MINUTES OF THE LAKE ANGELUS CITY COUNCIL MEETING

MARCH 12, 2013

Present: Mayor, Lee McNew; Councilmembers David Haines, Jon Cabot, Dan Jenaras, and Chuck Poploskie; Police Chief, Jim Prosser; Assessor, Linda Burton; Chair of the Board of Review, Ray Siwiec; Treasurer, Julie Frakes; Chair of the Environmental Board, Linda Daniels; Building Official, Brian Oppmann; Attorney, Dan Christ; Chair of the Planning Commission, Bob Bailey; Road Commissioner, Karl Storrie; Clerk, Rosalie Lake
Visitor: Officer, Don McLellan

Mayor McNew opened the meeting at 7 PM with the Pledge of Allegiance. The Minutes of the meeting of February 12, 2013 were approved as corrected.

Assessor, Linda Burton, explained the Principle Residence Exemption (PRE). It is administered by the State. Funds from those properties without the Exemption go to the school districts. Ms. Burton provided tax rate history for the City. The tax rate has not been raised since 1995. Regarding the Pontiac School District millage, Ms. Burton had not heard anything about how the millage will be apportioned. Attorney Christ indicated that options are being examined and that tax forms (L4029) will be provided in early May. The issue may be of concern to the City, but it is not something upon which the City can take action. Citizens would need to get together to hire an attorney to take action. There is not much that can be done at this time. The notion of annexing part of the City to another adjoining school district was discussed, but Mr. Christ said it would be a lengthy process that likely would be opposed by the Pontiac District.
Ms. Burton indicated that a few appointments have been scheduled for the Board of Review meetings. Some residents may simply appear. She explained the process for the resident and the procedures followed by the Board in communicating a decision to an applicant.
Ray Siwiec, Chair of the Board of Review, indicated that he would be away during the regular meetings of the Board in March of 2014. He will need an alternate, although two of the three members constitute a quorum.

The position of Road Commissioner is to be filled annually by appointment. Councilmember Cabot moved to reappoint Karl Storrie to the position. Councilmember Jenaras seconded. Mr. Storrie agreed to serve. Motion carried unanimously.

Clerk, Rosalie Lake, spoke about finding a Deputy Clerk to begin to learn the clerk’s job so that, in time, that person will be able to assume the Clerk’s position. Dr. Haines agreed that a succession plan is needed. Mr. Christ noted that a change in the City Charter may be needed to allow hiring from outside the City if no internal candidate is found. Although all wished to fill the position from within the City, Dr. Cabot felt that it was best to be able to hire from outside the City should that be necessary. Mr. Christ indicated that a Charter amendment would need to be placed on the ballot for approval. There could be more than one question, but each would be a separate ballot item. Councilmember Cabot moved to draft appropriate paperwork to place on the November ballot amendments to the Charter to eliminate the residency requirement for the
Clerk, Treasurer and Assessor. Councilmember Poploskie seconded. Motion carried unanimously.

Attorney Christ presented a Resolution for a Headlee Override Millage Proposal, including language for a General Operating Millage Proposal to be placed on the November 2013 ballot. Councilmember Cabot moved to approve the Resolution, which will be corrected for 2013 millage numbers when available. Councilmember Jenaras seconded. Motion carried unanimously.

Police Chief, Jim Prosser, gave the Department report for February. The Lake level is at 950 Officer Don McLellan spoke about the Active Shooter Presentation given by Oakland County for elected officials of Cities, Townships and Villages (CTV). It is a two hour presentation that could be run by Officer McLellan, himself, for residents to respond to an active shooter. Dr. Cabot proposed asking Chief Prosser and Officer McLellan to select a date and invite residents to participate. Training for emergency damage assessment has been set for April 24th.

Fire Contract: Dr. Haines is trying to put together a meeting with the Waterford Fire Department personnel in early April.

Planning Commission: Chairman Bob Bailey gave the report. The PC is working on a number of ordinance revisions which will occupy the next several meetings. The next meeting will be on March 26th. Building Official, Brian Oppmann has met with Hubble, Roth and Clark to plan the review of new properties. Karl Storrie spoke to the noise level of generators and felt it needed to be addressed. When a number of generators are running and there is no insulation for sound, it is very loud.

Mr. Oppmann indicated that the DEQ has approved the new Soil and Sedimentation ordinance. So that it now may be acted upon by the Council. Councilmember Haines moved to approve the ordinance. Councilmember Cabot seconded. Motion carried unanimously.

Building and Permits: Brian Oppmann brought packets of materials regarding the holding of Zoning Board of Appeals meetings. He reviewed the requirements for granting a variance. Three criteria must be met for approval, which boil down to practical difficulty. Mr. Oppmann gave examples of how considerations might be made. Motions must be specific in regards to the content of ordinances. Conditions can be placed on a variance given. Mr. Oppmann will deliver plans for the current ZBA meeting a week in advance of the meeting. Notice must be made by April 24th.

City Property: A proposal has been made to do organic farming on City property near the recreation area. Council rejected the use of the property for this purpose.

The well at the Police Station will need to be repaired this spring.

Roads: Road Commissioner, Karl Storrie, reported that the tri-party funding letter will be submitted by May 2013. The Road Commission had suggested cutting back the pavement on Lake Angelus Lane at its intersection with North Lake Angelus Road to improve drainage. Dr. Haines took photographs of water accumulation at the site and lack of drain function. Dr. Jenaras felt that there had to be a way to find somewhere for the water to go. Mr. Storrie said that there needs to be a way for water to come off the Lane and not bump into the rise in the road.
at N. Lake Angelus Rd. A concrete culvert may need to be installed so that reliance is not on how the road is graded. Dr. Jenaras noted that the drain that is there is not functioning. He volunteered to take on this project. Mr. Storrie has the road chloriding information and will confer with Mrs. Frakes regarding the budget. Bob Bailey recalled conversation about putting another road into the Police Station.

Treasurer, Julie Frakes, presented the financial reports for the month of February reviewing the warrants, the profit and loss and balance sheets. The budget projection was at 68.7% and the actual was 74.2%. This can be reconciled at the end of the year budget adjustment. The balance stands at $1.25 million, down $32,000 from last year. Councilmember Haines moved to approve the financial reports noting those warrants over $500. Councilmember Poploskie seconded. Motion carried unanimously.

#18397 to Hefeli, Staran, Christ for $2348.55  #18399 to Voyager Fleet for $788.45
#18400 to OC Sherrif for $1803  #18401 to OC Oak-Macom for $527.59
#18403 to Code Enforcement for $1170  #18410 to Code Enforcement for $910
#18411 to Code Enforcement for $1845

Mrs. Frakes distributed budget worksheets for the next fiscal year. They will be due on April 9th. She is settling with the County on taxes. There are presently three delinquent accounts. The City is still going to receive Act 51 transportation funding.

Environmental Board: Chair, Linda Daniels, reported that the proposal from Hubble, Roth and Clark for a sewer and water feasibility study has been received. Two bids for weed harvesting based on 120 acres have been received. Bob Bailey will get back to the contractors. Dr. Jenaras expressed concern about the increase in price from $90,000 to $130,000. Mr. Bailey explained that there was a much greater area than originally thought. Mrs. Frakes noted that the City will need to pay for one cutting in the 2012/2013 fiscal year and one in the next year. June 30th is the end of this fiscal year and the weeds have to have time to grow before being ready for cutting. Mrs. Daniels was concerned about how to dispose of the material taken from the Lake. All of that taken last year, is still where it was deposited last year. Mrs. Daniels went to Orchard Lake to a presentation by Leon Pedell regarding weed growth in a canal. It was decided to use chemicals at that site. Mrs. Daniels did not come away with much new information.

A Contract Development Meeting was held regarding the Clinton-Oakland Sewage Disposal System 2013 Inter-Municipal Contract. This contract expires in 2017.

A Resolution for the 2013 Canada Goose Nest Destruction Program was presented. It is needed to apply for a permit by April 1st. Councilmember Haines moved to approve the Resolution. Councilmember Cabot seconded. Motion carried unanimously.

There being no further business, Councilmember Cabot moved to adjourn the meeting. Councilmember Poploskie seconded. Motion carried unanimously. The next regularly scheduled meeting will be held on April 9th, 2013 at 7 PM.

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