LAKE ANGELUS CITY COUNCIL MINUTES
AUGUST 2008

Present: Mayor, Lee McNew; Councilmembers Jon Cabot, Karl Storrie, Gail Haines; Police Chief, John Roehrig; Attorney, Dan Christ; Treasurer, Julie Frakes; Clerk, Rosalie Lake
Absent: Councilmember Bill Lembke
Visitors: Brad Rachwal, Ginny Leever, Michelle Drake, Gretchen Adler, Sandy Pourcho, Glantz Family

The Mayor opened the meeting at 7 pm with the Pledge of Allegiance and called for consideration of the Minutes of the Meeting of July. Minutes were approved as corrected. The Clerk reported on the recent Primary Election, thanking election inspectors for their fine work in processing 124 voters. The City has been billed $511 for the No-Haz collection on May 31st. The next collections are on September 6 and October 4th. The Clerk had received the annual SMART contract for the Municipal Credits Program for transportation services. As in the past, the Council has declined participation in the Program as the City does not provide transportation services. Ray Siwiec has offered to have all of the copies of the ‘Angelus’ scanned to be archived on the City’s website. IGD Solutions indicated that approximately 1 G of space would be required for the project. It would cost the City an additional $50 per month. Mr. Siwiec was thanked for his generous offer to the City. Councilmember Storrie moved to approve the $50 additional monthly fee to IGD for the project. Councilmember Cabot seconded. Motion carried unanimously.

Resident comments regarding the Glantz property occurred during the first part of the meeting as the family and supporters appeared. Leon Genre of Code Enforcement had issued a letter telling Mr. Glantz that he had stone walls and sidewalks located in the side yard. Mr. Glantz had not made changes and so Mr. Genre had issued a citation. Sandy Pourcho indicated that the improvements made by the Glantz family have been wonderful. They have consulted together about trees and Glantz has been a fine neighbor. Mr. Glantz appeared with his family and made a presentation, including photos, addressing concerns expressed about landscaping. He also indicated that neighbors have been critical of the building of the home in ways that have been offensive. Mr. Glantz asked to have the citation rescinded. Attorney Christ suggested holding the citation until information can be gathered. Materials regarding application to the Zoning Board of Appeals will be provided to Mr. Glantz. Councilmember Cabot felt that Mr. Glantz needed to fulfill all proper procedures and comply with the intent of the ordinances. Councilmember Storrie moved to hold the citation and to direct the Building Official to provide to the Council factual information to support the citation. Councilmember Cabot seconded. Motion carried unanimously.

The Police Department report was provided by Chief Roehrig. The Policy Manual, pages 1-16, had been reviewed by the Council. Councilmember Cabot moved to approve these pages. Councilmember Storrie seconded. Motion carried unanimously.
Chief Roehrig is working with Dick Lund on the fire department’s issues. Dick Lund is having difficulty in attaining easements for a surveillance system from the Road Commission. RCOC believes that the system is an invasion of privacy. Attorney Christ indicated that using it on a public right of way is not an invasion of privacy.

Councilmember Cabot moved to approve a revision of the no-wake boating rule as follows: no boating above a no-wake speed before 9 am and after 8 pm from Memorial Day to Labor Day and before 9 am and after 7 pm from Labor Day to Memorial Day. Permission for skiers to use the ski course from 7 am to 9 am on weekdays, proceeding to and from the course at a no-wake speed, must be granted by the Council on an annual basis. Councilmember Storrie seconded. Motion carried unanimously.

Some complaints have been made about the conduct of the Reserve Officers in the police boat. Mr. Roehrig said he would look to these, but reminded residents that they must be attentive to conditions on the lake and be ready to help when help is needed.

Treasurer, Julie Frakes, provided her report. She reviewed the warrants and the Balance Sheet indicating that tax payments were being received. The profit and loss sheet indicated an appropriate 12.3%. Councilmember Haines moved to approve the Treasurer’s report noting those warrants above $500.

| #15180 to MMRMA for $14,019 | #15184 to Linda Burton for $1030 |
| #15185 to Billington Serv for $1390 | #15202 to Waterford Fire for $45,228.07 |
| #15210 to Voyager Fleet for $1142.62 | #15211 to Bostick for $721.64 |
| #15222 to Hafeli Staran for $1560.45 | #15225 to Oak County Sheriff for $783.67 |
| #15226 to Accident Fund for $8885 | #15228 to Progressive AE for $2500 |
| #15229 to Oak County Clemis for $977 | #15231 to Code Enforcement for $2000 |

Councilmember Storrie seconded. Motion carried unanimously. Mrs. Frakes indicated that a CD for $125,000 is expiring and recommended renewing with Clarkston State Bank for 3.47% for one year. Councilmember Cabot so moved. Councilmember Storrie seconded. Motion carried unanimously. (This motion was incorrectly stated and was corrected at the September Council meeting. See Minutes of September 2008.) Mrs. Frakes discussed the issue of amounts deducted from bonds held by the City regarding who should decide what services should be deducted. The Building Official must determine these amounts and when they should be deducted. Mrs. Frakes has asked Leon Genre to let her know which bonds were ready for release. She has not yet heard from him.

Mayor McNew cautioned Council members to be careful to present only factual materials in emails to residents.

Councilmember Cabot presented the Environmental Board report. He moved to allow Aquatic Services to retreat areas that need another treatment and to spend no more than $900 to do it. Councilmember Storrie seconded. Motion carried unanimously. Leon Pedell, Chair of the Environmental Board, will notify affected residents. A private resident requested permission to treat lily pads near his home. The Environmental Board voted against the request. Dr. Pedell will notify the resident.

It was noted that meetings held by email is against the Open Meetings Act.
Councilmember Storrie gave the report on Roads. All tri-party agreements are in place for graveling. The City cannot use tri-party funds for Pontiac’s portion of Gallogly Road. Mr. Storrie did not yet have anything in writing from Pontiac regarding continuous maintenance of Gallogly road to be done by RCOC. Mayor McNew asked for a copy of the agreement with Waterford.

Building and Permits: A meeting with Code Enforcement was attended by Mayor McNew, Planning Commission Chair, Forrest Milzow and Leon Genre and Brian Oppmann of Code Enforcement. All building and permit issues were discussed. Mr. Glantz did not present a landscaping plan to the Planning Commission. Mayor McNew read the requirements for granting a variance. Other properties were reviewed. A general philosophy for getting things done properly was sought. The idea of a tree ordinance was discussed. When an ordinance becomes too specific, it becomes hard to enforce. Perhaps it should be considered under soil erosion. It was felt that anything done on the lake side of a property should be brought to the Planning Commission. Councilmember Haines felt that people have a right to do whatever they want on their own property. The Planning Commission will be asked to discuss the landscape and tree issues.

City Property: Bill Lembke requested $200 for filling in the fence behind the Silver Lake School to prevent trespassing on City property. Councilmember Storrie so moved. Councilmember Haines seconded. Motion carried unanimously. Mr. Lemke also requested $950 to replace the drain between the Police Department and the tennis courts. Councilmember Cabot so moved. Councilmember Haines seconded. Motion carried unanimously.

Councilmember Cabot reported that the City got a return of $9139 from MMRMA as we are a partner with other municipalities who share insurance costs.

There being no further business, the meeting was adjourned at 9:01 pm. The next regularly scheduled meeting will be held on September 9, 2008

Approved: Respectfully submitted,

Lee McNew, Mayor Rosalie Lake, Clerk