MINUTES OF THE LAKE ANGELUS CITY COUNCIL

FEBRUARY 8, 2011

Present: Mayor, Lee McNew; Councilmembers Karl Storrie, Jon Cabot, David Haines; Attorney Dan Christ; Police Chief, Jim Prosser; Building Official, Brian Oppmann; Treasurer, Julie Frakes; Clerk, Rosalie Lake; Environmental Board Chair, Linda Daniels
Absent: Councilmember, Chuck Poploskie; Planning Commission Chair, Bob Bailey
Visitors: Margaret Meisner, Jim Howlett, Officer Don McLellan, Sgt. Joyce Nelson

Mayor McNew called the meeting to order at 7p.m. and the Pledge was recited. The Minutes of the meeting of January 11, 2011 were approved as submitted. Clerk, Rosalie Lake, requested dues of $25 for the Oakland County Clerk’s Association. Councilmember Cabot moved to approve the funds. Councilmember Haines seconded. Motion carried unanimously. Ms. Lake informed Council that she will be away from March 6 – 16th. Deputy Clerk, Linda Daniels, will perform the Clerk’s duties including the meeting of March 8. The Clerk was asked to provide the text of Ordinance 414.08 to the ‘Angelus’ for publication in March. She, also, is communicating with Ray Siwiec regarding his term on the Board of Review.

Mayor McNew reported on the History Project. Members are currently working on the social side of the period from 1976 and hope to have the project completed and ready for editing by the summer. It was thought that the book should match in size the two former histories and to publish at least 200 copies, possibly more. Dick Lund has reviewed and approved the City’s Boundary Map. Thanks to Dick for this continuing work.

Comments from Residents: Margaret Meisner suggested adding a section to the ‘Angelus’ of notes from the Police Chief. She felt that residents do not know about the services provided by the Police Department or about the training officers undergo that are of great benefit to City and its residents. Chief Prosser responded that he could cover any topic desired or answer resident’s questions. Jim Howlett felt that it is important that the Council be aware of the communication that is published.

Mr. Howlett had noted the increase in signage surrounding the Great Lakes Crossing Mall. The Consent Judgment limits signage and he hoped that the City had checked on this new activity. Attorney Christ responded that he had written a letter of response and that the sight lines had been checked from the dam. It appears that the signs along Baldwin are the same size as previously. Mr. Howlett was gratified to know that the City remains vigilant about this.

Police Chief, Jim Prosser, gave the Department report. He is working to replace Officer Wright and is beginning the background check on a potential officer. The Chief had purchased a new fire extinguisher for the City Hall. It needs to be mounted at the bottom of the stairs. Treasurer Frakes and Sgt. Nelson have met regarding the Department training schedule. Stg. Nelson is proactively trying to get training cycled into the budget year. Mrs. Frakes complimented the Department on its planning. Councilmember Storrie asked if the firing range in the Barn is being used as he had heard repeated firing. The Chief responded that the range has been entirely cleaned up and closed and cannot be used. Mr. Storrie also indicated that he had sent a copy of
the letter from the Waterford Fire Marshall to Forrest Milzow. Mr. Milzow is aware of the required emergency push bars. Mr. Storrie will work with Mr. Milzow on the requirements.

Planning Commission: The Minutes of the January Planning Commission meeting had been forwarded to the Council, however, neither PC Chair, Bob Bailey, or Council liaison, Chuck Poploskie were able to attend to review the Public Hearing regarding the ordinance amendment to allow gates and gate posts in the 15’ setback. Mayor McNew read a letter from Joe and Elaine Kosik into the record of the meeting. Councilmember Cabot noted that the Planning Commission recommended a change in the Ordinance which was not unanimous. He wished to know the reasons supporting the recommendation. Councilmember Storrie felt that the recommendation itself was enough to support the Council’s approval. Mayor McNew read comments from Chairman Bailey which indicated that PC members could have gone either way on the issue. Councilmember Haines wished to remove the Incarnatis from consideration of the ordinance change. He was in favor of accepting the recommendation of the Planning Commission. Attorney Christ explained that gates and posts are not considered fencing. The ordinance change allows for a gate and posts to be placed within the 15’ setback, but shall not be within 5’ of the property line. The amendment also specifies maximum size of the posts. Mr. Storrie said that the Council has asked the Planning Commission to study the issue and make a recommendation and he moved to accept the Planning Commission recommendation. Dr. Cabot did not want the Council simply to be a rubber stamp, and wanted to hear the reasons for the recommendation. Dr. Haines seconded the motion. Mr. Storrie had attended the Planning Commission meeting when the Commission sanctioned the amendment and he felt the Council should accept its recommendation. Mrs. McNew thought that the reason it may have been recommended was because it was thought the gates and posts could be described as a fence. Rosalie Lake spoke against allowing anything in the sideyard expecting it would open a door to other structures. Dr. Cabot indicated a tendency to support the amendment, but did not want to rubber stamp it. He moved to table the motion until the next meeting to be able to hear from Mr. Bailey and Mr. Poploskie. Dr. Haines seconded. The motion carried.

Building and Permits: Treasurer Frakes asked Building Official, Brian Oppmann about dealing with fees from a depleted Incarnati bond. Mr. Oppmann will draft a letter to the Incarnatis to replenish the bond funds. PC Chair, Bob Bailey, in his review of the bill from Code Enforcement, questioned payment of $850 to Code Enforcement for its review of the Wegrzyn site plan. He felt CE had performed an insufficient review. Mr. Oppmann explained that in determining the maximum square footage allowed, Code Enforcement had come up with a number; Mr. Bailey came up with a different number; Mr. Bailey’s number turned out to be correct. The architect’s number was different than both CE and Mr. Bailey. Mr. Oppmann said that it was very difficult to calculate these numbers when drawings are not necessarily to scale. It was agreed to pay the bill for site review to Code Enforcement. The Wegrzyns will resubmit their plans and, hopefully, at that time, receive a permit. Mayor McNew spoke about reporting from CE, listing by property. It would be helpful to those in the City reviewing the report. Mr. Oppmann said that it can be done that way.

Treasurer, Julie Frakes, reviewed the check register and financial reports. The General Fund target is 58.3 % and is currently at 62.7%. Councilmember Cabot moved to approve the
financial reports, noting those warrants over $500. Councilmember Haines seconded. Motion carried unanimously.

#16892 to Linda Burton for $1061    #16901 to Waterford Fire for $52,357.14
#16902 to Hafeli, Staran for $3315    #16904 to Voyager Fleet for $713.05
#16906 to OC Clemis for $554.50     #16908 to Code Enforcement for $1200
#16909 to OC Sheriff for $1711.33    #16912 to CMP Distributors for $580
#16913 to State of MI Unemployment for $566.18    #16932 to Code Enforcement for $1402.50
Mrs. Frakes will place a reminder of the due date, February 14, for Winter property taxes in the “Angelus”. At this time 135 of 171, or 80%, have been paid.
The adjustment entries suggested by Janz and Knight have been made. Mrs. Frakes has sent annual 1099s and W2 & 3s. Oakland County is discontinuing worksheet rounding service calculations previously provided. Local treasurers now have to do it and Mrs. Frakes will attend training. Worksheets on next year’s budget will be needed by April. Movement of Major to Local Road funds can now be increased to 100%. Attorney Christ will prepare a Resolution to this effect. Mrs. Frakes requested $291 to purchase Quickbooks software for payroll.
Councilmember Haines moved to approve the expenditure. Councilmember Storrie seconded. Motion carried unanimously.

Environmental Board: Chairperson Linda Daniels reported that Jim and Charlon Hibbard cut the tops off the phragmites in the marsh behind them. Results will be observed when they have been treated. Mrs. Daniels and Anne Cusmano will attend a workshop, ‘Natural Shoreline for Homeowners’ and then will produce a workshop for residents. The Daniels shoreline will become a demonstration site. Mrs. Daniels and Jim Hibbard are learning to do the monitoring of the waters of Lake Angelus instead of having Bureau Veritas do it. Everything is set for the weed survey and aquatic weed control. Goose control needs to be planned for, if it is to be done. The City has not had a formal contract with Goose Busters previously. A permit has to be applied for by March 20th. The Council gave a go-ahead to pursue goose control again this year.

Roads: Councilmember Storrie conceded that the permit for Berm cutting is a mystery. RCOC is looking for the permit, as well. He will look for materials regarding the Sinking Bridge Drain which Mayor McNew had previously provided to him.

Legal: Mayor McNew has signed the license agreement with Mr. Csizmadia. Attorney Christ will send it. Treasurer Frakes will send the investment policy draft to Mr. Christ when she received it from Janz and Knight.

There being no further business, Councilmember Cabot moved to adjourn the meeting. Councilmember Storrie seconded. Motion carried unanimously.
Councilmember Haines moved to reopen the meeting. Councilmember Cabot seconded. Motion carried unanimously.
Councilmember Cabot moved to approve a Resolution to accompany the application for a permit for goose control. Councilmember Haines seconded. Motion carried unanimously.
Councilmember Cabot moved to adjourn again the meeting. Councilmember Haines seconded. Motion carried unanimously. The next regularly scheduled meeting will be held on March 8.

Approved: Respectfully submitted,
Lee McNew, Mayor Rosalie Lake, Clerk