

Approved 9/17/15

CITY OF KEEGO HARBOR
CITY COUNCIL MEETING

7:00 p.m. Thursday, August 20, 2015
2025 Beechmont, Keego Harbor

CALL TO ORDER: Mayor Kalman called the City Council Meeting to order at 7:00 p.m.

ROLL CALL: PRESENT
Mayor Robert Kalman, Mayor Pro Tem John Newberry, Council Members Tom Berman, Sid Rubin and Joel Yoder

STAFF PRESENT: Interim City Manager Linda Voll, City Attorney Tom Ryan, Police Chief Kenneth Hurst and DPW Foreman Doug Waldon

PLEDGE OF ALLEGIANCE

MAYORS ANNOUNCEMENT

General announcements were made regarding Labor Day closure of City Hall, trash pickup on Tuesday, September 8th, Skate Night on September 9th, Taste of Keego September 11th and August Beautification Awards

CITY MANAGERS UPDATE

General announcements were made regarding needing volunteers, July permits issued, Parks and Recreation Master Plan Public Meeting August 25th, renewal and refund from MMRMA, road project to begin in mid-September, to include Stout and Glenbroke

CODE ENFORCEMENT UPDATE

General announcements were made regarding warnings to property owners who are working without permits, illegally parked vehicles, business encroaching on road right-of-ways, dumpster/trash pick-up after hour violations, vacant home violations and "No Parking" signs which are needed.

DPW UPDATE

General announcements were made regarding general maintenance, Park upgrades, fence replacement, swing upgrades, street light maintenance and road patching.

POLICE UPDATE

General announcements were made regarding security procedures at the school, new part-time police office, Christopher Landis and parking enforcement.

PUBLIC COMMENT: Open to the public.

Duan Thurman, 27375 Willington Rd, Franklin, MI – Filed a Citizen Complaint against Officer Alonzi, Badge #11, would like an impartial investigation to be conducted and is seeking resolution of the complaint.

Mayor Kalman assured Mr. Thurman there will be a review of the information that has been provided.
Closed to the public.

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CONSENT AGENDA:

Monthly Financial Reports

- Monthly Revenue/Expenditure Report July 2015
- Authorize Bills payment for July 2015

Meeting Minutes

- Study Session Meeting, July 16, 2015
- Council Meeting, July 16, 2015
- Closed Session Meeting, July 16, 2015
- Banner approval for Skate Night

Motion to approve the July 2015 Consent Agenda, which includes the Monthly Revenue/Expenditure Report July 2015, Authorize Bills payment for July 2015, Council and Study Session Meeting Minutes for July 16, 2015, Closed Session Meeting Minutes for July 16, 2015, and Banner approval for Skate Night by Mayor Pro Tem Newberry, seconded by Council Member Yoder.

Ayes: 5

Nays: 0

Motion Carried

REGULAR AGENDA

1. Bosko's Special Lane Use for Section 9.02(V) Outdoor Cafes, eating areas and open front restaurant.

Helen Jovanovich, Manager of Bosko's Coffee & Kitchen, introduced herself.

Council Member Yoder, as Planning Commission liaison, stated per the City Planner's recommendations, the Planning Commission is asking Council to approve Bosko's outdoor seating site plan.

PUBLIC COMMENT: Open to the public,

Phil Trzos, 3252 Bulwer – this is a good example of businesses being recognized in the City of Keego Harbor. Closed to the public.

Motion to approve the proposed Special Land Use Permit for 2850 Orchard Lake Rd, Bosko's Coffee and Kitchen for Section 9.02(v) Outdoor cafes, eating areas, and open front restaurants in the C-2 General Business District based on the Special Land Use Permit review standards from Section 16.07 and subject to compliance with the conditions as recommended by the Planning Commission at the August 6, 2015 meeting by Council Member Berman, seconded by Council Member Rubin.

Ayes: 5

Nays: 0

Motion Carried

2. Presentation by the West Bloomfield Fire Department-Fire Chief Greg Flynn

Fire Chief Flynn gave an update on the change in command at the West Bloomfield Fire Department, gave an overview of the personnel and staff, runs and "calls to service", and is looking to build out a "Dashboard" for a visual view of Fire Department for the community.

Mayor Kalman stated because the City of Keego Harbor is part of the Tri-City Fire Department, the city has adopted all the West Bloomfield ordinances and questioned "open burning" permits.

Approved 9/17/15

PUBLIC COMMENT: Open to the public.

Phil Trzos, 3252 Bulwer – questioned the use of natural gas fire pits and fireworks.

Closed to the public.

Fire Chief Flynn discussed “open burning” and fireworks with Council Members.

3. Michigan Uniform Video Service Local Franchise Agreement (Comcast) and Cable funds for broadcast of quarterly Tri-City Fire Board Meetings

City Attorney Ryan stated on Page 4 of the Agreement, VI Fees, A. ii, “5%” has to be inserted for the franchise fee for the renewal and recommended approval of the Agreement.

PUBLIC COMMENT: Open to the public.

Phil Trzos, 3252 Bulwer-questioned if Comcast has exclusive rights to do business in the City of Keego Harbor or if any cable company can come in.

Closed to the public.

Motion to approve the Resolution for the Uniform Video Service Local Franchise Agreement with Comcast, inserting the number “5%” in the blank in VI., A., ii, on page 4, by Mayor Pro Tem Newberry, seconded by Council Member Yoder.

Ayes: 5

Nays: 0

Motion Carried

Mayor Kalman stated the second part of this item is Cable funds for broadcast of quarterly Tri-City Fire Board Meetings in the amount of \$50.00 per quarter for the City of Keego Harbor, which will come out of the cable funds.

PUBLIC COMMENT: Open to the public.

Closed to the public.

Motion to approve the Resolution for funding the Tri-City Fire Board Meetings and authorizing the expenditure of \$50.00 for each quarterly meeting broadcast for FY 2015/2016 by Council Member Yoder, seconded by Mayor Pro Tem Newberry.

Ayes: 5

Nays: 0

Motion Carried

4. Boards and Commissions

Mayor Kalman stated the Fireboard and the Cable Advisory Board each have a position up for renewal.

Council Member Rubin gave an update on why he would like to continue serving on the West Bloomfield Fire Board.

PUBLIC COMMENT: Open to the public.

Closed to the public.

Motion to approve the reappointment of Sidney Rubin to the Fire Board for a 2-year term by Council Member Yoder, seconded by Council Member Berman.

Ayes: 4

Nays: 0

Abstain: 1
(Rubin)

Motion Carried

Approved 9/17/15

Mayor Kalman stated Michael Grogan, who has experience on the board, is applying for a 3-year renewal on the Cable Advisory board and would recommend his appointment.

PUBLIC COMMENT: Open to the public.
Closed to the public.

Motion to approve the reappointment of Michael Grogan to the Cable Advisory Board for a 3-year term by Mayor Kalman, seconded by Council Member Rubin.

Ayes: 5

Nays: 0

Motion Carried

5. Zoning Ordinance Text Amendments

Planning Commission Chairman Santia stated Zoning Ordinance text amendments are somewhat more accommodating and allow property owners to do more things but still keeping within the Architectural Standards.

PUBLIC COMMENT: Open to the public.
Phil Trzos, 3252 Bulwer – stated there is a lack of code enforcement in the City of Keego Harbor
Closed to the public.

Council discussed Section 4.08 Area, Height, Bulk, and Placement Requirements of which text changes clarify the specific requirements for side yard setback in the NR Neighborhood Residential district and prevent cantilevered style construction, which may violate the intent of the side yard setback requirements, of which text changes clarify the setback on residential corner lots and the text change increases the maximum lot coverage and reduces the required rear yard setback, which allows a somewhat larger building envelope.

Motion to approve the Resolution for the Zoning Ordinance amendment to Article IV, Section 4.08 changes to the area, height, bulk and placement requirements as proposed by the Planning Commission by Council Member Yoder, seconded by Mayor Pro Tem Newberry.

Ayes: 5

Nays: 0

Motion Carried

Council Member Yoder explained the proposed changes to Section 4.07 Architectural Design Checklist of which text changes clarify the requirements for Architectural Design Review in the NR Neighborhood Residential zone district.

Motion to approve the Resolution for the Zoning Ordinance amendment to Article IV, Section 4.07 Architectural Design Standards as proposed by the Planning Commission by Mayor Pro Tem Newberry, seconded by Council Member Rubin.

Ayes: 5

Nays: 0

Motion Carried

Council discussed Section 15.11 Projections into the Required Open Space of which text change is complementary to the change in Section 4.07 to clarify the intent of a side yard setback and to prevent cantilevered structures that may violate the intent of the setbacks.

Approved 9/17/15

Motion to approve the Resolution for the Zoning Ordinance amendment to Article XV, Section 15.11 (A) Projections into Required Open Space as proposed by the Planning Commission by Council Member Yoder, seconded by Mayor Pro Tem Newberry.

Ayes: 5

Nays: 0

Motion Carried

Council discussed Section 15.17 (Reserved) Parking and Storage of Recreational Vehicles in Non-residential Districts of which is the addition of a new section in General Provisions to add standards and requirements related to storage of boats and RV's in commercial zone districts and other non-residential districts.

Motion to approve the Resolution for the Zoning Ordinance amendment to Article V, Section 15.17(Reserved) addition of new section with standards for parking and storage of recreational vehicles in non-residential districts by Mayor Kalman, seconded by Council Member Berman.

Ayes: 5

Nays: 0

Motion Carried

6. Suburban Mobility Authority for Regional Transportation (SMART) FY 2016 Contract

Mayor Kalman stated the SMART Contract for FY2016 is the same as previous years, including the amount the City of Keego Harbor is applying for. SMART is used for transportation for events and outings that Parks and Recreation and/or Council plans.

PUBLIC COMMENT: Open to the public.

Closed to the public.

Motion to authorize Interim City Manager Voll to sign the OCPTA Application for Municipal Credit Program FY 2016 by Council Member Berman, seconded by Mayor Pro Tem Newberry.

Ayes: 5

Nays: 0

Motion Carried

7. United Production Company Contract approval for Skate Night Event

Council Members discussed the United Production Company Contract and the requested down-payment and final payment for entertainments and equipment at the Skate Night Event Wednesday, September 9, 2015.

PUBLIC COMMENT: Open to the public.

Closed to the public.

Motion to approve a Resolution for payment to United Production Company in the amount of \$4,500.00, with a deposit of \$2,250.00 to be paid upon approval, and the balance of \$2,250.00 to be paid on the day of the Skate Night Event

Ayes: 5

Nays: 0

Motion Carried

8. Replacement of City Street Signs

Mayor Kalman stated the street sign poles are being painted black, the missing street signs will be replaced along with replacing the existing ones with new and the size is determined by where the sign is located.

Council Member Yoder stated the funds to pay for the new signs are coming from the Metro Act Right-of-Way Fund from the State of Michigan which is designated for this type of use.

Approved 9/17/15

PUBLIC COMMENT: Open to the public.

Leslie Clark, 3086 Moss – stated the larger signs would be preferred.
Closed to the public.

Motion for a Resolution to approve the purchase and installation of 42-9”X36” road signs and 162-6”x36” road signs not to exceed the amount of \$17,939.30 by Mayor Pro Tem Newberry, seconded by Council Member Rubin.

Ayes: 5

Nays: 0

Motion Carried

9. Planning Commission By-Laws Amendment

Mayor Kalman stated these are changes to the Planning Commission By-Laws that were discussed at length by the members of the Planning Commission in regards to Term Limits and absences.

PUBLIC COMMENT: Open to the public.

Closed to the public.

Motion to approve the Planning Commission Amendments to their By-Laws as proposed by the Planning Commission subject to the change of the word “elected” to “appointed” by Council Member Berman, seconded by Council Member Yoder.

Ayes: 5

Nays: 0

Motion Carried

10. Ballot Proposal Deferment, Charter Amendments Article 10 Elections Section 10.5 Nomination Petitions, Section 10.8 Regular City Elections and Article 12 General Taxation, Section 12.10 Meeting of Board of Review, Section 12.11 Endorsement of Roll Validity

Mayor Kalman stated Council is being asked to defer these ballot proposals until the next Election following the November 3, 2015 General Election.

Council Member Berman stated the reason for the deferment request was that the ballot could potentially be too confusing to the voters if all of the proposals were on the November 3, 2015 Ballot.

PUBLIC COMMENT: Open to the public.

Phil Trzos, 3252 Bulwer – asked for an explanation of the Charter Amendments and stated his disagreement with the delay.
Closed to the public.

Motion to approve the Ballot Proposal Deferment of Council generated Charter Amendments Article 10 Elections Section 10.5 Nomination Petitions, Section 10.8 Regular City Elections and Article 12 General Taxation, Section 12.10 Meeting of Board of Review, Section 12.11 Endorsement of Roll Validity by Council Member Rubin, seconded by Council Member Yoder.

Ayes: 5

Nays: 0

Motion Carried

11. PNC Vehicle/Equipment loan Agreement Authorization

Mayor Kalman stated PNC Bank had previously been chosen to finance the purchase of a new 2015 Chevy Tahoe, authorization needs to be given for Interim City Manager Voll to sign the agreement.

Approved 9/17/15

PUBLIC COMMENT: Open to the public.

Closed to the public.

Motion for a Resolution to Authorize Interim City Manager Voll to sign the Master Equipment Lease-Purchase Agreement with PNC Equipment Finance, LLC by Mayor Kalman, seconded by Mayor Pro Tem Newberry.

Ayes: 5

Nays: 0

Motion Carried

12. Dollar Lake Weed Treatment for Phragmites/Dollar Lake Canal Access

Parks & Recreation Commission Leslie Clark stated Dollar Lake has an infestation of Phragmites, which needs to be treated professionally to be eradicated, LakePro has quoted for 1 or 2 treatments in September, and if left untreated, the Phragmites will double in size by 2016.

PUBLIC COMMENT: Open to the public.

Closed to the public.

Motion for a Resolution to Authorize the expenditure for the eradication of the invasive species Phragmites in Dollar Lake and contract with LakePro Inc. not to exceed \$1,775.00 with the understanding that both treatments will take place in September 2015 by Council Member Yoder, seconded by Mayor Pro Tem Newberry.

Ayes: 5

Nays: 0

Motion Carried

Mayor Kalman and Council Member Rubin gave an update on Magnolia By the Lakes Project.

CITY ATTORNEY UPDATE

Closing comments

COUNCIL COMMENTS

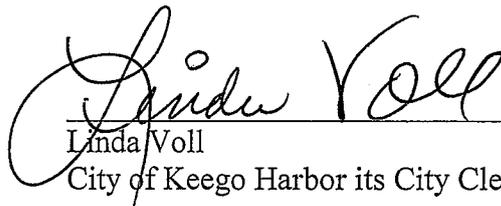
Closing comments.

ADJOURNMENT

Being no further business Mayor Kalman adjourned the meeting at 9:03 p.m.



Robert Kalman
City of Keego Harbor its Mayor



Linda Voll
City of Keego Harbor its City Clerk

