

CITY OF GROSSE POINTE WOODS
20025 Mack Plaza
Regular City Council Meeting Agenda
Monday, June 6, 2016
7:30 p.m.

1. CALL TO ORDER
2. ROLL CALL
3. PLEDGE OF ALLEGIANCE
4. RECOGNITION OF COMMISSION MEMBERS
5. ACCEPTANCE OF AGENDA

6. APPOINTMENT
 - A. Director of Public Services – Frank Schulte
 1. Memo 05/31/16 – City Administrator/Assessor
 2. City Code: Section 4.5 – Administrative Service; Section 4.7 – City Administrator: Functions and Duties; Section 2-128 – Organization

7. MINUTES
 - A. City Council 05/16/16
 - B. Committee-of-the-Whole 05/16/16
 - C. Compensation and Evaluation Committee 05/16/16
 - D. Beautification Advisory Commission 04/13/16
 - E. Historical Commission 04/14/16, 03/10/16
 - F. Tree Commission 03/02/16
 - G. Senior Citizens Commission 03/15/16
 - H. Citizens Recreation Commission 04/12/16

8. COMMUNICATIONS
 - A. Unpaid Invoices
 1. Memo 05/23/16 – Treasurer/Comptroller
 - B. Taxpayers for Michigan Constitutional Government Litigation
 1. Headlee Lawsuit Update

9. BIDS/PROPOSALS/
CONTRACTS
 - A. 2016/17 Road Salt
 1. Memo 05/18/16 – Director of Public Services
 - B. Recording Clerk Contract – Michelle Stabile
 1. Memo 05/04/16 – Court Clerk
 2. Agreement

- C. 2015/16 City Attorney Employment Agreements
 - 1. City Council Excerpt 05/16/16
 - 2. Letter 05/16/16 – City Attorney
 - 3. Agreement (Medical/Prescription/Dental)
 - 4. Employment Agreement

- 10. PROCLAMATION
 - A. Director of Public Services Retirement – Joe Ahee

- 11. RESOLUTION
 - A. Resolution to Commit Fund Balance
 - 1. Memo 05/31/16 – Treasurer/Comptroller

- 12. ORDINANCES
 - A. FIRST READING: AN ORDINANCE TO AMEND CHAPTER 2, ARTICLE IV. EMPLOYEE BENEFITS, DIVISION 2. RETIREMENT SYSTEM, OF THE CODE OF ORDINANCES OF THE CITY OF GROSSE POINTE WOODS, MICHIGAN BY AMENDING SECTION 2-294 TO REFLECT THE CURRENT MEMBERSHIP OF THE RETIREMENT SYSTEM AND TO ALLOW APPOINTED OFFICIALS AND DEPARTMENT DIRECTORS TO OPT OUT OF MEMBERSHIP IN THE RETIREMENT SYSTEM AND TO EXCLUDE RE-EMPLOYED RETIREES OF THE RETIREMENT SYSTEM FROM MEMBERSHIP IN THE RETIREMENT SYSTEM.
 - 1. Proposed Ordinance

- 13. CLAIMS/ACCOUNTS
 - A. Pension Attorney
 - 1. VanOverbeke Michaud & Timmony, P.C.

 - B. City Attorneys
 - 1. Don R. Berschback
 - 2. Charles T. Berschback

- 14. NEW BUSINESS/PUBLIC COMMENT

- 15. ADJOURNMENT

Lisa Kay Hathaway, CMMC/MMC
City Clerk

IN ACCORDANCE WITH PUBLIC ACT 267 (OPEN MEETINGS ACT)
POSTED AND COPIES GIVEN TO NEWSPAPERS

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CITY OF GROSSE POINTE WOODS
MEMORANDUM

6A

RECEIVED
MAY 31, 2016
CITY OF GROSSE PTE. WOODS

DATE: May 31, 2016

TO: Mayor and City Council

CC: Don Berschback, City Attorney
Dee Ann Irby, City Treasurer/Comptroller

FROM: Tom Colombo, City Administrator/Assessor

A handwritten signature in blue ink, appearing to be "Tom Colombo".

SUBJECT: Director of Public Services Appointment

In keeping with Section 4.5, 4.7(c) and Section 2-128 of the Grosse Pointe Woods City Charter (attached) I am appointing Frank Schulte as the Director of Public Services for the City, effective July 1, 2016.

It is my recommendation that Mayor and City Council concur with the appointment and pass a motion consenting to such of Frank Schulte as the Director of Public Works.

Attachments

Section 4.5. - Administrative Service.

The administrative officers of the city shall be the City Administrator, Clerk, Treasurer, Assessor, Attorney, Chief of Police, Fire Chief and Superintendent of Public Works, and if the Council deems necessary a Health Officer, City Engineer, Water Superintendent and Building Inspector. The Council may by ordinance create additional administrative offices and may by resolution combine any administrative offices in any manner it deems necessary or advisable for the proper and efficient operation of the city.

The City Administrator, Clerk, Treasurer, Assessor and Attorney shall be appointed by the Council for an indefinite period, shall be responsible to and serve at the pleasure of the Council and shall have their compensation fixed by the Council. All administrative officers of the city except the City Administrator, Clerk, Treasurer, Assessor and Attorney shall be appointed or selected by the City Administrator for an indefinite period, shall be responsible to and hold office at the pleasure of the City Administrator and shall have their compensation fixed by the City Administrator in accordance with budget appropriations and any pay plan adopted by the Council. Appointments of administrative officers by the City Administrator shall be subject to confirmation by the Council, but he may discharge such officers without such confirmation.

Except as may be otherwise required by statute or this charter, the Council shall establish by ordinance such departments of the city as it deems necessary or advisable and shall prescribe therein the functions of each department and the duties, authorities and responsibilities of the officers of each department, but the Council may not diminish the duties or responsibilities of the office of City Administrator. The City Administrator may prescribe such duties and responsibilities of the officers of those departments responsible to him which are not inconsistent with this charter or with any ordinance or resolution.

All personnel employed by the city who are not elected officers of the city or declared to be administrative officers by or under the authority of this charter shall be deemed to be employees of the city. The head of each department shall have the power to hire and discharge the employees of his department without confirmation by the Council. Any employee who has been discharged may within ten days thereafter petition the Council to hear the facts regarding such discharge, and in any such case the Council may, in its own discretion, hold a hearing and inquire into such facts and may make such recommendation in the manner as it considers proper.

Section 4.7. - City Administrator: Functions and Duties.

The City Administrator shall be the chief administrative officer of the city government. His functions and duties shall be:

- (a) To be responsible to the Council for the efficient administration of all administrative departments of the city government except the departments under the direction of the Clerk, Treasurer, Assessor and Attorney;
- (b) To see that all laws and ordinances are enforced;
- (c) To appoint, with the consent of the Council, the heads of the several city departments whose appointment is not otherwise specified in this charter, and to discharge such department heads without the consent of the Council, and to direct and supervise such department heads;
- (d) To give to the proper department or officials ample notice of the expiration or termination of any franchises, contracts or agreements;
- (e) To see that all terms and conditions imposed in favor of the city or its inhabitants in any public utility franchise, or in any contract, are faithfully kept and performed;
- (f) To recommend an annual budget to the Council and to administer the budget as finally adopted under policies formulated by the Council, and to keep the Council fully advised at all times as to the financial condition and needs of the city;
- (g) To recommend to the Council for adoption such measures as he may deem necessary or expedient; and to attend Council meetings with the right to take part in discussions but not to vote;
- (h) To exercise and perform all administrative functions of the city that are not imposed by this charter or ordinance upon some other official;
- (i) To maintain a system of accounts of the city which shall conform to any uniform system required by law and by the Council and to generally accepted principles and procedure of governmental accounting. He shall make monthly financial statements to the Council;
- (j) To perform such other duties as may be prescribed by this charter or as may be required of him by ordinance or by direction of the Council.

Sec. 2-128. - Organization.

The director of public services shall be appointed by the city administrator, receive compensation and carry out the director's responsibilities in the manner provided by the Charter. The director of public services shall recommend to the city administrator the employment of such employees as deemed necessary to efficiently carry out the responsibilities of the department of public services within the limits of the current budget, and shall further recommend to the city administrator the discharge of any of such employees without confirmation by the city council in accordance with the Charter.

(Code 1975, § 1-7-2)



MINUTES OF THE REGULAR CITY COUNCIL MEETING OF THE CITY OF GROSSE POINTE WOODS HELD ON MONDAY, MAY 16, 2016, IN THE COUNCIL-COURT ROOM OF THE MUNICIPAL BUILDING, 20025 MACK PLAZA, GROSSE POINTE WOODS, MICHIGAN.

The meeting was called to order at 7:34 p.m. by Mayor Novitke.

Roll Call: Mayor Novitke
Council members: Bryant, Ketels, Koester, McConaghy, Shetler
Absent: Granger

Also Present: City Administrator/Assessor Colombo
City Attorney Chip Berschback
Treasurer/Comptroller Irby
City Clerk Hathaway
Director of Public Works Ahee
Director of Public Safety Smith

Motion by McConaghy, seconded by Shetler, that Council Member Granger be excused from tonight's meeting.

Motion carried by the following vote:
Yes: Bryant, Ketels, Koester, McConaghy, Novitke, Shetler
No: None
Absent: Granger

Council, Administration, and the audience Pledged Allegiance to the Flag.

The following Commission members were in attendance:

- Tom Vaughn, Planning Commission
- Bonnie Medura, Beautification Commission
- George McMullen, Board of Review/Local Officers Compensation Commission

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

Motion carried by the following vote:

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

Motion by McConaghy, seconded by Shetler, that the following minutes be approved as submitted:

1. City Council Minutes dated May 2, 2016.

Motion carried by the following vote:

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

Motion by Ketels, seconded by Bryant, regarding **Worker's Compensation Insurance Renewal**, that the City Council concur with the recommendation of the Committee-of-the-Whole at their meeting on May 9, 2016, and approve a contract with Midwest Employers Casualty Company to provide excess worker's compensation insurance as provided in the Quote Sheet dated April 18, 2016, (two years for a total cost not to exceed \$104,952) effective July 1, 2016.

Motion by Ketels, seconded by Bryant, to amend the previous motion by inserting, "including \$450,000 retention (SIR)" after, "two years".

Motion carried by the following vote:

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

Motion by McConaghy, seconded by Shetler, regarding **City Attorney – Dental**, that the City Council concur with the recommendation of the Committee-of-the-Whole at their meeting on May 9, 2016, and concur with the recommendation of the Finance Committee at their meeting on April 4, 2016, and the Compensation and Evaluation

Committee at their meeting on April 25, 2016, with respect to City Attorney Don R. Berschback's 2015/16 dental coverage.

Motion by McConaghy, seconded by Shetler, to amend the previous motion by adding, ", and that an agreement be signed by Don R. Berschback and the City holding each harmless."

Motion carried by the following vote:

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

No: None

Absent: Granger

Motion by Bryant, seconded by McConaghy, that the following minutes be approved as submitted:

1. Committee-of-the-Whole minutes dated May 9, 2016.

Motion carried by the following vote:

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

No: None

Absent: Granger

THE MEETING WAS THEREUPON OPENED AT 7:37 P.M. FOR A PUBLIC HEARING ON THE 2016/17 PROPOSED BUDGET.

Motion by Bryant, seconded by Shetler, that for purposes of the public hearing, the following items be received and placed on file:

1. Memo 04/28/16 – City Administrator/Treasurer-Comptroller
2. Fund Balance Forecast Rev. 04/22/16
3. City of Grosse Pointe Woods Budget and Appropriation Resolution
4. Committee-of-the-Whole Excerpt 04/11/16
5. Affidavit of Legal Publication

Motion carried by the following vote:

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

No: None

Absent: Granger

The Treasurer/Comptroller provided an overview.

The Chair asked if anyone from the audience wished to speak in favor of the proposed budget. The City Administrator/Assessor, spoke in favor of the proposed 2016/17 budget, and recommended adoption of same.

The Chair asked if anyone from the audience wished to speak in opposition to the proposed budget. No one wished to be heard.

Motion by Bryant, seconded by Shetler, that the public hearing be closed at 7:44 p.m. Passed unanimously.

Motion by McConaghy, seconded by Koester, regarding **Proposed 2016/17 Budget**, that the City Council concur with the recommendation of the Committee-of-the-Whole sitting as a Finance Committee at their meeting on April 11, 2016, and adopt the FY 2016/17 Budget and Appropriation Resolution, as follows:

CITY OF GROSSE POINTE WOODS

CERTIFIED RESOLUTION

Motion by xxxx, seconded by xxxx, that the Council adopts the following resolution:

CITY OF GROSSE POINTE WOODS
BUDGET AND APPROPRIATION RESOLUTION

WHEREAS, a public notice has been previously given, as required by City Charter and State of Michigan Public Act 5 of 1982, that a public hearing would be held at 7:30 p.m. on Monday, May 16, 2016, for the purpose of receiving comments on the proposed 2016-17 City Budget and the intent to levy Property Tax Revenues within the said City of Grosse Pointe Woods; and;

WHEREAS, a full and final public hearing has been held on proposed 2016-17 City Budget, and the proposed Increase in Property Taxes, it is therefore the opinion and judgment of Council that the aforesaid proposed 2016-17 City Budget is in all things appropriate, correct and should be approved and that the property Tax Levy to finance the 2016-17 City Budget should be approved accordingly.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Grosse Pointe Woods, Michigan, that the proposed 2016-17 City Budget and the proposed property Tax Levy for the fiscal year 2016-17 as finally reviewed (and/or changed by) the Council at this public hearing be adopted and the amounts as contained in the aforesaid budget should be appropriated as designated and property tax levied accordingly.

BE IT RESOLVED that there are those sums of revenue which are deemed necessary to be raised by ad valorem tax levies on all real and personal property within the City of Grosse Pointe Woods, and that the City Clerk be and is hereby directed to certify such amounts to the City Assessor for the spread on the 2016 City Tax Roll at the rate of 13.8158 mills per thousand of the current City of Grosse Pointe Woods taxable valuation for general operations; at the rate of 1.5000 per thousand of the current City of Grosse Pointe Woods taxable valuation for Road Bond Debt; at the rate of 0.0767 per thousand of the current City of Grosse Pointe Woods taxable valuation for Act 359 Public Relations; at the rate of 2.0251 mills per thousand of the current City of Grosse Pointe Woods taxable valuation for Solid Waste.

Motion carried by the following vote:

Yes:

No:

Absent:

CERTIFICATION

I, Lisa Kay Hathaway, Clerk of the City of Grosse Pointe Woods, do hereby certify that the foregoing constitutes a true and complete copy of a resolution adopted by the Council on May 16, 2016, and that said meeting was conducted and public notice of said meeting was given pursuant to and in full compliance with the Open Meetings Act, being Act 267, Public Acts of Michigan, 1976, and that the minutes of said meeting were kept and will be, or have been, made available as required by said Act.

Lisa Kay Hathaway, CMMC/MMC
City Clerk

Motion carried by the following vote:

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

No: None

Absent: Granger

Motion by Koester, seconded by McConaghy, regarding **Transfer of Funds – Retiree Healthcare Trust Fund**, that the City Council approve a funds transfer within the FY 2015/16 budget in the amount of \$50,000.00 from Account No. 101-299-999.736 into the Retiree Healthcare Trust Fund Account No. 736-000-584.000, for payments toward Other Post Employment Benefits.

Motion carried by the following vote:

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

Motion by McConaghy, seconded by Koester, regarding **Monthly Financial Report – April 2016**, that this item be referred to the Finance Committee.

Motion carried by the following vote:

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

Motion by Shetler, seconded by Bryant, regarding **Contract: Sewer Line Root Control**, that the City Council award a contract to Duke's Sales & Service, Inc. in an amount not to exceed \$9,886.41, to provide sewer line root control treatment, funds to be taken from Account No. 592-537-975.011.

Motion carried by the following vote:

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

Motion by Bryant, seconded by Shetler, regarding **Contract: 2016 Concrete Pavement Repair Program**, that the City Council award a contract to L. Anthony Construction in an amount not to exceed \$148,200.00, including engineering fees in the amount of \$30,000.00 and contingency in the amount of \$29,600.00, for a total project cost in an amount not to exceed \$207,800.00, funding as follows:

1. Major Streets Concrete Maintenance 202-451-974.200 - \$50,000.00;
2. Local Streets Concrete Maintenance 203-451-974.200 - \$50,000.00;
3. Water/Sewer Miscellaneous Concrete Repairs 592-537-975.400 - \$85,000.00;
4. Major Streets (Engineering) 202-451-974.201 - \$7,500.00;
5. Local Streets (Engineering) 203-451-974.201 - \$7,500.00;
6. Water/Sewer (Engineering) 592-537-975.401 - \$15,000.00.

Motion carried by the following vote:

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

Motion by Shetler, seconded by Bryant, regarding **services: Pension Attorney**, that the City Council engage the services of Michael VanOverbeke to draft a proposed amendment to the Pension Ordinance in an amount not to exceed \$2,000.00, funds to be taken from Outside Counsel Account No. 101-210-812.000.

Motion carried by the following vote:

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

Motion by Ketels, seconded by Shetler, regarding **Charitable Gaming: Fontbonne Auxiliary of St. John Hospital**, that the City Council authorize the City Clerk to certify the resolution recognizing the Fontbonne Auxiliary of St. John Hospital as a non-profit operating in Grosse Pointe Woods for the purpose of obtaining charitable gaming licenses.

Motion carried by the following vote:

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

Motion by McConaghy, seconded by Bryant, regarding **Labor Attorney**, that the City Council approve the following statement dated May 1, 2016:

1. Labor Attorney Keller Thoma - \$1,960.00.

Motion by McConaghy, seconded by Bryant, to amend the previous motion by deleting, "\$1,960.00", and inserting, "\$1,960.10".

Motion carried by the following vote:

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

No: None

Absent: Granger

Motion by McConaghy, seconded by Bryant, to adjourn tonight's meeting at 7:50 p.m.
PASSED UNANIMOUSLY.

Respectfully submitted,

Lisa Kay Hathaway
City Clerk

Robert E. Novitke
Mayor



MINUTES OF THE MEETING OF THE COMMITTEE-OF-THE-WHOLE OF THE CITY OF GROSSE POINTE WOODS HELD ON MONDAY, MAY 16, 2016, IN THE CONFERENCE ROOM OF THE MUNICIPAL BUILDING, 20025 MACK AVENUE, GROSSE POINTE WOODS, MICHIGAN.

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

ABSENT: Granger

ALSO PRESENT: City Administrator/Assessor Colombo
Treasurer/Comptroller Irby
City Attorney Chip Berschback
City Clerk Hathaway
Director of Public Safety Smith
Director of Public Services Ahee

Also in attendance at tonight’s meeting was Frank Schulte.

Mayor Novitke called the meeting to order at 7:00 p.m.

Motion by McConaghy, seconded by Koester, that Council Member Granger be excused from tonight’s meeting.

Motion carried by the following vote:

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

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

The Committee held a **discussion regarding the Director of Public Services vacancy**. The City Administrator/Assessor stated Director Ahee will be retiring on July 1. The Director of Public Services position was posted and seven applications were received. After reviewing the applications, the City Administrator/Assessor stated he would be appointing Frank Schulte, with the concurrence of City Council, to fill the vacancy. The Director of Public Services and Director of Public Safety concurred with his appointment. Compensation will include the current salary of \$76,500.00, four weeks vacation, and all benefits entitled under the Employee Handbook. Mr. Schulte stated he would consider other options in lieu of a pension, and he would opt out of Healthcare (\$3,000). Mr. Schulte indicated his timeline for employment with the City would be two to five years in this position.

Concerns were voiced regarding a two-year timeline, and the Mayor discussed the need for a succession plan and training other employees. Questions and answers ensued between the Committee and Mr. Schulte. There was a consensus of the Committee to support the appointment of Mr. Schulte as the Director of Public Services.

Under public comment, the following individual was heard regarding the appointment of Mr. Schulte:

George McMullen
1382 Hollywood

Motion by Ketels, seconded by Shetler, that the meeting of the Committee-of-the-Whole be adjourned at 7:29 p.m. PASSED UNANIMOUSLY.

Respectfully submitted,

Lisa Kay Hathaway
City Clerk

Robert E. Novitke
Mayor

Approved by Committee 7C

Compensation and Evaluation Committee
May 16, 2016

MINUTES OF THE MEETING OF THE COMPENSATION AND EVALUATION COMMITTEE OF THE CITY OF GROSSE POINTE WOODS HELD ON MONDAY, May 16, 2016, IN THE CONFERENCE ROOM OF THE MUNICIPAL BUILDING, 20025 MACK AVENUE, GROSSE POINTE WOODS, MICHIGAN.

PRESENT: Chair: Council Member Arthur Bryant
Members: Mayor Robert E. Novitke, Council Member Todd A. McConaghy
ABSENT: None

ALSO PRESENT: Kathy Ryan and George McMullen

The meeting was called to order by Chair Bryant at 8:06 p.m.

Motion by McConaghy, second by Novitke, that all items on tonight's agenda be received, placed on file, and taken in order of appearance.

Motion carried by the following vote:

Yes: Bryant, McConaghy, Novitke
No: None
Absent: None

Motion by Novitke, seconded by McConaghy, to approve the minutes of the meeting of 4-25-16.

Motion carried by the following vote:

Yes: Bryant, McConaghy, Novitke
No: None
Absent: None

A discussion on compensation took place regarding the proposed employment agreement of the new City Administrator.

Motion by McConaghy, seconded by Novitke, that the meeting be adjourned at 8:15 p.m.

Motion carried by the following vote:

Yes: Bryant, McConaghy, Novitke

No: None

Absent: None

Respectfully submitted,

Arthur Bryant

Approved by Commission
5-11-16

RECEIVED

7D

APR 14 2016

CITY OF GROSSE PTE. WOODS

Beautification Advisory Commission
Lake Room – GPW Community Center
2025 Mack Plaza Dr., Grosse Pointe Woods
Meeting – April 13, 2016 – 7:30 p.m.

Present: Arslanian, Hage, Hess, Hilton, Koester, McCarthy, Martin-Rahaim, Medura, Muccioli, Rozycki, Spreder, Stephens, Stewart

Also Present: Ketels

Excused: Sauter

Not Present: Mathews

Other Attendees:

Guests: Mary Casinelli

Call to Order: The meeting was called to order by Chairperson McCarthy at 7:33 p.m.

Minutes: The March 9, 2016 minutes were distributed and reviewed.

Motion by Spreder, seconded by Muccioli, to approve the March 9, 2016 minutes as presented.

Motion carried by the following vote:

Yes: Arslanian, Hage, Hess, Koester, McCarthy, Martin-Rahaim, Medura, Muccioli, Rozycki, Spreder, Stephens, Stewart

No: None

Absent: Sauter, Hilton

Treasurer's Report: No report presented. Committee informed \$1,000.00 deposit received by Lochmoor Club to secure room for Awards Night.

Chairperson's Report: None

Awards Program: Spreder provided an update on the Awards Night and provided area assignments to members. Residential & Business selections due June 30, 2016.

Descriptions/Write-ups due July 31, 2016. Each member responsible for 1 residence and 5 business recommendations. Committee also explored ideas of theme for Awards Night.

Tile/Mugs Program: None

Flower Sale: Martin-Rahaim provided an update on the Flower Sale and PayPal account. Sign-up sheet passed around for volunteers for flower delivery & set-up - May 5, 2016. Flower Sale - May 6 & 7, and Delivery of pre-orders – May 13.

Council Report: Council Representative Ketels and BAC commission members Hage reported on the April 4, 2016 City Council meeting.

DPW: None

Old Business: None

New Business: The BAC discussed the candidate for the recent commission member opening. Motion by Koester, seconded by Rozycki to recommend the Mayoral appointment of Mary Casinelli to the Beautification Advisory Commission.

Motion carried by the following vote:

Yes: Arslanian, Hage, Hess, Koester, McCarthy, Martin-Rahaim, Medura, Muccioli, Rozycki, Spreder, Stephens, Stewart

No: None

Absent: Sauter, Hilton

Motion by Arslanian, seconded by Stephens to recommend to the Mayor the immediate certification of the previous Motion of the Mayoral appointment of Mary Casinelli to the Beautification Advisory Commission.

Motion carried by the following vote:

Yes: Arslanian, Hage, Hess, Koester, McCarthy, Martin-Rahaim, Medura, Muccioli, Rozycki, Spreder, Stephens, Stewart

No: None

Absent: Sauter, Hilton

Motion by Stephens, seconded by Medura, to adjourn the Beautification Advisory Commission meeting at 8:23 p.m.

Motion carried by the following vote:

Yes: Arslanian, Hage, Hess, Hilton, Koester, McCarthy, Martin-Rahaim, Medura, Muccioli, Rozycki, Spreder, Stephens, Stewart

No: None

Absent: Sauter

Respectfully submitted,

Rachelle Koester

City of Grosse Pointe Woods Historical Commission Minutes
20025 Mack Plaza Drive, Grosse Pointe Woods, MI 48236
Conference Room at City Hall
April 14, 2016

Approved by
Commission
May 12, 2016
RECEIVED

APR 21 2016

CITY OF GROSSE PTE. WOODS

1. **Call to Order**

The regular meeting of the Grosse Pointe Woods Historical Commission was called to order at 7:36 p.m. by Chairperson Phil Whitman.

2. **Roll Call**

Present: Mary Kaye Ferry, Del Harkenrider, Shirley Hartert, Suzanne Kent, Lynne Millies, John Parthum, Frank Romano, Becky Veitengruber, Phil Whitman, Giles Wilborn

Also Present: Council Representative Mike Koester and Mason Ferry

Unexcused: Sean Murphy

3. **Approval of Agenda**

Motion by Hartert, seconded by Ferry, to approve the agenda for April 14, 2016 as presented.

Ayes: all. Motion carried.

4. **Approval of Minutes**

Motion by Veitengruber, seconded by Harkenrider, to approve the March 10, 2016 minutes as presented. Ayes: all. Motion carried.

5. **Items**

A. Report of Treasurer: Parthum reported that the commission balance is \$1,666.27 and the Cook Schoolhouse Project balance is \$5,165.11.

B. Cook Schoolhouse Project: Discussion came up about need for painting and tidying up of schoolhouse in time for MORSA hosting on May 21st. Also, it may be a good idea to change thermostat batteries 2 times per year.

C. Commission Membership: Frank Romano was appointed by the mayor and city council at the March 21st meeting, as a member of the Historical Commission. Chairperson Whitman and the commission welcomed and congratulated Romano on his appointment.

D. MORSA Hosting:

1. **Motion** by Ferry, seconded by Hartert, that the Historical Commission recommends that the City Administrator approve payment, not to exceed \$58.00 to hire the Grosse Pointe Woods bus or Trolley and driver for four hours on Saturday, May 21, 2016 for the Michigan One Room School House Conference. Ayes: all. Motion carried.

2. **Motion** by Parthum, seconded by Kent to request immediate certification of the above mentioned item. Ayes: all. Motion carried.

E. Memorial Day:

1. Ferry went over the "To Do List" with the commission for the Circle of Honor event. Kent shared a draft of the program for the event.
2. **Motion** by Hartert, seconded by Kent that the Historical Commission recommends that the City Administrator approve payment of \$250.00 to John Dennome of "JD Sound" to provide a sound system for the 2016 Memorial Day Ceremony. This item is not included in the 2015-2016 budget. Ayes: all. Motion carried.

6. New Business

A. June/July Open Houses: June 11th from 12:00 p.m. – 2:00 p.m. Hartert, Millies, Parthum, and Romano will host. July 16th from 12:00 p.m. – 2:00 p.m. Harkenrider, Kent, and Veitengruber will host.

B. Flag Retirement

Hartert shared that the Flag Retirement Ceremony will take place on Saturday, June 11th. Cutting of flags will be from 3:00 p.m. until 4:00 p.m. The ceremony will commence at 4:00 p.m. Hartert will be inviting the local Girl Scouts and Cub Scouts to participate.

C. Motion by Wilborn, seconded by Hartert for Wilborn to be relieved of acting secretarial duties. Ayes: all. Motion carried.

6. Old Business

None at this time.

7. New Business

Parthum shared upcoming event details. Wednesday, April 20th at 7:30 p.m. is the Detroit and World War I lecture at the Grosse Pointe Historical Society. Also, Tuesday, May 10th from 7:00 p.m. until 9:00 p.m. is the Points of History Celebration at the Grosse Pointe War Memorial.

8. Public and Commissioner Comments

None at this time.

9. Adjournment

The meeting adjourned at 9:10 p.m.

Respectfully submitted:

Becky Veitengruber, Secretary

The next meeting of the Grosse Pointe Woods Historical Commission will take place on May 12th, 2016 at 7:30 p.m. in the Conference Room at City Hall, 20025 Mack Plaza Drive, Grosse Pointe Woods, MI 48236

Approved by Commission
4-14-16

RECEIVED

MAR 14 2016

City of Grosse Pointe Woods Historical Commission Minutes
20025 Mack Plaza Drive, Grosse Pointe Woods, MI 48236
Conference Room at City Hall
March 10, 2016

CITY OF GROSSE PTE. WOODS

1. Call to Order

The regular meeting of the Grosse Pointe Woods Historical Commission was called to order at 7:30 p.m. by Chairperson Phil Whitman.

2. Roll Call

Present: Mary Kaye Ferry, Shirley Hartert, Suzanne Kent, Lynne Millies, John Parthum, Phil Whitman, Giles Wilborn

Also Present: Council Representative Mike Koester and Frank Romano

Excused: Del Harkenreider, Becky Veitengruber

Absent: Sean Murphy

3. Approval of Agenda

Motion by Hartert, seconded by Ferry, to approve the agenda for March 10, 2016 as presented. Ayes: all. Motion carried.

4. Approval of Minutes

Motion by Ferry, seconded by Millies, to approve the February 11, 2016 minutes of the special meeting as presented. Ayes: all. Motion carried.

Motion by Hartert, seconded by Millies, to approve the February 11, 2016 minutes of the regular meeting as presented. Ayes: all. Motion carried.

5. Items

- A. **Report of Treasurer:** Parthum reported that the Historical Commission balance is \$1,712.00 and the Cook School balance is \$5,165.11.
- B. **Cook School Project:** Ferry discussed the importance of having the dehumidifier on 24 hours a day in the school; Parthum and Ferry will talk with the DPW to ensure that minor repairs and touchup painting are completed before the Commission hosts the Michigan One-Room Schoolhouse Association (MORSA) at the school in May 2016.
- C. **Commission Membership:** The Commission is waiting for the Mayor's approval of candidate Frank Romano.

Motion by Hartert, seconded by Kent, to name Giles Wilborn Acting Secretary. Ayes: all. Motion carried.

- D. **MORSA Hosting:** Ferry and Parthum met with MORSA member Rochelle Balkam to discuss preparations for the annual meeting. Ferry distributed a handout outlining the program for the day.
- E. **Memorial Day:** Commissioners discussed the “Things To Do List.”

6. New Business: None

7. Public and Commissioner Comments: None

8. Adjournment: 8:47 p.m.

Respectfully submitted:

Suzanne Kent, Acting Secretary

The next meeting of the Grosse Pointe Woods Historical Commission will take place on April 14, 2016 at 7:30 p.m. in the Conference Room at City Hall, 20025 Mack Plaza Drive, Grosse Pointe Woods, MI 48236.

GROSSE POINTE WOODS TREE COMMISSION CITY OF GROSSE PTE. WOODS
Meeting Minutes of March 02, 2016

Approved by Commission 5/10/16

Chairman, Stephen Chan, called the meeting to order at 7:40 p.m.

Present: Rogers, Chan, Backer, Granger (Council Representative), Butler, Groschner, and Profeta.

Absent: Laura Gaskin, Pegg who resigned 12/31/15, Gaffney, DiCicco and Greening (home emergency).

Guest: Mary Ellen Meyering....

Approval of the Agenda for the meeting of March 02, 2016.

Motion by Backer and seconded by Groachner. to approve the agenda as presented with an addition under New Business, which was to obtain Council approval to spend \$155.00 for the Arbor Day program and \$320.00 for the Memorial Cearemony program. These expenses were immediately certified and Granger agreed to obtain the Council's approval at their next meeting. The third addition was to respond to any questions regarding the upcoming programs. All members present approved the motion with these additions.

Approval of the meeting minutes of February 03, 2016

Motion by Groschner and seconded by Profeta to approve the minutes as presented. All members present approved the motion.

Treasurer's Report: 02/29/16.

Cash Reserves as of 07/01/15	\$12,103.18
Donations thru 02/29/16	0
Expenses thru 01/29/16	0
Balance:	\$12,103.18

Balance carries forward.

Council Approved Budget	
Budget as of 07/01/15	\$1,633.00
Expenses thru 02/29/16	
Invoice for 350 Red Maple	
Tree seedlings:	-945.57
Remaining thru 06/30/16	\$ 687.43

Balance does not carry forward.

Council approval required for expenditures.

Budget for the period of 07/01/16 thru 06/30/17;

Copy of the above budget for the Community Tree Commission is attached and submitted Ms. Dee Ann Irby on February 15, 2016.

Old Business:

Chan welcomed Vickie Ganger as our Council Representative and introduced her to everyone present. In response to our request for the Council to provide funds for the purchase of a memorial tree for George Malley, Granger advised that the Council discussed the request and denied it. There is no president for this type of request and that the Council recognizes the work and contributions of all commission members at its annual reception.

Pegg submitted his resignation from the Tree Commission on February 29, 2016. This action permits the Council to consider Mary Ellen Meyering as a Tree Commission member and as Pegg's replacement. Once approved by the Council, she will complete the oath of office at City Hall by the City Clerk.

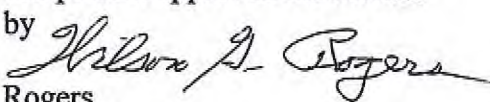
Later this month, Chan will mail his Arbor Day letter and attachments to the 5 schools participating in the Arbor Day program. The University Liggett School does not participate in the poster contest but has a separate program.

As of this meeting we have 12 donors for the Memorial Tree program. Profeta will mail invitations to the donors and guests later this month once the final number of donors has been determined.

New Business:

Backer reviewed with Chan what refreshments will be needed for the Memorial Tree program. Pick up posters on April 14th and be At DPW for the tree sorting after 4:00 p.m. on April 21.

Adjournment: 8:30 pm. Motion by Backer and seconded by Groschner that the meeting be adjourned. All present approved the motion.

Submitted by 

Wilson G. Rogers
Secretary (313) 886-7660

MINUTES OF THE REGULAR SENIOR CITIZENS' COMMISSION MEETING OF THE CITY OF GROSSE POINTE WOODS HELD ON TUESDAY, MARCH 15, 2016, IN THE LAKE ROOM OF THE COMMUNITY CENTER, 20025 MACK PLAZA DRIVE, GROSSE POINTE WOODS, MI 48236

CALL TO ORDER: Chairperson Strek called the meeting to order at 7:00 p.m.

ROLL CALL:

Commission Members: Hyduk, Meier, Motschall, Palen, Strek, Thornton, Wehrmann
Also in Attendance: Lisa Hathaway, Todd McConnaghy
Absent: Gattari, Uhlig, Witt
Guest: Sharon Beeby (prospective Commission member)

APPROVAL OF MINUTES: Motion by Maier, seconded by Motschall, to approve the minutes of the Senior Citizens' Commission meeting held January 19, 2016. Said motion passed unanimously by those Commission members in attendance.

CHAIRPERSON'S REPORT: Strek introduced City Clerk Lisa Hathaway who distributed copies of the Commission Procedures to those in attendance and explained what is expected from each Commission regarding the Open Meetings Act. Strek then introduced Todd McConnaghy, the new Council Representative for the Senior Citizens' Commission. Strek announced that the choir from Grosse Pointe North High School, under the direction of Ben Henri, will provide the entertainment at the upcoming Ice Cream Social.

COUNCIL REPRESENTATIVE'S REPORT: McConnaghy gave a brief update on the road repair and budget. With diligent cutbacks and "doing more with less", the City is doing well.

COMMUNITY REPRESENTATIVE REPORT: No report

TREASURER'S REPORT: Wehrmann reported the Carry-Forward Budget Balance as of February 29, 2016, is \$5,718.47. The Council-Approved General Fund carries a balance of \$2,441.69

Motion by Maier, seconded by Hyduk, to accept the Treasurer's Report as presented. Said motion passed unanimously by those Commission members in attendance.

Wehrmann indicated that since there will not be another Senior Citizens' Commission meeting prior to the Ice Cream Social in May, the Commission would like to request that Council allot funds for supplies.

Motion by Maier, seconded by Wehrmann, that this portion of these Minutes be immediately certified to reflect the Senior Citizens' Commission request that City Council approve an allotment of an amount up to \$400 to be used for supplies for the Ice Cream Social to be held on May 18, 2016. Said motion passed unanimously by those Commission members in attendance.

S.O.C. REPORT: No report

NEW BUSINESS:

Strek recommended that a sub-committee be formed to prepare for the Annual Ice Cream Social that will be held in the Community Center on May 18, 2016. This sub-committee will consist of Wehrman, Hyduk, Motschall and Thornton.

Motion by Maier, seconded by Wehrmann, to form a sub-committee to handle the planning of the Ice Cream Social on May 18, 2016. Said motion passed unanimously by those Commission members in attendance.

Strek requested an update on the Leisure Interest Survey. Maier indicated that the majority of activities requested by those responding to the survey are already being offered through the City. McConnaghy suggested that the Leisure Interest Survey sub-committee should prepare a report of its findings to present to Council to review and determine how to proceed with the information in that report.

Motion by Maier, seconded by Thornton, to have the Leisure Interest Survey sub-committee prepare and present a report before City Council to determine how to most effectively use the data gathered in the survey. Said motion passed unanimously by those Commission members in attendance.

Strek distributed a draft of the community publication, Update, to determine if the information relating to the Senior Citizens' Commission is correct. Commission members found no errors.

OLD BUSINESS:

No report

ADJOURNMENT:

Motion by Wehrmann, seconded by Maier, to adjourn the meeting at 8:10 p.m. Said motion passed unanimously by those Commission members in attendance.

Respectfully submitted,

Mary Hyduk
Recording Secretary

Approved by commission
5-10-16



Citizen's Recreation Committee Meeting Minutes
Meeting of the Citizen's Recreation Commission held on April 12, 2016 at
Grosse Pointe Woods, Michigan

CALLED TO ORDER: 7:01

PRESENT:

Gib Heim
Barb Janutol
Tom Jerger
Mark Miller
Tony Rennpage
Mike Soviak
Christina Ventimiglia
Amanda York

ABSENT:

Bill Babcock

RECEIVED

APR 13 2016

CITY OF GROSSE PTE. WOODS

ALSO PRESENT:

Nicole Byron, Richard Shetler Jr., Margaret Potter

Motion to accept the minutes from March 8, 2016 by Gib Heim and seconded by Mark Miller.

Motion passed by the following vote:

Yes: Heim, Janutol, Jerger, Miller, Rennpage, Soviak, Ventimiglia and York.

No: None

Absent: Babcock

COUNCIL MEETING REPORT:

Paving of the Activities Building parking lot at Lake Front Park will begin the end of this month.

Council fine-tuned the details of the Music on the Lawn in front of City Hall this summer.

SUPERVISOR'S REPORT:

9,500 plus park passes have been processed since January.

The All Pointes Daddy/Daughter Dance is April 16th at Grosse Pointe South High School from 7-9pm. It is being partially subsidized by Henry Ford Hospital.

Relay-for-Life is again being held at Lake Front Park the weekend of the May 14th.

Another kayak rack is currently being built, to help accommodate the waiting list.

Teddy Prokop received an award for his hard work planting the garden at the bathhouse in 2015.

OLD BUSINESS:

Members discussed the possibility of holding a barbeque cook off in conjunction with the Jack Boni Perch Derby on July 23rd. They decided more thinking is needed to go into this activity before it can be implemented.

We are still interested in surveying residents about park usage. Councilman Shetler suggested contacting the folks who put together the Senior Survey, for facilitation ideas. Amanda York will reach out to them and bring this information to the May meeting.

The donation from the Ford Estate was deposited in the general fund.

NEW BUSINESS:

A new banner for the Jack Boni Perch Derby will be ordered, because of the change of month on the previous banner.

A motion should be forthcoming in May to allocate funding for the Jack Boni Perch Derby from the 2016-17 budget, since the date was moved from the month of June to July.

Members discussed more "child friendly" prizes and activities for the Perch Derby such as a Lou's Pet Shop demonstration, face painting, and proper fishing techniques. Donor solicitation might include better prizes for the younger participants.

Gib Heim will contact Lakeside Fishing and report back at the May meeting.

The list of previous donors will be brought to the May meeting.

Ms.Byron will handle the t-shirt orders for the Perch Derby.

Christina Ventimiglia will contact the GPN art club regarding face painting.

ADJOURNMENT:

Motion was made to adjourn the meeting by Mark Miller and seconded by Gib Heim. Motion passed by the following vote:

-
- Yes: Heim, Janutol, Jerger, Miller, Rennpage, Soviak, Ventimiglia, and York,
 - No: None
 - Absent: Babcock

Meeting Adjourned at 7:40 p.m.

The next regularly scheduled meeting will be at 7:00 p.m. on Tuesday May 10, 2016 in the conference room at City Hall.

Respectfully submitted by:

Barbara Janutol, Secretary
bajanutol@gmail.com



CITY OF GROSSE POINTE WOODS
MEMORANDUM

8A
RECEIVED

MAY 23 2016

CITY OF GROSSE PTE. WOODS

To: Mayor and City Council

From: Dee Ann Irby, Treasurer/Comptroller

Handwritten signature of Dee Ann Irby in blue ink.

Re: Unpaid Invoices

Date: May 23, 2016

Attached is a list of unpaid invoices for services rendered by the City to our residents.

Grass Cutting/Property Maintenance	\$2,334.00
Cross Connection fees	<u>\$ 125.00</u>
Total Unpaid Invoices	\$2,459.00

We have made several attempts to collect the fees, but have been unsuccessful. I am requesting the approval of City Council to transfer the unpaid invoices to the real property tax bills in July 2016.

If you have any questions, feel free to call me.

Landscape Invoices Sent to 2016 Taxes

STREET	ADDRESS	INV#	AMT DUE
Anita	1713	W921	\$117.00
Anita	1713	W943	\$695.00
Brys	1748	W929	\$65.00
Brys	1748	W933	\$102.00
Brys	1748	W973	\$65.00
Hawthorne	1247	W971	\$102.00
Holiday	19950	W935	\$139.00
Hunt Club	1977	W920	\$104.50
Hunt Club	1977	W939	\$92.00
Hunt Club	1977	W967	\$92.00
Mack	19707	W978	\$117.00
Mack	20599	W924	\$83.00
Marter	20810	W907	\$65.00
Marter	20810	W916	\$65.00
Marter	20810	W937	\$65.00
Ridgemont	2086	W976	\$65.00
Roslyn	1995	W968	\$55.00
Vernier	2101	W917	\$135.50
Vernier	2101	W932	\$55.00
Vernier	2101	W955	\$55.00

\$2,334.00

Cross Connection Invoices Sent to 2016 Taxes

STREET	ADDRESS	INV#	AMT DUE
Mack	20148	15-46	\$125.00

Total invoices	\$2,459.00
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MICHIGAN CONSTITUTIONAL GOVERNMENT

**** Headlee Lawsuit Update ****

In response to multiple inquiries for additional information Taxpayers for Michigan Constitutional Government is releasing the following information regarding the pending legal action against the State of Michigan for violations of the State Constitution in the miscalculation of the minimum percentage payment to local governments as required by the Headlee Amendment.

Background Information: The Headlee Amendment, passed by Michigan voters in 1978 and amended in 1989, requires that the State of Michigan pay a minimum of 48.97 percent of monies raised through State taxes to local governments. It further stipulates what funding can and cannot be included in the calculation of the minimum percentage payment (MPP). These stipulations include: monies raised through tax shifts; monies paid to local governments to perform obligations of the State; and monies paid to agencies that are not political subdivisions of the State – cannot be included in the calculation of the MPP.

Taxpayers for Michigan Constitutional Government maintains that the State has violated the Michigan Constitution by purposefully and continually miscalculating the MPP, which has resulted in a shortfall of payments to local governments that is well in excess of \$1 Billion.

This claim is backed by supporting evidence in three key areas:

I. Major Trunk Lines

The Headlee Amendment clearly states that the government cannons include monies paid to local governments to perform obligations of the State in the calculation of the MPP.

Argument: Maintaining major trunk lines is an obligation of the State and therefore should not be included in the calculated in the MPP. The State has continually included payments made to municipalities for the maintenance of major trunk lines in the calculation of the MPP.

Precedent: The 1987 ruling by the Michigan Court of Appeals in *Oakland County v. the State of Michigan*, that funding to mental health facilities could not be included in the minimum percentage payment as it was an obligation of the state.

II. Charter Schools

The Headlee Amendment allows for the State to include payments to political subdivisions of the State in the calculation of the MPP. Under this allowance the State has included payments made to charter schools in the calculation of the MPP.

Argument: Charter schools are not political subdivisions of the State and therefore monies paid to them should not be included in the calculation of the MPP.

Precedent: The 2004 opinion (No. 7154) of then Attorney General Mike Cox that charter schools are not political subdivisions of the State.

MICHIGAN CONSTITUTIONAL GOVERNMENT

III. Proposal A

The Headlee Amendment states that monies raised through tax shifts cannot be included in the calculation of MPP.

Argument: Proposal A clearly constitutes a tax shift. There is no background in the legislative history or ballot language to prove that Proposal A was intended to alter or abrogate the tax shift prohibition of the Headlee Amendment. Therefore, Proposal A constitutes a tax shift as it essentially was a tax on the same tax payers, that was shifted from a property tax to a sales tax, that then was paid to local school districts to supplant State revenue that local governments were entitled to receive.

Background: In the early 1990's the State carried out two reforms to Michigan Public Education that materially impacted its payments to local governments. The first, was the repeal of the power of local school districts to levy property taxes for public school operations, effectively eliminating approximately \$6.4 Billion in school funding and leaving Michigan Public Schools insolvent. Gridlock prevented the State Legislature from solving the problem. This led to the adoption of Proposal A in 1994, which lifted the State constitutional limit on sales tax by 2 percent and earmarked the increased revenues for local school districts to replace lost property tax revenue.

Conclusion

The State's actions have resulted in significant material damages to local governments. The shortfall in payments resulting from these three accounting maneuvers by the State is extreme. For example, by not including Proposal A monies alone, the State paid only 35.54 percent of the MPP to local governments – a shortfall of \$2.5 Billion.

Local governments have taken many hits in recent years, and the State's deliberate and continual miscalculation of the MPP has compounded the damages in communities throughout Michigan.

Taxpayers for Michigan Constitutional Government is seeking your support to bring legal action against the State of Michigan.

Will you help us? Your organization's support can help us meet our goal of raising \$30,000 to continue litigation. We would appreciate a donation of \$1,500, or whatever amount your organization is comfortable providing. Make checks payable to Taxpayers for Michigan Constitutional Government.

Taxpayers for Michigan Constitutional Government as a Michigan non-profit tax exempt organization
For more information contact John Mogk at (313) 204-6635 or Steve Duchane at (586) 524-6927.

MICHIGAN CONSTITUTIONAL GOVERNMENT

Headlee Lawsuit Facts

- The Michigan Constitution’s revenue sharing requirement was established by the Headlee Amendment in 1978.
- The minimum percentage payment may not include State payments resulting from a tax shift, payments made to local agencies that are not political subdivisions of the State, or payments made to local governments to perform obligations of the State.
- The State is including all three of these prohibited payments in the calculation of the minimum percentage payment.
- The State’s violation has meant a shortfall in payments to local government in excess of \$3 billion annually.
- This is not the first time the State has included prohibited payments in the calculation of the minimum percentage payment.
- In 1989 the Michigan Court of Appeals ruled that the State was violating the Constitution by including Department of Mental Health funds in the calculation of the minimum percentage payment.
- The original minimum payment percentage was set at 41.6 percent. The 1989 Court of Appeals ruling increased it to 48.97 percent.
- By deducting tax shift funding resulting from Proposal A, the State paid well under 48.97 percent to local governments in 2013. This percentage falls even further when monies paid to Charter Schools and to maintain local trunk lines are deducted from the calculation.
- In 2013 alone the State included \$1 Billion in payments to charter schools in the calculation of the minimum percentage payment.

2002/03 to 2013/14 Cumulative Revenue Sharing Losses in Major Michigan Cities

City	Cumulative Loss
Flint	\$54.8 Million
Grand Rapids	\$72.8 Million
Lansing	\$55.7 Million

City	Cumulative Loss
Marquette	\$6.9 Million
Novi	\$11.8 Million
Warren	\$45.9 Million

Taxpayers for Michigan Constitutional Government as a Michigan non-profit tax exempt organization For more information contact John Mogk at (313) 204-6635 or Steve Duchane at (586) 524-6927.

TAXPAYERS FOR MICHIGAN CONSTITUTIONAL GOVERNMENT

President John Mogk | Treasurer Steve Duchane | Secretary Nick Guttman

23000 Gratiot Ave. Eastpointe, MI 48021

9A

RECEIVED
MAY 20 2016
CITY OF GRO...

MEMO 16 - 25

TO: Tom Colombo, City Administrator
FROM: Joseph J Ahee, Director of Public Services
DATE: May 18, 2016
SUBJECT: Recommendation – Road Salt 2016/2017 Season

On April 7, 2016, the Detroit Salt Company confirmed a one-year extension of their current contract to supply road salt for the 2016/2017 season to the MITN/Oakland County Road Commission on behalf of 29 cooperative participants, including the City of Grosse Pointe Woods. The price of \$56.57 per ton to Wayne County participants reflects a \$1.50 per ton increase over the 2015/2016 price.

The Detroit Salt Company has provided salt to the city through the MITN/Oakland County Road Commission cooperative bid since 2008 and their service has been satisfactory. I do not believe any benefit would accrue to the city by seeking additional bids. Therefore, I concur with the decision of the MITN/Oakland County Road Commission cooperative and recommend that we purchase road salt for the 2016/2017 winter maintenance season from the Detroit Salt Company, 12841 Sanders Street, Detroit, MI 48217 at a price of \$56.57 per ton in a total amount not to exceed \$50,000.00. This is a budgeted item included in the 2016/2017 budget in accounts 202-478-757.000 (\$12,500) and 203-478-757.000 (\$37,500).

If you have any questions concerning this matter please contact me.

c.c. Dee Ann Irby
Bid File
O/F

Recommend approval of the above stated and do not believe any benefit will accrue to the City to seek further competitive bids.

Tom Colombo
Tom Colombo, City Administrator

5-20-2016
Date

Dee Ann Irby
Dee Ann Irby, City Treasurer/Comptroller

5-20-16
Date

Council Approval Required

9B

CITY OF GROSSE POINTE WOODS
MUNICIPAL COURT
MEMORANDUM

DATE: June 1, 2016
TO: Thomas Colombo, City Administrator
FROM: Julie Moore, Court Clerk *JM*
SUBJECT: Matter to be placed on June 2016 Council Agenda
Recording Clerk Contract – Michelle Stabile

Please place Recording Clerk Michelle Stabile’s contract for the FY 16-17 on the council agenda. This is a budgeted item in the Court’s FY 16-17 budget, account number 101.136.818.000, in the amount of \$7,000.00.

I recommend that the contract be approved.

I recommend approval of the above stated agreement and do not believe any benefit will accrue to the City to seek further competitive bids.

T. M. Colombo Date 6-1-2016
Thomas Colombo, City Administrator

AGREEMENT

This Agreement made and entered into this 01 day of June, 2016 (effective July 1, 2016) by and between the CITY OF GROSSE POINTE WOODS, a Municipal Corporation hereinafter referred to as the "City" and MICHELLE STABILE, 36016 Farmbrook, Clinton Township, Michigan 48035, hereinafter referred to as the "Contractor".

IT IS MUTUALLY AGREED BY THE PARTIES AS FOLLOWS:

The City engages the Contractor to perform certain services as follows, all in accordance with the express terms and provisions hereof:

I. DESCRIPTION OF DUTIES:

- a. The Contractor agrees to perform the function of a licensed Certified Electronic Recorder for the Municipal Court of the City as assigned below:
 - i. All regularly scheduled Municipal Court sessions held on appropriate Wednesdays of each month.
 - ii. Jury and/or Bench trials.
 - iii. Preliminary hearings.
 - iv. Any other duties and assignments directed by the Court Clerk or the Municipal Judge.
 - v. Transcriptions of Court proceedings as requested utilizing the City's FTR Reporter Gold Sound System.

II. COMPENSATION:

- a. Municipal Court Sessions – Twenty Six Dollars and Fourteen Cents (\$26.14) per hour for the first four (4) hours or less at Court sessions. Six Dollars and Fifty-Three Cents (\$6.53) will be paid for each fifteen (15) minutes increment thereafter.
- b. Jury Trial, Bench Trial, and Preliminary Hearings/Exams – Twenty-Six Dollars and Fourteen Cents (\$26.14) per hour for the first four (4) hours or less. Six Dollars and Fifty-Three Cents (\$6.53) will be paid for each fifteen (15) minute increment thereafter.
- c. In the event that a transcript is ordered by the Court Clerk, the cost of said transcript shall be the applicable rate in effect at the time of the ordering of the transcript as billed by Macomb County Court Reporters Inc. or Three Dollars and Sixty-Three Cents per page (\$3.63); whichever is greater.

The Contractor is required to submit monthly statements detailing the monetary obligations owed under this Agreement including Court sessions attended and hours of attendance.

III. MATERIALS:

The Contractor will be responsible for and complete the objectives of this Agreement with the use of her own materials and equipment (i.e. e-mail access, computer hardware and software, word processing software) and any other equipment necessary for the completion of her duties.

The Contractor shall be responsible for her computer system to be compatible with the FTR Reporter Gold Sound System program.

IV. LEASING OF EQUIPMENT:

The City agrees to lease the following equipment to Contractor for the sum of \$1.00 per year:

- One (1) FTR Reporter Gold Foot Pedal.
- Sony Confer-Corder BM 146, Serial No. 501 601.

V. ABSENCES:

When illness or unexpected emergency occurs, which prevents the Contractor from fulfilling the above duties, the Contractor is required to advise the Court Clerk or Deputy Court Clerk as soon as possible.

VI. TERMINATION:

It is agreed that should termination of the above services be desired by either the City or the Contractor, the following shall be applicable:

- Two (2) months advance notice in writing is required;
- On June 30, 2017;
- Whichever occurs first.

VII. MISCELLANEOUS:

This agreement shall be interpreted pursuant to the Laws of the State of Michigan. Any dispute therein shall be adjudicated by arbitration using the American Arbitration Association Rules. No other agreements or understandings are either expressed or implied except contained herein.

It is agreed that any changes to this agreement shall only be effective if signed by the City Administrator/Acting City Administrator, and the Contractor.

This agreement is made and entered into the date and year as shown on page. It is effective July 1, 2016.

CONTRACTOR

CITY OF GROSSE POINTE WOODS

By: Michelle Stabile
Michelle Stabile

By: _____
THOMAS COLOMBO
City Administrator

APPROVED:

Don R. Berschback
City Attorney
Dated: _____

9c

COUNCIL EXCERPT
05-16-16

Motion by McConaghy, seconded by Shetler, regarding **City Attorney – Dental**, that the City Council concur with the recommendation of the Committee-of-the-Whole at their meeting on May 9, 2016, and concur with the recommendation of the Finance Committee at their meeting on April 4, 2016, and the Compensation and Evaluation Committee at their meeting on April 25, 2016, with respect to City Attorney Don R. Berschback's 2015/16 dental coverage.

Motion by McConaghy, seconded by Shetler, to amend the previous motion by adding, ", and that an agreement be signed by Don R. Berschback and the City holding each harmless."

Motion carried by the following vote:

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

DON R. BERSCHBACK
ATTORNEY AND COUNSELOR AT LAW
24053 JEFFERSON AVENUE
ST. CLAIR SHORES, MICHIGAN 48080-1530

(586) 777-0400
FAX (586) 777-0430
E-MAIL donberschback@yahoo.com

OF COUNSEL
CHARLES T. BERSCHBACK

May 16, 2016

The Honorable Mayor and City Council
City of Grosse Pointe Woods
20025 Mack Plaza
Grosse Pointe Woods, MI 48236

Dear Mayor and Council:

In accordance with past discussions with the Committee of the Whole I have included the following:

1. Separate two page agreement regarding medical, prescription and dental coverage.
2. City Attorney Employment Agreement for fiscal year July 1, 2015 through June 30, 2016.

The two page agreement conforms to the consensus of the Committee of the Whole as it relates to those issues. The Employment Agreement has been prepared in accordance with those past discussions and also mirrors most of the language of the other appointed officials. As such, it is somewhat more detailed but it is consistent with the consensus of the Committee of the Whole and the City Council.

Very truly yours,



DON R. BERSCHBACK

DRB:gmr
Enclosures

AGREEMENT

This Agreement made this ___ day of June, 2016 by the City of Grosse Pointe Woods, State of Michigan, a municipal corporation, hereinafter called the "City" and Don R. Berschback, hereinafter called "Berschback", both of whom agree as follows:

WITNESSETH:

WHEREAS, Berschback has been the City Attorney for the City since 2001; and

WHEREAS, over the past several years the City has provided healthcare and prescription benefits to Berschback; and

WHEREAS, on prior occasions optical coverage was not included in the healthcare (Blue Cross) but currently is covered to a certain extent; and

WHEREAS, invoicing to Berschback for prior dental coverage was billed and paid in the amount of \$740.00 for 2010-2011 and 2011-2012 (total of \$1,479.60); and

WHEREAS, Berschback has paid \$7,072.76 for medical coverage equal to the employee cost sharing (the so-called hard cap) over the past several years; and

WHEREAS, Berschback should have been invoiced and paid \$2,217.00 for dental for past dental coverage; and

WHEREAS, the hard cap for Berschback's plan is currently \$1,065.96 for medical/prescription; and

WHEREAS, Berschback is in agreement to pay the "hardcap" for medical/prescription coverage provided; and

WHEREAS, the City will continue to make available dental coverage if Berschback so elects and he will be invoiced for same.

IT IS AGREED effective July 1, 2015,

1. Health care, prescription and optical coverage will be provided to Berschback for the current fiscal year under his existing agreement.

2. Berschback shall pay the "hard cap" as invoiced in January of 2016.

3. If dental coverage is elected, Berschback shall pay the appropriate invoice for that coverage which is generally invoiced at the beginning of each fiscal year (July).

4. It is agreed and understood that this agreement covers any and all past invoices, unpaid invoices, and invoices not mailed. Both the City and Berschback agree that this agreement satisfactorily resolves any and all legal obligations on both of their parts and neither the City nor Berschback owe any money to each other for any dental coverage, medical and prescription coverage, or optical coverage to the date of this Agreement unless specified herein.

5. Both parties shall hold each other harmless pursuant to the contents of this agreement.

6. It is agreed that both parties have had the opportunity to have this agreement reviewed by the counsel of their choice.

CITY OF GROSSE POINTE WOODS

BY: ROBERT E. NOVITKE, Mayor

Dated: May 18, 2016


BY: DON R. BERSCHBACK

Dated: May 18, 2016

City Of Grosse Pointe Woods

CITY ATTORNEY

EMPLOYMENT AGREEMENT

THIS AGREEMENT, signed this ____ day of JUNE, 2016, by the CITY OF GROSSE POINTE WOODS, State of Michigan, a municipal corporation, hereinafter called the "City", and DON R. BERSCHBACK hereinafter called "BERSCHBACK" both of whom agree as follows:

WITNESSETH:

WHEREAS, the City will employ the services of DON R. BERSCHBACK as City Attorney of the City of Grosse Pointe Woods as provided by the City Charter, Code and state law; and,

WHEREAS, the City shall provide certain benefits, establish certain conditions of employment and will set working conditions of said employment; and,

WHEREAS, BERSCHBACK agrees to the terms and conditions of this Employment Agreement as City Attorney.

NOW, THEREFORE, in consideration of the mutual covenants herein contained, the parties agree as follows:

Section 1 – DUTIES:

City agrees to employ BERSCHBACK as City Attorney of the City to perform the functions and duties which are expressed and implied in the Charter and Code of the City of Grosse Pointe Woods, and all other functions and duties which are implicit by virtue of the nature of the office. BERSCHBACK shall also perform such other legally permissible and proper duties and functions as the City Council, the City Code, and the City Charter may, from time to time, assign. BERSCHBACK shall maintain any required licenses and/or levels of certification necessary for the performance of such duties as a condition of continued employment with the City. BERSCHBACK shall serve at the pleasure of the City Council and be subject to removal by the City Council at any time with or without cause.

Section 2 – SALARY:

BERSCHBACK shall be paid the sum of One Hundred Sixty (\$160.00) Dollars per hour for all hours worked or at a rate as determined by the City Council at a later date.

Section 3 – TERM:

- A. The term of this agreement shall be effective from July 1, _____ through June 30, _____ unless terminated by either of the parties. BERSCHBACK will be employed on an at-will status as City Attorney to perform the functions and duties of the position as required by the Code and Charter. He shall also perform such duties and functions as the City Council may, from time to time, prescribe. He shall serve at the pleasure of the City Council and be subject to removal by the City Council at any time with or without cause.

Nothing in this Agreement shall prevent, limit or otherwise interfere with the right of the City to terminate the services of BERSCHBACK with or without cause, with or without notice, at any time.

- B. BERSCHBACK shall be employed on an AT-WILL BASIS as City Attorney to perform the functions and duties of the position as required by the Code and Charter.
- C. THERE SHALL BE NO EXPECTATION OF RENEWAL OR EXTENSION OF THIS AGREEMENT UNLESS MUTUALLY AGREED UPON IN WRITING BY BOTH PARTIES.
- D. Nothing in this Agreement shall prevent, limit, or otherwise interfere with the right of BERSCHBACK to resign at any time from his position with the City. However, BERSCHBACK shall be required to provide thirty (60) days written notice to the City prior to his resigning.

Section 4 – FRINGE BENEFITS:

Except as otherwise provided herein, the City agrees that the following shall apply as to fringe benefits:

- a) The current medical, prescription, and optical coverage being provided to all full time employees.
- b) BERSCHBACK will continue to pay the “hard cap” amount per year.
- c) BERSCHBACK shall be responsible for payment of dental coverage if he so elects said coverage.
- d) There shall be no other fringe benefits.

Section 5 – GENERAL PROVISIONS:

- A. This is the entire Agreement between the parties. This Agreement supersedes any and all other Agreements or contracts, either oral or written between the parties.
- B. Notices pursuant to this Agreement shall be deemed given if served personally in the same manner as is applicable to judicial practice or if deposited in the custody of the United States Postal Service, postage prepaid addressed as follows:
 - (1) City Clerk
City of Grosse Pointe Woods
20025 Mack Plaza
Grosse Pointe Woods, MI 48236.
 - (2) DON R. BERSCHBACK
24053 Jefferson Avenue
St. Clair Shores, MI 48080
- C. The parties acknowledge that both the City and BERSCHBACK have drafted this Agreement and have had the opportunity to have the Agreement reviewed by counsel of their own choosing.
- D. If any provisions, or any portion thereof, contained in this Agreement are held unconstitutional, invalid or unenforceable, the remainder of this Agreement, or portion thereof, shall not be affected and shall remain in full effect.

IN WITNESS WHEREOF, the parties have signed this Agreement below.

CITY OF GROSSE POINTE WOODS



DON R. BERSCHBACK
Dated: 5-16-16

By: ROBERT E. NOVITKE
Its: Mayor
Dated: _____

10A

CITY OF GROSSE POINTE WOODS

PROCLAMATION

WHEREAS, on July 1, 2016, JOSEPH J. AHEE, JR. is retiring after 37 years of dedicated service to the City of Grosse Pointe Woods; and

WHEREAS, JOSEPH J. AHEE, JR. was born in Detroit on August 9, 1951, one of six children of Joseph and Victoria Ahee; and

WHEREAS, JOSEPH J. AHEE, JR. began working at the young age of 16 at Kroger, where he met the love of his life, Elizabeth "Betty" Schulte, whom he married in 1974, and in 1977 they moved into Grosse Pointe Woods, becoming lifelong residents of the community; and

WHEREAS, upon graduating from Harper Woods High School in 1969, JOSEPH J. AHEE, JR. joined the United States Army Reserves and completed his basic training at Fort Leonard Wood, Missouri; and

WHEREAS, after opening a Stroh's Ice Cream Parlor in 1978, JOSEPH J. AHEE, JR. moved on to begin his lengthy career with the City of Grosse Pointe Woods as a part-time Operator I/Sanitation Engineer on October 9, 1979, rising through the ranks to Crew Chief in 1982, Foreman in 1985, and Assistant Director of Public Works in 1988; and

WHEREAS, on April 24, 2001, JOSEPH J. AHEE, JR. heroically deployed CPR in an attempt to save the life of his previous boss and friend, and afterwards, supported and consoled his staff through a difficult grieving period; and

WHEREAS, on May 21, 2001, JOSEPH J. AHEE, JR. was appointed the Director of Public Works, utilizing his many years of leadership experience and innate people skills to become a true asset to the City of Grosse Pointe Woods by remaining on-call and making himself available in order to provide exemplary customer service to residents and businesses; and

WHEREAS, JOSEPH J. AHEE, JR.'s dedication to the betterment of the City of Grosse Pointe Woods was further demonstrated when he assumed the role of Director of Public Services in May of 2009, which included the extended responsibilities of managing the Parks and Recreation Department, the Community Center, overseeing the construction of the water tower, the replacement of the Mack Avenue water mains with high density polyethylene pipes, the Vernier Road repaving project, the deepening of the City pool and installation of a new liner, and spearheading the implementation of a geographic information system identifying street signs, water and sewer lines; and

WHEREAS, during his time with the City of Grosse Pointe Woods, JOSEPH J. AHEE, JR. has continually strived to increase his value to the community by earning multiple certifications, graduating from the Michigan Public Service Institute, in addition to being a member of NESA (Northeast Superintendents Association) since 1989, and serving as President for three years; and

WHEREAS, JOSEPH J. AHEE, JR. is now moving on to a well-earned phase of his life to enjoy hobbies such as golfing, bike riding, and traveling, as well as spending quality time with Betty, his wife of 42 years, their three sons Joseph, David, and Daniel; their three daughters-in-law Kristy, Nancy, and Ashley; and their seven grandchildren Carson, Gavin, Grayson, Henry, Edith, Emma, and Adisyn.

NOW, THEREFORE, I, ROBERT E. NOVITKE, Mayor of the City of Grosse Pointe Woods, Michigan, do hereby proclaim the grateful appreciation of our community to JOSEPH J. AHEE, JR. for his dedicated service to the City of Grosse Pointe Woods and extend my best wishes and those of the City Council, Administration and the Citizens of Grosse Pointe Woods on his retirement.

Mayor Robert E. Novitke
June 6, 2016





CITY OF GROSSE POINTE WOODS
MEMORANDUM

// A

RECEIVED
MAY 31 2016
CITY OF GROSSE PTE. WOODS

Date: May 31, 2016

To: Mayor and City Council

From: Dee Ann Irby, Treasurer/Comptroller

DA Irby

Subject: Resolution to Commit Fund Balance for Repairs and Equipment Purchases
Resolution to Commit Fund Balance for Local Street Fund

The Governmental Accounting Standards Board (GASB 54) requires City Council action to “commit” or carry forward any budgeted expenses that are paid in the next fiscal year. There are repair projects that have not been completed and the purchase of miscellaneous equipment for the Park and Community Center that will not be received until after fiscal year ending June 30, 2016.

The 2015-2016 budget includes expenses for the following:

Municipal Improvement Fund:

Parking Lot Repair/replace @ Activities Bldg - \$234,670

Baseball diamond fence @ Ghesquiere - \$5,000

Purchase security camera & scanner @ Lake Front Park – General Fund \$2,700

Materials for dock boxes & boat rack – Boat Dock Fund \$15,500

Joint & Crack sealing w/engineering – Major & Local Streets, \$31,524

Concrete repairs related to Water & Sewer- Water & Sewer Funds \$14,605

I respectfully request City Council to commit Fund Balance in the following funds: \$2,700 in General Fund, \$15,500 in Boat Dock Fund, \$14,605 in Water & Sewer Fund, \$239,670 in Municipal Improvement Fund, \$11,770 in Major Streets, and \$19,754 in Local Streets for year ended June 30, 2016.

The Local Street Fund must also be “committed” prior to year end because the majority of the revenue comes from the General Fund, not Act 51 State Funding. This action places a constraint on the Local Street Fund Fund Balance so it will be used for improvement of Local Streets.

I respectfully request City Council to adopt a resolution committing 100% of the Local Street Fund Balance at year end June 30, 2016.

ORDINANCE NO. _____

AN ORDINANCE TO AMEND CHAPTER 2, ARTICLE IV. EMPLOYEE BENEFITS, DIVISION 2. RETIREMENT SYSTEM, OF THE CODE OF ORDINANCES OF THE CITY OF GROSSE POINTE WOODS, MICHIGAN BY AMENDING SECTION 2-294 TO REFLECT THE CURRENT MEMBERSHIP OF THE RETIREMENT SYSTEM AND TO ALLOW APPOINTED OFFICIALS AND DEPARTMENT DIRECTORS TO OPT OUT OF MEMBERSHIP IN THE RETIREMENT SYSTEM AND TO EXCLUDE RE-EMPLOYED RETIREES OF THE RETIREMENT SYSTEM FROM MEMBERSHIP IN THE RETIREMENT SYSTEM.

THE CITY OF GROSSE POINTE WOODS ORDAINS:

Sec. 2-294. - Membership.

(a) The membership of the retirement system shall include all officers and employees of the city and all persons who become officers or employees of the city, except as provided in subsection (b) and (c) of this section.

(b) The membership of the retirement system shall not include:

- (1) Any person whose services are compensated on a contractual or fee basis;
- (2) Any person who is employed by the city in a temporary or seasonal capacity or in a position normally requiring less than 1,200,350 hours of work per annum;
- (3) The medical director and the actuary; or
- (4) Any elective or appointive officer of the city unless such officer is employed by the city in a full-time position. After July 1, 2016, Appointed Officials and Department Directors may irrevocably elect to opt out of membership in the retirement system and to instead participate in another city-sponsored retirement plan. The election must be made in writing, approved by City Council, and filed with the retirement system and the Finance Department. Such employees electing to opt out of the retirement system will not be eligible to re-enroll at a future date.

(c) Except as otherwise provided in this Division and subject to applicable Internal Revenue Code Regulations, in the event a Retirant of the Retirement System is re-employed by the City, payment of the Retirant's Pension shall continue during the period of re-employment. During the period of re-employment by the City, the Retirant shall not again become a Member of the Retirement System.

(de) In any case of doubt as to the membership status of any officer or employee in the retirement system, the board shall decide the question.

13A

**VANOVERBEKE
MICHAUD &
TIMMONY, P.C.**
ATTORNEYS AND COUNSELORS

MICHAEL J. VANOVERBEKE
THOMAS C. MICHAUD
JACK TIMMONY
FRANCIS E. JUDD
AARON L. CASTLE
ROBERT J. ABB
JACQUELINE C. SOBCZYK

79 ALFRED STREET
DETROIT, MICHIGAN 48201
TEL: (313) 578-1200
FAX: (313) 578-1201
WWW.VMTLAW.COM

MAY 16, 2016

RECEIVED
MAY 20 2016
CITY OF GROSSE PTE. WOODS

City of Grosse Pointe Woods
2025 Mack Plaza
Grosse Pointe Woods, Michigan 48236

**Re: Statement for legal services rendered for the period
January 1, 2015 through December 31, 2015**

Dear Members of the Board:

The following invoice for legal services rendered with respect to Hybrid Plan Design Options and OPEB Research to the City of Grosse Pointe Woods.

<u>Description</u>	<u>Amount</u>
Legal Services: 14.40 non litigation hours x \$175/hr.	\$2,520.00

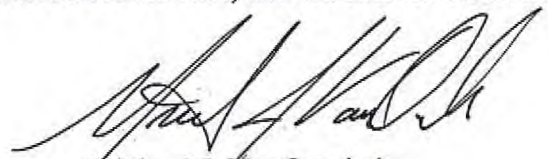
Please see attached itemization.

TOTAL DUE VANOVERBEKE, MICHAUD & TIMMONY, P.C. = \$2,520.00

Thank you for allowing this office to provide the foregoing legal services.

Very truly yours,

VANOVERBEKE, MICHAUD & TIMMONY, P.C.



Michael J. VanOverbeke

**VANOVERBEKE
MICHAUD &
TIMMONY, P.C.**

ATTORNEYS AND COUNSELORS

MICHAEL J. VANOVERBEKE
THOMAS C. MICHAUD
JACK TIMMONY
FRANCIS E. JUDD
AARON L. CASTLE
ROBERT J. ABB
JACQUELINE C. SOBCZYK

May 16, 2016

79 ALFRED STREET
DETROIT, MICHIGAN 48201
TEL: (313) 578-1200
FAX: (313) 578-1201
WWW.VMTLAW.COM

City of Grosse Pointe Woods
20025 Mack Plaza
Grosse Pointe Woods, MI 48236

Invoice: 8670

Hybrid Plan

**Statement for Legal Services
01/01/2015 through 12/31/2015**

Members of the Board:

The following invoice is for legal services rendered and is itemized as follows:

		<u>Fees</u>	Hours	
03/23/2015	Preparation for and attendance at Committee of the Whole		2.10	
06/07/2015	Research and drafting re: Hybrid Plan Design		4.20	
06/08/2015	Telephone call with D. Irby, Research and review of materials re: Hybrid Plan Design		1.10	
11/29/2015	Draft review and revise Hybrid Plan presentation		3.50	
11/30/2015	Prepare for and attend COW meeting, Hybrid Plan Presentation		2.70	
12/01/2015	Researching Municipal Pension Obligations Bonds in Michigan Finding relevant statute		0.80	
			<u>14.40</u>	
	For Current Services Rendered		14.40	<u>2,520.00</u>
	Total Current Work			2,520.00
	Balance Due			<u>\$2,520.00</u>

City of Grosse Pointe Woods

Statement Date: 05/16/2016
Statement No. 8670

Please Remit

\$2,520.00

Respectfully submitted,

VanOverbeke, Michaud & Timmony, P.C.

By: 

DON R. BERSCHBACK
ATTORNEY AND COUNSELOR AT LAW
24053 JEFFERSON AVENUE
ST. CLAIR SHORES, MICHIGAN 48080-1530

(586) 777-0400
FAX (586) 777-0430
E-MAIL: donberschback@yahoo.com

OF COUNSEL
CHARLES T. BERSCHBACK

June 1, 2016

Thomas Colombo, City Administrator
City of Grosse Pointe Woods
20025 Mack Plaza
Grosse Pointe Woods, MI 48236

RE: May 2016 Billing/DRB

<u>DATE</u>	<u>DESCRIPTION OF SERVICES</u>	<u>TIME</u>
4.28.16	TCs regarding contracts, drafting of City Administrator's proposed contract; work on separate agreements for City Council; revisions to existing City Attorney contract (1.50)	1.50
5.1.16	TCs and review of papers for arrest authorization and issuance of warrant (.25)	0.25
5.2.16	Review of weekend packet and follow up on City business (1.25); work on C&E matters (.50); attendance at CC meeting and follow up (1.25)	3.00
5.3.16	Preparation for meeting and attendance at meeting with Director Smith and follow up (1.25); FOIA (.25); ordinance work (.50); attending to COW issues (.50)	2.50
5.4.16	Work on C&E, letter correspondence, and drafting of contracts (1.50); TCs, letter review, and work on Curis matter (1.00); work on Court contracts for employees (.50); letter correspondence to Clerk, work on COW items and follow up TCs (1.00)	4.00
5.9.16	Work on contracts and C&E matters (1.75); review of weekend packet, preparation for COW and attendance at COW meeting (3.00)	4.75
5.10.16	Meeting with Director Smith and follow up on contract (1.25)	1.25
5.16.16	Review of weekend packet (.25); TCs and follow up on contractual matters (.50); review of Court cases and follow up (.75); review of warrants, TCs and follow up (1.00);	2.50
5.17.16	Follow up on court cases (.50); ordinance work (.25); citizen complaints (.50); follow up on COW matters (.50);	1.75
5.18.16	Attendance at Municipal Court (2.25); ordinance work (.25); final C&E work (.25)	2.75
5.25.16	Preparation for and attendance at Court and follow up (3.00); C&E work (.50)	3.50
5.31.16	FOIA and warrant review (.50); ordinance work (.50)	1.00

DRB = 28.75 hours x \$160.00
BALANCE DUE: \$ 4,600.00

<u>Breakdown</u>	
General	22.25 hours
Municipal Court	6.50 hours
Planning Commission	

T - Telephone

CTB - Charles T. Berschback

DRB - Don R. Berschback

DAI - DeeAnn Irby

GPCRDA - Grosse Pointe Clinton Refuse Disposal Authority

LKH - Lisa K. Hathaway

CC - City Council

PC - Planning Commission

C&E - Comp and Eval

GT - Gene Tutag

CEW-Conference of Eastern Wayne

SF - Skip Fincham

LFP - Lakefront Park

MTT - Michigan Tax Tribunal

CHARLES T. BERSCHBACK

ATTORNEY AT LAW

24053 EAST JEFFERSON AVENUE
ST. CLAIR SHORES, MICHIGAN 48080-1530

(586) 777-0400
FAX (586) 777-0430
blbwlaw@yahoo.com

CHARLES T. BERSCHBACK

DON R. BERSCHBACK
OF COUNSEL

May 26, 2016

Thomas Colombo
City Administrator
City of Grosse Pointe Woods
10025 Mack Plaza
Grosse Pointe Woods, MI 48236

RE: May Billing/ CTB Only

<u>DATE</u>	<u>DESCRIPTION OF SERVICES</u>	<u>TIME</u>
5.2.16	Calls on Municipal Court domestic violence cases (.50); miscellaneous calls with employees (0.50)	1.00
5.4.16	Municipal Court a.m. docket and all follow up (4.00); TCs and work on COW issues, follow up (1.00)	5.00
5.6.16	Conference on COW items (.25)	0.25
5.9.16	Call on COW items (.75); emails and calls on Municipal Court cases (.50); work on ordinances (.50); research OMA, TC Tom C (.75); initial review of blight ordinances (.50)	3.00
5.12.16	Meetings at City Hall (1.00); review of Municipal Court bench trial file and calls (1.00); research on public purpose (.25)	2.25
5.13.16	Review of Surety Bond for DPW, TC GT re: Churchills and ordinance review (.25)	0.25
5.16.16	Calls on Municipal Court matters and review of weekend warrants (.50); review of Council package (.50); review of tree ordinance, email to Joe A., TC GT (.25); meeting at City Hall (1.75) attendance at COW and Council meeting (1.00); TC with defense attorney on vicious dog ticket (.25)	4.25
5.18.16	Meeting with GT (.25); Municipal Court a.m. docket and follow up (2.50); calls on dog hearing (0.25)	3.00
5.20.16	Municipal Court calls (.25); work on Special Land Use Ordinance, work on Blight Ordinance (3.00)	3.25
5.23.16	Continued ordinance work (2.50); review of municipal court docket, preparation for	

bench trial (1.00)		3.50
5.24.16 TCs GT, Municipal Court, defense counsel (.25)		0.25
5.25.16 Municipal Court a.m. docket and follow up (4.00)		4.00
5.26.16 Calls, work on ordinances, review of contract (1.25)		1.25
CTB = 31.25 hours at \$145.00 per hour	\$	4,531.25
TOTAL DUE:	\$	4,531.25

C - Telephone
F - Skip Fincham
IAI - DeeAnn Irby
M/C - Mayor and Council

GT - Gene Tutag
LH - Lisa Hathaway
Det. Bur. - Detective Bureau
PC - Planning Commission
TT - Tax Tribunal

breakdown

General	16.25 hours
Municipal Court	15.00 hours
Building/Planning Commission	0.00 hours
Tax Tribunal	0.00 hours