MINUTES OF THE LAKE ANGELUS CITY COUNCIL

AUGUST 14, 2012

Present: Mayor, Lee McNew; Councilmembers David Haines, Chuck Poploskie, Jon Cabot, Dan Jenaras; Attorney, Mark Hafeli; Treasurer Julie Frakes; Building Official, Brian Oppmann; Police Chief, Jim Prosser; Road Administrator, Karl Storrie; Clerk, Rosalie Lake
Absent: Attorney, Dan Christ

Mayor McNew opened the meeting at 7 pm with the Pledge of Allegiance. The Minutes of the Special Council Meeting of August 9, 2012 were approved as amended.

Police Chief, Jim Prosser, gave the Department Activity Report. He indicated that training had been increased for Reserve Officers on the water. The Officers had recently righted a Hobi and helped its sailor to shore. The Lake level will be regularly checked by the LAPD. At the time of reporting, the level was 947.8. Councilmember Cabot and Attorney Christ met with Chief Prosser and Stg. Kevin McDaniel. The Chief indicated that he receives a great deal of direction month by month regarding the functioning of the Reserve Officers on the Lake. It was suggested that a small group of citizens create a list of guidelines identifying what residents want from the Reserve Officers on the Lake, clarifying this for everyone, and notifying citizens of the role of the Reserve Officers. Officer Don McLellan could be an advisor in this process.

Mayor McNew expressed a concern about communication from one police shift to the next regarding issues of importance in the City. She reiterated the open door policy of the Police Department, but questioned whether it had been voted upon by the Council.

Councilmember Haines updated the Council on progress with the Fire Service Contract with Waterford. The Fire Chief had made a counter-proposal to that submitted by the City to the Department. There appear to be two points of discussion, the fee proposed for service and an annual escalator. The City had proposed an annual fee of $180,000. Waterford thought this was too low and responded with a fee of $215,000. Dr. Haines and the Fire Service Committee will continue negotiations on the annual fee. Waterford proposed a 5% annual escalator fee. The City challenged that amount with 3.41%. Waterford agreed to an escalation amount related to changing budgets. The City’s suggestion of a 0-5% escalator range may be acceptable to Waterford. It is hoped to codify a methodology for determining the escalator over time. Dr. Haines and the Committee will continue negotiations on these points. The City is pleased with the service Waterford has provided and it is now a process of sorting out details for the future. There will be consultation with Janz and Knight before Attorney Christ drafts an agreement.

Road Commissioner, Karl Storrie, reported on the application of supergravel. North Lake Angelus Road has been graveled from Baldwin to Rohr, 1.05 miles. From Rohr westward, none has been applied. Seven hundred feet of the Police driveway have been done and Gallogly Road has been graveled from the Knysz driveway to Newark. The roads will now be graded and chlorided where gravel has been applied and where not. Councilmember Haines expressed concern about the area where Lake Angelus Lane joins North Lake Angelus Road. Mr. Storrie felt a ditch going toward the east would need to be dug. Dr. Haines suggested a culvert, but
thought that engineering guidance was needed for a proper solution. He felt that it was a Lake Angelus Road issue, not a Lane issue. Dr. Cabot agreed. Dr. Haines moved that the Council direct Karl Storrie to approach the Oakland County Road Commission requesting that they address water collection at the base of Lake Angelus Lane. Councilmember Cabot seconded. Motion carried unanimously.

Planning Commission: Councilmember Poploskie reported from the recent PC meeting that three building projects had been approved, some with conditions. These were the new Chase residence on North Lake Angelus Road, renovations by Heidi Hoyles and Mike Schaller on Gallogly, and a new garage at the Wegrzyns on Private Drive. The lighting ordinance had been worked on and measurements had been taken in foot-candles on the Lake at night. Acceptable levels of outdoor/exterior lighting will be noted in foot-candles in a revised ordinance. Residents may ask to have measurements taken from their property if offensive outdoor lighting exists.

Councilmember Cabot moved to waive attorney client privilege to enable sharing with the Planning Commission a letter dated 11/21/2008 from Dan Christ concerning legal issues associated with play structures. Councilmember Haines seconded. Motion carried unanimously.

Mr. Poploskie discussed procedures for site plan approval of large projects. Some confusion exists regarding whether Hubble Roth and Clark should review architectural drawings. This review is routinely done by Code Enforcement. Building Official, Brian Oppmann, indicated that Code Enforcement does architectural review and planning. Hubble Roth and Clark is not needed for this, but both do review the site plan. Grading and stormwater management are the specialties of HRC. Dick Lund had felt that HRC should be consulted on all aspects of site plan review, including architecture. Mr. Oppmann disagreed, noting that Code Enforcement and HRC review site plans within their specialties and cooperatively. The Planning Commission needs to adopt by-laws so that there are clear sets of procedures.

Building and Permits: Brian Oppmann addressed concerns about water draining into the Lake from the Biggers property identifying a geo-thermal drain that can be buried. He is also addressing drainage issues at the Incarnatis with the builder, noting that there is nothing in the ordinances against draining stormwater into the Lake. However the drainage pipe will disappear. Mr. Oppmann discussed the concept of geo-thermal systems.

The Anselmis have been contacted about work done without permits.

City Property: Mr. Poploskie requested $2500 for the removal of the dying tree on at the foot of the properties at 265 and 269 Gallogly Road. Councilmember Cabot moved to approve the funds. Councilmember Haines seconded. Motion carried unanimously.

Mr. Poploskie and Bob Bailey feel that the whole Barn roof should be repaired at one time, possibly in 2013. The former work was done by George Frisch. The Clerk was asked to search to see if a contract or warranty existed for that work.

Treasurer, Julie Frakes, presented the financial reports reviewing unusual expenses. The budget target was 8.3% and the actual was 17%. A CD will be due in December. Mrs. Frakes hoped for better rates. Councilmember Cabot moved to approve the financial reports noting those warrants above $500. Councilmember Haines seconded. Motion carried unanimously.
#17937 to Robert Bailey for $8400  #17941 to MMRMA for $12,073
#17957 to RCOC for $2263.80  #17963 to Hafeli Staran for $1823.25
#17967 to Voyager Fleet for $993.52  #17968 to Code Enforcement for $1680
#17969 to Waterford Fire for $54,975  #17981 to Robert Bailey for $8400
#17984 to Code Enforcement for $850  #17985 to Code Enforcement for $595
#17986 to OC Clemis for $554.50  #17992 to Accident Fund for $9574
#17994 to OC Sheriff for $1803

Summer tax collections are at about 25%, causing Ms. Lake and Mrs. Frakes to worry. The audit began a month ahead of schedule, causing Ms. Lake and Mrs. Frakes to scurry.
Properties without addresses are a problem for windshield evaluation by the Police Department in a disaster situation.
The Chase escrow account has been depleted. New accounts are set up when projects are approved.

There being no further business, Councilmember Cabot moved to adjourn the meeting at 8:40 pm. Councilmember Haines seconded. Motion carried unanimously. The next regularly scheduled meeting is set for September 11, 2012 at 7 pm.

Approved: Respectfully submitted,

Lee McNew, Mayor Rosalie Lake, Clerk