July 24, 1911.

Mayor Cooper then updated the Council on the following:

- Centennial Organizational committee update.
- Will be attending the Mayor/Manager meeting on Friday, February 18th along with City Manager Vick.

OLD BUSINESS

None

NEW BUSINESS

Police Vehicles

Mr. Vick reported that at the last two Committee of the Whole Meetings, the City Council has been provided information related to the age and mileage of the current police vehicle fleet.

During those discussions the City Council was made aware of the generous gifts made by anonymous residents in the community. The donation of those two vehicles will assist the city in addressing replacing the aging fleet. Those donations have been received and orders placed for the replacement Ford Crown Victoria's.

Ford will be changing their standard model police vehicles, and requires all municipalities in the State to place their vehicle order for existing model vehicles before the end of February. The advantage in purchasing the existing model vehicles is that the vehicle equipment (e.g. prisoner divider, lighting) fit the current model. In the future, new equipment will be required to accommodate the new models.

The proposal being presented to the City Council is the purchase of one Ford Crown Victoria which will be delivered and paid for out of the FY2011-12 budget. These three new vehicles will be utilized as patrol vehicles. Existing cars will be reassigned within the department or sold. There will not be a net increase in the number of city owned vehicles.

After discussion among the Council, motion that the City purchase one additional vehicle in an amount not to exceed $22,000 with said vehicle received and paid for in FY2011-12, and that the vehicle be purchased from Crest Ford and the price of the vehicle will not exceed the price listed on the state/county bid list, was offered by Council Member Boyce, seconded by Council Member Schulte and carried by unanimous vote.

Amendment to the GPS Retirement System

City Manager Vick and City Attorney McInerney reported the following:

At the January 18th meeting, City Council approved the tentative contract agreement between the dispatcher union and the City. The new contract provides for changes to the defined benefit pension plan. The specific changes are (1) closing the DB plan to all new hires in that union; (2) reducing the multiplier moving forward for existing employees to 2.0% for the first 25 years of service and 1.5% for all years over 25 years of service; and (3) reducing vesting requirement from 10 years to 7 years only in the event of the city eliminating dispatch services through subcontracting or consolidation.

After discussion, motion to adopt the Resolution approving the fourth amendment to the Village of Grosse Pointe Shores, A Michigan City Retirement System as Amended and restated on May 21, 2001 was offered by Council Member Geraghty, seconded by Council Member Galbenski and carried by unanimous vote.

Compensation and Benefit Commission Discussion

Council Member Kedzierski addressed the Council regarding the possible creation of a Compensation and Benefit Commission.

After a short discussion between the Council, it was agreed that more information was needed prior to City Council action and Council Member Kedzierski would research the issue further, gather specific information and report to the Committee of the Whole for further discussion.

PUBLIC COMMENT ON NON-AGENDA ITEMS

Vito Cusenza, 562 Ballantyne Road – Inquired into the date of the Blue Ribbon Committee's presentation of their recommendation report .

Pat Pompeo, 90 Webber Place – Thanked City and Public Safety Department for quick response to recent emergency situation.

COUNCIL MEMBER COMMENTS

Council Member Geraghty – Thanked Public Safety and Public Works Departments for recent response to fire on Shelden Road property; thanked residents for recent police vehicle donations; and announced upcoming Parks & Harbor Committee Meeting.

Council Member Schulte – Commended Public Safety on recent fire, and DPW on quick snow removal and clearing of roads; requested Agenda Item regarding committee membership and compensation for next Council Meeting; and suggested televising Committee of the Whole Meetings.

Council Member Graziani – Concerned about documents being distributed at meetings before being reviewed by all council members; and commended DPW and Public Safety Departments for jobs well done.

Council Member Galbenski – Stated his policy regarding anonymous letters; Announced upcoming Blue Ribbon Committee meeting; and thanked two families who recently donated a police car to the city.

Council Member Kedzierski – Commended services that the city provides; Announced upcoming COW meeting; and thanked volunteers and donors for giving to the community.

NEXT MEETINGS

The next two meetings of the Council are scheduled for 7:00 p.m. Tuesday, March 15, 2011 and Tuesday, April 19, 2011 at the GPS Municipal Building.

ADJOURNMENT

The meeting of the Council was adjourned by motion unanimously approved at 9:46 p.m.

Brian P. Vick, City Clerk

VILLAGE OF GROSSE POINTE SHORES, A MICHIGAN CITY

RESOLUTION APPROVING FOURTH AMENDMENT TO VILLAGE OF GROSSE POINTE SHORES, A MICHIGAN CITY (FORMERLY KNOWN AS VILLAGE OF GROSSE POINTE SHORES) RETIREMENT SYSTEM AS AMENDED AND RESTATED ON MAY 21, 2001

WHEREAS, the former Village Council adopted the Village of Grosse Pointe Shores Retirement System (the "Retirement System"), effective May 21, 2001, and first, second and third amendments to the Retirement System were enacted by resolutions dated March 15, 2005 and April 17, 2007 (Village Council) and September 21, 2010 (City Council), respectively; and

WHEREAS, the City now desires to amend the Retirement System to reduce the multiplier applied to future service for public safety clerks, so as to reduce the City's necessary funding contribution to the Retirement System; to revise age and service requirements for normal retirement as agreed to in the City's 2007 collective bargaining agreement with the public safety clerks; to revise vesting provisions in the event of an elimination of dispatch operations by the City; and to provide that the Retirement System will be inapplicable to public safety clerks hired in the future;

NOW, THEREFORE, IT IS RESOLVED by the City Council that the Fourth Amendment to the Village of Grosse Pointe Shores, A Michigan City (formerly known as Village of Grosse Pointe Shores) Retirement System, as amended and restated on May 21, 2001, in the form attached, is hereby approved, effective as stated in the amendment. The Mayor is hereby authorized to execute the amendment on behalf of the City.

Passed: February 15, 2011

Ayes: Council Members Boyce, Colbinski, Geraghty, Grazioni, Kedzierski, Schulte and Mayor Cooper

Nays: None

Absent: None

James M. Cooper
Mayor

Brian P. Vick
City Clerk

FOURTH AMENDMENT TO
VILLAGE OF GROSSE POINTE SHORES, A MICHIGAN CITY
(formerly known as Village of Grosse Pointe Shores)
RETIREMENT SYSTEM
(as amended and restated on May 21, 2001)

WHEREAS, the former Village of Grosse Pointe Shores ("Village") adopted the Village of Grosse Pointe Shores Retirement System (the "Retirement System"), as amended and restated May 21, 2001; and

WHEREAS, the Village amended the Retirement System by First Amendment dated March 15, 2005 and Second Amendment dated April 17, 2007, and Village of Grosse Pointe Shores, A Michigan City (successor to the Village of Grosse Pointe Shores) ("the City") amended the Retirement System by Third Amendment dated September 21, 2011, and

WHEREAS, the City desires to amend the Retirement System to reduce the multiplier applied to future service for public safety clerks; to revise age and service requirements for normal retirement as agreed to in the City's 2007 collective bargaining agreement with the public safety clerks; to revise vesting provisions in the event of an elimination of dispatch operations by the City; and to provide that the Retirement System will be inapplicable to public safety clerks hired in the future;

NOW, THEREFORE, the Retirement System is amended as follows:

1. EXHIBIT 5 of the Retirement System is amended effective February 15, 2011, in its entirety as attached.

2. Except as amended herein, the Retirement System as amended and restated, is ratified and confirmed.

This Amendment has been adopted by resolution of the City Council dated February 15, 2011, and the Mayor is authorized by such resolution to execute this Amendment on behalf of the City.

VILLAGE OF GROSSE POINTE SHORES,
A MICHIGAN CITY

By: _____
James M. Cooper
Mayor

Dated: February 15, 2011

EXHIBIT 5

VILLAGE OF GROSSE POINTE SHORES, A MICHIGAN CITY RETIREMENT SYSTEM

BENEFIT SPECIFICATION PLAN FOR PUBLIC SAFETY CLERKS

A. **Applicability**. This Benefit Specification Plan is applicable to all Participants who are covered by a collective bargaining agreement between the City and the Police Officers Association of Michigan, Public Safety Clerks Unit.

B. **Participant Contribution Rate.** Public Safety Clerk Participants must contribute three percent (3%) of the first Four Thousand Two Hundred Dollars ($4,200) of Compensation, plus five percent (5%) of Compensation in excess of Four Thousand Two Hundred Dollars ($4,200), which contribution will be withheld from each Participant's paycheck each pay period, and may be contributed by the City to its Retired Employees Health Care Benefits Trust, in the discretion of the City.

C. **Final Average Compensation; Definition.** "Final Average Compensation" means one thirty-sixth (1/36) of the aggregate Compensation paid to a Participant for the thirty-six (36) months of Credited Service in which the aggregate Compensation paid would be the highest. However, the thirty-six (36) months of Credited Service must be contained within the one hundred and twenty (120) months of Credited Service immediately preceding the Participant's last termination of employment with the City. If the Participant does not have thirty-six (36) months of credited service, his/her Final Average Compensation will be the quotient of the aggregate Compensation paid to him/her divided by his/her total months of Credited Service.

D. **Normal Retirement; Age and Service Requirements.** The age and service requirements for normal retirement are age fifty (50) years and twenty-five (25) years of Credited Service, or, alternatively, age fifty-five (55) years and ten (10) years of Credited Service.

E. **Normal Retirement; Amount and Form of Payment.** For Participants retiring after February 15, 2011, the normal retirement Pension under Form of Payment SL is equal to the sum of a) two and one-half percent (2.5%) of the Participant's Final Average Compensation, determined as of February 15, 2011, multiplied by his/her years and months of Credited Service through February 15, 2011, plus b) two percent (2.0%) of the Participant's Final Average Compensation, multiplied by his/her Credited Service earned after February 15, 2011, up to a maximum of twenty-five (25) years of Credited Service, plus (c) one and one-half percent (1.5%) of his/her Final Average Compensation, multiplied by his years and months of Credited Service in excess of twenty-five (25) years. However, the maximum Pension for any Participant is limited to seventy-five percent (75%) of his/her Final Average Compensation.

F. **Vesting and Deferred Vested Pension; Service Requirement.** The service requirement for Vesting and being eligible for a deferred vested Pension is ten (10) years of Credited Service, PROVIDED, HOWEVER, that if the City lays off Participants as a result of a decision by the City to eliminate dispatch operations as a result of subcontracting or consolidation with another entity, all Participants hired prior to July 1, 2010 shall be fully vested after seven (7) years of Credited Service.

G. **Disability Retirement; Service Requirement.** The service requirement for being eligible for a disability retirement Pension is ten (10) years of Credited Service. This service requirement will be waived if the Participant is paid Workers' Compensation for the disability, and if the Retirement Commission determines that the disability was the natural and proximate result of causes arising out of and in the course of the Participant's employment by the City.

H. **Disability Pension; Amount.**

1. The disability retirement Pension is equal to the normal retirement Pension such Participant would receive if he/she retired on the date of his/her disability, using his/her Final Average Compensation and Credited Service as of such date, without regard to the age and service requirements for normal retirement. If the Participant is paid Workers' Compensation for such disability, the minimum disability Pension will be sixty-two and one-half percent (62.5%) of his/her "Base Pay" (as defined in paragraph 2. below), reduced by his/her "Considered Income" (as defined in paragraph 3. below). If disability retirement Pension commences prior to age fifty (50) years, the disability Pension will be increased at age fifty (50) years. The amount of increase is one and one-half percent (1.5%) of the Participant's "Base Pay", multiplied by the number of years he/she was on disability retirement, up to a maximum of five (5) years up to a maximum of seventy percent (70%).

2. **"Base Pay"** means the base pay, excluding overtime and extra pay, of the position held by the Participant at the time of his/her disability, subject to a different definition in any collective bargaining agreement covering Public Safety Officer Clerks.

3. **"Considered Income"** means the sum of the following:

a. the monthly equivalent of any Workers' Compensation weekly wage loss benefits paid, including redemptions and settlements in lieu of weekly wage loss benefits;

b. disability benefits paid by the United States Old Age, Survivors and Disability Program;

c. any other disability income paid which is financed in whole or in part by the City; and

d. earnings from any employment to the extent such earnings plus the disability Pension exceed one hundred percent (100%) of the Participant's "Base Pay" at time of his/her disability.

I. **Designated Survivor Pension Beneficiary; Age and/or Service Requirement.** Any age with twenty (20) years of Credited Service; or age fifty-five (55) years and ten (10) years of Credited Service. However, if the Retirement Commission finds the Participant's death to have been the result of an injury or disease incurred in the performance of his/her duties as a Public Safety Clerk with the City, and the Survivor Pension Beneficiary is the spouse of the deceased Participant, the age and service requirements will be waived.

J. **Designated Survivor Pension Beneficiary Pension; Amount.** The Survivor Pension Beneficiary's Pension is equal to the Form of Payment 100% JS equivalent of the normal retirement Pension described above. If the Retirement Commission finds the Participant's death to have been the result of an injury or disease incurred in the performance of his/her duties as a Public Safety Clerk with the City, and if the Survivor Pension Beneficiary is the spouse of the deceased Participant, the normal retirement Pension is presumed to be the maximum Pension accruable.

K. **Form of Payment LS; Eligibility.** Upon satisfying the age and service requirements for normal retirement, a Participant may elect Form of Payment LS in lieu of the Form of Payment SL. Such election must be in writing, and may be made at any time within thirty (30) days of actual retirement. A disabled Participant who is eligible for a disability retirement Pension may also elect Form of Payment LS in lieu of Form of Payment SL. Such election must be made in writing, and may be made at any time within thirty (30) days of the date the Participant would have become eligible for normal retirement.

L. **Post-Retirement Pension Increases.** Each Pension attributable to the retirement or death of a Participant after June 30, 1982 is increased annually. The first increase is made after one (1) year of date of retirement or death. The last increase is made on the tenth (10th) anniversary of date of retirement or death, or the one (1) year date preceding termination of the Pension, whichever occurs first. The amount of each annual increase is two and one-half percent (2.5%) of the Pension payable immediately prior to the increase.

M. **Public Safety Clerks Hired After February 15, 2011.** This defined benefit plan shall be inapplicable to public safety clerks hired by the City after February 15, 2011. The City shall establish a defined contribution plan for public safety clerks hired after February 15, 2011, if any.

VILLAGE OF GROSSE POINTE SHORES, A MICHIGAN CITY
MINUTES OF CITY COUNCIL MEETING
March 15, 2011

A monthly meeting of the City Council of Village of Grosse Pointe Shores, A Michigan City was held on Tuesday, March 15, 2011 in the Council Chambers of the Grosse Pointe Shores Municipal Building, 795 Lake Shore Road. The meeting was called to order at 7:05 p.m. by Mayor Cooper.

ROLL CALL

Present: Mayor James Cooper
Council Members Victoria Boyce, David Galbenski, Brian Geraghty, Robert Graziani Thaddeus Kedzierski, and Daniel Schulte

Also present: City Clerk/Manager Brian P. Vick
City Attorney Mark McInerney
Public Safety Director Stephen Poloni
Finance Director Rhonda Ricketts
Public Works Director Brett Smith

All correspondence and reports relating to this meeting are either attached or placed on file.

APPROVAL OF MINUTES OF THE FEBRUARY 15, 2011 REGULAR COUNCIL MEETING

The minutes of the February 15, 2011 Regular Council Meeting were approved on motion by Council Member Galbenski, seconded by Council Member Boyce and carried by unanimous vote.

PUBLIC COMMENT ON AGENDA ITEMS

Raymond Rahi, 805 Michaux Lane – Commented on the Blue Ribbon Committee report; and broadcasting Committee of the Whole Meetings.

Robert Lee, 29 Belle Meade – Commented on televising Committee of the Whole Meetings; and citizens involvement on committees.

Vito Cusenza, 562 Ballantyne Road – Commented on COW Meetings; and inquired into Agenda Item No. NB 7A – Computer Network Support Service Proposals.

REPORTS BY CHAIRMEN OF BOARDS, COMMITTEES AND COMMISSIONS

A. Budget and Finance

1. Approval of the Bills

The monthly bills were presented by Finance Officer Ricketts, reviewed, discussed and unanimously approved for immediate payment on motion by Council Member Boyce, seconded by Council Member Galbenski.

2. Review of Financial Statements

The financial statements were reviewed and placed on file.

Council inquired into the Revenue / Expense report. Mrs. Ricketts informed the council that per the auditor's request, we need to remove the debt service portion of the property tax line item in a "budget amendment" to properly report this revenue in our Debt Service Fund [Fund 301].

Council inquired into the Street Fund expenditures. Mr. Vick confirmed that funds in this account are not earmarked for any specific road and that road repairs are performed based rated condition.

B. Public S afety

1. Statistical Report and Monthly Update

The statistical report and monthly update were reviewed and placed on file.

Public Safety Director Stephen Poloni reported on the following:

- Resignation of dispatcher Leonard Miller.
- Display of new anniversary badge and stickers officers purchased in honor of the Villages' 100 year anniversary.
- Thanked Mayor Cooper and resident Mary Lundell for their donation towards the purchase of children commemorative badges.

C. Public Works

1. Monthly Update

Director Smith reported on the following public works activities:

- Snow removal update.
- Preparation for spring cleanup.
- Recent cold patch work.
- Parking lot light repair update.

D. Park and Harbor

1. Monthly Update.

Mr. Vick reported on the following park and harbor activities:

- Grosse Pointe Communities Daddy Daughter Dance - March 19th 7-9 p.m. @ G. P. South Main Gym.
- Swim Team Registration – April 9th 8:30-10 a.m. @ GPS Municipal Bldg.
- Easter Egg Hunt – 10-11:30 a.m. @ GPS Municipal Park

Harbor Update –

Council Member Geraghty reported the following park & harbor activities:

- GPSIF Schroeder Park Multi-Purpose Building update:
  - Ground breaking Ceremony – March 24th at 12:30 p.m.
  - Fund raising goal has been met.
  - Thanked Chief Poloni for obtaining grant covering 50% of security system for the building.
  - Thanked resident and GPSIF Trustee Brett Marshall for donating landscaping of the building.
  - Building dedication - July 9th 3-5 p.m.

- "Buy a Home - Get a Well" update.
- Harbor occupancy update.
- Park pass process update.

E. Legal Report

No comments at this time.

F. Manager's Report

No comments at this time.

G. Mayor's Report

In the retrospective look at the history of Grosse Pointe Shores, Mayor Cooper read a synopsis covering the period of late 1911 through 1912.

Mayor Cooper then updated the Council on the following:

- Will be representing GPS by attending the Mayors Meals on Wheels for SOC on March 23rd.
- Will be attending the breaking of the ground for the Schroeder Multi-Purpose Building on March 24th.

OLD BUSINESS

A. Blue Ribbon Committee Report – Retiree Health Care

Manager Vick Reported on the following:

On March 1, 2011 the City Council, sitting as the Committee of the Whole, received the Blue Ribbon Committee Report. Committee Chair Jim Anderson and committee member Brian Garves delivered the document and walked the Committee of the Whole through the document.

The Blue Ribbon Committee met on March 9, 2011 to formally act on their unanimous support for this document.

It is the recommendation of the City Manager and Blue Ribbon Committee Council Liaison Galbenski that the City Council receive the document and direct the City Manager to begin the process of gathering the necessary feedback from the actuaries, legal counsel and health care consultant towards the implementation of the Blue Ribbon Committee recommendations. Feedback from those consultants will be used by the Committee of the Whole in the implementation strategy.

Motion to accept this recommendation was offered by Council Member Graziani and seconded by Council Member Geraghty. Discussion followed and the motion carried as follows:

AYES: Mayor Cooper, Council Members Boyce, Galbenski, Geraghty, Graziani, Kedzierski, and Schulte
NAYS: None

Motion carried 7-0

B. Dispatch Services – Contracted Services

Manager Vick reported on the following:

Grosse Pointe Shores staff has been working in conjunction with representatives from the other Grosse Pointe communities towards shared services. Grosse Pointe Shores has worked with the other Grosse Pointe communities with the assistance of SEMCOG and has ultimately determined that while a single dispatch center may be a long term cost savings, the opportunity for immediate savings without facility reconstruction can be achieved if the five Grosse Pointe communities work as smaller groupings amongst themselves.

Grosse Pointe Shores City Manager and/or Director of Public Safety also met with the SERESA dispatch authority to receive a quote for SERESA to provide dispatching to Grosse Pointe Shores. While the logistics of working with SERESA were more complex, there would be no savings (and perhaps a cost increase) to receive dispatching services from SERESA based on their proposal.

While Grosse Pointe Shores passed a FY2010-11 budget based upon savings from consolidated dispatch, such savings could not be realized until (1) SERESA provided a quote, (2) the Grosse Pointe Ad Hoc Committee/SEMCOG analysis was complete and (3) another Grosse Pointe community was interested in consummating a deal.

Recently, Grosse Pointe Shores has received proposals from all of the individual Grosse Pointe communities for dispatch and lock-up services. Grosse Pointe Farms was the only department that was able to provide a proposal where current Grosse Pointe Shores full time dispatchers would potentially be hired. With GPS dispatch employee costs at $255,000 per year, and the Grosse Pointe Farms offer of $125,000 in year one and $92,500 in succeeding years, it is the recommendation of the City Manager that the City Council pursue the proposal from Grosse Pointe Farms and that the City Manager and City Attorney work with representatives from Grosse Pointe Farms on a formal agreement for City Council to adopt.

Motion to accept the recommendation to pursue the proposal from Grosse Pointe Farms was offered by Council Member Boyce, seconded by Council Member Graziani and carried by unanimous vote.

As mentioned at previous meetings the City will need to purchase CLEMIS through Oakland county and the ballpark figures are $35,000 for one time equipment expenses and $15,000 for annual expenses. A second motion to approve $8,000 to begin the process of obtaining CLEMIS was offered by Council Member Boyce, seconded by Council Member Galbenski and carried by unanimous vote.

C. Closed Session – Collective Bargaining

ROLL CALL VOTE ON CLOSED SESSION TO DISCUSS COLLECTIVE BARGAINING AS PERMITTED BY SECTION 15.268 (C) OF THE OPEN MEETINGS ACT.

AYES: Mayor Cooper, Council Members Boyce, Galbenski, Geraghty, Graziani, and Kedzierski
NAYS: Council Member Schulte
ABSENT: None

Motion carried 6-1

The regular meeting was recessed at 8:22 p.m. as the Council entered into closed session.

RETURN TO OPEN SESSION

After adjourning the Closed Session, Mayor Cooper reconvened the Regular Meeting of the Council in open session at 10:15 p.m.

NEW BUSINESS

A. Computer Network Support Service - Proposals

Mr. Vick reported on the following:

In January, 2011, The City accepted proposals for IT services with a deadline for submissions of March 4, 2011. The City received proposals from the following four firms:

Firm	20 Hours/Month	25 Hours/Month	30 Hours/Month
Tech Resources	$19,200	$22,500	$25,200
Hi-Tech	$20,400	$24,744	$28,800
Shore Pointe Systems	$20,400	$25,500	$30,600
Metro Computer Svcs.	$21,600	$25,500	$28,800

After discussion among the Council, and upon recommendation of the City Manager, motion that the City enter into a one year contract subject to review by City Attorney McInerney with Tech Resources for Computer Network Services was offered by Council Member Galbenski, seconded by Council Member Geraghty, and carried by unanimous vote.

B. Granting of Hardship Exemption from Real Property Taxation

City Attorney McInerney reported on the following:

Section 7(u)(1) of Michigan's General Property Tax Act, MCL 211.7u, provides that the principal residence of persons who, in the judgment of the board of review, are, by reason of

financial hardship, unable to contribute toward the public charges is, eligible for exemption, in whole or in part, from real property taxation. This eligibility permits such persons to request an exemption; it does not obligate the City to grant one. The matter is left to the City's discretion, subject to appropriate guidelines, including specific income and asset levels to be considered.

To comply with the obligation to create guidelines, Mr. McInerney referred to and explained a proposed Policy and Guidelines for the Granting of Hardship Exemptions from Real Property Taxation, and a proposed Resolution approving the Policy and Guidelines.

After discussion, and upon recommendation of the City Manager, a motion to adopt the proposed Resolution was offered by Council Member Kedzierski, seconded by Council Member Boyce and carried by unanimous vote.

C. Televising Committee of the Whole Meetings

Motion to televise Committee of the Whole Meetings was made by Council Member Schulte and supported by Council Member Kedzierski. Discussion followed. Points of discussion included: Broadcasting of all or select meetings ; technical broadcasting issues; dynamics of a working session; transparency; staff operating availability; long term solution to adequately operate; anticipated submittal of broadcast/infrastructure plan. After this discussion the motion was voted upon as follows:

AYES: Council Members Kedzierski and Schulte
NAYS: Mayor Cooper, Council Members Boyce, Galbenski, Geraghty, and Graziani

Motion failed 2-5.

D. Rule Regarding Committee Membership and Employment

Council Member Dan Schulte requested consideration of the following proposed rule:

> "A Grosse Pointe Shores staff or contract employee may not become a member of an ongoing committee or commission. A member of an ongoing committee or commission may not become a Grosse Pointe Shores staff or contract employee."

After discussion among the Council, it was decided that Council Member Schulte would prepare more information on this agenda item for further discussion at the April Council Meeting.

Mayor Cooper recommended that there be an amendment to Page 4, Paragraph 3 to Rules and Procedures for City Council Meetings regarding agenda requests and preparation. This will streamline the process for Council Members and assist in gathering and distributing the

necessary information for productive Council discussion. This amendment will be documented and reviewed at the April meeting.

Closed Session – Legal Opinion

Without objection from Council, Mayor Cooper Moved agenda item No. 7E - Closed Session, to the end of the meeting.

PUBLIC COMMENT ON NON-AGENDA ITEMS

Harry Kurtz, 20 N. Duval – Commented on Council Member Galbenski participation in Bule Ribbon Committee; Public Safety Dispatch Department; meeting broadcasts.

Vito Cusenza, 562 Ballantyne Road – Commented on closed session meeting times.

COUNCIL MEMBER COMMENTS

Council Member Geraghty – Reminder of GPSIF Multi-Purpose Building ground breaking ceremony; Commented regarding policy and information of anonymous letters.

Council Member Schulte – Supports consideration of WOW Cable Service for Grosse Pointe Shores.

Council Member Graziani – Encouraged resident's input and attendance at upcoming committee meetings regarding the 2011/12 budget.

Council Member Galbenski – Thanked committee members for serving on Blue Ribbon panel; Recognized GPSIF; Encouraged constructive dialogue and focus at the COW Meetings to balance the budget.

Council Member Boyce – Thanked the following: 1)Blue Ribbon Committee Members, 2) DPW crew on snow removal, 3)Dispatcher Len Miller on years of service, and 4) all GPS employees for exemplary work. Also encouraged residents to Sponsor A Garden.

Council Member Kedzierski – Spoke regarding 2011/12 budget and encouraged participation at upcoming Finance Meetings.

NEXT MEETINGS

The next two meetings of the Council are scheduled for 7:00 p.m. Tuesday, April 19, 2011 and Tuesday, May 17, 2011 at the GPS Municipal Building.

Upcoming meetings of the Committee of the Whole are scheduled for 7:00 p.m. March 22nd, 7:30 p.m. April 26th, May 3rd and May 31st .

ROLL CALL VOTE ON CLOSED SESSION TO REVIEW WRITTEN LEGAL OPINION AS PERMITTED BY THE OPEN MEETINGS ACT.

AYES: Mayor Cooper, Council Members Boyce, Galbenski, Geraghty, Graziani, Kedzierski, and Schulte
NAYS: None
ABSENT: None

ADJOURNMENT

The meeting of the Council was adjourned by motion unanimously approved at 11:42 p.m.

Brian P. Vick, City Clerk

VILLAGE OF GROSSE POINTE SHORES, A MICHIGAN CITY

RESOLUTION ADOPTING POLICY AND GUIDELINES FOR THE GRANTING OF HARDSHIP EXEMPTIONS FROM REAL PROPERTY TAXATION

Facts

1. Section 7(u)(1) of Michigan's General Property Tax Act, MCL §211.7u, provides that the principal residence of persons who, in the judgment of the board of review, are, by reason of financial hardship, unable to contribute toward the public charges are eligible for exemption, in whole or in part, from real property taxation.

2. Section 7(u)(4) of the General Property Tax Act requires the governing body of a local assessing unit to determine and make available to the public the policy and guidelines the local assessing unit uses for granting hardship exemptions, including the specific income and asset levels that will be used to determine an exemption.

3. The City Council wishes to enact policies and procedures that will govern the consideration of requests for property tax exemptions within the City.

NOW, THEREFORE, IT IS RESOLVED by the City Council of Village of Grosse Pointe Shores, A Michigan City, that the attached Policy and Guidelines for the Granting of Hardship Exemptions is hereby adopted as the policy and guidelines of the City.

Passed: March 15, 2011

Ayes: Council Members Boyce, Galbenski, Geraghty, Graziani, Kedzierski, Schulte and Mayor Cooper

Nays: Council Members None

Absent: None

James M. Cooper
Mayor

Brian P. Vick
City Clerk

VILLAGE OF GROSSE POINTE SHORES, A MICHIGAN CITY

POLICY AND GUIDELINES FOR THE GRANTING OF HARDSHIP EXEMPTIONS FROM REAL PROPERTY TAXATION

GOVERNING LAW

Section 7(u) of Michigan's General Property Tax Act, MCL §211.7u, provides:

> (1) The principal residence of persons who, in the judgement of the supervisor and board of review, by reason of hardship, are unable to contribute toward the public charges is eligible for exemption in whole or in part from taxation under this (General Property Tax) act.
>
> * * *
>
> (4) The governing body of the local assessing unit shall determine and make available to the public the policy and guidelines the local assessing unit uses for granting of exemptions under this section. The guidelines shall include but not be limited to the specific income and asset levels of the claimant and total household income and assets.

The following policy and guidelines have been adopted by the Grosse Pointe Shores Council to govern the granting of hardship exemptions:

APPLICATION PROCEDURE

1. Eligibility and Application. To be eligible for a hardship exemption the applicant must be both the taxpayer and natural person (i.e., not a corporation, trust or other business association or entity) and must do all of the following on an annual basis:

   A. Be an owner of and occupy as a homestead the property for which an exemption is requested. "Principal residence" means principal residence or qualified agricultural property as those terms are defined in MCL §211.7dd.

   B. File with the City Assessor a completed Hardship Exemption Application on a form provided by the City Assessor's office, **accompanied by Federal and State income tax returns for all persons residing in the principal residence, including any property tax credit returns** filed in the current (if available) and immediately preceding year.

C. Produce a valid driver's license or other acceptable form of identification if requested by the Assessor or Board of Review.

D. Produce a deed, land contract or other evidence of ownership of the property for which an exemption is requested if required by the Assessor or Board of Review.

2. Filing Period; Appearance. Fully completed Hardship Exemption Applications with required supporting information will be accepted after January 1, through June 30. The filing of a completed Hardship Exemption application with required supporting information shall constitute an appearance before the Board of Review for the purpose of preserving the applicant's right to appeal the decision of the Board of Review to the Michigan Tax Tribunal.

EVALUATION PROCEDURE

1. Meetings. Meetings of the Board of Review and Assessor relative to hardship exemption applications shall be held in compliance with the Michigan Open Meetings Act.

2. Applicant's Presence. The Board of Review may request an applicant to personally appear before the Board to respond to any questions the Board or Assessor may have.

3. Investigation. Applications for hardship exemption may be investigated by the City in order to verify information submitted or statements made to the Assessor or Board of Review.

4. Oath. Applicants appearing before the Board shall be administered an oath, as follows:

> Do you swear or affirm that information and testimony you will give before the Board of Review is the truth, the whole truth, and nothing but the truth?

5. Criteria for Determining Exemption. The Board shall consider the following criteria to determine whether a full or partial hardship exemption should be granted:

A. Income. The total income of the applicant and each member of the applicant's household shall not exceed the Federal Poverty Income Standards, as defined and determined annually by the U.S. Department of Health and Human Services under authority of Section 673 of subtitle V of title VI of the Omnibus Budget Reconciliation Act of 1981, Public law 97-35, 42 U.S.C. 9902, multiplied by 1.5.

1. Income shall include, but not be limited to, the following:

a. Money wages and salaries before any deductions;
b. Net receipts from self-employment;
c. Distributions or income from partnerships, limited liabilities companies, or corporations, whether or not taxable;

d. Tax exempt income received including, but not limited to, interest income, disability income, social security or SSI;
e. Regular payments from Social Security, Railroad Retirement, unemployment compensation, strike benefits from union funds, workers compensation, veterans payments or any type of public assistance;
f. Alimony, child support, and military family allotments or other regular support from an absent family member for someone not living in the household. For example, periodic gifts to assist the applicant or the applicant's household shall be included in income;
g. Private pensions, government employee pensions (including military retirement pay), regular insurance or annuity payments;
h. College or university scholarships, grants or fellowships;
i. Dividends, interest, net rental income, net royalties, periodic receipts from estates or trusts, net lottery winnings and net gambling winnings; and
j. Payments made to a third party to or for the benefit of the applicant or a member of the applicant's household.

2. Income shall not include any of the following:

a. Money received from the sale of property, such as stocks, bonds, house, car, unless the applicant or a member of the applicant's household is in the business of selling such property;
b. Withdrawals of bank deposits;
c. Borrowed monies;
d. Income tax refunds;
e. One time payouts from insurance companies;
f. Losses including, but not limited to, capital losses or business losses;
g. Gifts and/or inheritances, unless the purpose of such gift and/or inheritance, as determined by the Board of Review, is to assist in the support of the applicant or the applicant's household.

3. The Board of Review may waive the income test for households with income greater than allowed under Paragraph A, but who have expenses beyond the ordinary scope of expected costs which are severe and unavoidable, such as unusually high health care costs not covered by insurance.

4. Contributions for other sources. If the Board of Review determines the applicant does or reasonably should receive contribution toward taxes from other sources, such as from a trust, inheritance, co-owner, relative, dependent, friend or other source, the Board may consider the amount of such contribution as an addition to the applicant's income and if the resulting sum exceeds the income standard in this paragraph, then a hardship exemption shall be denied.

8. Concurrence of Assessor and Board of Review. The Assessor and the Board of Review much concur on the disposition of a Hardship Exemption Application for an exemption to be granted.

The minutes of the March 15, 2011 Closed Session Minutes regarding Legal Opinion were approved on motion by Council Member Boyce, seconded by Council Member Geraghty and carried by unanimous vote.

SPECIAL AGENDA ITEM – BOARD OF REVIEW REPORT

Mayor Cooper introduced John Lizza, Chairman of the Grosse Pointe Shores Board of Review, who was present to address the citizens and Council with a follow up report relating to the 2011 Board of Review. He outlined the following: In 2010 there were 147 appeals, 67% of which were granted, up from 68 appeals in 2009, 42% of which were granted. In 2011 117 appeals were filed, 36% of which were granted. He commended Assessor Tim O'Donnell and the 2011 Board of Review Members and Alternates for performing a difficult job especially due to declining property values and hard economic times. He also addressed public participation in Board of Review meetings. Questions from the public related to: Taxable Value reductions; decision making factors involved in reductions; and reason for exclusion of foreclosures, short sales and estate sales in comparables.

PUBLIC COMMENT ON AGENDA ITEMS

Kay Felt, 900 Lake Shore Road – Commented regarding agenda item 10 C - Council Rules and Procedures.

PUBLIC HEARING

Mayor Cooper then adjourned the meeting of the Council, which reconvened as the Board of Zoning Appeals to consider the following variance request:

910 Lake Shore Road – 2011-01

Dr. and Mrs. Richard Perry – Petitioners request a variance for the following:

Construct a new three-car garage which would be attached to the primary residential structure. The proposed new garage would decrease the required side yard from 13 feet to 3 feet.

Planning Commission Chair Matuja described the variance and stated that it was unanimously recommended for approval by the Planning Commission and that there were no objections from the surrounding neighbors. City Planner Chris McLeod was present, along with Architect Rob Wood, representing petitioners Dr. and Mrs. Richard Perry, to answer questions regarding the variance. Mayor Cooper identified the practical difficulty as being the position of the main house on the property and the floor plan of the home, which combine to prevent building the proposed building further off the property line without damaging the architectural integrity of the main house. There being no comments from the public, motion approving the variance based on the practical difficulty cited by the Planning Commission was offered by Council Member Boyce, seconded by Council Member Geraghty and carried as follows:

AYES: Mayor Cooper, Council Members Boyce, Geraghty, Graziani, and Kedzierski
NAYS: None
ABSTAINED: Council Member Schulte
ABSENT: Council Member Galbenski

Motion passed, 5-0

Mayor Cooper adjourned the Council sitting as the Zoning Board of Appeals and they reconvened as the City Council.

Without objection by Council, Mayor Cooper moved agenda item No. 10A – Special Land Use Request: 910 Lake Shore Road, before the scheduled time on the agenda.

SPECIAL LAND USE REQUEST: 910 Lake Shore Road
Dr. and Mrs. Richard Perry – Petitioners request a Special Land Use for the following:

- **Construction of a new three-car garage which would be attached to the primary residential structure. The proposed new garage would increase the number of garage vehicle spaces on the property from three to six.**

Planning Commission Chair Matuja described the Special Land Use request and answered questions regarding the project. After a short discussion, motion to approve the Special Land Use request was offered by Council Member Boyce, seconded by Council Member Kedzierski and carried as follows:

AYES: Mayor Cooper, Council Members Boyce, Geraghty, Graziani, Kedzierski and Schulte
NAYS: None
ABSTAINED: None
ABSENT: Council Member Galbenski

Motion passed: 6-0

REPORTS BY CHAIRMEN OF BOARDS, COMMITTEES AND COMMISSIONS

A. Budget and Finance

1. Approval of the Bills

The monthly bills were presented by Finance Officer Ricketts, reviewed, discussed and unanimously approved for immediate payment on motion by Council Member Boyce, seconded by Council Member Graziani.

2. Review of Financial Statements

The financial statements were reviewed and placed on file.

B. Public S afety

1. Statistical Report and Monthly Update

The statistical report and monthly update were reviewed and placed on file.

Public Safety Director Stephen Poloni reported on the following:

- Update on recent classes attended by Chief Poloni, Sgt. Wardowski and Sgt. Rohr .

C. Public Works

1. Monthly Update

Director Smith reported on the following public works activities:

- Snow removal update.
- Preparation for spring cleanup.
- Recent cold patch work.
- Brush truck schedule.
- Grosse Pointes/Harper Woods Household Hazardous Waste Drop-off Day - scheduled for Saturday, May 14th, hosted by Grosse Pointe Farms at Pier Park from 9 am. – 1 p.m.

D. Park and Harbor

1. Monthly Update.

Mr. Vick reported on the following park and harbor activities:

- Easter Egg Hunt follow-up.
- Park Pass processing update.
- Summer park hiring process update.
- Centennial Arbor Day Fun Run - scheduled for May 1st at 9:30 a.m.

Harbor Update –

Council Member Geraghty reported the following parks & harbor activities:

- Harbor occupancy update.
- Pods and Kayak Rack availability.
- Schroeder Field House ground breaking follow-up.
- Upcoming Parks & Harbor Committee Meeting - May 10th at 9 a.m. at the GPS Municipal Building.

E. Legal Report

No comments at this time.

F. Manager's Report

- GPYC Special Land Use request – GPYC (788 LSR) has submitted an application for a Special Land Use request which will come before the Planning Commission on April 26th. The proposed project would expand the pool deck area to accommodate patrons.
- Dispatch Update – Draft contracts have been exchanged with Grosse Pointe Farms. Contract should be ready for Council action at the May 3rd COW meeting.
- Harbor Sea Wall – harbor repairs performed in 2009 to the north end sea wall did not hold and necessitate further attention at this time. Engineering consultant, Abonmarche has been contacted and will be contacting the contractor to make repairs.
- Cable Providers – WOW representatives reconfirmed that their company will not apply for a franchise agreement with any community that prohibits them from going door to door as Grosse Pointe Shores' Peddlers Ordinance prohibits.

G. Mayor's Report

In Keeping with the retrospective look at the history of Grosse Pointe Shores, Mayor Cooper read a synopsis covering the period of late 1914 through 1922.

Mayor Cooper then updated the Council on the following:

- Attended SOC's 20th Annual Senior Celebration on April 14th and presented deserving resident Helen Bai with the Senior "All Star" Volunteer Award.
- Will be representing Grosse Pointe Shores on May 4th at the Optimists Respect for Law Day.
- Annual Mayors' Prayer Breakfast - scheduled for May 5th at the GPYC @ 7:30 a.m.
- May 6th – Will be interviewed along with GPSIF President Lynn Galbenski, and Beautification Chair Helen Bai, on the John Prost War Memorial Show regarding the GPS July Centennial Celebration events.
- Centennial Celebration planning update.

NEW BUSINESS

PUBLIC HEARING

Proposed Ordinance No. 255 – Restrictions on Dumpsters and PODS.

Mr. Vick and Mr. McInerney reported on the following:

The Planning Commission has been discussing proposed changes to the zoning ordinance related to commercial dumpsters and temporary storage units at residential homes. At its March 29 meeting, the Planning Commission voted to recommend enactment by the Council of proposed Ordinance 255.

After a short discussion, Mayor Cooper opened up comments to the public. An item of discussion included: Portable toilets on residential properties.

There being no further comments, motion to adopt amendments to proposed Ordinance No. 255 was offered by Council Member Graziani, seconded by Council Member Kedzierski and carried as follows:

AYES: Mayor Cooper, Council Members Boyce, Geraghty, Graziani, Kedzierski, and Schulte
NAYS: None
ABSENT: Council Member Galbenski

Motion passed: 6-0

It was also noted that there will be a $25.00 permit fee to be applied.

Council Rules and Procedures – Proposed Amendment

As a follow-up from the March Council Meeting, Mayor Cooper proposed the following amendment to Council Rules and Procedures:

Page 4, Paragraph 3

"Council Members wishing to have items placed on the agenda shall make such a request in writing to the Mayor *or City Manager* and deliver their request, with any necessary supplemental information, to the Clerk no later than 12:00 Noon on the Thursday before a Tuesday meeting. *It may be necessary for Council Members to meet with the Mayor and/or City Manager for proper development of their agenda request."*

Motion to approve the proposed amendment was offered by Mayor Cooper and seconded by Council Member Boyce. Discussion followed. Items of discussion included: Restriction of

topics; Transparency; Advanced preparation; Equal opportunities for discussion; Timeline concerns; Process and structure.

After further discussion Mayor Cooper amended his motion to the last sentence to read as follows: *It may be helpful for Council Members to meet with the Mayor and/or City Manager for proper development of their agenda request."*

The amended motion by Mayor Cooper was seconded by Council Member Boyce and carried as follows:

AYES: Mayor Cooper, Council Members Boyce, Geraghty, Graziani, Kedzierski, and Schulte
NAYS: None
ABSENT: Council Member Galbenski

Motion Passed: 6-0

Facility Use Policy

Mr. Vick reported on the following:

Currently, the City does not have a facility use policy to address resident requests for usage of City Hall buildings. It is recommended that the City take steps to adopt a facility usage policy to address issues such as: insurance, rental prioritization, clean-up, deposits, fee structures, permitted uses, restrictions, etc.

It is the recommendation that the Parks and Harbor Committee prepare a facility use policy which would cover the usage of City Hall and the new Schroeder Park Multi Purpose Building and that a moratorium on building usage requests be put in place until such time that the facility use policy is adopted by City Council.

Discussion followed. Topics of discussion included: Town hall meetings, moratorium length; fire code requirements, and need for guidelines.

Motion to have the Parks and Harbor Committee prepare a facility use policy and recommend approval to City Council within 60 days, and to place a moratorium upon usage of the Council room for anything other than official functions until approval of a facilities use policy, was offered by Mayor Cooper, seconded by Council Member Geraghty and carried as follows:

AYES: Mayor Cooper, Council Member Boyce, Geraghty, and Graziani.
NAYS: Council Members Kedzierski and Schulte
ABSENT: Council Member Galbenski

Motion passed: 4-2

PUBLIC COMMENT ON NON-AGENDA ITEMS

Raymond Rahi, 805 Michaux Lane – Franchise agreements with cable providers, agenda process, and budget discussions.

Kay Felt, 900 Lake Shore Road – Concern over audio difficulty; and televising of COW meetings.

John Booth, 980 Lake Shore Road – Budget concerns; and Town Hall meeting location suggestion.

COUNCIL MEMBER COMMENTS

Council Member Geraghty – Park pass application update; and announced upcoming Parks and Harbor meeting.

Council Member Schulte – Concerns related to access and sound quality regarding the audio system.

Council Member Graziani – Encouraged resident's input and attendance at upcoming committee meetings regarding the 2011/12 budget. Wished everyone a Happy Easter.

Council Member Boyce – Congratulated resident Helen Bai on receiving the Senior "All Star" Award and thanked her for her dedication to the community; Announced details regarding Sponsor a Garden and upcoming Spring planting dates.

Council Member Kedzierski – Encouraged participation at upcoming finance meetings regarding budget preparation; and spoke regarding community amenities and services.

NEXT MEETINGS

The next two meetings of the Council are scheduled for 7:00 p.m. Tuesday, May 17, 2011 and Tuesday, June 14, 2011 at the GPS Municipal Building.

ADJOURNMENT

The meeting of the Council was adjourned by motion unanimously approved at 9:40 p.m.

Brian P. Vick, City Clerk

VILLAGE OF GROSSE POINTE SHORES, A MICHIGAN CITY

RULES AND PROCEDURES FOR CITY COUNCIL MEETINGS

As amended April 19, 2011

I. **Regular and Special Meetings.**

All meetings of the Council shall be held in compliance with state law, including the Open Meetings Act, and these rules.

A. Regular meetings.

The Council will meet monthly, ordinarily on the third Tuesday of each month, beginning at 7:00 p.m. Meetings will ordinarily be held in the Council chambers in the municipal building. Meetings may be rescheduled or relocated upon approval of the Council.

B. Special meetings.

A special meeting shall be called by the Clerk upon the written request of the Mayor, the City Manager, or any two members of the Council on at least 24 hours' written notice to each Council Member served personally or left at the Council Member's usual place of residence. Special meeting notices shall state the purpose of the meeting. No official action shall be transacted at any special meeting of the Council unless the item has been stated in the notice of such meeting.

C. Emergency Meetings.

Pursuant to the Open Meetings Act, the Council may meet in emergency session on shorter notice in the event of a severe and imminent threat to the health, safety or welfare of the public when two-thirds (2/3) of the membership serving on the Council decide that delay would be detrimental to the City's efforts to lessen or respond to the threat.

D. Posting requirements for meetings.

Within 10 days after the first meeting of the Council in a calendar year, a public notice stating the dates, times and places of regular monthly Council meetings for the remainder of the year shall be posted at the City office and on the City website.

For a rescheduled regular meeting or a special meeting of the Council, a public notice stating the date, time and place of the meeting shall be posted at least 18 hours before the meeting at the City office and on the City website.

Notice is not required to be posted for a meeting of the Council in emergency session, although notice should be posted at the City office and on the City website if practicable.

E. Minutes of regular and special meetings.

1. The Clerk shall attend Council meetings and record all the proceedings and actions of the Council in accordance with the Open Meetings Act. In the absence of the Clerk, the Council may appoint one of its own members or another person to temporarily perform the Clerk's duties.

2. The Council shall make any necessary corrections to the minutes, and approve the minutes, as proposed or as corrected, at the next regular meeting after the meeting to which the minutes refer.

3. Minutes are public records open to public inspection and shall be available at the office.

4. The Clerk shall make proposed minutes available for public inspection within 8 business days after the meeting to which the minutes refer. The Clerk shall make approved minutes available for public inspection within 5 business days after the meeting at which the minutes are approved by the Council.

5. The Clerk, or the Clerk's designee, may audiotape a Council meeting to aid in the preparation of minutes of the meeting. Once the meeting minutes have been approved by the Council, the audiotape of the meeting shall be destroyed, unless the audiotape is subject to a pending request under the Freedom of Information Act. Audio/video recordings of Council meetings made for purposes of public viewing or telecast shall be retained for ten years after the date of the meeting, and may be destroyed thereafter.

II. Conduct of Meetings.

A. Meetings to be public.

1. All regular and special meetings of the Council shall be open to the public, and citizens shall have a reasonable opportunity to be heard in accordance with these rules, except that all or part of a meeting may be closed to the public in accordance with the Open Meetings Act.

2. All non-closed meetings of the Council shall be open to the media, freely subject to recording by radio, television or photographic services at any time, provided that such arrangements do not interfere with the orderly conduct of the meetings.

B. Agenda.

Each meeting shall proceed pursuant to an agenda prepared in advance of the meeting by the Mayor or the Mayor's designee, with the following order of business:

1. Call to Order.

2. Roll Call.

3. Approval of Minutes of Prior Meeting(s).

4. Special agenda items, if any.

5. Public Comments on Agenda Items.

6. Reports by Chairpersons of Boards, Committees and Commissions.

   a. Budget and Finance.

   b. Public Safety.

   c. Public Works.

   d. Parks and Harbor.

   e. Other Boards, Committees or Commissions.

   f. Legal Report.

   g. Manager's Report.

   h. Mayor's Report.

D. Duty to Vote.

Under Section 3.21(c) of the Charter, "all members of the Council, including the Mayor, shall vote on all questions before Council except in the case of a conflict of interest or as otherwise provided by law." Conflicts of interest are governed by MCL §15.321, *et seq.* Generally, no Council Member shall vote on any question in which he or she has a financial interest, other than the common public interest, or on any question concerning his or her own conduct. If a question of conflict of interest arises, the Council shall by simple majority vote of the remaining Members determine whether a conflict exists. Any Council Member abstaining from a vote shall not participate in the discussion of that item.

V. Citizen Participation.

The following rules govern statements by members of the public during the periods of Council meetings reserved for such comments:

A. The presiding officer shall recognize members of the public who indicate a desire to address the Council. Where a large number of speakers is expected, a sign-up system may be employed to insure that all are provided with the opportunity to speak.

B. Comments on agenda items should be limited to agenda items. Comments on non-agenda items should be limited to matters within the jurisdiction of City government.

C. No individual's comment shall exceed three minutes without the express permission of the presiding officer. If an individual indicates he or she is speaking on behalf of an organization, such individual may speak for up to five minutes, but no other representative of such organization will be recognized.

D. Each speaker shall begin his or her comments by identifying himself or herself by name and address.

E. Individuals addressing the Council shall take into consideration and be governed by the rules of common courtesy. The presiding officer may terminate the comments of a person who violates such rules. The public comments portions of the meeting should not be used to make personal comments about a Council Member or City employee or contractor that are unrelated to the manner in which such person performs his or her duties to the City.

F. Public comments, including questions, should be addressed to the presiding officer. Council Members may question or respond to speakers, but are not obligated to do so. The presiding officer may, but is not obligated to, call upon a City officer or department head to respond to a question or comment from a member of the public, or may refer such questions or comments to a City officer or department head for consideration.

VI. Miscellaneous.

A. Amendment of rules.

The Council may alter or amend these rules at any time by a majority vote of its members.

B. Suspension of rules.

These rules may be suspended for a specified portion of a meeting by an affirmative vote of two-thirds of the Council Members present, except that Council actions shall conform to the City charter and ordinances, state statutes, and the Michigan and United States Constitutions.

C. Confidential Information.

A Council Member shall not divulge to an unauthorized person confidential or privileged information acquired during the course of his or her duties as a Council Member, including, without limitation, information imparted or discussed during or in connection with a closed meeting of the Council.

D. Personal Opinion.

The Mayor or designee functions as the official spokesperson for the Council. From time to time, however, individual Council Members make public statements on City matters to local media or to other public officials and/or state or federal officials. Sometimes the statements imply, or the readers or listeners infer, that the opinions expressed or statements made are the official positions of the Council. The misunderstandings that can result from these incidents can embarrass both the member and the Council. Therefore, when writing or speaking on City matters to the media, legislators, and other officials, Council Members should make it clear that their views do not necessarily reflect the views of the Council or of their colleagues on the Council unless they have been specifically authorized or designated by the Council or the mayor to speak on behalf of the Council.

Approved at the meeting of the City Council held on December 21, 2010:

Yes: Council Members Boyce, Galbenski, Geraghty, Graziani, Kedzierski, Schulte and Mayor Cooper.

No: None.

Absent: None.

Amendment (to Section II(B)(12), ¶3, p.4) approved at the meeting of the City Council held on April 19, 2011:

Yes:	Council Members Boyce, Geraghty, Graziani, Kedzierski, Schulte and Mayor Cooper.
No:	None.
Absent:	Council Member Galbenski.

VILLAGE OF GROSSE POINTE SHORES, A MICHIGAN CITY
SPECIAL CITY COUNCIL MEETING MINUTES
May 3, 2011

A Special Council meeting of the Village of Grosse Pointe Shores, A Michigan City was held on Tuesday, May 3, 2011 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 Cooper.

ROLL CALL

Present: Mayor James Cooper
David Galbenski, Brian Geraghty,
Daniel Schulte, and Thaddeus Kedzierski

Absent: Council Members Victoria Boyce, and Robert Graziani

Also present: City Clerk/Manager Brian P. Vick
Finance Director Rhonda Ricketts
Planning Commission Chair Mary Matuja

All correspondence and reports relating to this meeting are either attached or placed on file.

SPECIAL LAND USE REQUEST

788 Lake Shore Road (GPYC) – 2011-02
Petitioners Request a Special Land Use for the following:

Pool deck improvements.

- Planning Commission Chair Matuja was present and introduced the proposed pool deck expansion project. John Vitale was present from Hamborski Solutions who will be constructing the pool deck expansion at the Grosse Pointe Yacht Club. He explained that the applicants are proposing construction of, an approximately, 400 square foot expansion of the existing pool deck and surrounding railing. Discussion by the City Council included public safety access and overhead clearance due to the overhang.

Motion by Council Member Geraghty, Support by Council Member Galbenski that the Special Land Use be granted. Motion carried as follows:

AYES: Mayor Cooper, Council Members Galbenski, Geraghty, Kedzierski and Schulte
ABSENT: Council Members Boyce and Graziani

Motion passed: 5-0

PROPOSED GROSSE POINTE SHORES DISPATCH/LOCK-UP AGREEMENT WITH GROSSE POINTE FARMS

City Council had been provided a copy of the proposed agreement which has been reviewed by Mr. McInerney and legal representation for Grosse Pointe Farms. Pending positive action by Grosse Pointe Shores this matter will be on the Grosse Pointe Farms agenda on May 16th.

Motion by Council Member Galbenski, Support by Council Member Geraghty, that the City enter into the proposed dispatch and lockup agreement with Grosse Pointe Farms. Motion carried as follows:

AYES: Mayor Cooper, Council Members Galbenski, Geraghty, Kedzierski and Schulte
NAYS: None
ABSENT: Council Members Boyce and Graziani

Motion passed: 5-0

PUBLIC COMMENT

None

ADJOURNMENT

The Special Meeting of the Council was adjourned at 7:20 p.m. on motion by Council Member Galbenski, seconded by Council Member Geraghty and carried by unanimous vote. The City Council would be reconvening as the Committee of the Whole at 7:30 p.m.

Brian P. Vick, City Clerk

VILLAGE OF GROSSE POINTE SHORES, A MICHIGAN CITY
MINUTES OF CITY COUNCIL MEETING
May 17, 2011

A monthly meeting of the City Council of Village of Grosse Pointe Shores, A Michigan City was held on Tuesday, May 17, 2011 in the Council Chambers of the Grosse Pointe Shores Municipal Building, 795 Lake Shore Road. The meeting was called to order at 7:10 p.m. by Mayor Cooper.

ROLL CALL

Present: Mayor James Cooper
Council Members Victoria Boyce, David Galbenski, Brian Geraghty, Robert Graziani, and Thaddeus Kedzierski

Absent: Council Member Daniel Schulte

Also present: City Clerk/Manager Brian P. Vick
City Attorney Mark McInerney
Public Safety Director Stephen Poloni
Finance Director Rhonda Ricketts
Public Works Director Brett Smith

All correspondence and reports relating to this meeting are either attached or placed on file.

APPROVAL OF MINUTES OF THE APRIL 19, 2011 REGULAR COUNCIL MEETING

The minutes of the April 19, 2011 Regular Council Meeting were approved on motion by Council Member Boyce, seconded by Council Member Graziani and carried by unanimous vote.

APPROVAL OF MINUTES OF THE MAY 3, 2011 SPECIAL COUNCIL MEETING

Manager Vick indicted he had one correction to the May 3, 2011 Special Council Meeting Minutes on the vote of the Special Land Use Request for 788 Lake Shore Road (GPYC). The amendment is as follows:

To reflect that Council Member Kedzierski voted AYE that the Special Land Use Request be granted with the motion carrying 5-0.

Motion to approve the May 3, 2011 Special Council Meeting Minutes with the amendment was offered by Council Member Galbenski, seconded by Council Member Geraghty and carried by unanimous vote.

SPECIAL AGENDA ITEM – FISCAL YEAR 2011-2012 BUDGET HEARING

As required by law, the Council then conducted a public hearing on the FY 2011-12 Budget

Manager Brian Vick presented a power point presentation outlining the draft budget.

Public Comment

- John Booth, 980 Lake Shore Road – Spoke regarding General Fund Balance, Revenues, Court fines, Judicial expenses, and suggested elimination of full time Court Administrator position.

There being no further comments from the public, Mayor Cooper closed the Public Hearing and announced the upcoming Committee of the Whole meeting dates. Mayor Cooper suggested consideration of a Town Hall Meeting prior to the June 7th COW meeting to give the residents another opportunity for public input. After a short discussion between the Council, it was decided to welcome the suggestion and hold a COW Town Hall Meeting at 7:00 p.m. on June 7, 2011.

PUBLIC COMMENT ON AGENDA ITEMS

None

REPORTS BY CHAIRMEN OF BOARDS, COMMITTEES AND COMMISSIONS

A. Budget and Finance

1. Approval of the Bills

The monthly bills were presented by Finance Officer Ricketts, reviewed, discussed and unanimously approved for immediate payment on motion by Council Member Boyce, seconded by Council Member Graziani.

2. Review of Financial Statements

The financial statements were reviewed and placed on file.

B. Public Safety

1. Statistical Report and Monthly Update

The statistical report and monthly update were reviewed and placed on file.

Public Safety Director Stephen Poloni reported on the following:

- Received $8,000 grant from St. John's Hospital to upgrade existing LifePak 12.
- Update of officer actions in a fire rescue and an attempted suicide.

C. Public Works

1. Monthly Update

Director Smith reported on the following public works activities:

- Park and pool maintenance update.
- Harbor maintenance update.
- Tennis courts are in the process of being power washed.
- New floating jet ski docks have been installed.

D. Park and Harbor

1. Monthly Update.

Mr. Vick reported on the following park and harbor activities:

- Lifeguard orientation is scheduled for Monday, May 23rd
- Pool opens for season – Friday, May 27th – limited hours
- Full time pool hours begin Monday, June 20th.
- Monday, June 13th 1st session swim lesson sign up; lessons begin Monday, June 20th
- Wednesday, June 22nd first Sharks swim meet at St. Clair Shores.

Harbor Update –

Council Member Geraghty reported the following parks & harbor activities:

- Park & Harbor Committee is researching usage patterns for the Schroeder Building and Council Chambers. Will present plan to City Council at their June 14th meeting.

E. Legal Report

- Grosse Pointe Farms City Council approved the Farms/Shores Intergovernmental Emergency Dispatch and Lockup Services Agreement at their May 16th Council Meeting.

F. Manager's Report

- Announced resignation of GPS Court Administrator Julie Moore who was recently hired by the City of Grosse Pointe Woods. GPS is exploring the option of creating an employee shared arrangement between the two cities.

G. Mayor's Report

Mayor Cooper thanked Court Administrator Julie Moore for all her years of hard work at Grosse Pointe Shores.

In keeping with the retrospective look at the history of Grosse Pointe Shores, Mayor Cooper read a synopsis covering the period of late 1923 through 1931.

Mayor Cooper then updated the Council on the following:

- May 22nd through May 28th the John Prost show (Channel 5) will air the interview regarding the GPS July Centennial Celebration events.
- Centennial Pole Banners have been completed and are displayed throughout the Village.
- Update on final arrangements of July Centennial weekend events.
- Announced dates of upcoming events where he will be representing Grosse Pointe Shores.
- Upcoming Mayor Office Hours – Friday, June 10th

OLD BUSINESS

CLEMIS

Mr. Vick reported the following:

In March, 2011, City Council authorized seed money ($8,000) to begin the process of obtaining CLEMIS (Courts & Law Enforcement Management Information System). Participation in CLEMIS is required in order to combine dispatch operations with Grosse Pointe Farms. Since that time, the public safety department has been able to confirm the cost estimates and Chief Poloni was able to attend the CLEMIS Board meeting at which they formally considered, and accepted, the request for the City to participate in the program.

Chief Poloni and Sgt. Rohr have compiled a cost breakdown to purchase CLEMIS. The annual charges will be $16,377 and the one-time equipment is $33,916.

After a brief discussion between the Council, motion to purchase CLEMIS related equipment in the amount of $33,916 and the annual fee of $16,377 with equipments costs to be paid from any FY2010-11 fund balance, if any, and any remaining amount due, paid from the FY2011-12 budget was offered by Council Member Boyce, seconded by Council Member Geraghty and carried as follows:

AYES: Mayor Cooper, Council Members Boyce, Galbenski, Geraghty, Graziani, and Kedzierski
NAYS: None
ABSENT: Council Member Schulte

Motion passed: 6-0

Retiree Health Care – BRC Report Implementation

Mr. Vick reported the following:

In March 2011, City Council received the Blue Ribbon Committee Report on retiree health care and directed the City Manager to begin the process of gathering the necessary feedback from the actuaries, legal counsel and health care consultant towards the implementation of the BRC recommendations.

City Council, sitting as the Committee of the Whole, has been provided information from the actuary, the health care consultant and met with the labor attorney on this topic. While additional information from some of these consultants will continue, City Council has the opportunity to begin implementing aspects of the Blue Ribbon Committee Report to begin saving money in the short and long term. Mr. Vick outlined the following for the City Council to consider:

1. Retiree Health Care for New Employees: It is recommended that the City discontinue offering a defined benefit retiree healthcare plan for new hires. That new hires are offered $1,500 per year to be paid into a defined contribution retiree healthcare account. This provision will need to be negotiated with the unionized employees.
2. Retiree Health Care for Current Non-Unionized Employees: It is recommended that the City Council, through the labor attorney, begin meeting with non-union employees which have not been part of a union while at Grosse Pointe Shores about moving them from a defined benefit health care plan to a defined contribution health care plan. There are four employees in this category and Mr. Fanning, in consultation with the City Council representatives, is instructed to begin the process with the City Manager.
3. Active Employee Health Care – That the City change from the current CB1 - $1,000 deduct $10/$20 deductible 75% wrap funding plan to a FB 3 Med Plan ($4,000/$2,000

require that the other Grosse Pointes and Harper Woods pay 50% of their respective costs upon contract execution and 50% by December 1, 2011. Costs will be paid from any FY2010-11 fund balance, if any, and any remaining amount due, if any, paid from the FY2011-12.

After a brief discussion, motion that Grosse Pointe Shores, in conjunction with Harper Woods and the other Grosse Pointe communities, take advantage of the federal grant and make payment to Grosse Pointe Farms for the Grosse Pointe Shores share of the radio system contingent upon unanimous approval by all of the participating communities was offered by Council Member Boyce, seconded by Council Member Geraghty and carried as follows:

AYES: Mayor Cooper, Council Members Boyce, Galbenski, Geraghty, Graziani, and Kedzierski
NAYS: None
ABSENT: Council Member Schulte

Motion passed: 6-0

PUBLIC COMMENT ON NON-AGENDA ITEMS

John Booth, 980 Lake Shore Road – Spoke regarding the elimination of Court Administrator position; budget and millage rate comments and concerns.

COUNCIL MEMBER COMMENTS

Council Member Geraghty – Encouraged working together to obtaining goals on reducing costs and maintaining high service levels.

Council Member Graziani – Thanked Manager Vick on budget presentation; Encouraged resident's input and attendance at May 31st COW Meeting.

Council Member Galbenski – Thanked Court Administrator Julie Moore for many years of dedicated service; Applauded work of Blue Ribbon Committee; Believes construction of Schroeder Field House is positive action going forward; Encouraged attendance and input at upcoming meetings.

Council Member Boyce – Thanked Julie Moore for dedication; Sponsor a Garden update; Announcement of Spring planting dates.

Council Member Kedzierski – Committee of the Whole meeting updates; Encouraged participation at upcoming finance meetings regarding budget preparation; and thanked Court Administrator Julie Moore.

NEXT MEETINGS

The next two meetings of the Council are scheduled for 7:00 p.m. Tuesday, June 14, 2011 and Tuesday, July 19, 2011 at the GPS Municipal Building.

ADJOURNMENT

The meeting of the Council was adjourned by motion unanimously approved at 8:41 p.m.

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Brian P. Vick, City Clerk

VILLAGE OF GROSSE POINTE SHORES, A MICHIGAN CITY
MINUTES OF CITY COUNCIL MEETING
June 14, 2011

A monthly meeting of the City Council of Village of Grosse Pointe Shores, A Michigan City was held on Tuesday, June 14, 2011 in the Council Chambers of the Grosse Pointe Shores Municipal Building, 795 Lake Shore Road. The meeting was called to order at 7:08 p.m. by Mayor Cooper.

ROLL CALL

Present: Mayor James Cooper
Council Members Victoria Boyce, David Galbenski, Brian Geraghty, Robert Graziani, Thaddeus Kedzierski and Daniel Schulte

Also present: City Clerk/Manager Brian P. Vick
City Attorney Mark McInerney
Public Safety Lieutenant James Demeulenaere
Finance Director Rhonda Ricketts
Public Works Director Brett Smith

All correspondence and reports relating to this meeting are either attached or placed on file.

APPROVAL OF MINUTES OF THE MAY 17, 2011 REGULAR COUNCIL MEETING

The minutes of the May 17, 2011 Regular Council Meeting were approved on motion by Council Member Boyce, seconded by Council Member Geraghty and carried by unanimous vote.

SPECIAL AGENDA ITEM

Mayor Cooper then adjourned the meeting of the Council, which reconvened as the Board of Zoning Appeals to consider the following variance request:

Planning Commission Chair Mary Matuja presented the following petition:

59 Lake Shore Lane – 2011-03
Mr. & Mrs. Kurt Weaver – Petitioners wish to build an addition which requires a variance for the following:

- **Side yard setback of 6 feet 7 inches for a distance of 12 feet 6 inches (variance of 3 feet 5 inches). Ordinance requires 10 feet.**

Ms. Matuja described the proposed variance and stated that it was unanimously recommended for approval by the Planning Commission at their May 24th meeting identifying the practical difficulty as being that the structure is on a non-conforming lot. She also noted that the surrounding neighbors had been notified, signatures obtained, and that there were no objections to the addition. Petitioner Weaver was present and thanked the board for considering his request. There being no further discussion, motion approving the variance based on the practical difficulty was offered by Council Member Boyce, seconded by Council Member Kedzierski and carried as follows:

AYES: Mayor Cooper, Council Members Boyce, Galbenski, Geraghty, Graziani, and Kedzierski
NAYE: None
ABSTAINED: Council Member Schulte

Motion passed: 6-0

Mayor Cooper adjourned the Council sitting as the Zoning Board of Appeals and they reconvened as the City Council.

Fiscal Year 2011-2012 Budget Hearing

City Manager Vick provided the audience with an introduction of the budget preparation and adoption process. Introductory topics included: Historical timeline, Ending FY2010/11, Taxable Value, Focus of Discussions, Inclusive Participation, Where Tax Dollars Go, Sources of Savings, Financial Health, Service Levels, and Benchmarking. He also distributed material to Council with a synopsis of the revenue and expenditures for the general fund and cost saving measures. In conclusion, Mr. Vick stated that following the Committee of the Wholes discussions and recommending vote at their June 7th meeting that the millage be increased 1.75 mills, he is recommending that the millage rate be increased only 1.25 mills (to a total of 17.14 mills), where 89% of the property owners will see a reduction in their summer taxes, and 93% will see a reduction in their total summer/winter tax bill.

As required by law, the Council then conducted a public hearing on the FY 2011-12 budget.

Public Comment

- Pat Chasteen, 51 Colonial Road – Spoke regarding millage rate comparisons to other Grosse Pointe communities.
- John Booth, 980 Lake Shore Road – Spoke regarding SEV reductions; opinion regarding millage increase.
- Robert Lee, 29 Belle Meade – Spoke regarding employee pension and health care plans; opinion regarding millage increase; legacy costs; and 2010 recall election.
- Kay Felt, 900 Lake Shore Road – Regarding: sanitation and parks & recreation budget; email regarding lighting in municipal parking lot; and June 7th COW Meeting concerns.

- Mary Matuja, 865 Lake Shore Road – Regarding maintaining service levels.
- Harry Kurtz, 20 N. Duval – Regarding emergency financial manager and impact on property values; and comments regarding June 7th COW Meeting.
- Jim Anderson, 579 Lake Shore Road – Request for continuation of high level Grosse Pointe Shores Services.
- Pauline Lessnau, 86 Vernier – Encouraged cuts and discouraged millage increase.
- Raymond Rahi, 805 Michaux Lane – Spoke regarding challenges and dissatisfaction of proposed budget.
- Vito Cusenza, 562 Ballantyne – Opinion on COW Meetings, City Manager's salary, city employees, and lack of action on Blue Ribbon Committee recommendations.
- Janice Pemberton, 62 Michaux Ct. – Opinion on millage increase, recession, unemployment, housing values, and economy.
- Elias Ropotos, 35 Fontana Lane – Expressed gratitude and support of Council.
- Gerry Miserendino, 30 Woodland Shore – Spoke regarding house values; and disapproval of tax increase.

There being no further comments from the public, Mayor Cooper closed the Public Hearing and moved to the Adoption of the Fiscal Year 2011-2012 budget.

Adoption of Fiscal Year 2011 – 2012 Budgets and Tax Rate

Motion to approve the recommendation from the City Manager for an increase of 1.25 mills and adoption of that rate was offered by Council Member Boyce, and seconded by Council Member Geraghty. Discussion followed. Points of discussion included: Strategic considerations regarding building the fund balance; vehicle replacement schedule; road replacement; Contract negotiations; revenue and expenses; legacy costs; banked sick time; implementation of multiple year budget; review of recent implementation of reduced benefits; competitive compensation packages; concern over attracting and retaining competent and competitive employees; questioning of timing on addressing proposals; stabilizing revenue; consistency in plans and actions by Council; administrative job consolidation and cuts; concern over competitive millage rates; tax effect per household; millage effect relating to strategy on fund balance and impact on any unexpected infrastructure issues; legality issues related to reducing defined benefit plans and health care funds; Public Safety dispatch consolidation; and loss of employees. After no further discussion the motion carried as follows:

AYES: Mayor Cooper, Council Members Boyce, Geraghty, and Graziani
NAYS: Council Member Galbenski, Kedzierski, and Schulte

Motion passed: 4-3

Following conclusion of the budget discussions, Council adjourned for a brief period.

PUBLIC COMMENT ON AGENDA ITEMS

Harry Kurtz, 20 N. Duval – Spoke regarding dispatch consolidation, Grosse Pointe Shores employees, and inquiry into Council Member Kedzierski's budget proposal.

Janice Pemberton, 62 Michaux Ct. – Inquired into Facility Use Policy; and concern over pool hours and group picnics.

Vito Cusenza, 562 Ballantyne – Inquired into water contract and installation of water tank.

REPORTS BY CHAIRMEN OF BOARDS, COMMITTEES AND COMMISSIONS

A. Budget and Finance

1. Approval of the Bills

The monthly bills were presented by Finance Officer Ricketts, reviewed, discussed and unanimously approved for immediate payment on motion by Council Member Graziani, seconded by Council Member Boyce.

2. Review of Financial Statements

The financial statements were reviewed and placed on file.

B. Public Safety

1. Statistical Report and Monthly Update

The statistical report and monthly update were reviewed and placed on file.

Public Safety Lieutenant James Demeulenaere reported on the following:

- Grosse Pointe Farms dispatch training.
- CLEMIS equipment update.
- EMS System update
- ISO update

C. Public Works

1. Monthly Update

Director Smith reported on the following public works activities:

- Thanked Beautification Committee and resident volunteers for participation in annual planting day.

- Grass cutting and rubbish route updates.
- Water main break repairs update.
- Street Sweeper schedule.
- Basement flooding update and process.

Council Member Schulte questioned Director Smith regarding the June 7th Committee of the Whole Meeting.

D. Park and Harbor

1. Monthly Update.

Mr. Vick reported on the following park and harbor activities:

- Class Registration schedule.
- Upcoming events.
- Early Morning and Aerobic Swim details.
- Procedures for Park/Pool group picnic requests.

Council Member Schulte questioned Manager Vick regarding the recent hiring of a new Park Director.

Council Member Geraghty reported the following parks & harbor activities:

- Harbor Fee update.
- Grosse Pointe Farms cooperation regarding aquatic program.
- Inquiring into Pickle Ball interest.

E. Legal Report

No comments.

F. Manager's Report

- Request from Grosse Pointe Yacht Club regarding use of Osius Park for Day Camp. Will forward to Parks & Harbor Committee for review and process.

G. Mayor's Report

Mayor Cooper updated the Council on the following:

- Arrangements regarding July Centennial weekend events.

- Recognition of Centennial Event sponsors.

OLD BUSINESS

Water and Sewer Rates

Mr. Vick reported the following:

During the FY 2011-12 budget discussions of the Committee of the Whole, the committee discussed the water and sewer rates which are currently $55.44 per unit. In August 2008, the City Auditor, Plante & Moran performed a five year financial forecast for the Grosse Pointe Shores Water and Sewer Fund. The analysis recommended a rate structure that increased to $62.16 effective April, 2011. The rational for increasing the rate structure was supported by the current auditor, Abraham & Gaffney during their audit of the FY 2009-10 budget, when they recommended that the city increase the rate structure to cover all budgetary costs.

The Committee of the Whole also reviewed comparable rates from the other Grosse Pointe communities which showed that Grosse Pointe Shores has the lowest water and sewer rates. Proposed rate increases were selected which would offset annual rate increases from Detroit Water and Sewer and provide funds to maintain the water and sewer infrastructure which is owned and operated by the City.

After discussion among the Council, motion that the City increase the combined water and sewer rate to $62.16 per unit effective July 1, 2011 and adjusted further on January 1, 2012 to a combined rate of $65.08 per unit was offered by Council member Boyce, seconded by Council Member Geraghty and carried as follows:

AYES: Mayor Cooper, Council Members Boyce, Galbenski, Geraghty, Graziani, Kedzierski and Schulte
NAYS: None

Motion passed: 7-0

Facility Use Policy

Mr. Vick reported the following:

In April, it was recommended that the City adopt a facility use policy. The City Council directed the Parks and Harbor Committee to prepare a policy and recommendation to the City Council within 60 days.

The Parks and Harbor Committee met in May and June during which they looked at policies from a number of communities including the other Grosse Pointes to assist them in their efforts to prepare a policy.

It is the recommendation of the Parks and Harbor Committee that the proposed Facility Use Policy be adopted by the City Council.

Discussion ensued among the members of the Council. After discussion, a motion for City Council to implement the proposed Facility Use Policy with a minor edit to section *E. Temporary Structures on City Property* for consistency; and edits to formatting consistency throughout the policy was offered by Council Member Galbenski, seconded by Council Member Boyce and carried as follows:

AYES: Mayor Cooper, Council Members Boyce, Galbenski, Geraghty, Graziani, and Kedzierski
NAYS: Council Member Schulte

Motion passed: 6-1

NEW BUSINESS

Budget Amendments

Mr. Vick reported the following:

The City Council has received the most recent Revenue and Expenditure reports which show that the City is on target to end the fiscal year with a balanced budget. One "housekeeping" item which the auditors have recommended pertains to the accounting of the water and sewer debt service bonds. The General Fund has been reduced in the revenue category as well as in line item 990 in the Financial Administration department. These amounts are now reflected in the Debt Service Fund.

It is the recommendation of the City Finance Director, concurred by the City Manager that the budget amendments for FY 2010-2011 be approved.

After a brief discussion, motion to approve the budget amendments for FY 2010-2011 was offered by Council Member Kedzierski, seconded by Council Member Graziani and carried as follows:

AYES: Mayor Cooper, Council Members Boyce, Galbenski, Geraghty, Graziani, Kedzierski and Schulte
NAYS: None

Motion passed: 7-0

Fireworks Display Permit and Risk Transfer Agreement

Mr. Vick reported the following:

The City received a fireworks display application from Great Lakes Fireworks who will be conducting the Grosse Pointe Yacht Club Fireworks on July 4, 2011. Per Public Act 328 of 1931 the legislative body of the city is the authorized agency to grant firework display permits.

The City's insurance carrier categorizes firework displays as a "special hazard" and have presented the applicant with a "Risk Transfer Agreement" which they have to sign.

Per the recommendation of the City Manager, motion that City Council grant the Fireworks Display Permit and authorize the City Manager to execute the Risk Transfer Agreement on behalf of the City was offered by Council Member Graziani, seconded by Council Member Galbenski and carried as follows:

AYES: Mayor Cooper, Council Members Boyce, Galbenski, Geraghty, Graziani, Kedzierski, and Schulte.
NAYS: None

Motion passed – 7-0

PUBLIC COMMENT ON NON-AGENDA ITEMS

Helen Bai, 51 Fairford Road – As Beautification Chair, acknowledged volunteers who participated in the planting of the annual flowers for Grosse Pointe Shores.

Julie Moore, GPS Court Administrator – Read resignation letter and thanked Grosse Pointe Shores for many wonderful years of employment.

COUNCIL MEMBER COMMENTS

Council Member Geraghty – Thanked Julie Moore for her dedication to Grosse Pointe Shores; Spoke regarding the budget; and thanked all municipal employees.

Council Member Schulte – Thanked audience members who spoke at meeting.

Council Member Graziani – Thanked everyone for attending Council and COW meetings and sharing their views; Thanked Department Heads and employees for hard work and dedication on behalf of Council and Community.

Council Member Galbenski – Spoke regarding the budget and building the future together; Applauded work of Court Administrator Julie Moore and thanked all employees.

Council Member Boyce – Thanked participation and effort in balancing the budget; Thanked Beautification Chair Helen Bai, volunteers, and DPW Staff for beautification of Village; Update on Sponsor a Garden project.

Council Member Kedzierski –Thanked Court Administrator Julie Moore; Spoke regarding residency in Grosse Pointe Shores; Encouraged achieving multiple year budget; and thanked everyone for coming to the meeting.

NEXT MEETINGS

The next two meetings of the Council are scheduled for 7:00 p.m. Tuesday, July 19, 2011 and Tuesday, August 16, 2011 at the GPS Municipal Building. City Council, sitting as the Committee of the Whole will be meeting at 6:30 p.m. on July 19, 2011.

ADJOURNMENT

The meeting of the Council was adjourned by motion unanimously approved at 11:15 p.m.

Brian P. Vick, City Clerk

VILLAGE OF GROSSE POINTE SHORES, A MICHIGAN CITY
MINUTES OF CITY COUNCIL MEETING
July 19, 2011

A monthly meeting of the City Council of Village of Grosse Pointe Shores, A Michigan City was held on Tuesday, July 19, 2011 in the Council Chambers of the Grosse Pointe Shores Municipal Building, 795 Lake Shore Road. The meeting was called to order at 7:05 p.m. by Mayor Cooper.

ROLL CALL

Present: Mayor James Cooper
Council Members Victoria Boyce, David Galbenski, Robert Graziani
Thaddeus Kedzierski, and Daniel Schulte
Absent: Council Member Brian Geraghty

Also present: City Clerk/Manager Brian P. Vick
City Attorney Mark McInerney
Finance Director Rhonda Ricketts
Public Works Director Brett Smith
Public Safety Director Steve Poloni
Insurance Representative Bill O'Keefe

All correspondence and reports relating to this meeting are either attached or placed on file.

APPROVAL OF MINUTES OF THE JUNE 15, 2011 REGULAR COUNCIL MEETING

Motion made by Council Member Boyce, seconded by Council Member Galbenski to approve the minutes as presented and voted upon as follows:

AYES: Mayor Cooper, Council Members Kedzierski, Boyce, Galbenski, Graziani, and Schulte
NAYS: None
ABSENT: Council Member Geraghty

Motion passes 6-0.

SPECIAL AGENDA ITEMS

A. Proclamation From Grosse Pointe Farms - Mayor James Farquhar presented the Mayor and City Council with a Resolution recognizing the Grosse Pointe Shores Centennial Celebration.
B. Centennial Celebration – Mayor Cooper recognized Centennial Celebration Committee and all of the volunteers for their hard work in making the event a success.
C. Michigan Municipal Risk Management Annual Insurance Report – William O'Keefe updated the City Council on the 2011-12 policy year regarding: the reinsurance market, annual premium, claims experience, deductible levels, coverage levels, wrap grants and recommending City Manager to become the MMRMA member

representation. The risk management activities that Grosse Pointe Shores undertakes continue to assist us in reducing the number of claims and losses. Our renewal for coverage year 2011-2012 reflects a premium reduction of 4.4% from the previous year. In addition, the 2011 MMRMA distribution back to the community will be $43,529. Motion by Graziani and Support by Boyce to accept the renewal and annual report.

AYES: Mayor Cooper, Council Members Kedzierski, Boyce, Galbenski, Graziani, and Schulte
NAYS: None
ABSENT: Council Member Geraghty

Motion passes 6-0.

PUBLIC COMMENT ON AGENDA ITEMS

- Vito Cusenza, 562 Ballantyne – Regarding municipal insurance and the scheduled closed session.
- Harry Kurtz, 20 N. Duval – Regarding: Centennial Celebration and staff appreciation
- Kay Felt, 900 Lake Shore Road – Regarding: Centennial Celebration, George Osius, Pear Trees, protecting great lakes, Judicial System Task Force, Public Safety Department response.

REPORTS BY CHAIRMEN OF BOARDS, COMMITTEES AND COMMISSIONS

A. Budget and Finance

1. Approval of the Bills

The monthly bills were presented by Finance Officer Ricketts, reviewed, discussed and unanimously approved for immediate payment on motion by Council Member Galbenski, seconded by Council Member Graziani.

2. Review of Financial Statements

The financial statements were reviewed and placed on file.

B. Public Safety

1. Statistical Report and Monthly Update

The June statistical report and monthly update were reviewed and placed on file.

- Appreciation for the WRAP Grant assistance through MMRMA and Mr. O'Keefe

- Centennial Update – expressed his appreciation for the cooperation of residents, volunteers and staff.

C. Public Works

1. Monthly Update

Director Smith reported on the following public works activities:

- Centennial Celebration – acknowledge the effort by his staff during this busy season.
- Summer work continues through the normal maintenance requirements.

D. Park and Harbor

1. Monthly Update

Mr. Vick reported on the following park and harbor activities:

- Swim Team progress
- Community Camp out and pancake breakfast
- Swim Finals / Team Banquet
- 2nd session swim lessons end this week
- Tennis 3rd session sign up is underway
- August Parks and Harbor Meeting is scheduled and an update will be provided at the next City Council meeting.

E. Legal Report

Filing deadline for the November election was discussed. The Department of State Bureau of Elections has advertised the deadline as August 16th by 4:00 p.m.

F. Manager's Report

Manager Brian Vick reported on the following:

Regarding the election filing deadline, Mr. Vick distributed a copy of the State of Michigan, Bureau of Elections calendar of dates for the November 8, 2011 election as well as a copy of the public notice instructing the public of the filing deadline as August 16, 2011 at 4 p.m.

G. Mayor's Report

Mayor Cooper reminded residents of the Centennial Historical Display in City Hall and highlighting the success of the Centennial Celebration.

OLD BUSINESS – None at this time

NEW BUSINESS

A. Clairview Road Sewer Repair

City Council was previously made aware of a sanitary sewer concern that we were investigating in the vicinity of 58 Clairview Road. The sanitary line in question has been televised upstream and downstream of the area of concern which represents an approximate 100 foot section of pipe. The pipe itself is not completely blocked so sanitary flow continues. However, the presence of soil and debris in the line as well as a depression in the ground surface illustrates the urgency for which this issue must be addressed. Further deterioration of the line could lead to a complete collapse and possible backup of flow into upstream basements.

Brett Smith has worked with City engineering consultants, HRC, to obtain sealed bids for this sewer repair. A list of the competitive bids that were received by the city has been compiled by HRC and distributed. Of the five bids received, the bid as submitted by Scott Williams Excavating LLC in the amount of $39,900 was the lowest.

HRC has reviewed the proposals for accuracy and checked the appropriate references. HRC has confirmed that everything is in order and has recommended that the city accept the proposal as submitted by Scott Williams Excavating LLC.

Under Section 2-304 of the Ordinance Code, the City Manager is empowered to approve an expenditure of more than $10,000 without Council approval or competitive bidding. Although this problem presented an emergency situation, with the help or HRC, bids were received on an expedited basis, and a contract with the low bidder was thereafter signed, with work to begin prior to the July 19 Council meeting. This report is presented, and council is asked to confirm the contract.

Motion by Boyce, Supported by Galbenski, to confirm the contract between Grosse Pointe Shores and Scott Williams Excavating for unit prices towards the repair of the sanitary sewer on Clairview Road.

AYES: Mayor Cooper, Council Members Kedzierski, Boyce, Galbenski, Graziani, and Schulte
NAYS: None
ABSENT: Council Member Geraghty

Motion passes 6-0.

B. Resolution in Opposition to Redistricting State House District 1

At a recent meeting of the Grosse Pointe Ad –Hoc committee which consists of Mayors, Managers and City Council representatives from all of the Grosse Pointe communities, conversation took place regarding the proposed redistricting of State House District 1.

Attendees voiced their concerns over the potential negative impact of dividing the Grosse Pointe communities into two separate districts.

It was suggested that each of the Grosse Pointe Communities pass a resolution and send it to Lansing to encouraging the Governor to veto the redistricting plan as presented due to the dividing of the Grosse Pointe community.

If the proposed maps are signed by the governor there is the possibility that some or all of the maps could be challenged. For example, generally speaking, there are four types of claims that could be brought through federal court to challenge any redistricting plan: violation of the Voting Rights Act by not drawing a sufficient number of effective minority districts, and three constitutional claims: lack of equal population per district, excessive racial gerrymandering, and partisan gerrymandering.

Motion by Schulte, Supported by Boyce that the City Council adopt the proposed resolution opposing the dividing the Grosse Pointe communities into two separate State House Districts.

AYES: Mayor Cooper, Council Members Kedzierski, Boyce, Galbenski, Graziani, and Schulte
NAYS: None
ABSENT: Council Member Geraghty

Motion passes 6-0.

Televising Council Meetings

The Council discussed whether to place on the agenda the proposal to purchase equipment and services to upgrade the televising equipment and software. The subject will be placed on the August Council agenda.

PUBLIC COMMENT ON NON-AGENDA ITEMS

Helen Bai, 51 Fairford Road – As Beautification Chair, acknowledged volunteers who participated in the Centennial Celebration.

Mary Matuja, 865 Lake Shore Road – Centennial Celebration and generous donations from the citizenry.

COUNCIL MEMBER COMMENTS

Council Member Schulte – Thanked the public for their attendance.

Council Member Graziani – Thanked the Centennial Planning Committee.

Council Member Galbenski – Centennial Celebration and unifying impact on the community.

Council Member Boyce – Thanked the Centennial Committee.

Council Member Kedzierski – Centennial Celebration Weekend highlights. Committee of the Whole and continued budget discussion on a multiple year budget.

NEXT MEETINGS

The next two meetings of the Council are scheduled for 7:00 p.m. Tuesday, August 16, 2010 and Tuesday, September 13, 2010 at the GPS Municipal Building.

CLOSED SESSION

Motion by Council Member Graziani, Supported by Boyce for the City Council to meet in closed session for consideration of a written legal opinion and collective bargaining as permitted by the Open Meetings Act. Roll Call Vote:

AYES: Mayor Cooper, Council Members Kedzierski, Boyce, Galbenski, Graziani, and Schulte
NAYS: None
ABSENT: Council Member Geraghty

Motion passes 6-0.

ADJOURNMENT

The meeting of the Council was adjourned at 9:41 p.m.

Brian P. Vick, City Clerk

VILLAGE OF GROSSE POINTE SHORES, A MICHIGAN CITY
MINUTES OF CITY COUNCIL MEETING
August 16, 2011

A monthly meeting of the City Council of Village of Grosse Pointe Shores, A Michigan City was held on Tuesday, August 16, 2011 in the Council Chambers of the Grosse Pointe Shores Municipal Building, 795 Lake Shore Road. The meeting was called to order at 7:12 p.m. by Mayor Cooper.

ROLL CALL

Present: Mayor James Cooper
Council Members Victoria Boyce, Robert Graziani, Thaddeus Kedzierski, Daniel Schulte, and Brian Geraghty
Absent: David Galbenski

Also present: City Clerk/Manager Brian P. Vick
City Attorney Mark McInerney
Finance Director Rhonda Ricketts
Public Works Supervisor Harold Michaux
Public Safety Director Steve Poloni

All correspondence and reports relating to this meeting are either attached or placed on file.

APPROVAL OF MINUTES OF THE JULY 19, 2011 REGULAR COUNCIL MEETING

Motion made by Council Member Boyce, seconded by Council Member Graziani to approve the minutes as presented and voted upon as follows:

AYES: Mayor Cooper, Council Members Kedzierski, Boyce, Graziani, Geraghty, and Schulte
NAYS: None
ABSENT: Galbenski

Motion passes 6-0.

APPROVAL OF MINUTES OF THE JULY 19, 2011 REGULAR COUNCIL MEETING – CLOSED SESSION

Motion made by Council Member Graziani, seconded by Council Member Boyce to approve the closed session minutes as presented and voted upon as follows:

AYES: Mayor Cooper, Council Members Kedzierski, Boyce, Graziani, Geraghty, and Schulte
NAYS: None
ABSENT: Galbenski

Motion passes 6-0.

PUBLIC COMMENT ON AGENDA ITEMS - None

REPORTS BY CHAIRMEN OF BOARDS, COMMITTEES AND COMMISSIONS

A. Budget and Finance

1. Approval of the Bills

The monthly bills were presented by Finance Officer Ricketts, reviewed, discussed and unanimously approved for immediate payment on motion by Council Member Boyce, seconded by Council Member Graziani.

B. Public Safety

Chief Poloni Updated City Council on the following:

- Statistical Report and Monthly Update
- Arrival of new police vehicles
- Manpower status and overtime
- August 9th storm response – emergency response plan

C. Public Works

In the absence of Director Smith, Council Member Boyce provided the council with data related to the August 9th storm response.

D. Park and Harbor

1. Monthly Update

Mr. Vick reported on the following park and harbor activities:

- Swim and tennis lessons
- Swim team - season wrap up
- Grosse Pointe wide – Movie night on August 20th at Grosse Pointe South
- 5k March of Dimes run/walk by GPYC on August 28th on Lake Shore Road
- Pool closes for the season on September 6th.

Council member Geraghty provided the following Parks and Harbor Committee update:

- Pickle ball court installation.
- Marina revenue is meeting construction bond obligation.
- Harbor vegetation treatment and impact on "harbor dipping".
- Hose hanger installation and dock box repairs.
- Concrete wall repairs have been completed.

E. Legal Report

Mr. McInerney provided city council with an update relating to municipal court operations. Administration is expecting a 90 day notice from Grosse Pointe Woods to end the current municipal court agreement based upon action taken at the Grosse Pointe Woods council meeting on August 15, 2011. Mr. McInerney provided a historical timeframe regarding: the current agreement, new legislation, negotiations with Grosse Pointe Woods and on-going negotiations with Grosse Pointe Farms.

F. Manager's Report

Manager Brian Vick reported on the following:

- Distributed a copy of the Centennial Celebration revenue and expenses report.
- Petitions were filed with the City Clerk for the November 8, 2011 election.
- Petitions were filed with the City Clerk regarding charter amendments.

G. Mayor's Report

Mayor Cooper gave the following report:

- Centennial Medals were distributed to those veterans that were unable to attend the celebration.
- Blue Ribbon Committee Recommendation Implementation – Mayor Cooper, Council member Graziani and Kedzierski have had discussion with Labor Attorney Rick Fanning. Mr. Fanning will begin discussion with Mr. Vick.
- Congratulated the Shark Swim Team and coaches on a successful year.

OLD BUSINESS

A. Council Video Proposal – Councilmember Schulte

City Council received in their packet the following material: request for quote, council chamber diagram, PCT Security quote dated July 14, 2011, Roscor quotes dated July 1 and August 11, 2011. The council discussed the various proposals, having a total equipment/software plan, the importance of automatic playback, availability of web access. Mr. Graziani and Mr. Schulte will work with Mr. Vick in anticipation of discussion by the city council at a later date.

NEW BUSINESS

A. Concrete Repairs – Various locations

Grosse Pointe Shores, in cooperation with Grosse Pointe Woods and Harper Woods, is currently seeking bids for miscellaneous concrete repairs at various locations throughout the city. The majority of concrete will be laid in locations where water /sewer infrastructure was repaired. By working with the other two communities we are looking to increase the work quantity and get the best unit prices through the improved economy of scale.

The bids were received and opened at 1:00 p.m. on August 16th. The bid tally was distributed to city couccil. While the engineering consultant, AEW, has yet to perform the due diligence on the figures submitted, they are not providing a recommendation at this time.

The preconstruction estimate prepared by AEW was distributed and listed (attached) for work within GP Shores is $28,139. The lowest bid submitted is approximately 24% over the preconstruction estimate.

Working with multiple communities to increase quantities and get the best pricing creates challenges during the approval process since council's for other communities have meetings on different dates. Since rebidding or negotiating a contract price may take place prior to the next GP Shores City Council, I would recommend authorizing the city manager to accept a project cost of $30,952. This amount equals the AEW preconstruction estimate plus 10%.

By authorizing the city manager to enter into a contract based upon the recommendation of the consulting engineer we will be in a better position to act quickly once revised numbers are provided. If authorized to enter into an agreement not to exceed $30,952 I would place the matter on a future city council agenda for confirming action.

Motion by Graziani, Supported by Geraghty, to authorize the city manager to enter into a contract based upon recommendations of the engineer in an amount not to exceed $30,952.

AYES: Mayor Cooper, Council Members Kedzierski, Boyce, Geraghty, Graziani, and Schulte
NAYS: None
ABSENT: Council Member Galbenski

Motion passes 6-0.

PUBLIC COMMENT ON NON-AGENDA ITEMS

Vito Cuszenza, 562 Ballantyne – Regarding registered voters.

COUNCIL MEMBER COMMENTS

Council Member Geraghty – Congratulated the community on the Centennial Celebration, congratulated the Sharks Swim Team, reminded the audience of the March of Dimes 5k run.

Council Member Schulte – Possibility of Grosse Pointe Shores moving from Wayne County into Macomb County.

Motion by Council Member Schulte, Supported by Council Member Kedzierski that a committee be established to research the possibility of moving from Wayne County to Macomb County.

AYES: Mayor Cooper, Council Members Kedzierski, Boyce, Graziani, Geraghty, and Schulte
NAYS: None
ABSENT: Galbenski

Motion passes 6-0.

Council Member Graziani – Thanked the DPW and Public Safety for their storm response, well wishes to past Village President Ed Bradey.

Council Member Boyce – Thanked the DPW and Public Safety for their storm response, GP Shores is hosting Red Cross Blood Drive.

Council Member Kedzierski – Congratulations to Swim Team, thanked employees for storm response, updated audience on COW meeting, financial forecast and budget.

NEXT MEETINGS

The next meeting of the Council is scheduled for 7:00 p.m. Tuesday, September 13, 2011 at the GPS Municipal Building.

ADJOURNMENT

The meeting of the Council was adjourned at 8:48 p.m.

Brian P. Vick, City Clerk

VILLAGE OF GROSSE POINTE SHORES, A MICHIGAN CITY
MINUTES OF CITY COUNCIL MEETING
SEPTEMBER 13, 2011

A monthly meeting of the City Council of Village of Grosse Pointe Shores, A Michigan City was held on Tuesday, August 16, 2011 in the Council Chambers of the Grosse Pointe Shores Municipal Building, 795 Lake Shore Road. The meeting was called to order at 7:12 p.m. by Mayor Cooper.

ROLL CALL

Present: Mayor James Cooper
Council Members Victoria Boyce, Robert Graziani, Thaddeus Kedzierski, Daniel Schulte, and Brian Geraghty
Absent: David Galbenski

Also present: City Clerk/Manager Brian P. Vick
City Attorney Mark McInerney
Finance Director Rhonda Ricketts
Public Works Director Brett Smith
Public Safety Director Steve Poloni

All correspondence and reports relating to this meeting are either attached or placed on file.

APPROVAL OF MINUTES OF THE AUGUST 16, 2011 REGULAR COUNCIL MEETING

Motion made by Council Member Boyce, seconded by Council Member Graziani to approve the minutes with correction on the New Business A vote as follows:

AYES: Mayor Cooper, Council Members Kedzierski, Boyce, ~~Galbenski,~~ Geraghty, Graziani, and Schulte
NAYS: None
ABSENT: Council Member ~~Geraghty~~ Galbenski

Voted upon as follows:

AYES: Mayor Cooper, Council Members Kedzierski, Boyce, Graziani, Geraghty, and Schulte
NAYS: None
ABSENT: Galbenski

Motion passes 6-0.

SPECIAL AGENDA ITEM

A. Wayne County Commissioner Killeen – Annual Update. Commissioner Killeen updated the City Council on the following: Mack Avenue resurfacing, Milk River Drainage District, Sewer Outfalls, Recreation Grant, Moross Avenue beautification project.

B. Michigan Municipal Risk Management Authority – Mr. O'Keefe provided his resignation as the Grosse Pointe Shores MMRMA representative.

Motion made by Mayor Cooper, seconded by Council Member Graziani to appoint City Manager Vick as the MMRMA representative.

AYES: Mayor Cooper, Council Members Kedzierski, Boyce, Geraghty, Graziani, and Schulte
NAYS: None
ABSENT: Council Member Galbenski

Motion passes 6-0.

PUBLIC COMMENT ON AGENDA ITEMS -

Gerry Miserendino, 30 Woodland Shore Drive - Regarding Election Commission Appointments and City Manager serving as City Clerk.

Gloria Anton, 11 Willison Road – Regarding Election Commission Appointments.

Vito Cuszenza, 562 Ballantyne – Regarding Election Commission Appointments

Harry Kurtz, 20 Duval Road N - Regarding Election Commission Appointments.

Jim Jacobs, 45 Edgewood Drive S - Regarding Election Commission Appointments

REPORTS BY CHAIRMEN OF BOARDS, COMMITTEES AND COMMISSIONS

A. Budget and Finance

1. Approval of the Bills

The monthly bills were presented by Finance Officer Ricketts, reviewed, discussed and unanimously approved for immediate payment on motion by Council Member Boyce, seconded by Council Member Kedzierski.

B. Public Safety

Chief Poloni Updated City Council on the following:

- Statistical Report and Monthly Update
- Bill O'Keefe as MMRMA representative / WRAP Grants
- Training update.

C. Public Works

Director Smith updated the City Council on the following:

- Sewer system (separation project, pump stations, rain events)
- Investigating Green Vehicle Initiatives – attended Roush seminar.

D. Park and Harbor

Mr. Vick reported on the following park and harbor activities:

- Grosse Pointe wide – Movie night rescheduled for September 24 at Grosse Pointe South.
- Next city event is the Halloween Boo-Fest October 26th.

Council member Geraghty provided the following Parks and Harbor Committee update:

- Concrete wall repairs have been completed. Picture of repaired walls had been previously distributed.
- Harbor closing November 15th for the season
- Harbor occupancy and renewal update
- Invited the public to the next Park and Harbor meeting – September 20th at 9:00 am.

E. Legal Report –

Mr. McInerney answered questions regarding the legal obligations related to the annual audit.

F. Manager's Report

Manager Brian Vick reported on the following:

- Distributed a copy of the updated Grosse Pointe community water / sewer rate comparison report.
- Mentioned key election date information (absentee ballot availability and registration deadline).
- Dispatch Transition update: 911 calls have been routed to Grosse Pointe Farms.

G. Mayor's Report

Mayor Cooper gave the following report:

- Deployment of Colonel Sheridan.
- Centennial Celebration: attendance figures and photo display on channel 12.
- Census Impact on the State of Michigan Fiscal Watch List.
- Grosse Pointe Mayors / Managers meeting – service cooperation

OLD BUSINESS

A. Council Video Proposal – Councilmember Schulte

On September 6th city staff met with PCT Security for a demonstration of their IT solution for video system scheduling software. Present at that meeting was the city IT consultant from Tech Resources.

While the PCT proposal may be a viable solution to our video system playback needs, city staff will need to see a successful application before proceeding with the PCT proposal.

Motion by Schulte, Supported by Graziani, to authorize the city manager to spend up to $2,500 towards a video playback software solution and new camera.

AYES: Mayor Cooper, Council Members Kedzierski, Boyce, Geraghty, Graziani, and Schulte
NAYS: None
ABSENT: Council Member Galbenski

Motion passes 6-0.

B. Exploratory Committee – Macomb County

At the August City Council meeting, the City Council took action to set up a committee to look into the possibility of moving from being in both Wayne County and Macomb County to being entirely in Macomb County. Details related to who the committee would consist of, their assigned responsibility, and schedule of analysis were not specified.

Mr. McInerney provided City Council with a communication on this topic.

City Council discussed the following: legal process, due diligence, setting a budget, engaging the public, getting more information, impact on school district alignment, impact on infrastructure, voter approval requirements and committee participation.

City Council directed Mr. McInerney to provide the City Council with a legal opinion related to moving to Macomb County and the impact on school district alignment and voter approval process.

NEW BUSINESS

A. Lake Shore Road – Resurfacing Project

City Council was previously informed that the Wayne County Federal Aid Committee has approved the Lake Shore Resurfacing Project (Vernier Road to the North City Limits) through the Surface Transportation Program – Urban (STP-U). This is a cost sharing project whereby 80% of the eligible project costs are funded by federal dollars and 20% of the project is the responsibility of the local jurisdiction. Pre-bid construction estimates projected the total cost of this project at $1,490,000 whereby the City's share would be $284,300 (as seen on Exhibit 1 in the MDOT contract). However, the State of Michigan received bids for this project on

September 2, 2011 and bid results are 11% below pre-bid estimates. This takes the City share down to approximately $254,000.

To take advantage of the $1.1 million dollar federal street funding the City must enter into a contract with MDOT for construction that is scheduled to begin in June 2012.

The City Council has a variety of options that they will want to discuss during their FY2012-13 budget work sessions as to how the City share of the project is funded. Some of those options include:

1. Utilization of street resurfacing reserves.
2. ACT 51 Major Street Fund balance
3. Dedicated Street Millage
4. Bonding (potentially package this project with other street and or water/sewer projects)
5. Subsidized by General Fund

Motion by Geraghty, Supported by Boyce, to adopt the prepared resolution and authorize the city manager to enter into a contract with MDOT for the resurfacing of Lake Shore Road.

AYES: Mayor Cooper, Council Members Kedzierski, Boyce, Geraghty, Graziani, and Schulte
NAYS: None
ABSENT: Council Member Galbenski

Motion passes 6-0.

B. Municipal and Community Credit Contract

Manager Vick reported the following:

The SMART Municipal Credit Program is a revenue sharing program that supports operation of local transportation services. The Michigan Department of Transportation (MDOT) allocated $4 million through a state reimbursement program. These funds are distributed based on the population of Macomb, Oakland and Wayne Counties and re used strictly to support the operating costs of transit services. The Municipal Credit Program has allowed communities to develop many creative transportation programs.

Grosse Pointe Shores in cooperation with the other Grosse Pointe communities has transferred these funds to PAATS on an annual basis. PAATS provides transportation to seniors and handicapped citizens throughout the Grosse Pointe community for $1 and to destinations within the service district boundaries of 11 Mile Road – Gratiot – Chalmers for $2.50.

After a short discussion, a motion to authorize the City Manager to execute the Municipal and Community Credit contract between Grosse Pointe Shores and SMART transferring $6,272 to

Pointe Area Assisted Transportation System (PAATS) was offered by Council Member Boyce, seconded by Council Member Graziani and carried as follows:

AYES: Mayor Cooper, Council Members Boyce, Graziani, Kedzierski, and Schulte.
NAYS: None
ABSENT: Council Member Galbenski and Geraghty (temporarily stepped out of the council chambers)

Motion carried 5-0

C. Municipal Court Agreement

At the August City Council meeting, Mr. McInerney provided city council with a status report on our municipal operating agreement with Grosse Pointe Woods. As mentioned at that meeting Grosse Pointe Shores representatives have been working with Grosse Pointe Farms representatives toward a municipal court agreement.

Council was provided a draft municipal court agreement between the Farms and Shores. The Grosse Pointe Farms City Council approved this contract at their September 12, 2011 meeting contingent upon a the successful negotiation of a Court Administrator Contract which would allow Grosse Pointe Shores to utilize the current Grosse Pointe Farms Court Administrator for a designated amount of time each week.

Motion by Geraghty, Supported by Graziani, to enter into a municipal court agreement with Grosse Pointe Farms and authorize the City Manager to work with Grosse Pointe Farms on a Court Administrator Agreement.

AYES: Mayor Cooper, Council Members Kedzierski, Boyce, Geraghty, Graziani, and Schulte
NAYS: None
ABSENT: Council Member Galbenski

Motion passes 6-0.

D. School of Choice Resolution.

Motion by Boyce, Supported by Kedzierski, to adopt the prepared resolution.

AYES: Mayor Cooper, Council Members Kedzierski, Boyce, Geraghty, Graziani, and Schulte
NAYS: None
ABSENT: Council Member Galbenski

Motion passes 6-0.

E. Election Commission Appointments

In anticipation of the November Election it is necessary to ensure that council members that are running for office are not also on the Election Commission. As a result, the Mayor is recommending the following appointments through the November election.

- Council Member Graziani
- Council Member Boyce

A council member designee will need to be reappointed at the November 2011 council meeting.

Motion by Cooper, Supported by Geraghty, to appoint Council Member Graziani to the Election Commission for the November 8, 2011 election.

AYES: Mayor Cooper, Boyce, Geraghty, Graziani, Kedzierski
NAYS: Council Member Schulte
ABSENT: Council Member Galbenski

Motion passes 5-1.

Motion by Cooper, Supported by Geraghty, to appoint Council Member Boyce to the Election Commission for the November 8, 2011 election.

AYES: Mayor Cooper, Boyce, Geraghty, Graziani
NAYS: Council Members Kedzierski, Schulte
ABSENT: Council Member Galbenski

Motion passes 4-2

PUBLIC COMMENT ON NON-AGENDA ITEMS

John Booth,980 Lake Shore Road - Regarding census, Election Issues

COUNCIL MEMBER COMMENTS

Council Member Geraghty – September 20th Parks and Harbor meeting, clean energy vehicle alternatives.

Council Member Schulte – Macomb County alignment.

Council Member Graziani – Local election process.

Council Member Boyce – Thanked the DPW and Brett Smith for their work.

Council Member Kedzierski – The community electorate, Committee of the Whole / multi-year budget assumptions.

NEXT MEETINGS

The next meeting of the Council is scheduled for 7:00 p.m. Tuesday, October 18, 2011 at the GPS Municipal Building.

ADJOURNMENT

The meeting of the Council was adjourned at 10:10 p.m.

Brian P. Vick, City Clerk

VILLAGE OF GROSSE POINTE SHORES, A MICHIGAN CITY
MINUTES OF CITY COUNCIL MEETING
OCTOBER 18, 2011

A monthly meeting of the City Council of Village of Grosse Pointe Shores, A Michigan City was held on Tuesday, October 18, 2011 in the Council Chambers of the Grosse Pointe Shores Municipal Building, 795 Lake Shore Road. The meeting was called to order at 7:12 p.m. by Mayor Cooper.

ROLL CALL

Present: Mayor James Cooper
Council Members Victoria Boyce, Robert Graziani, Thaddeus Kedzierski, Daniel Schulte, David Galbenski and Brian Geraghty
Absent: None

Also present: City Clerk/Manager Brian P. Vick
City Attorney Mark McInerney
Finance Director Rhonda Ricketts
Public Works Director Brett Smith
Public Safety Director Steve Poloni

All correspondence and reports relating to this meeting are either attached or placed on file.

APPROVAL OF MINUTES OF THE SEPTEMBER 13, 2011 REGULAR COUNCIL MEETING

Motion made by Council Member Boyce, seconded by Council Member Graziani to approve the minutes with correction introductory paragraph and under Municipal and Community Credit Contract as follows:

AYES: Mayor Cooper, Council Members Boyce, Graziani, Kedzierski, and Schulte.
NAYS: None
ABSENT: Council Member Galbenski and ~~Schulte~~ Geraghty (temporarily stepped out of the council chambers)

AND

A monthly meeting of the City Council of Village of Grosse Pointe Shores, A Michigan City was held on Tuesday, ~~August 16~~ September 13, 2011 in the Council Chambers of the Grosse Pointe Shores Municipal Building, 795 Lake Shore Road.

Voted upon as follows:

AYES: Mayor Cooper, Council Members Kedzierski, Boyce, Graziani, Galbenski, Geraghty, and Schulte
NAYS: None
ABSENT: None

Motion passes 7-0.

SPECIAL AGENDA ITEM

A. Court Administrator Madeline Eberhardt - Ms. Eberhardt was introduced as the new court administrator for Grosse Pointe Shores. Ms. Eberhardt is currently the Court Administrator in Grosse Pointe Farms.

B. Fiscal Year 2010-2011 Audit – Abraham & Gaffney, P.C. – Aaron Stevens presented the June 30, 2011 Financial Statements.

PUBLIC COMMENT ON AGENDA ITEMS -

John Booth, Lake Shore - Regarding the audit and GPYC water billing.

Vito Cuszenza, 562 Ballantyne – Regarding GPYC water billing.

Jim Jacobs, 45 Edgewood Drive S - Regarding GPYC water billing.

MaryAnn Lahood, 20 Stillmeadow Lane – Regarding GPYC water billing.

Christina Roehl, 33 Greenbriar – Regarding public comment speaker reception.

REPORTS BY CHAIRMEN OF BOARDS, COMMITTEES AND COMMISSIONS

A. Budget and Finance

1. Approval of the Bills

The monthly bills were presented by Finance Officer Ricketts, reviewed, discussed and unanimously approved for immediate payment on motion by Council Member Boyce, seconded by Council Member Galbenski.

B. Public Safety

Chief Poloni Updated City Council on the following:

- Statistical Report and Monthly Update
- Staffing levels – employee staffing is being impacted due to work related and non work related injuries. Overtime costs have been contained by creative scheduling.
- Dispatch transition to Grosse Pointe Farms has been implemented.
- Donations for Bike Patrol from Rotary $1,000 and $2,400 for State of Michigan training computer.
- Chief is eligible to retire and has accepted a position with City of Grosse Pointe.

C. Public Works

Director Smith updated the City Council on the following:

- Impact of fall rain levels on normal business
- Tree service status
- Leaf collection status
- Water main break on Lake Shore at Moorland today. Ongoing cleanup.

D. Park and Harbor

Mr. Vick reported on the following park and harbor activities:

- Marina closes for the season on November 15, 2011.
- Next city event is the Halloween Boo-Fest October 26th.

Council member Geraghty provided the following Parks and Harbor Committee update:

- Boater feedback meeting scheduled for December 13, 2011 at 7:00 pm.
- Pickleball court is operational

E. Legal Report –

Mr. McInerney sent a letter to the State Court Administrative office informing them of our change from Grosse Pointe Woods to Grosse Pointe Farms.

F. Manager's Report

Manager Brian Vick reported on the following:

- Public Act 152 – Employee healthcare status report
- Mentioned key election information
  - Challengers from GPSAFE will be present
  - AV ballot deadline
  - QVF accuracy
  - Public Accuracy Test.
- MML training dates for potential new council members will be contacted
- Dispatch Transition update: Full tranisiton implemented October 17, 2011
- Used public safety vehicle bid process and advertisement.
- Public Safety Director
- CMAQ $135,000 grant submitted by Brett Smith awarded to GP Shores

G. Mayor's Report

Mayor Cooper gave the following report:

- League of Women's voters – rebroadcast through the War Memorial Channel
- All City Ad Hoc committee scheduled
- Pension Board vacancy

- Grosse Pointe Mayors / Managers meeting – service cooperation
- Recognition of Council member Boyce and Graziani

OLD BUSINESS

A. Concrete Repairs – Various Locations – Confirming Action

At the August 16th council meeting, city council authorized the City Manager to enter into a contract based upon recommendations of the engineering consultant in an amount not to exceed $30,952. You will recall that this is a project that was bid in cooperation with Grosse Pointe Woods and Harper Woods and required flexibility during the approval process due to the multi-jurisdictional nature.

Since the August meeting, the engineering consultant received pricing that was more in line with pre bid estimates and also below the Council authorized amount of $30,952.

DURO Construction has provided unit prices in the amount of $30,883 as well as a letter of recommendation from Anderson, Eckstein and Westrick.

In August I informed City Council that this matter would come back to the City Council as confirming action once the contractor and unit prices were settled.

Motion by Boyce, Supported by Galbenski, to accept the recommendation of the engineering consultant and confirm the contract with DURO Construciton in the amount of $30,883.

AYES: Mayor Cooper, Council Members Kedzierski, Boyce, Geraghty, Graziani, Galbenski and Schulte
NAYS: None
ABSENT:

Motion passes 7-0.

B. County Alignment

City Attorney, Mark McInerney, provided city council with information regarding the possible realignment of Grosse Pointe Shores from Wayne County to Macomb County.

NEW BUSINESS

A. Possible Moratorium on New Solar Panel Construction

The Planning Commission has recommended a 90 moratorium on solar panel construction to complete their process of considering and possibly enacting a new ordinance.

Motion by Galbenski, Supported by Boyce, to accept the recommendation of the Planning Commission of enacting a 90 day moratorium on solar panel construction to allow the Planning Commission time to enact a new ordinance.

AYES: Mayor Cooper, Council Members Kedzierski, Boyce, Geraghty, Galbenski, Graziani, and Schulte
NAYS: None

Motion passes 7-0.

PUBLIC COMMENT ON NON-AGENDA ITEMS

John Booth, 980 Lake Shore Road – Regarding dispatch operational costs.

COUNCIL MEMBER COMMENTS

Council Member Geraghty – Thanks to Chief Poloni for his dedicated service. Welcome to Ms. Eberhardt. Financial Report.

Council Member Schulte – Thank public for their participation in meetings.

Council Member Graziani – Appreciation for being allowed to serve the city. Thanks to community, council and staff.

Council Member Galbenski – Appreciation expressed to Chief Poloni and Director Smith. Recognize Council Members Boyce and Graziani. Reminded citizens to vote on November 8, 2011.

Council Member Boyce – Red Cross Blood drive. Appreciation to City staff for their hard work.

Council Member Kedzierski – Appreciation to Chief Poloni. Value of public Safety. Acknowledging the hard work that council members put.

NEXT MEETINGS

The next meeting of the Council is scheduled for 7:00 p.m. Tuesday, November 15, 2011 at the GPS Municipal Building.

ADJOURNMENT

The meeting of the Council was adjourned at 9:15 p.m.

Brian P. Vick, City Clerk

VILLAGE OF GROSSE POINTE SHORES, A MICHIGAN CITY
MINUTES OF CITY COUNCIL MEETING
NOVEMBER 15, 2011

A monthly meeting of the City Council of Village of Grosse Pointe Shores, A Michigan City, was held on Tuesday, November 15, 2011 in the Council Chambers of the Grosse Pointe Shores Municipal Building, 795 Lake Shore Road. The meeting was called to order at 7:10 p.m. by Mayor Kedzierski.

ROLL CALL

Present: Mayor Ted Kedzierski
Council Members: Alexander Ajlouni, Robert Barrette, Bruce Bisballe, Kay Felt, Robert Gesell, Daniel Schulte
Absent: None

Also present: City Clerk/Manager Brian P. Vick
City Attorney Mark McInerney
Finance Director Rhonda Ricketts
Public Works Director Brett Smith
Public Safety Director Steve Poloni

All correspondence and reports relating to this meeting are either attached or placed on file.

APPROVAL OF MINUTES OF THE OCTOBER 18, 2011 REGULAR COUNCIL MEETING

Motion made by Council Member Schulte, seconded by Council Member Barrette to approve the minutes from October 18, 2011.

AYES: Mayor Kedzierski, Council Members Ajlouni, Barrette, Bisballe, Gesell, Schulte
NAYS: Council Member Felt

Motion passes 6-1.

SPECIAL AGENDA ITEM

A. Designers' Show House – Junior League of Detroit. – Show House Co-Chairs, Kristina Acheson, Jane Fox, and Barbara Prues, were present to request approval to host the 2012 Show House at 22 Webber Place in Grosse Pointe Shores and to permit on-street parking along Webber Place and Lake Shore Road. If approved the house will be open to the public between May 4 and 20, 2011. The Co-Chairs will invite homeowners on Webber Place and adjacent blocks of Lake Shore Road to an informational meeting within the next few weeks at 22 Webber to answer any questions. The Junior League will work with the Public Safety Department and City Administration on any logistical concerns. City Council will be updated at the December Council meeting following the informational meeting and discussion of parking logistics with public safety.

PUBLIC COMMENT ON AGENDA ITEMS -

Gloria Anton, 11 Willison Road - Regarding Public Safety Dispatch

John Booth, 980 Lake Shore Road - Regarding agenda format, department reports, closed session, use of committees, multi-year budget, pension committee, Mayoral appointees, FOIA request policy, GPYC and NYCE.

Jan Pemberton, 62 Michaux Court - Regarding City Clerk position, Election Commission Chair, resident complaints and responses, Council comments, volunteer application, orientation packet for committees, committee opportunities.

John Stevens, 50 Claireview. Regarding election inspectors and election challengers.

Vito Cuszenza, 562 Ballantyne – Regarding election challengers and election process.

REPORTS BY CHAIRMEN OF BOARDS, COMMITTEES AND COMMISSIONS

A. Budget and Finance

1. Approval of the 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.

2. Review of Financial Reports. Council discussed taking steps to improve the revenue and expenditure reporting to reflect that we are on target with the budget.

B. Public Safety

Chief Poloni Updated City Council on the following:

- Statistical Report and Monthly Update. Due to change in department software the statistical report is not available at this time.
- Dan, Mara and Colin McMann requesting to conduct a food drive to benefit the Salvation Army. Motion by Schulte to allow the McManns to solicit food donations on December 3, 2011 via empty bags and picked up on December 4, 2011, Seconded by Barrette and unanimously approved.
- Dispatch transition and Staffing levels – answered questions from the Council and requested that updated information regarding contacting 911 be distributed to the public. .

C. Public Works

Director Smith updated the City Council on the following:

- Leaf collection continues with all DPW staff assisting with the effort

- Christmas decorations will be going up in anticipation of the Tree Lighting Ceremony on Sunday, November 27th.
- Harbor and irrigation systems have been winterized
- Fall clean-up is wrapping up and staff is preparing equipment for snow removal season.

D. Park and Harbor

Mr. Vick reported on the following park and harbor activities:

- Marina closed for the season on November 15, 2011.
- Parks and Harbor Boater feedback meeting – December 13, 2011.

E. Legal Report –

Mr. McInerney provided the following updates:

- Municipal Court - Judge Metry will continue to serve for the remainder of the calendar year. Judge Rumora will serve the remainder of his Grosse Pointe Farms term and Grosse Pointe Shores residents will be able to run and vote for Municipal Judge at the next election in 2013.
- Prior to adjourning the City Council will need to select a Mayor Pro-Tem.

F. Manager's Report

Manager Brian Vick reported on the following:

- MML Newly Elected Officials Training – Five will be attending on December 7th.
- Council Orientation – Meetings have begun and others have been scheduled.
- Public Safety Vehicle Bid Results – Bids for three cars totaled $13,714.
- Winter 2011 Tax Bills – printing additional information on the rear of the tax bill
- SEMCOG / GP wide Fire Service discussion - The group will be issuing a press release and recommend joint efforts on training, purchasing and automatic aide.
- Resident Letter – 777 Lake Shore Road Dr. Ajjour regarding vegetation along GPYC southern boundary.
- GPYC Water Issue – Tolling Agreement and all attorney client privileged information is available to the City Council in the "reading room".
- Public Safety Director Vacancy – Approximately 25 applications have been received. Resume review will be scheduled through the Public Safety Committee

OLD BUSINESS

A. Televising Council Meetings – Playback Software

Council Member Schulte distributed an updated quote as submitted by PCT Security dated October 31, 2011 for replaying Council meetings over the community access channel with a software price of $3,310 and a camera cost of $397.

Motion by Council Member Schulte, Seconded by Council Member Barrette, that the City allocate up to $4,000 towards the purchase of software and camera from PCT Security.

AYES: Mayor Kedzierski, Council Members Ajlouni, Barrette, Bisballe, Felt, Gesell, and Schulte
NAYS: None

Motion passes 7-0.

NEW BUSINESS

A. Claireview Sewer Lining

In July, City Council authorized Scott Williams Excavating LLC, through the sealed bid process, to spot repair an approximate 100 feet of sanitary sewer pipe that is located in the vicinity of 58 Claireview Road. The repair to the section in question was completed over the summer. This portion of the project was completed at a cost of approximately $25,000 which was well under the authorized amount of $39,900.

Now that the most serious section of pipe has been replaced, Brett Smith has been working with our engineering consultant, Hubbell, Roth & Clark, Inc. to obtain bids for the cured-in-place- pipe (CIPP) lining of the greater 325 feet of that 12 inch sewer. This base bid represents a manhole to manhole project. As an alternative bid, the engineers also included a request for pricing to undertake lining on the entire block from 34 Claireview Road to 80 Claireview Road. This is a distance of approximately 950 feet.

The City received sealed bids on October 19, 2011. City Council received a letter of recommendation from HRC as well as the bid tabulation sheets. Given the favorable economy of scale pricing and the history of deterioration of this sanitary sewer it is recommended that the City proceed with the alternative bid as submitted by Lanzo Sewer Lining Services and that the City Council accept the total project budget based upon the alternate bid in the amount of $42,651.

Motion by Council Member Schulte and Seconded by Council Member Gesell to accept the recommendation of the city engineer and enter into a contract with Lanzo Lining Services, Inc. to install cured-in-place-piping for 950 feet along Claireview Road in the amount not to exceed $42,651.

AYES: Mayor Kedzierski, Council Members Ajlouni, Barrette, Bisballe, Felt, Gesell, and Schulte
NAYS: None

Motion passes 7-0.

B. Public Act 152 – The Publicly Funded Health Insurance Contribution Act

Mr. Vick has asked the city labor attorney, Rick Fanning of Keller Thoma, to provide a communication regarding Public Act 152 which has been previously distributed. During negotiations and throughout the Blue Ribbon Committee process, administration and City Council have been monitoring legislative action to determine the best way of addressing the health care obligations for our employees.

Also distributed, are two PA 152 analyses comparing cost savings between the Hard Cap scenario and the 80/20 scenario. These two documents are broken down between union and non-union.

C. 2012 Council Meeting and COW Dates

Staff is working on the 2012 City Calendar and more importantly we must have the annual meeting dates publicly posted by the start of the new year. Listed below are proposed schedule of meeting dates for the City Council. Meetings are scheduled for the third Tuesday of the month. It is anticipated that the City Council will return to the Finance Committee instead of the Committee of the Whole format.

January 17, 2012
February 21, 2012
March 20, 2012
April 17, 2012
May 15, 2012
June 19, 2012
July 17, 2012
August 21, 2012
September 18, 2012
October 16, 2012
November 20, 2012
December 18, 2012

Motion by Council Member Gesell and Seconded by Council Member Bisballe to confirm the proposed 2012 City Council meeting dates and advertise them accordingly.

AYES: Mayor Kedzierski, Council Members Ajlouni, Barrette, Bisballe, Felt, Gesell, and Schulte
NAYS: None

Motion passes 7-0.

D. Selecting Mayor Pro-Tem

Per the City Charter the City Council must select a Mayor Pro-Tem. Motion by Council Member Felt and Seconded by Council Member Ajlouni that Council Member Schulte be selected as Mayor Pro Tem. Motion carries unanimously.

E. Appointment of City Clerk.

Motion by Council Member Schulte and Seconded by Council Member Felt that the City Council appoint Bruce Nichols as the interim City Clerk until the January Council meeting. Motion carries unanimously.

PUBLIC COMMENT ON NON-AGENDA ITEMS

Robert Lee, 29 Belle Meade – Regarding election results and appreciation for those citizens involved.

Jan Pemberton, 62 Michaux Court – Appreciation for citizen involvement, posting all full-time and part-time job vacancies, Grosse Pointe Yacht Club water billing, receiving non emergency calls at the Public Safety Department.

John Booth, 980 Lake Shore Road – Regarding fire or criminal activity and utilizing 911, non-emergency phone line, and direct dial home alarm calls.

Vito Cusenza, 562 Ballantyne - Congratulate the City Council and responsibility of the position, individual with an alarm call going to dispatch.

Marcel Hage, 65 Edgewood Drive – Expressed appreciation for the efforts of the Department of Public Works.

COUNCIL MEMBER COMMENTS

Council Member Barrette – Appreciation to the citizens.

Council Member Ajlouni – Request to see the agenda packet earlier than Friday

Council Member Felt – Regarding Cell phone usage for 911. Homeowners confirming alarm companies utilizing the correct process. Appreciation to the citizens. In response to the letter from Dr. Ajjour, that City Council look into ways to deal with the vegetation issue along the waterfront with possible state and federal assistance.

Council Member Bisballe – Appreciation to the citizens.

Council Member Giselle – Appreciation to the citizens.

Council Member Schulte – Regarding cell phone information being displayed at dispatch. Appreciation to citizens.

Mayor Kedzierski – Appreciation to citizens for voter turnout. Accomplishing goals, improving city website, scheduling Town Hall meeting, reviewing expenses, committee appointments, Action Committee, working with the Grosse Pointe Shores Improvement Foundation.

CLOSED SESSION

The City Council will meet in closed session to discuss collective bargaining matters as permitted by the Open Meetings Act. Roll Call Vote:

AYES: Mayor Kedzierski, Council Members Ajlouni, Barrette, Bisballe, Felt, Gesell, and Schulte
NAYS: None

Motion passes 7-0.

The public was informed that upon exiting from closed session no further business will be conducted and the meeting will be adjourned.

NEXT MEETINGS

The next meeting of the Council is scheduled for 7:00 p.m. Tuesday, December 20, 2011 at the GPS Municipal Building.

The City Council reconvened from closed session at 10:36 p.m.

ADJOURNMENT

The meeting of the Council was adjourned at 10:37 p.m.

_____
City Clerk

VILLAGE OF GROSSE POINTE SHORES, A MICHIGAN CITY
MINUTES OF CITY COUNCIL MEETING
DECEMBER 20, 2011

A monthly meeting of the City Council of Village of Grosse Pointe Shores, A Michigan City, was held on Tuesday, December 20, 2011 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.

PLEDGE OF ALLEGIANCE

ROLL CALL

Present: Mayor Ted Kedzierski
Council Members: Alexander Ajlouni, Robert Barrette, Bruce Bisballe, Kay Felt, Robert Gesell, Daniel Schulte
Absent: None

Also present: Manager Brian P. Vick
Interim City Clerk Bruce Nichols
City Attorney Mark McInerney
Finance Director Rhonda Ricketts
Public Works Director Brett Smith
Public Safety Director Steve Poloni

All correspondence and reports relating to this meeting are either attached or placed on file.

APPROVAL OF MINUTES OF THE NOVEMBER 15, 2011 REGULAR COUNCIL MEETING

City Council was provided with updated minutes prior to the meeting.

Motion made by Council Member Felt, Seconded by Council Member Ajlouni to approve the updated minutes from November 15, 2011 with the following changes under Council Comments:

> Council Member Felt – Regarding Cell phone usage for 911. Homeowners confirming alarm companies utilizing the correct process. Appreciation to the citizens. *In response to the letter from Dr. Ajjour, that City Council look into ways to deal with the vegetation issue along the waterfront with possible state and federal assistance.*

AYES: Mayor Kedzierski, Council Members: Ajlouni, Barrette, Bisballe, Gesell, Felt
NAYS: Council Member Schulte

Motion passes 6-1.

APPROVAL OF MINUTES OF THE NOVEMBER 15, 2011 CLOSED SESSION MEETING

Motion made by Council Member Barrette, Seconded by Council Member Bisballe to approve the minutes from November 15, 2011Closed Session.

AYES: Mayor Kedzierski, Council Members: Ajlouni, Barrette, Bisballe, Felt, Gesell, Schulte
NAYS: None

Motion passes 7-0.

PUBLIC COMMENT ON AGENDA ITEMS -

Robert Lee, 29 Belle Meade – Regarding Grosse Pointe Yacht Club water billing tolling agreement.

Alan Broad, 71 South Deeplands Road – Regarding appreciation to elected officials; formalizing rules, procedures and committees; Grosse Pointe Yacht Club water billing tolling agreement.

John Booth, 980 Lake Shore Road – Regarding Grosse Pointe Yacht Club water billing.

PUBLIC HEARING – ZONING BOARD OF APPEALS

951 Lake Shore Road Severini

Planning Commission Chair Mary Matuja introduced the application and Planning Commission action to the Board of Zoning Appeals. On November 22, 2011 the Planning Commission received a variance application from Mr. and Mrs. Ron Severini, 951 Lake Shore Road, to allow a front yard patio. The Planning Commission has recommended approval of the variance to the Zoning Board of Appeals. Since front yard patios are not permitted without a variance the property owner is seeking this variance.

The Board of Zoning Appeals was provided the following material:

1. Zoning Variance Petition Form 951 Lake Shore - Severini Residence.
2. Site Plan – prepared by Polyarch Inc. August 4, 2011
3. Consultant Review Letter dated – November 16, 2011
4. Letters from Neighbors (Gilbert and Johnson)
5. Planning Commission Minutes from the November 22, 2011 meeting.

A notice was published and sent to adjacent residents (within 300 feet) notifying them of this variance request. Planning Consultant Chris McLeod and Planning Commission Chair, Mary Matuja answered questions from the Board of Zoning Appeals.

Motion made by Council Member Ajlouni and Seconded by Council Member Bisballe to accept the recommendation of the Planning Commission and approve the variance based upon the practical difficulty of the uniquely small size of the backyard.

AYES: Mayor Kedzierski, Council Members: Ajlouni, Barrette, Bisballe, Felt, Gesell
NAYS: None

ABSTAINED: Council Member Schulte

Motion passes 6-0-1.

PUBLIC HEARING – ZONING BOARD OF APPEALS

69 Renaud - Kefalonitis

Planning Commission Chair Mary Matuja introduced the application and Planning Commission action to the Board of Zoning Appeals. On November 22, 2011 the Planning Commission received a variance application from Mr. and Mrs. Harry Kefalonitis, 69 Renaud, related to constructing an addition to their home which necessitates the following height and setback variances.

- The petitioners at 69 Renaud wish to construct an addition which will necessitate the following setback and height variances. Petitioner requests:
  - Approximate 5 foot front yard setback variance for bay window
  - Approximate 7 foot front yard setback variance for entry structure
  - Approximate 1 ½ foot height variance for dormers
  - Permission to construct a 6 foot high fence around the rear yard.

The Board of Zoning Appeals was provided the following information to aid in their discussions:

1. Zoning Variance Petition Form 69 Renaud - Kefalonitis Residence.
2. Site Plan – prepared by MGA Architects / Designers dated November 7, 2011
3. Consultant Review Letter dated – November 16, 2011
4. Planning Commission Minutes from the November 22, 2011 meeting.

A notice was published and sent to adjacent residents (within 300 feet) notifying them of this variance request. Planning Consultant Chris McLeod and Planning Commission Chair, Mary Matuja were available to answer questions from the Board. The Planning Commission has recommended approval of the variance to the Zoning Board of Appeals.

Motion by Bisballe, Seconded by Barrette, that the front yard setback for the bay window and the front entry structure be approved based upon the practical difficulty of the current open and exposed entranceway, the need to provide covered protection and the need to architecturally balance the existing bay window. Motion carried unanimously.

Motion by Ajlouni, Seconded by Gesell, that the variance related to the dormer height at three locations be recommended for approval based upon the fact that the additions will not exceed the existing roof height which is currently a permitted non-conforming height, the dormers allow for usable space over the existing footprint and provide a architecturally balanced design. Motion carried unanimously.

Motion by Bisballe, Seconded by Ajlouni, that the applicant be permitted to construct a six foot high fence enclosing their rear yard contingent upon the applicant obtaining

written confirmation from adjacent neighbors that they are supportive of the six foot height. The approval is based upon the need to have a higher fence height to contain larger dogs and that the yard has significant vegetation along the perimeter which already acts as a visual barrier.

AYES: Mayor Kedzierski, Council Members: Ajlouni, Barrette, Bisballe, Felt, Gesell
NAYS: None
ABSTAINED: Council Member Schulte

Motion passes 6-0-1.

REPORTS BY CHAIRMEN OF BOARDS, COMMITTEES AND COMMISSIONS

A. Budget and Finance
1. Approval of the Bills

The monthly bills were presented by Finance Officer Ricketts, reviewed, discussed and unanimously approved for immediate payment on motion by Council Member Gesell, seconded by Council Member Bisballe.

2. Review of Financial Reports. Council discussed revenue / expenditure projections, balance sheet, and county equalization report

3. Finance Committee – Chairman Bisballe

Chair Bisballe updated the audience on the steps taken at the November Finance Committee meeting. The Committee discussed preliminary budget assumptions, preparing a draft budget for mid-January, revenue projections and how they have been impacted by drops in property valuation, having a working budget by March.

B. Public Safety

Chief Poloni Updated City Council on the following:

- Staffing level update – one command officer return from injured status.
- Received 5 new tasers. Funded through forfeiture funds and MMRMA Grant

C. Public Works

Director Smith updated the City Council on the following:

- Leaf collection was successful despite the wet year and one piece of equipment being repaired over a 5 day period
- Sewer lining scheduled to begin in January
- Status on the grant for the new garbage truck.

D. Park and Harbor

Mr. Vick reported on the following park and harbor activities:

- Parks and Harbor Committee will need to meet in mid January to discuss boat well fees.
- Parks and Harbor Boater feedback meeting took place December 13, 2011.
- Skating Rink has been framed but staff is waiting for frost in the ground before laying the liner and filling with water.

E. Legal Report –

Mr. McInerney provided the following updates:

- Grosse Pointe Yacht Club water billing –
  - Provided the City Council with a Memorandum and supporting documents
  - Addressed comments made by citizens during public comment portion of the meeting.
  - At the suggestion of Mayor Kedzierski, Mr. McInerney will review the GPYC documents to determine which documents would be privileged documents and which will be made available for viewing by the public.

Citizen Comment
Jim Jacobs – 45 Edgewood Drive – Commented regarding the tolling agreement.
John Booth – 980 Lake Shore Lane – Commented regarding Grosse Pointe Yacht Club water meter replacement timing, validity of tolling agreement.
Alan Broad - 71 South Deeplands Road – Clarifying his previous comments.

F. Manager's Report

Manager Brian Vick reported on the following:

- Council was informed that the City Manager will continue to distribute information sought by one council member to all elected officials to ensure that they are all operating from the same foundation of information.
  - Recently the City Manager distributed the contracts between the City Attorney, Auditing Firm, and Grosse Pointe Yacht Club
- Responded to information circulating in the community regarding the role of the City Manager and his efforts to investigate the Grosse Pointe Yacht Club water billing problem.

G. Beautification Committee – Annual Report – Helen Bai

Committee Chair, Helen Bai, provided a verbal report as to the roles and responsibilities of the Beautification Committee. Mrs. Bai provided information on: the sponsor a garden program, volunteers/workers and collaboration with the city departments and GPS Improvement Foundation during community events.

OLD BUSINESS

A. Designers' Show House – Junior League of Detroit

At the November City Council meeting, Designer Show House Co-Chairs, Kristina Acheson, Jane Fox, and Barbara Prues, were present to request approval to host the 2012 Show House at 22 Webber Place in Grosse Pointe Shores and to permit on-street parking along Webber Place and Lake Shore Road. If approved, the house would be open to the public between May 4 and May 20, 2011. The Co-Chairs planned to invite homeowners on Webber Place and adjacent blocks of Lake Shore Road to an informational meeting at 22 Webber to answer any questions. City Council was informed that the Junior League would be working with the Public Safety Department and City Administration on any logistical concerns. The request came back to the City Council in December for formal action after the informational meeting and discussion of parking logistics with public safety.

Council was provided with the letter from the Junior League of Detroit dated December 13, 2011 which provides a synopsis of the activities which have taken place since the November council meeting. Also provided were copies of the various written communications that were sent to each of the area homeowners and a list of adjacent residents in support of the event.

Director Poloni and City Manager Vick have spoken about the parking logistics and are confident that the Show House can be accommodated on Webber Place particularly given the fact that the Junior League has made arrangements to also have off-site parking with shuttle service. Additionally, the open communication via email between the area residents and the Chairing Committee will help to quickly address any issues that arise between now and May 20th.

Motion by Council Member Schulte, Seconded by Council Member Ajlouni, that the City Council vote in support of the 2012 Show House being hosted at 22 Webber Place in Grosse Pointe Shores and permit on-street parking along the north side of Webber Place and along the west side of Lake Shore Road between May 4th and May 20th.

AYES: Mayor Kedzierski, Council Members Ajlouni, Barrette, Bisballe, Felt, Gesell, and Schulte
NAYS: None

Motion passes 7-0.

B. Moritorium on Solar Panels – 90 Day Extension

At the October 18, 2011 City Council meeting the City Council approved a moratorium on new solar panel installation based on the recommendation from the Planning Commission. The Planning Commission is making progress on the proposed ordinance but has recommended that the City Council extend the moratorium for an additional 90

days to ensure that the Planning Commission can complete their work and allow City Council sufficient time to entertain the adoption of the proposed ordinance.

Council was provided a copy of the previously adopted resolution adopting the moratorium as well as a copy of the working draft of the proposed ordinance that the Planning Commission will continue working on.

Motion by Bisballe, Seconded by Ajlouni, to accept the recommendation of the Planning Commission and extend the Solar Panel Moratorium through the conclusion of the March 20, 2012 City Council meeting.

AYES: Mayor Kedzierski, Council Members: Ajlouni, Barrette, Bisballe, Gesell, Felt
NAYS: Council Member Schulte

NEW BUSINESS

A. Water Contract Between Grosse Pointe Shores and Detroit – Proposed Amendment

On December 8, 2011 city staff along with our engineering consultant, Hubbell, Roth & Clark, met with representatives from the Detroit Water and Sewer Department to discuss potential amendments to the water agreement as permitted in the existing contract. The following information was distributed to City Council:

- HRC letter dated December 14, 2011 regarding findings and recommendation.
- Grosse Pointe Water Data
- Suburban wholesale customer data
- Amendment to existing service contract (#1)
- Historical reference information
  - June 15, 2010 Staff Report
  - Current contract with Detroit
  - Ordinance # 251 regarding water use restrictions
  - Resolution regarding outdoor irrigation

HRC representatives, Tom Biehl and Jamie Burton were present to discuss their findings and recommendations related to the proposed "model water contract" changes presented by City of Detroit's Water and Sewerage Department. Under the terms of the contract, Exhibits A and B would be renegotiated after the first two years. Grosse Pointe Shores has the ability to make their own critical planning decisions such as negotiating "peaking factors" and flow volumes which has a direct impact on their future water rates. By adjusting the figures in exhibit B, the City has the ability to select the level of risk with regard to potential penalties due to exceedances. Water rate increases, or decreases, associated with changing the Exhibit B figures are separate from any DWSD system-wide annual rate changes.

Motion by Council Member Bisballe, Seconded by Council Member Schulte, that the City Council table this matter and discuss it further at a Special Council meeting in January 2012.

Citizen Comment

John Booth – 980 Lake Shore Lane – Commented regarding the risk and responsibilities associated with proposed amendment.

AYES: Mayor Kedzierski, Council Members Ajlouni, Barrette, Bisballe, Felt, Gesell, and Schulte
NAYS: None

Motion passes 7-0.

City Council took a 15 minute recess.

B. Wayne County Road Rights-of Way Annual Permits

City Council was provided a copy of the annual permit material that Wayne County requires local jurisdictions to submit which allows the local jurisdiction to conduct certain activities within the County right-of-way.

The Permit would cover municipal activities on Vernier Road and Lake Shore Road (south of Vernier) such as: below grade utility repairs and restoration, hanging banners from lamp posts, and closing the road for community events.

Motion by Council Member Barrette, Seconded by Council Member Gesell, that the City Council authorize city staff to execute the Wayne County Road Rights-of-Way Annual Permits.

AYES: Mayor Kedzierski, Council Members Ajlouni, Barrette, Bisballe, Felt, Gesell, and Schulte
NAYS: None

Motion passes 7-0.

C. Committee Appointments

Mayor Kedzierski distributed to City Council a list of recommended appointments for Council Liaison, New committee appointments-citizens, Board of Review, Board of Canvassers and City Clerk.

A. Council Liaisons

1. Elections- Robert Gesell
2. Public Works - Robert Barrette
3. Municipal Building - Robert Barrette

4. Beautification - Alex Ajlouni
5. Planning Commission- Dan Schulte
6. Pension Commission- Ted J. Kedzierski
7. Tree Board - Alex Ajlouni
8. Public Relations - Dan Schulte
9. Senior Citizen Groups- Kay Felt
10. Public Safety - Ted J. Kedzierski
11. Park and Harbor - Dan Schulte
12. GPSIF- Bruce Bisballe
13. Finance Committee Chair- Bruce Bisballe and Kay Felt and Robert Gesell

B. New committee appointments-citizens

1. Elections- Vito Cusenzo
2. Planning Commission- Alan Broad instead of Janet McGraw
3. Pension Committee- Bruce Campbell instead of Robert Buydens
4. Finance Committee- composed of Bruce Bisballe, Chair; Robert Gesell; and Kay Felt
5. Beautification - add Madhair and Bonnie Kruger
6. Reappoint Rob Squires and Vicki Boyce to the tree board
7. Park and Harbor- Frank Tenkel as chair and member; Angela Lee as member instead of Charles Baker

C. Board of Review

1. John Lizza, Chair
2. Vince Lociero
3. Jan Pemberton
4. Marlene Smith

D. Board of Canvassers

1. Judith Calcaterra
2. Linda Walton
3. William O'Keefe
4. William Dahling

E. City Clerk – Bruce Nichol

Motion by Council Member Bisballe, Seconded by Council Member Barrette, that the City Council accept the recommendation of the Mayor for the appointments of: Council Liaison, New committee appointments-cilizens, Board of Review, Board of Canvassers and City Clerk. .

AYES: Mayor Kedzierski, Council Members Ajlouni, Barrette, Bisballe, Felt, Gesell, and Schulte
NAYS: None

Motion passes 7-0.

D. Public Act 152 – Publicly Funded Health Insurance Contribution Act

The State of Michigan Legislature passed PA 152 to help local governments address health care costs for its employees. Health care cost containment has been discussed at length by the City Council and Blue Ribbon Committee. City Council must decide which of the four health care cost sharing options they will select: (1) hard cap, (2) 80/20, (3) Ignoring the statute, (4) opting out of cost sharing.

Mayor Kedzierski and City Council indicated that since a legal opinion related to PA 152 will be reviewed in closed session, voting action on this matter will take place when City Council reconvenes from closed session.

E. Ad Hoc Grosse Pointe Public Safety Committee

The Ad Hoc Grosse Pointe Public Safety Committee, comprised of elected and chief administrative officials from all the municipalities in the Grosse Pointes, is recommending improved coordination of fire services among the Grosse Pointe communities. With the assistance of Ray Riggs, a former Assistant Fire Chief in West Bloomfield Township, and a consultant provided by the Southeast Michigan Council of Governments, the Committee has been reviewing ways to share fire services since July. Previously, the Committee focused on consolidation of 911 dispatch operations. The Committee recommended enhancing fire service cooperation in the following three specific ways:

1. Develop and implement automatic aid agreements for first response to alarms that have the potential to be major incidents.
2. Form a body that will oversee and put into action unified training, conducting cross-jurisdictional drills on a regular basis and recommending unified Standard Operating Procedures and running procedures.
3. Form a body that will oversee and make recommendations for the purchasing of equipment.

While not related to the fire service cooperation, the Ad Hoc Committee also agreed that the Grosse Pointes should submit a grant application to implement a five city dispatch center covering all Grosse Pointes. This action related to new State of Michigan legislation as part of the budget that requires cities to examine service sharing and new partnerships with other cities in order to receive direct funding from the State of Michigan, under what is now known as the EVIP program (formerly known as statutory revenue sharing). Five million dollars was allocated by the State to a new EVIP grant program intended to encourage local government service sharing and consolidation. The costs necessary to build out a center large enough to handle all of the dispatch calls and prisoner holding cells for all the Grosse Pointes was considered an impediment to the short term implementation of an all Grosse Pointe dispatch center which remained a longer term goal. The Committee also resolved to continue to meet

to examine ways to share in the costs of major new capital expenses related to fire services such as the purchase of new fire apparatus.

Motion by Council Member Felt, Seconded by Council Member Gesell, that the City Council accept the recommendation of the Ad Hoc Grosse Pointe Public Safety Committee that each of the Grosse Pointe's enter into the proposed Fire Safety Inter-local Agreement.

AYES: Mayor Kedzierski, Council Members Ajlouni, Barrette, Bisballe, Felt, Gesell, and Schulte
NAYS: None

Motion passes 7-0.

F. City Council Rules and Procedures

Mayor Kedzierski suggested changes at the November Council Meeting to the City Council Rules and Procedures and asked City Council for suggested changes. Any additional suggestions by City Council should be forwarded to Mr. McInerney in advance of the January City Council at which discussion and affirming action will be taken.

G. Public Safety Director Search

City Council was provided with a copy of the November 30, 2011 Ad Hoc Public Safety Director Committee Meeting minutes. Council had been previously provided with a disc of the resumes for all of the applicants. City Manager Vick has made arrangements to interview the four candidates on December 19, 2011 beginning at 5PM. The interviews were spaced 40 minutes apart. In discussions with Mayor Kedzierski, the Mayor, Councilmember Barratte and Council Member Schulte sat in on the interviews.

Appropriate time and effort will need to be allocated to the background search and compensation negotiations. The City Manager recommendation is anticipated to come before City Council for confirmation in January.

H. Freedom of Information Act Request Policy

City Manager Vick provided City Council with a copy of the FOIA Coordinator Handbook which was published by the Michigan Municipal Risk Management Association. Also distributed was a copy of the FOIA form which a resident can utilize when making a request. Discussion took place regards to per page charges and inspection of documents at the front counter.

Citizen Comment

John Booth – 980 Lake Shore Lane – Commented regarding an appeal process for denials and FOIA charges.

Jim Jacobs – 45 Edgewood Drive – Commented regarding FOIA fee structures.

PUBLIC COMMENT ON NON-AGENDA ITEMS

Harry Kurtz, 20 North Duval Road – Thanked department heads, City Manager and City Attorney for their hard work.

Jan Pemberton, 62 Michaux Court – Regarding updating the Mayor's information on the City Website, establishing a committee to explore moving entirely into Macomb County, removal of cable lock at dog park and removal of sign prohibiting dogs into Schroeder Park.

COUNCIL MEMBER COMMENTS

Council Member Barrette – Appreciation for public attendance. Wished season greetings.

Council Member Ajlouni – Wished Season Greetings.

Council Member Felt – Wished Season Greetings. Assured citizenry of the City Council's efforts toward conducting the public's business.

Council Member Bisballe – Appreciation for public attendance.

Council Member Gesell – Appreciation for public attendance. Concurred with Council Member Felt regarding Council business proceeding. Wished season greetings.

Council Member Schulte – Appreciation for public participation.

Mayor Kedzierski – Appreciation for citizen attendance and citizens who have volunteered to be appointed to committees. Will announce a proposed committee at the January Council meeting to promote Grosse Pointe Shores to prospective home buyers. Encouraged residents to attend Mayor office hours. Scheduling a Town Hall meeting for the third Saturday in January 10am – Noon. Wished season greetings.

CLOSED SESSION

The City Council will meet in closed session to discuss written legal opinions as permitted by the Open Meetings Act. Roll Call Vote:

AYES: Mayor Kedzierski, Council Members Ajlouni, Barrette, Bisballe, Felt, Gesell, and Schulte
NAYS: None

Motion passes 7-0.

GROSSE POINTE YACHT CLUB WATER BILLING

Motion by Council Member Bisballe, Seconded by Council Member Gesell that City extend the tolling agreement with the proviso that substantive discussions are held between Grosse Pointe Shores officials and Grosse Pointe Yacht Club officials. Also, those documents

supporting the GPYC claim be provided to Grosse Pointe Shores for review and action by City Council. Also, that City Manager Vick be authorized to sign the tolling agreement for a period not to exceed 90 days.

AYES: Council Members Ajlouni, Barrette, Bisballe, Felt, Gesell, and Schulte
NAYS: Council Member Barrette
ABSTAIN: Mayor Kedzierski

Motion passes 5-1-1.

Public Act 152 – Publicly Funded Health Insurance Contribution Act
Motion by Council Member Ajlouni, Seconded by Council Member Barrette, that the City adopt the 80% / 20% health care cost sharing scenario for all active covered employees effective January 1, 2012 and that those Department Heads and non-union employees soheduled to participate in the 4000/2000 High Deductible Plan with an Health Savings Account allow for the HSA to be funded at 100% for the calendar year 2012 and funded at 75% for calendar year 2013.

AYES: Mayor Kedzierski, Council Members Ajlouni, Barrette, Bisballe, Felt, Gesell, and Schulte
NAYS: None

Motion passes 7-0.

Motion by Council Member Gesell, Seconded by Council Member Felt, to reaffirm the prior City Council's resolution that City Council will revisit the High Deductible / Health Savings Account plan for non-union employees upon the outcome of union negotiations.

AYES: Mayor Kedzierski, Council Members Ajlouni, Barrette, Bisballe, Felt, Gesell, and Schulte
NAYS: None

Motion passes 7-0.

NEXT MEETINGS

The next meeting of the Council is scheduled for 7:00 p.m. Tuesday, January 17, 2012 at the GPS Municipal Building.

ADJOURNMENT

The meeting of the Council was adjourned at 1:17 a.m.

_____
City Clerk