Present: Mayor Patrick McNew; Councilmembers Dennis Mitchell, Dan Jenaras, Rich Altherr, Joe Hilger; Police Chief, Jim Prosser; Building Official, Brian Oppmann; Planning Commission Chair, Bob Bailey; Environmental Board Chair, Jim Hibbard; Gerry Burke, Notary; Clerk Rosalie Lake

Visitors: Retiring Councilmember Jon Cabot and Pam Cabot, Attorney Gerald Fisher, Jim Howlett, George Frisch, Dick and Joyce Lund, Jim and Chris Cortez, Cheryl Hilger

Mayor McNew opened the meeting at 7 PM with the Pledge of Allegiance. The Minutes of the meeting of October 13, 2015 were approved as submitted. Clerk Lake swore in Joe Hilger, Rich Altherr and Dan Jenaras as the new Councilmembers. Gerry Burke served as notary.

Ms. Lake asked for nominations for the Office of Mayor. Councilmember Mitchell nominated Patrick McNew. Councilmember Jenaras seconded. Mr. McNew accepted the nomination and was unanimously elected. Ms. Lake opened nominations for the office of Mayor Pro-Tem. Councilmember Jenaras nominated Dennis Mitchell. Councilmember Altherr seconded. Mr. Mitchell accepted the nomination and was unanimously elected. Mayor McNew introduced the new Councilmembers, describing the strengths they bring to serving the City.

Mayor McNew indicated that it was an appropriate time to consider a change in legal service to the City. Councilmember Mitchell moved to discontinue Dan Christ’s tenure as City Attorney. Councilmember Hilger seconded. Motion carried unanimously.

Mayor McNew introduced Gerald Fisher and read from his biographical materials. Councilmember Mitchell moved to appoint Mr. Fisher as City Attorney. Councilmember Jenaras seconded. Motion carried unanimously. Mr. Fisher spoke briefly in acceptance.

Ms. Lake presented the Terms of Service for all Commission and Board positions that expire on December 31st and asked the respective chairpersons to make recommendations to the Council for appointments/reappointments that will be made at the January meeting.

Comments from Residents: Former Mayor, George Frisch, spoke regarding the decision, in 2005, not to continue with plans to pave a portion of N. Lake Angelus Road. He did not agree with some current comments that had been made, but wrote a letter, posted on the listserv, in an attempt to clarify the details of the issue in 2005 as he remembered them. His letter evoked much continuing thought and comment on the matter, which had not been his intention. Dr. Jenaras felt it had been a healthy discussion. Mr. McNew had attended RCOC meetings and reported that there was no current ability to pave the road.

Mayor McNew complemented the Little Free Library that has become a popular readers’ destination and thanked the McDowells for their oversight of it.

Mr. McNew also expressed the kudos of many residents for the Halloween party, the hayride and the event at the Barn, chaired by Kim and Marcus Thompson.
Many residents are looking forward to the first annual Thanksgiving Turkey Trot, sponsored and produced by Sharon Lashier.

Police Chief, Jim Prosser, gave the Department activity report for October. The Police car was damaged when parked as a decoy. Steve Case was appointed as a "game warden" on the City property. The Chief had not heard from him. Dr. Jenaras noted the rules that anyone hunting needed to be accompanied by a resident. Bob Bailey had seen small trees (9-10") having been cut to access the property from Lake Angelus Road. A regular path has been created 200 yards in from the road. The Chief suggested using the trees to block access. Continued discussion included putting a notice in the Angelus that these are non-public lands; they are private lands open to limited bow-hunting by residents only. Mr. Hilger suggested signage and Attorney Fisher noted that the area needs to be posted for the police to operate there. The Chief was asked to post appropriate signage.

Building and Permits: Building Official, Brian Oppmann, reported that he has received plans for the Tierney’s remodeling project on Lake Angelus Shores. The Planning Commission will review them on November 24th. Julie Frakes inquired about the right-of-way issue. The Tierneys may have to ask for a variance or go to the Shores Road Association to purchase property from the right-of-way. Mr. Hilger indicated that they had worked around the septic issue, but they need the set back from the right of way. All houses in that area have setback problems from the easement. Mr. Oppmann and Bob Bailey met with Mr. Prokopp regarding his access to the Lake. He hopes to submit plans in December or January.

The Milzow property is on hold. Mr. Bailey indicated that Mr. Milzow is willing to meet and talk about what he is planning. The Cortez project is moving along. Lee Embrey indicated that he has a buyer who wants to put a handicapped lift down to the Lake. Mr. Oppmann would need to see the plan to comment on what is being proposed. The Mayor referred to complaints about construction noise before 8 AM. It is typical that communities have an ordinance regarding this. Jim Hibbard complained of heavy limestone dust all over everything, other debris lying around, and the amount of traffic to and from the Greenlee property. He also felt that safety conditions were of concern at the site. He and Charlon had tried to be good neighbors, but worried about another year of noise, dust and debris. He felt that citizens had a right to some control over these conditions. Mr. Fisher will contact the State code enforcement to see what can be done. Mr. Oppmann felt the complaints should be brought up with the builder. Mr. Hibbard complemented Consumers Energy which returned to clean up a mess it had left and repaired the area with new plantings.

The Clerk reported on the November 3rd Election. It was a substantial vote of confidence for the three residents who ran and were elected to the City Council in an uncontested election. Ms. Lake gave a final NoHaz report after the last collection on October 24th. at which she and John Soave represented the City. The Agreement with Oakland County for NoHaz 2016 will probably be available for consideration at the December meeting.
Mayor McNew reported on the Sinking Bridge Drain. A meeting was held with Water Resources Commission members attended by the Mayor, Dennis Mitchell and Jim Howlett. The WRC provided an extensive report and was very cooperative. Rich Altherr reviewed the report and discussed questions and issues brought up in it. He had walked from Collier Road back to the drain. Sediment needs to be cleaned out of the culverts. DEQ approval would be needed. The apartment complex to the west may be contributing to the flooding problem as well. The drain is flowing now in the right direction, but that could change at any time as it does appear to be backed up. Mr. Altherr will monitor it.

Joe Hilger will continue on the Planning Commission and become the liaison to the Council. Bob Bailey, Planning Commission Chair, indicated that there needs to be more follow-up on job sites. Heidi Hoyles brought forth the issue which will be discussed at the next PC meeting on November 24th. Mr. Fisher felt that there needs to be balance between the Planning Commission and the Building Department. Mr. Bailey noted that Lake Angelus has gone from being a Village to becoming a City with very large and complex building projects that must be adequately monitored.

Mayor McNew thanked all who helped with the City Property clean-ups, the Berm and the Barn. Rich Altherr will manage the City property moving forward. He will walk the Berm with an arborist to determine which trees will be replaced and with what new material. Mrs. Frakes noted that she has not received a snow removal contract for the City property. Mr. Altherr will follow up.

Treasurer, Julie Frakes, presented the financial reports for the month of October. The current balance is $1.6 million, $170,000 above last year at this time. No CDs will mature until February. The Profit and Loss target was 33.3% and the actual was 36.2% due to front loading on the insurance and fire contracts. All but four parcels have paid Summer taxes. Winter tax statements will be out by December 1st. Dennis Mitchell will become a signer on the bank accounts with the retirement of Jon Cabot. Mrs. Frakes reviewed the Audit report prepared by Janz and Knight. She felt there were no surprises contained in it. The City’s debt of $65,981 is for the Oakland Macomb Interceptor. Mrs. Frakes expects a lower millage rate next year. Councilmember Mitchell moved to approve the financial reports noting those warrants over $500. Councilmember Hilger seconded. Motion carried unanimously.

#20405 to Billington Services for $1090 #20414 to OC Radio Communicat for $780
#20415 to Gerald Fisher for $4340 #20416 to SBF Services for $2600
#20417 to Waterford Fire for $52,500 #20419 to Voyager Fleet for $509.23
#20421 to RCOC for $1972.25 #20422 to Hafeli Staran for $3282.05
#20425 to Code Enforcement for $923.76 #20426 to Code Enforcement for $1375
#20441 to OC Clemis for $547 #20444 to OC Sheriff for $1968.67
#20448 to Restorative Lake Sci for $2600

Gift cards for the Police Officers and Reserve Officers have been given in the past for the Holiday Season. It was determined to give them again this year. Councilmember Mitchell moved to provide up to $1500 for $50 gift cards for each officer. Councilmember Jenaras seconded. Motion carried unanimously.
The Chief has previously been given a $250 holiday bonus. Mr. Mitchell moved to make the gift again this year. Dr. Jenaras seconded. Motion carried unanimously. Mrs. Frakes has never received the Workers’ Comp audit. She will wait a little longer. Kim Thompson will submit receipts for the Halloween Party. Regarding the assessment of the former McMath home, Linda Burton was only allowed to adjust for the present year. For prior years, the property owner would have to apply to the State Tax Commission.

Environmental Board: Chair, Jim Hibbard, had received the report from Jennifer of Restorative Lake Sciences. The Environmental Board will review it at its meeting on November 16th. Mr. Hibbard was impressed with the report. It put together a tremendous amount of information covering all elements. The Lake is considered to be in very good condition. The report is well worth considering carefully. The Board will have recommendations for the Council and will discuss weed treatment in 2016.

Dan Jenaras will work with the Waterford Fire Department on behalf of the City. Mr. Mitchell will get him a copy of the contract between the City and the Department. A meeting should be arranged. Mr. Mitchell noted that the Fire Department is very impressive, very well prepared to serve the City. Jim Cortez indicated that there were corrections that need to be made to the Fire Department map of the City.

Insurance: Dennis Mitchell and Jon Cabot have met to review the City’s needs and coverage. Letters will be sent to explain the change in City’s representative. Jon Cabot and Pierre Beaudet met with Andy Greenlee. Mr. Fisher indicated that it is now a waiting time to see what is modified and resubmitted to the City. Dr. Cabot offered to stay involved with the Greenlee project. Mr. Fisher welcomed his help. Mr. Fisher also offered to conduct a meeting on municipal law for the Council and Planning Commission.

There being no further business, Councilmember Mitchell moved to adjourn the meeting at 8:40 PM. Councilmember Hilger seconded. Motion carried unanimously. The next regularly scheduled meeting will be held on December 8, 2016 at 7 PM.

Approved: Respectfully submitted,

Patrick McNew, Mayor Rosalie Lake, Clerk