

CITY OF SYLVAN LAKE  
REGULAR MEETING  
APRIL 14, 2010

A Regular Meeting of the Sylvan Lake City Council was held on Wednesday, April 14, 2010; opening at 7:44 p.m. Mayor Lorenz presided over the Pledge of Allegiance.

Present: Zubrzycki, Lorenz, Maurina, Meskin

Absent: Wiegand

Also Present: City Manager Martin, Clerk Clippert and City Attorney Bibeau

Yes: All

No: None

MOTION CARRIED

APPROVAL OF AGENDA

Moved by Maurina, seconded Zubrzycki, to approve the City Council Agenda for April 14, 2010, as presented.

Yes: All

No: None

MOTION CARRIED

APPROVAL OF MINUTES

Zubrzycki corrected the regular meeting minutes, page 6, third paragraph, 4<sup>th</sup> sentence. It should read, Zubrzycki feels it is the Twp. Supervisor who has decided to not enforce the township ordinance, not the police.

Moved by Meskin, seconded Maurina, to approve the following meeting minutes as amended.

March 10, 2010, Regular Meeting

March 25, 2010, Study Session

Yes: All

No: None

MOTION CARRIED

APPROVAL OF DISBURSEMENTS

Moved by Zubrzycki, seconded Maurina, to approve the voucher report for April totaling \$237,898.10.

Mar Payroll

\$ 47,283.75 Check #'s 10968-10976

		DD795-DD812
		EFT337-EFT346
Accts Pay-Feb-Mar	\$190,614.35	Check #'s 44630-44695
Totaling	\$237,898.10	E0000000115-E0000000121

Yes: All  
No: None

MOTION CARRIED

### ACCEPTANCE OF REPORTS

Mayor Lorenz received the DPW and City Attorney's report for the month of March 2010, and the Police Department report for February 2010 and asked that they be placed on file.

### COMMITTEE REPORTS

Helen McAllister announced the Garden Club will be cleaning up Memorial Park April 29<sup>th</sup> and asked everyone to join them outdoors for some exercise. Each month they will be cleaning the park; dates are on the City website calendar. The Plant Exchange will be Saturday, June 5<sup>th</sup>, from 10 a.m. to noon at Memorial Park.

Helen Jane Peters reported the Home and Garden Tour is June 19<sup>th</sup>, from 10 a.m. to 4 p.m. There are seven houses and two gardens on the tour. She invited the residents to come and stated cookies and lemonade will be served at the Community Center along with viewing of historical pictures. They will be providing van service again, but need drivers.

Fran Hines announced the trail cleanup will be this Saturday at 11:00 a.m.

Maurina stated the Park & Recreation Committee is meeting tomorrow at 7:30 p.m.

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

Patty Harrop stated the Oakland County Boat Club's Boat Show is May 1<sup>st</sup>. She asked if this would interfere with the Sylvan Shuffle. She wasn't sure of the new route. Maurina thought Michelle Allread knew of the Boat Club's event.

Brad Conkey complained about the area around the RV storage lot. This area washes out the trail and also the fence is laying down in that area.

Luke Cassar provided a letter to the City Manager and Council regarding his thoughts on dock fees. He asked them to review it.

### CITY MANAGER COMMENTS

#### Playgroup

Oakland Schools is holding their playgroup here at the Community Center and it is going well and well attended by Sylvan residents. They are planning on holding another round.

#### HHW

West Bloomfield Twp is again hosting the Household Hazardous Waste event May 1<sup>st</sup>. It is the same setup as in the past.

#### Consolidation Project

Plante & Moran had nothing new to report at this time. They will be here next month to present their findings.

#### Quotes

Martin is working on getting prices for seawall, tennis court repairs and minor street improvements. He will provide information at the study session.

Martin expressed he is glad to see Maurina up and out.

### CITY COUNCIL COMMENTS

Meskin asked when the goose roundup is. Martin was not sure of the date. Meskin asked if people can come into the park and go into the water to look for treasurers/old items. Martin clarified if they are non-residents they can't come into the parks, but they can be in the water if they come up in a boat.

Maurina had no comment.

Zubrzycki welcomed Maurina back.

Lorenz also welcomed Maurina back and explained her accident. Lorenz shared he attended the Walled Lake High School's Spotlight on Education. There were five or six State Representatives answering questions on what we are doing with our State education system and how it will be funded in the future. He suggested everyone to look into this and write an opinion to our representatives.

Lorenz would like to look at leasing city property to generate some revenue. Lorenz also thanked Clippert for working on the five year budget with Martin.

## **ACTION ITEMS**

### **CC-008-10**

#### a. Discussion of Community Center Rental Options for July 4 Fireworks

Lorenz explained what has been discussed at the prior meetings. Meskin asked if anyone has requested to rent the center on this date. Martin stated no one has at this time. Zubrzycki is still open to a public event, but stated a docent is needed and they are running out of time. Maurina has no desire try to rent it through EBay. She is in favor of opening it to the community. It needs to be announced more. Lorenz felt they could put it on EBay with a minimum bid of \$375. It would probably be a non-residents who would get it. Maurina would rather farm it out to the City Businesses first. She asked if a newsbyte could go out through the stewarts and spotlight newsletter, announcing the availability to rent.

Council discussed how to handle boat owners access. Maurina felt parking and cleaning could be an issue if rented to a large business.

Moved by Zubrzycki, seconded Maurina, to open the Community Center on the July 4<sup>th</sup> to the public, to the highest bidder.

Council discussed the issue and opened the topic for public comment.

Patty Harrop feels there will be a lot of wear and tear on the building. The Ferndale restroom was left open by mistake last year and it took a toll.

Luke Cassar suggested just renting the parking lot. Lorenz explained this was done last year and it only covered the cost of the signs. Art Asplund stated there was no one collecting money for a long time. He was told as a dockholder he could purchase a parking pass on the day of the event at City Hall, but City Hall was closed that day. He feels it needs to be done right. It is a disadvantage to the dockholders.

Nicole Menuck stated the Community Center Rental Committee is going to be discussing the issue of opening the center to the public next week. They have a lot to discuss.

Fran Hines suggested approaching the Lodge Restaurant, to bring their customers here. Asplund stated they will try to sell alcohol. Meskin asked if a permit is required to sell alcohol. Martin confirmed a permit is required. Bibeau clarified the alcohol permit the Lodge currently has is not for off site. Meskin acknowledged a Park Ranger was here at 5:30 p.m. last year reading a book because there was no activity going on.

Lorenz shared his thoughts after listening to everyone's comments and stated he believes they could get \$2,000-\$3,000 to rent the Community Center, but they will be a high maintenance customer and there would probably be parking issues. He is not in favor of doing this for a little income. He would rather rent it to a resident or open it for a community event.

Maurina asked about porta-johns. Clippert stated the OCBC provides them.

Zubrzycki suggested they check with some merchants to see if there is interest in renting.

Martin stated parking will be an issue no matter what they do.

Nicole Menuck suggested using the parking lot only, lower the price and allow presales. She stated the view here is not that great with the firework being launched from the barge. She acknowledged there was a Park Ranger down here the whole time last year.

Lorenz asked if they should share some of the money they receive with the Boat Club. He stated the City already donates \$750. Zubrzycki suggested giving them 2-3 spaces to use on the end.

Lorenz called for the motion.

Yes: None

No: All

MOTION FAILED

Moved by Maurina, seconded Zubrzycki, to approve leasing parking spaces in the Community Center parking lot for July 4<sup>th</sup> at \$10 a space.

Yes: All

No: None

MOTION CARRIED

Justin Hatch suggested they provide some physical proof for advance payment.

Luke Cassar suggested charging late comers \$15.

b. Discussion of Diesel Truck Ordinance **O-002-10**

Martin provided Planning Commission has reviewed it and shared the questions they raised. Maurina felt the purpose and scope is unclear. Bibeau stated he will clean up items 1-3. Lorenz asked if under Exemptions (d) and (i) could be put together. Martin will look at it.

Council discussed idling times and opened this discussion for public comment. Zubrzycki clarified this is for commercial vehicles, not RV's.

Luke Cassar warned council to be careful on how they word this because his truck is classified as a commercial vehicle.

Brad Conkey felt the ordinance is targeting DTE.

Lorenz feels they have to know what is a reasonable time for warming up a diesel truck.

c. Discussion of Ice Rink **PR-004-10**

Martin reviewed Council's discussion from the study session.

Meskin stated he did look at it today and there are some areas that are slashed and may need to downsize it or repair it.

Lorenz shared he did plow it a number of times this winter. He wanted to check and see how much it was being used. There is an area in Ferndale Park that could be used without vinyl. He stated he received calls asking why the DPW wasn't shoveling it. He stated it is not for the DPW to setup, maintain or tear down. Lorenz would recommend they sell it.

Maurina asked if the Park & Recreation Committee weighed in on this. Lorenz reported only Patrick Runk was informed of it. The Committee is meeting tomorrow.

Justin Hatch suggested using the volleyball court for an ice rink. Maurina suggested using the lake. Art Asplund agreed it is not needed.

Brad Conkey stated there is a problem with getting water to make a rink on Ferndale.

Moved by Meskin, support Maurina, to put the ice rink up for sale to the highest bidder unless the Park & Recreation Committee comes up with a plan to utilize it.

Yes: All

No: None

MOTION CARRIED

d. Discussion of Noise Ordinance **O-003-10**

Martin reported he has created a RFP and expects it to go out within the next couple of days. He will give them a couple a weeks to respond. He put no ceiling on the cost; he wants to see what they say.

Brad Conkey saw council approved \$5,000 for this and feels it is a losing proposition. He feels they should get a legal opinion first. He doesn't understand why council is spending money on this. Luke Cassar agreed with Conkey.

Helen McAllister stated the complaints last month were for waterfalls and loud music, not just DTE.

Lorenz supports the idea for a RFP for a sound engineer, to see what the numbers will be. He clarified no money has been spent so far.

Zubrzycki stated this ordinance is to preserve the city.

e. Discussion of Tennis Courts

**PR-005-10**

Martin would like approval to repair the courts back into working order. He believes the intent is to keep them and at some point to replace them.

Meskin asked if the nets are usable. Martin thought they were ok for a year or two. There would be some work to get the poles back in. Meskin asked if the dollar amount in the motion would be included in the RFP. Martin would not include it. Meskin asked if the RFP would include how to fix and the method they would use. Martin stated he has a couple of quotes already. Most are quoting a rubber crack sealer for the cracks. It hasn't heaved yet.

Zubrzycki likes the idea of fixing the courts. He would support getting quotes and not approving the dollar amount yet. He would like to see what fundraising groups can do.

Maurina is concerned with the City's money and feels seawalls should be fixed first. She is not sure of doing the tennis courts this year.

Lorenz feels image affects the city. If they don't repair the courts they should rip them out. He is sure the cost to rip them out will be the same as to repair and make them usable. He is favor of repairing them.

Maurina would like to know if the bidders have done this process before and are they finding they are fixing the same cracks each year.

Lorenz instructed Martin to get bids, then they can decide to approve or not.

f. Approval of Resolution establishing OPEB Holding Account with MERS

Meskin asked if the fee would increase everytime money is deposited. Martin stated if there is more money in the account from the prior year then it would probably increase.

Lorenz stated he spoke with ICMA and they will also do this. They told him it is a good idea to do.

Moved by Zubrzycki, seconded Maurina, to approve the resolution adopting MERS Retiree Health Funding Vehicle as presented.

Yes: Lorenz, Maurina, Meskin, Zubrzycki  
No: None

RESOLUTION ADOPTED

g. Approval of Transfer of Liquor License - Italia Fresca **R2-008-10**

Martin explained this was approved two months ago. They now want to remove a name from the Liquor License so it needs to be approved again.

Moved by Maurina, seconded Meskin, to approve the Transfer of Liquor License for Italia Fresca as presented.

Yes: Maurina, Meskin, Zubrzycki, Lorenz  
No: None

RESOLUTION ADOPTED

h. Approval of Watering/Irrigation Ordinance 300 **O-004-010**

Martin explained this creates two restrictions, one for automatic sprinkler/irrigation system and one for manual sprinklers/irrigation.

Meskin asked if the residents will see rates go down. Martin stated they will not.

Maurina is concerned with restricting properties to even and odd number dates because they would have to manually change the program each month. Martin will ask Detroit Water about this.

Art Asplund asked what the restrictions are for using a well to sprinkle the lawn. Martin informed him there are no restrictions. The purpose is to reduce the demand for peak use times for Detroit Water. This will reduce our water rate paid to DWSD.

Moved by Maurina, seconded Meskin, to approve the Watering/Irrigation Ordinance 300.

Yes: Meskin, Zubrzycki, Lorenz, Maurina  
No: None

ORDINANCE ADOPTED

i. Approval of Budget Amendments for FY 2009/10 **B-003-10**

Moved by Maurina, seconded Zubrzycki, to approve the budget amendments for Fiscal Year 2009/10 as presented.

Yes: All  
No: None

MOTION CARRIED

j. Approval of Resolution Supporting HB 5848 Allowing Electronic Media for Legal Notices  
**R2-009-10**

Moved by Zubrzycki, seconded Maurina, to approve the resolution supporting HB 5848 as presented.

Yes: Zubrzycki, Lorenz, Maurina, Meskin  
No: None

RESOLUTION ADOPTED

**NON-ACTION ITEMS**

- a. Appointment of Parks and Recreation Committee members
- b. Security for Ferndale Park, Restroom and Boat Launch
- c. Community Center Parking Lighting
- d. City Identification Signs
- e. Appointment to the GWBCAB for a three-year term
- f. Appointment to the Dock Committee

Lorenz suggested someone who doesn't own a boat.

- g. Noise Ordinance
- h. Discussion of Advertising Community Center Rental to public

There was nothing new to report for these agenda items.

NEWSLETTER AND CABLE INPUT

Make sure cable has all the dates for events and sprinkling ordinance.

ADJOURNMENT

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

Yes: All

No: None

MOTION CARRIED

The meeting was adjourned at 10:05 p.m.

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Dennise Clippert, City Clerk