

A Regular Meeting of the Sylvan Lake City Council was held on Wednesday, April 13, 2016; opening at 7:31 p.m. Mayor Dzenko presided over the Pledge of Allegiance.

Present: Lorenz, Meskin, Cassar, Dzenko

Absent: Zubrzycki

Also Present: City Manager Martin, Clerk Dryden and Attorney Schultz

APPROVAL OF AGENDA

Moved by Lorenz, seconded Cassar, to approve the City Council Agenda for April 13, 2016, as submitted.

Yes: All

No: None

MOTION CARRIED

APPROVAL OF MINUTES

Moved by Lorenz, seconded Cassar, to approve the March 10, 2016 regular meeting minutes as submitted.

Yes: All

No: None

MOTION CARRIED

APPROVAL OF DISBURSEMENTS

Moved by Lorenz, seconded Cassar, to approve the voucher report for April totaling \$257,783.91, as submitted.

Mar Payroll	\$ 52,249.85	Check #'s	11791-11797 DD2578-DD2600 EFT1039-EFT1046
Accts Pay-Mar-Apr	<u>\$205,534.06</u>	Check #'s	48791-48833
		EFT	1163-1165, 1173-1176, 1178-1183 (E)
Totaling	\$ 257,783.91	ACH	1166-1172, 1177(A)

Yes: All

No: None

MOTION CARRIED

### ACCEPTANCE OF REPORTS

Mayor Dzenko received the DPW, Police and the City Attorney reports for March and asked that they be placed on file.

### COMMITTEE REPORTS

The Mayor stated a Parks & Recreation Report was emailed and he asked it be placed on file.

Jim Smith stated he is working on the Memorial Day Parade.

### BRIEF PUBLIC COMMENTS FOR ITEMS NOT ON THE AGENDA

Jim Smith asked about the accident at Pontiac Dr. and Orchard Lake Road. He asked if any information could be shared on what occurred or anything residents could use to prevent it in the future. Martin reported that intersection is Bloomfield Township so he doesn't have any other information than what was in the newspaper.

MaryAnn Smith shared her concern with the number of cars parking the wrong direction in the road right-of-way. She feels it has become a casual thing. She has spoken with Martin on this and he told her it is ok as long as their tires are off the road. Smith stated there are many communities that have a local ordinance against this. It is a safety issue and she feels it is disrespectful to neighbors. She urged City Council to look into this.

Tom Berman introduced himself to City Council and the residents. He is running for Oakland County Commissioner. He would be replacing John Scott's position. Scott is running for Waterford Twp. Supervisor. Berman shared he has been on Keego Harbor's City Council for the last three years. He is an attorney by education and now works for Sleep Tech Co. He is looking forward to getting to know everyone.

Jeremy Kaplan, Constituent Outreach Coordinator for Congresswomen Brenda Lawrence, shared they have been getting a lot of calls from residents regarding call claiming to be IRS. He warned everyone to not give out personal information. He is glad people are reaching out to them and asked them to continue. Congresswomen Lawrence is happy to assist residents with anything.

### CITY MANAGER COMMENTS

#### Events

The annual Easter Egg hunt was a couple weeks ago and was a big hit as usual. He reminded everyone to check out the city's Events Calendar to see all of the things that are going on. Also, if you're interested in keeping up with what's new on the website, you can sign up for "e-notifications"

if there is something you are interested in like the City Council agendas, click the e-notify button and anytime something new is posted you will receive an email letting you know. The annual spring park cleanup is scheduled for the 23<sup>rd</sup> weather permitting, and kid's movie night will be Friday the 29<sup>th</sup>. Robin Reisig is once again heading up Memorial Park work days. The first is scheduled for next Tuesday, April 19 at noon. She and her crew of volunteers have been taking care of that park for years. She is really an unsung hero for Sylvan Lake.

#### ZBA Hearing

Martin reported there were two ZBA hearings this past month, one a few weeks ago and another just prior to this meeting. They were for the two properties just over the bridge. The variance requests for both properties were approved.

#### Michigan Week Breakfast

The 44<sup>th</sup> Annual Michigan Week Awards Breakfast will be May 20<sup>th</sup> at 7:15. Tickets are available to purchase online at michiganweek.org or at West Bloomfield Parks and Rec. Please visit their website for payment and other info. Sylvan Lake has had individuals and groups receiving awards for several years. It's a wonderful event.

#### City Hall Construction

#### **A-003-16**

The City Hall project is moving along. The drywall is being finished on the main floor right now. We're very excited about finishing up and moving back upstairs and out of the slightly cramped lower level! I know Sylvan Lake is going to be very proud of what has been done.

#### Water Quality

Martin wanted to talk about water quality in light of the Flint situation. He is getting a lot of questions. He will wait until next month when the budget will be presented and hopefully more residents will be in attendance.

#### COUNCIL COMMENTS

Cassar thanked everyone for coming and he hopes with the pleasant weather coming it will bring a happy and safe summer. He wishes everyone well on the water.

Lorenz also thanked everyone for coming and wished Berman good luck on running for County Commissioner. He looks forward to hearing his stands on various issues. Lorenz would like to put on the study session agenda to discuss cars parked the wrong way in the ROW. Lorenz commended the Police for equally enforcing the law and showing no favoritism.

Meskin asked what the variances were for. Martin explained they had some unique circumstances with a little bit of a wandering front property line along Pontiac Drive and then the property on the canal having a very odd shape and waterfront issues.

Dzenko thanked the residents that were here tonight. He asked if Oakland County Marine will be patrolling the water again this year. Martin confirmed they would. Dzenko also praised the police department for what they are doing. He hopes residents appreciate it too since there are always a lot of complaints about speeders.

## **ACTION ITEMS**

### a. Audit Contract

Martin reported Janz & Knight are a known entity that has been doing an excellent job at a reasonable cost. They know our systems, our filing, processes, etc. The proposed cost to perform the audit is \$15,000 per year for three years without an increase. That is less than the \$15,550 cost last year. He noted that this is for auditing services only. We do contact the auditor occasionally with questions and looking for advice. Anything extra is in addition to this fee. He recommended approving the 3-year extension as presented.

Moved by Lorenz, seconded Cassar, to approve the three year extension for Auditing services with Janz and Knight as presented.

Yes: All  
No: None

**MOTION CARRIED**

- b. Garbage and Rubbish Contract Extension Discussion
- c. Garbage and Rubbish Funding

Martin explained there has been a change in the proposed contract extension with Rizzo. Rizzo was recently informed of a substantial increase in their cost to dispose of yard waste. That resulted in an increase in the proposed contract cost for us. The spread sheet shows the revised costs. They are still much lower than neighboring communities. You will also notice that there would be a substantial cost savings if we discontinued the leaf collection.

Meskin asked about a 5 year contract. Martin explained he only asked for the 8 year because it was the better way to go.

Dzenko asked if they should go out for bids. Martin stated they can but he feels this proposal is way below anything else they could get.

Lorenz noted \$40,000 of this contract is for leaf collection. He feels this is a substantial amount. If there are limited houses that want to do the leaf collection would they charge a certain amount per house? What percentages of houses have their leaves picked up by the vacuum. He feels it would be less than 30% of the houses. Dzenko stated he would never get rid of the leaf collection. Martin is

sure the total cost would remain close to the same even if it is only a certain number of household who participate and would have to pay for it.

Meskin would like to see a 5 year contract cost.

Cassar shared he stopped in City Hall and asked to update the spreadsheet with comparison calculations for funding the Garbage and Rubbish fund. He sees the columns added, but would like to see the contract minus the leaf pickup and then 50% of that for the millage and spreading the balance evenly. Martin stated he'll update this and bring the projector to the study session and then they can discuss and show different calculations.

Martin also provided a graph. He stated last month Zubrzycki asked how we got here with the Garbage and Rubbish Fund. This graph shows how in 2008/09 revenues were \$217,310 and now for 2016/17 \$165,660, with expenses increasing each year too.

d. Appointment to Zoning Board of Appeals

Mayor Dzenko stated Barb Ash has resigned from the Zoning Board of Appeals. Mary Ann Kirsbaum is an alternate that is very interested in being a regular member. She has sat on the board as an alternate on a few occasions and has done an excellent job. He appointed her to fill Barb Ash's term and also appointed her for a three year term expiring September 30, 2019.

Moved by Lorenz, seconded Meskin, to confirm the Mayor's appointment of Mary Ann Kirsbaum to the Zoning Board of Appeals as stated.

Yes: All  
No: None

MOTION CARRIED

Martin stated Council needs to amend the agenda as they need to adjourn to executive session to discuss pending litigation.

Moved by Lorenz, seconded Cassar, to add Item 11E. Adjourn to executive session, to the agenda.

Yes: All  
No: None

MOTION CARRIED

e. Adjourn to Executive Session to Discuss Pending Litigation

Moved by Lorenz, seconded Meskin, to adjourn to executive session to discuss pending litigation of the Clark case.

Yes: Meskin, Cassar, Dzenko, Lorenz  
No: None

MOTION CARRIED

The meeting adjourned at 8:14 p.m.

The meeting reconvened at 8:22 p.m.

Moved by Lorenz, seconded Meskin, to direct the City Manager and City Attorney to proceed as discussed in the Executive Session with the Clark Case.

Yes: Cassar, Dzenko, Lorenz, Meskin  
No: None

MOTION CARRIED

#### **NON-ACTION ITEMS**

- a. Security for Ferndale Park, Restroom and Boat Launch
- b. Parking in ROW
- c. Fire Department
- d. Seawall – Pontiac Drive and Lakeview Beach
- e. G&R Contract/Funding

#### **ADJOURNMENT**

Moved by Lorenz, seconded Meskin, to adjourn the regular City Council Meeting.

Yes: All  
No: None

MOTION CARRIED

The meeting was adjourned at 8:23 p.m.

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Dennise Dryden, City Clerk