

MINUTES OF THE MEETING OF THE COMMITTEE-OF-THE-WHOLE OF THE CITY OF GROSSE POINTE WOODS HELD ON MONDAY, OCTOBER 30, 2017, IN THE CONFERENCE ROOM OF THE MUNICIPAL BUILDING, 20025 MACK AVENUE, GROSSE POINTE WOODS, MICHIGAN.

PRESENT: Mayor Novitke
Council Members Bryant, Granger, Ketels, Koester, McConaghy, Shetler

ABSENT: None

ALSO PRESENT: City Administrator Smith
Treasurer/Comptroller Behrens
City Attorney Chip Berschback
City Clerk Hathaway
Director of Public Services Schulte
Building Official Tutag

Also present was Brian Keeseey, McKenna & Associates, and Lyle Winn and Scott Lockwood from Anderson, Eckstein & Westrick.

Mayor Novitke called the meeting to order at 7:01 p.m.

Motion by Ganger, seconded by Shetler, that all items on tonight's agenda be received, placed on file, taken in order of appearance.

Motion carried by the following vote:

Yes: Bryant, Granger, Ketels, Koester, McConaghy, Novitke, Shetler

No: None

Absent: None

Hearing no objections, **regulation of businesses/City Planner** was taken out of order. The City Attorney provided an overview and introduced Brian Keeseey, Senior Planner from McKenna. Discussion ensued regarding regulating uses. The City Attorney requested to engage McKenna & Associates to assist with establishing appropriate ordinances for regulating businesses on Mack Avenue including hookah lounges, smoke shops, pawn brokers, tattoo parlors, and adult businesses. He proposed to have the City Attorney, Building Official, and Mr. Keeseey meet to develop ordinances for review by the Planning Commission and approved by the City Council. He requested approval of an agreement with McKenna & Associates in an amount not to exceed \$2,000.00. He also recommended the Committee-of-the-Whole make a recommendation to the City Council to extend the existing moratorium until the end of April prohibiting the listed types of businesses from coming into the City in accordance with the moratorium.

The Mayor stated consideration needs to be given to whether the City has the authority to regulate the businesses, can they be placed all in one district, in what area would they placed, and would regulations be enforceable. The Building Official stated there are a number of ways in which to regulate the businesses such as placing them in the C-2

District. He referred to the City of Birmingham's regulated use ordinance, which he likes. The City Attorney stated McKenna's claim to establish these ordinances are legal, proper, and can be done. Mr. Keeseey stated it is enforceable. There was a consensus of the Committee to engage McKenna to move forward with drafting a proposed ordinance.

Motion by Granger, seconded by Shetler, regarding **moratorium on building permits for certain types of businesses**, that the Committee-of-the-Whole recommend the City Council extend the existing moratorium until April 30, 2018.

Motion carried by the following vote:

Yes: Bryant, Granger, Ketels, Koester, McConaghy, Novitke, Shetler
No: None
Absent: None

Motion by Granger, seconded by Shetler, to remove the item regarding extending the existing moratorium from the Committee-of-the-Whole agenda.

Motion carried by the following vote:

Yes: Bryant, Granger, Ketels, Koester, McConaghy, Novitke, Shetler
No: None
Absent: None

Motion by Granger, seconded by Shetler, that the motions regarding extending the moratorium be immediately certified.

Motion carried by the following vote:

Yes: Bryant, Granger, Ketels, Koester, McConaghy, Novitke, Shetler
No: None
Absent: None

Hearing no objections, the next item taken out of order was regarding **roadside solicitation**. The City Attorney provided an overview and stated Knights of Columbus and the Goodfellows will be requesting to solicit in the near future. He stated recently enacted MCL 257.676(b) permits street solicitations. There was a consensus of the Committee to move forward with a first reading incorporating the amendments in state law.

Motion by Bryant, seconded by Shetler, that roadside solicitation be removed from the Committee-of-the-Whole.

Motion carried by the following vote:

Yes: Bryant, Granger, Ketels, Koester, McConaghy, Novitke, Shetler
No: None
Absent: None

The next item discussed was regarding **solid waste collection/disposal**. The Treasurer/Comptroller provided an overview of administration's memo dated October 30, 2017, regarding bids for the solid waste collection/disposal contract. Green for Life (GFL) was the low bidder out of two bids received. Administration recommended awarding the five-year contract to GFL. There was a consensus of the Committee to move forward with GFL.

Mr. Winn provided an overview of the bid specifications for the five-year contract. He is looking for direction to determine which option to move forward with; whether to use two carts including one for refuse, or to include a cart for recyclables only and no cart for refuse. Cart color(s) also need to also be determined.

The Treasurer/Comptroller reviewed millage spreadsheets and stated a maximum of 2.658 can be levied in accordance with Headlee, however the roll-back was not factored out to year five. She stated the annual cost for garbage including only one cart for recycling is \$235.00, and the annual cost with a cart for both refuse and recycle is \$250.00. The Treasurer/Comptroller, City Administrator, Director of Public Services, and City Engineers all recommended the City include two carts in the contract award. The Treasurer/Comptroller stated an ordinance amendment will be needed if a cart is used for refuse because the current ordinance does not allow for use of anything other than disposable plastic rubbish bags. Further discussion included public relations information being disseminated regarding the two carts and changing to a four-day pick-up schedule. Administration was asked to include a time requirement for cart removal on pick-up day. There was a consensus of the Committee to recommend to City Council awarding a five-year contract to GFL including two carts (refuse and recycle.) The contract does include an option to extend an additional five years upon a six-month notice. The City Attorney stated he would be prepared for a first reading of the ordinance amendment before the City Council on November 13, 2017.

There was a consensus of the Committee that matte brown carts be used for refuse, and matte green be used for recycle.

Motion by Bryant, seconded by Granger, that solid waste collection/disposal be removed from the Committee-of-the-Whole.

Motion carried by the following vote:

Yes: Bryant, Granger, Ketels, Koester, McConaghy, Novitke, Shetler
No: None
Absent: None

The next item discussed was regarding installation of an **elevator** at City Hall. The Treasurer/Comptroller suggested consideration may want to be given to this project at this time for inclusion in the upcoming Municipal Improvement Bond. The Treasurer/Comptroller stated at an estimated cost of \$500,000.00, an additional \$35-40,000.00 annually would be added to the payment for twenty years. She stated the City can bond up to \$2.5 million, and current projects are at \$2.215 million. A new bond resolution would be required if Council decided to add the project for a total of \$2.7

million. Or, the City can bond for \$2.5 million and make up the difference from fund balance. In order for the City Engineer to update floor plans, it would cost approximately \$5,000.00. Administration was asked to provide suggestions regarding the absent voter office for relocating upstairs or elsewhere. There was a consensus of the Committee that this item remain on the Committee-of-the-Whole agenda.

Under New Business:

- The City Engineer stated the SAW grant bids came in lower than expected. He stated the grant is based on \$1.1 million with the City's 10% match (\$110,000.) He stated \$620,000.00 was allotted for televising and inspections with the bid coming in at \$229,000.00, which is \$370,000 under the budgeted estimate. He stated Districts 3 and 4 have not been televised since 2003, and is requesting to extend the contract. He will be looking at it further in the spring.
- The Mayor stated Mr. Duchane is returning to a Committee-of-the-Whole Meeting the beginning of December to discuss the Public Safety Authority, and reminded administration to have a back-up plan prepared regarding a Headlee override proposal.
- The Mayor acknowledged that tonight is Council Member Ketel's last meeting serving as a Grosse Pointe Woods Council Member, as he decided not to run for another term.
- The Director of Public Services discussed Lake Front Park drainage improvements that are underway to eliminate flooding problems near the Ford Estate.

Motion by Bryant, seconded by Granger, that the meeting of the Committee-of-the-Whole be adjourned at 9:39 p.m. PASSED UNANIMOUSLY.

Respectfully submitted,

Lisa Kay Hathaway
City Clerk

Robert E. Novitke
Mayor