LAKE ANGELUS CITY COUNCIL MINUTES

MARCH 11, 2014

Present: Mayor, Patrick McNew; Councilmembers, Jon Cabot, Chuck Poploskie, Dan Jenaras; Treasurer, Julie Frakes; Attorney, Dan Christ; Police Chief, Jim Prosser; Police Officer, Don McClellan; Building Official, Brian Oppmann; Environmental Board Chair, Lee Embrey III; Planning Commission Chair, Bob Bailey; Deputy Clerk, Linda Daniels
Absent: Councilmember, Dennis Mitchell; Clerk, Rosalie Lake
Visitors: Jim Howlett, Gary Baum, Steve and Mike from Huron Lakes Weed Control.

Mayor McNew called the meeting to order at 7 PM with the Pledge of Allegiance and a reading from Solomon regarding spring.

The Minutes of the meeting of February 11, 2014 were approved as submitted.

Police Chief, Jim Prosser, gave the Department report. Confirmation to grant a reimbursement payment for the officers’ Kevlar vests has been received and will be in the next payment batch by the federal government. Officers were asked to watch for residents whose newspapers and mail have not been picked up. The Chief is mindful of this and stated that newspapers are picked up but not usually mail.

Building and Permits: Building Official, Brian Oppmann, reported that the Gitter residence plans at 816 Lake Angelus Shores have been approved by the Planning Commission and there has been no contact from the Knysz’s last month. The Planning Commission meeting is March 25th. Plans for the Shea and Cortez properties will be reviewed.

Representatives from Huron Lakes Weed Control Huron provided City Council with information regarding harvesting vs herbiciding for future consideration.

Clerk’s Report: Linda Daniels for Rosalie Lake
The records management will proceed once all participants have returned from vacations. The annual appointment of the Road Commissioner is required by the ordinance creating the position. Councilmember Cabot moved to reappoint Karl Storrie as Road Commissioner for Lake Angelus. Councilmember Jenaras seconded. Motion carried unanimously.

The Canada Goose Management Egg/Nest Destruction Program will be taking place again this spring. Last year the issue of Goose Busters, the contractor, using an outboard motor while on the lake was brought up due to the ordinance restricting outboard motors. Councilmember Cabot asked if Goose Busters uses a 4 stroke outboard and suggested that the city grant Goose Busters an exclusion. Deputy Clerk, Daniels will inquire whether Goose Busters uses a 4 stroke outboard. Attorney Christ suggested that the City amend the ordinance to include this at the
next City Council meeting. Councilmember Cabot added that a listserv should go out prior to each of the 2 times Goose Busters is on the lake. Councilmember Cabot moved to allow Goose Busters to use their outboard motor, if it is a four stroke, and to send out a listserv prior to their visits. Councilmember Poploskie seconded. Motion carried unanimously.

To expedite their work for the City, Council granted Building Official, Brian Oppmann, and City Attorney, Dan Christ, access to the City website. Clerk Lake received a quote for $1500 from American Legal for the publication of the ordinances. Councilmember Cabot moved to approve the expenditure. Councilmember Poploskie seconded. Motion carried unanimously.

The Board of Review is meeting Wednesday, March 12th from 6:00-9:00 PM and on Saturday, March 15th from 9:00AM to 12:00 PM. Oakland County has published the dates for NoHaz collection. The first collection is Saturday, May 31st at Oxford Middle School.

Planning Commission Chair, Bob Bailey reported that all of the ordinances have been published. A description of them also will be published in the ‘Angelus’. Councilmember Poploskie reported that the Account Manager from Detroit Edison communicated with him regarding the service of Lake Angelus city street lights. DTE has provided the city with a contract which will be given to Clerk Lake. Starr Foster has offered to chair a party to celebrate our new tennis courts this spring. More information will be forthcoming.

Treasurer’s Report: Julie Frakes, presented the financial reports for February. The budget target for February was 66.9% and the actual was 67.2%. The Balance Sheet is $35,000 behind last year at this time. Councilmember Cabot moved to approve the financial reports noting those warrants over $500. Councilmember Jenaras seconded. Motion carried unanimously.

#19122 to State of MI for $1500          #19123 to Voyager Fleet for $1030.18
#19125 to Hafeli, Staran for $2254.20    #19126 to Code Enforcement for $510
#19127 to Code Enforcement for $1170     #19140 to OC Sheriff for $1839
#19146 to OC Oak-Macomb for $615.38     #19159 to Lunghammer Chev for $695.76

Mrs. Frakes explained the Budget Worksheets. They need to be submitted by the April meeting.

Paperwork needs to be done for the Title VI, Act 51 road funds. Assurance is needed that the City has complied with Title VI requirements in order to receive road funds from the State. Attorney Christ will complete the template that was provided to the City. Councilmember Cabot moved to approve the Title VI Plan at this meeting and have the paperwork forwarded to the Title VI coordinator, including a signature by Mayor McNew, if it is required. Councilmember Poploskie seconded. Motion carried unanimously.

The City must make an expenditure of at least $1500 by June 30 (the end of the fiscal year) for a shared use path or the City will be out of compliance with Act 51. Three bids are needed to comply and handicap laws will need to be followed. Road Commissioner Storrie will secure these bids.
The solution to increasing the transfer of funds from 50% to 90% from the Major Road Fund to the Local Road needs to be found. Road Commissioner, Karl Storrie, will look into this issue again.

Mrs. Frakes indicated that the Unemployment Insurance rate is up .01% from 1.81% last year to 1.82% this year. She noted that the Building Department is back in the black this month by $186.50. Oakland County has selected several cities to test the new BSA software. They plan to roll out the program in May. Mrs. Frakes will be attending training sessions for this in April. She is presently working on settlement of the 2013 tax year with Oakland County.

Road Commissioner's Report: Karl Storrie
Mr. Storrie will set up the annual meeting with the RCOC for Mayor McNew and himself next week. He, also, will arrange for the dust control program. Mr. Storrie discussed communication from RCOC regarding paving of gravel roads. However, it is a dead issue because there are no federal funds available.

Environmental Quality Board: Board Chair, Lee Embrey III, reported that the Environmental Quality Board met on March 5th, 2014 to discuss herbiciding vs. harvesting for the 2014 year. The Board took a poll of the 21 residents present regarding their preference between the two aquatic plant management options. One resident chose harvesting, 15 residents chose herbiciding, and 5 residents did not express their choice. At that same meeting, the Board itself voted 10 to 1 for herbiciding. At the Board meeting, Councilmember Mitchell moved to recommend that the City herbicide in a 3-year program to be evaluated each year with an independent quality control agent to assess application and process, and to test residual toxicity. Councilmember Cabot asked who would do the quality assurance. Mr. Embrey has scheduled meetings with a number of people regarding this and will get back to the Council once he has met with them. Councilmember Cabot suggested that Jim Hibbard be contacted to help monitor the quality assurance person. The herbicide quote by Aqua Weed is based on 132 acres. Mr. Cabot suggested that the contract be worded so that the City is billed per acre, not to exceed 132 acres, and that the concentration of the chemical in the water and the lake bottom be sampled after the application with the results posted on the listserv so residents know when they can safely water. Attorney Christ advised that the Council needs to see the contract, insurance, etc. before they can make a decision. Mr. Embrey will email the contract to Mr. Christ. The quote by Aqua Weed is $66,000, and the cost for a quality assurance expert is about $6-7,000. The City would not be tied to this company each year even though it agreed to a 3-year plan. Aqua Weed has agreed to come back and spot treat without cost after the 30 days. Councilmember Cabot moved to approve an expenditure of up to $67,000 for AquaWeed, pending the review and approval of the contract. Mr. Poploskie seconded. Motion carried unanimously. Mr. Embrey will bring the contract to the next council meeting.

Lake Angelus Shores Sewer Project update- Gary Baum
Gary Baum reported on the Shores Road Association Board meeting held last week that discussed the Lake Angelus Shores Sanitary Sewer Project. He proposed that
the Shores Road Association and the Sanitary Sewer Project Sub-committee of the Environmental Quality Board provide the residents of Shores Road a complete education regarding all facets of this project at the Lake Angelus Shores Association meeting in May or early June to determine the level of interest of Shores Road residents in pursuing the sewer project. He and Don Clapham would meet with outside experts to understand the costs and procedures involved surrounding this project and then develop education materials and hold a meeting for Shores Road residents to discuss advantages and disadvantages of the project. A process for financing the project would be included in these materials. Residents would be asked to vote on moving ahead with a feasibility study at the meeting. Those not able to attend the meeting would be contacted individually to provide the education materials and know their vote. If the feasibility study is approved by a majority of Shores Road residents and the costs gleaned through this study fell within the projected cost limits in the education materials, the Shores Road Association would move forward with the project. The materials would be reviewed by the Council before being presented at the meeting of Shores residents.

Attorney Christ advised that, if the feasibility study is approved and it comes back as unacceptable to residents, residents would still have the opportunity vote against continuing with the project. There would have to be public hearings at that point due to the SAD model. Dr. Cabot added that residents will need to understand that if the project goes ahead that all will be required to participate.

Dr. Cabot and Mayor McNew met last Friday with David McKee from Waterford Township to discuss the option of connecting to Waterford instead of to the Oakland County system. Mr. McKee estimated a cost of up to $40,000 for each homeowner. Ongoing costs would be about $2000 per year. Costs connecting to Waterford would be similar to costs connecting to Oakland County’s system, although it might be easier, in some cases, to connect to Waterford. Regardless of which system(s) would be used, the City would need to be involved.

Drain: Councilmember Jenaras attended the Water Resources Commission rate meeting on February 25th, and reported on new sewer rates and a simplification process for Clinton Oakland Sewer Disposal system.

Legal: Dan Christ noted a query from former Mayor George Frisch on the 20 foot easement which runs to Walton Blvd. The house on the adjoining land has been torn down. Mrs. Frakes will try to identify the owner to make sure that they know that the City owns the adjacent property.

There being no further business, Councilmember Cabot moved to adjourn the meeting at 8:36 PM. Councilmember Poploskie seconded. Motion carried unanimously. The next regularly scheduled meeting will be held on April 8 at 7 PM.

Approved: Patrick McNew, Mayor

Respectfully submitted,

Linda Daniels, Deputy Clerk