

**VILLAGE OF GROSSE POINTE SHORES, A MICHIGAN CITY  
MINUTES OF CITY COUNCIL MEETING  
March 20, 2012**

1. CALL TO ORDER: A monthly meeting of the City Council of Village of Grosse Pointe Shores, A Michigan City was held on Tuesday, March 20, 2012 in the Council Chambers of the Grosse Pointe Shores Municipal Building, 795 Lake Shore Road. The meeting was called to order at 7:00 p.m. by Mayor Kedzierski.

2. PLEDGE OF ALLEGIANCE

3. ROLL CALL

Present: Mayor Thaddeus Kedzierski, Council Members Alexander Ajlouni, MD, Robert H. Barrette, Jr., Bruce Bisballe, Kay Felt, Robert E. Gesell, Daniel T. Schulte

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

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

4. APPROVAL OF MINUTES OF THE FEBRUARY 21, 2012 REGULAR COUNCIL MEETING

The minutes of the February 21, 2012 Regular Council Meeting were approved on motion by Council Member Felt, seconded by Council Member Gesell and carried by unanimous vote.

5. APPROVAL OF MINUTES OF THE FEBRUARY 21, 2012 REGULAR COUNCIL MEETING-CLOSED SESSION

The minutes of the February 21, 2012 Regular Council Meeting- Closed Session were approved on motion by Council Member Felt, seconded by Council Member Gesell and carried by unanimous vote.

6. APPROVAL OF MINUTES OF THE MARCH 5, 2012 SPECIAL COUNCIL MEETING

The minutes of the March 5, 2012 Special Council Meeting were approved on motion by Council Member Schulte, seconded by Council Member Barrette and carried by unanimous vote.

7. PUBLIC COMMENT ON AGENDA ITEMS

No public comment on agenda items

8. 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 Barrette.

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 39 parcels were turned over to the county for collection. In 2011, \$120,000 in back taxes were turned over to the county for collection. In 2012, this figure was down to \$81,000.

3. Finance committee – Chairman Report

Councilman Bisballe reported that the finance committee has laid out a timeline for drafts of the budgeting process. Additional vendor requests for quotes will be going out soon.

B. Public Safety

1. Statistical Report and Monthly Update

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

Public Safety Director John J. Schulte was absent as he was attending training for Michigan Chiefs of Police. Monthly crime statistics were presented by Mr. Wollenweber. Mr. Wollenweber also reported that issues with AT&T and the 911 service are underway.

### C. Public Works

#### 1. Monthly Update

Director Smith reported on the following public works activities:

Director Brett Smith reported the Grosse Pointe Clinton Township Refuse Authority issue would be looming in the future. Presently, rubbish goes to a transfer station in Detroit with tip fees at \$27 per ton. On March 31, 2014, the Grosse Pointe Clinton Township Refuse Authority dissolves by operation of law. Sixty acres of land is owned in Clinton Township by the authority. Long-range decisions must be eventually made regarding this entity.

Discussions ensued with the Council regarding increasing costs and the necessity of an alternate disposal source for the city. The potential liability of environmental hazard exposure to any subsequent purchaser was also discussed.

### D. Park and Harbor

#### 1. Monthly Update.

Council Member Schulte reported various updates and improvements have been made to the dog park. Harbor occupancy was discussed. While the date is uncertain, discussion ensued regarding the possible extension of the Fun Run along Lake Shore Road.

Council Member Schulte, seconded by Council Member Barrette, moved for extension of the fun run to the southern city limit along Lakeshore Drive which was unanimously approved.

### E. Legal Report

City Attorney Mark McInerney reported that the litigation with the computer systems vendor is proceeding in the court system. He also discussed a meeting held March 14, 2012 at the Grosse Pointe Yacht Club regarding a new theory of liability for water charges which needs to be explored. The balance of his opinion is to be discussed in closed session.

### F. Manager's Report

Mr. Wollenweber thanked the council for selecting him as interim manager. He is anxious to get to work on the myriad of duties in his new position.

## 9. OLD BUSINESS

A. *Ambassador Committee*: Council Member Felt reports the Ambassador Committee is hard at work meeting with real estate brokers and school officials. Discussion ensued regarding limitations on "open house" signs utilized by realtors.

B. *Move to Macomb County Ad Hoc Committee:* Council Member Schulte reported the first meeting of the committee was held on March 2, 2012. The next meeting is scheduled for March 28, 2012 at 8 AM. There are multiple issues to explore as to whether a move to Macomb County is advantageous to the citizens of Grosse Pointe Shores.

C. *Engineering services - invitation to bid:* Mr. Wollenweber reported the invitations to bid are being readied.

D. *Legal services - invitation to bid:* Mr. Bisballe reported the invitations to bid are being readied. They will be forwarded only to those firms which were in contention for providing legal services during the last time legal services were put out to bid.

E. *Insurance services- Invitation to bid:* Five insurance companies are now reviewing our policies. The city spends approximately \$115,000 annually on insurance premiums

#### 10. NEW BUSINESS

A. *Telephone system:* Mr. Wollenweber reports difficulty with emergency phone system may require a phone system upgrade. He will report his findings.

B. *Janitorial services:* Mr. Wollenweber reported a vendor is being interviewed for such services.

C. *City Owned Laptop:* Questions ensued regarding the backup of Brian Vick's laptop computer which was performed successfully. Our IT analyst said it would be better to buy a new laptop. As was an administrative cost at the discretion of the City Manager, Council decided a motion was not needed to authorize the purchase of the new laptop.

D. *Grosse Pointe Youth Nautical Education Foundation-charitable gaming license;* James Anderson addressed the Council and described the organization as a 501(c)3 tax-exempt charitable organization. He explained some of the good work of the organization. By motion of Gesell, seconded by Barrette, the council unanimously passed a resolution acknowledging the tax-exempt status of the organization.

E. *Residential Water Bills:* Discussion among the council members ensued regarding education of residents and the incentive for off hour lawn irrigation. Such efforts will likely obtain reduced water rates from DWDS. Public Works Director Smith recommended notifying sprinkler companies regarding the setting of timers for irrigation systems.

F. *GP Fish Project:* Councilmember Felt reported that various fish will be painted by artists who will be sponsored. This matter was referred to the Grosse Pointe Shores Improvement Foundation.

G. *Council Rules Regarding Notice of Special Meetings*: Council Member Schulte requested better notice of special meetings in the future.

F. *Closed Session* – Discussion with City Attorney Regarding Grosse Pointe Yacht Legal Opinion.

ROLL CALL VOTE ON CLOSED SESSION TO DISCUSS LEGAL OPINION ABOUT THE GROSSE POINTE YACHT CLUB WITH THE CITY ATTORNEY AS PERMITTED BY SECTION 15.268 (C) OF THE OPEN MEETINGS ACT.

AYES: Mayor Thaddeus Kedzierski, Council Members Alexander Ajlouni, MD, Robert H. Barrette, Jr., Bruce Bisballe, Kay Felt, Robert E. Gesell, Daniel T. Schulte.

NAYS: None

ABSENT: None

Motion carried 7-0

Motion was made and carried unanimously to go into closed session after public comment.

Without objection from Council, Mayor Kedzierski Moved agenda item No. 10 - Closed Session, to the end of the meeting.

11. PUBLIC COMMENT ON NON-AGENDA ITEMS

Mike Dotson, the Western President of Wayne County Community College along with Dr. Sandy Robinson, Gary Cummins, and Kathryn Hall, gave an informative overview of the University Center and degree programs available. Continuing education at the University Center was also a topic of discussion.

Charles Leahy described allegations of violations of the Open Meetings Act and the Board of Review.

Dr. Robert Lee posed questions concerning legal services and whether a sufficient pool of attorneys has been offered the right to bid on such services. Dr. Lee also questioned the status of Brian Vick's laptop computer and its review by a forensic computer analyst.

Dr. Pemberton addressed the Board of Review issues cited by Charles Leahy and expressed strong disagreement with the earlier allegations made by Mr. Leahy.

George Martin addressed the Maire School alumni and the upcoming 75th anniversary of the institution.

Charles Leahy again addressed Council in rebuttal to Dr. Pemberton's remarks.

#### 12-13. MAYOR AND COUNCIL MEMBER COMMENTS

Council Member Ajlouni: He urged the Ambassador committee to communicate with the school board on issues in the community.

Council Member Felt: She indicated the school superintendent is making efforts for good communication with the Ambassador committee.

Schulte: He expressed disappointment with failure to obtain a quorum at the special meeting involving the laptop computer. He believed the issue would have been better addressed at the March 5, 2012 meeting.

Mayor comment: Mayor Kedzierski thanked the committee for their participation and feels the expertise of its citizens is expansive.

#### 14. NEXT MEETING

The next meeting is scheduled for April 17, 2012 at the GPS Municipal Building. The regular meeting was recessed at 8:47 p.m. as the Council entered into closed session.

#### RETURN TO OPEN SESSION

After adjourning the Closed Session, Mayor Kedzierski reconvened the Regular Meeting of the Council in open session at 9:25 p.m.

#### 15. GROSSE POINTE YACHT CLUB TOLLING AGREEMENT

Motion to extend the current tolling agreement with the Grosse Pointe Yacht Club up to 120 days as negotiated by Mark McInerney; and further authorizing City Manager Mark Wollenweber to sign such tolling agreement was offered by Council Member Bisballe and seconded by Council Member Gesell. Discussion followed and the motion carried as follows:

AYES: Council Members Alexander Ajlouni, MD, Robert H. Barrette, Jr., Bruce Bisballe, Kay Felt, Robert E. Gesell, Daniel T. Schulte

NAYS: None

ABSTAIN: Mayor Thaddeus Kedzierski,

Motion carried 6-0-1

#### ADJOURNMENT

The meeting of the Council was adjourned by motion unanimously approved at 9:35 pm.

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Bruce R. Nichols, City Clerk

**VILLAGE OF GROSSE POINTE SHORES, A MICHIGAN CITY  
MINUTES OF CLOSED SESSION OF CITY COUNCIL MEETING  
TO DISCUSS LEGAL OPINION AS PERMITTED BY THE OPEN MEETINGS ACT.  
March 20, 2012**

A closed meeting of the City Council of Village of Grosse Pointe Shores, A Michigan City was held on Tuesday, March 20, 2012 in the Council Chambers of the Grosse Pointe Shores Municipal Building, 795 Lake Shore Road. The meeting was called to order at 8:48 p.m. by Mayor Kedzierski.

**ROLL CALL**

Present: Mayor Thaddeus Kedzierski, Council Members Alexander Ajlouni, MD, Robert H. Barrette, Jr., Bruce Bisballe, Kay Felt, Robert E. Gesell, Daniel T. Schulte

Also present:

City Clerk Bruce R. Nichols  
City Manager Mark Wollenwebber  
City Attorney Mark McInerney

The City Council reviewed the Grosse Pointe Yacht Club tolling agreement and his opinion regarding same with Mr. McInerney.

The closed session was adjourned on motion duly supported and carried by unanimous vote.

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Bruce R. Nichols, City Clerk