

Approved 6/16/2016

**CITY OF KEEGO HARBOR COUNCIL MEETING
CITY HALL, 2025 BEECHMONT
May 19, 2016 7:00 P.M.**

CALL THE MEETING TO ORDER: Mayor Called the meeting to order at 6:04 p.m.

ROLL CALL: Mayor, John Newberry, Mayor Pro Tem, Sidney Rubin; Council Members Tom Berman, Rob Kalman

Motion to excuse Council Member Joel Yoder from the Closed Session meeting by Council Member Kalman; seconded by Council Member Berman.

Ayes: 4 Absent: 1 Yoder Motion Carried

Resolution to go into Closed Session to discuss Attorney Client Privilege Information and Best Practice Review, POLC Negotiation and Guidelines by Council Member Kalman seconded by Council Member Berman.

Ayes: 4 Absent: 1 Yoder Motion Carried

CLOSED SESSION: Starting at 6:00 p.m.
Attorney Client Privilege Information, MMRMA Best Practice Review, POLC Negotiation, Guidelines

Resolution to adjourn the Closed Session and move into Open Session by Council Member Berman; seconded by Council Member Kalman.

Ayes: 4 Absent: 1 Yoder Motion Carried

Reconvened open session at 7:10 p.m.

PLEDGE OF ALLEGIANCE

PUBLIC COMMENT: (As to non-agenda items only)

MAYORS ANNOUNCEMENT – General Announcements
Proclamation for Mental Health Month

CITY MANAGERS, DPW, POLIC CHIEF UPDATES
General Updates were announced

PUBLIC HEARING:
Ordinance 458 – Granting Consumers Energy Company authority to lay, maintain and operate gas mains, pipes and services on, along and under the highways, streets, alleys bridges waterway and other public places located in Keego Harbor.

Mayor Newberry opened the public hearing at 7:29 p.m.

Manager Voll mentioned if anyone from the public who has questions or would like information regarding Consumers Energy this is the time to ask.

No one addressed the Public Hearing

Mayor Newberry Closed the Public Hearing at 7:30 p.m.

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Budget – 2016/2017

- Millage Rate Fiscal Year 2016/2017
- Special Publicity tax for one year
- 2016/2017 Budget Appropriation

Mayor Newberry opened the public hearing at 7:31 p.m.

Manager Voll mentioned if anyone from the public has questions regarding the Budget for 2016/2017 this is the time to ask.

No one addressed the Public Hearing, Mayor Newberry Closed the Public Hearing at 7:40 p.m.

Council Member Yoder arrived at 7:36 p.m.

CONSENT AGENDA:

Monthly Financial Reports

- Monthly Revenue/Expenditure Report
- Authorize Bills payment for April 2016

Meeting Minutes

- Closed Session, March 17, 2016

Motion to approve the Consent Agenda by Council Member Kalman; seconded by Council Member Berman.

Ayes: Unanimous

MOTION CARRIED

REGULAR AGENDA:

- **Consumers Energy approval of Ordinance 458 for repair and maintenance**

Manager Voll indicated in July of 1986 Consumers Energy established a Consumers Power Company Gas Franchise with the City of Keego Harbor. This Ordinance allows Consumers Energy to maintain and operate the gas mains, pipes and services on, along, across and underground the streets of Keego Harbor.

Ursula Warren, Consumers Energy stated Consumers Energy ordinance would protect the city so crews can come in to repair, remove, replace old materials with new materials as needed. This ordinance will be in effect for 30 years and would need to be renewed every 30 years.

Council asked about maintenance and roads being disturbed by the Consumers crews when repairing these types of areas.

Ms. Warren indicated the road would not be disturbed unless absolutely necessary. Notification would be sent the city with maps and plan of the work that would be conducted.

Open to the public, no one addressed council, closed to the public

Resolution to approve Ordinance No. 458 Consumer Energy Company Gas Franchise Ordinance with the City of Keego Harbor by Council Member Kalman seconded by Mayor Pro Tem Rubin.

Ayes: Unanimous

MOTION CARRIED

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- **C-2 General Business, Zoning Text Amendments to amend Article IX, Section 9.01 of the Zoning Ordinance for changes to the principal Uses, recommended by the Planning Commission.**

Gino Santia, Chairman Planning Commission indicated the board discussed this topic in length and did approve the C-2 District to allow body art, tattooing and piercing shops in the district. The shops will meet the State of Michigan codes, Oakland County Health Department regulation and all local ordinances and building codes and a restriction was put on the time of operation not to operate between the hours of 11:00 p.m. through 7:00 a.m., which is recommended by the Planning Commission.

Open to the public, no one addressed council, closed to the public

Resolution to approve Ordinance 460 Amend C-2 General Business, Zoning Text Amendments to amend Article IX, Section 9.01 of the Zoning Ordinance for changes to the principal Uses Permitted to add new underline and bold text language for subsection (k) to allow body art and permanent Cosmetics (tattoo) as a permanent use in the C-2 General Business District by Council Member Kalman; seconded by Council Member Berman.

Ayes: Unanimous

MOTION CARRIED

- **2016 Road Preservation Program, resurface**

Mayor Newberry indicated at the Study Session Meeting the ratings were done by Chris Swift from ASI and discussed. Discussed different ways of doing more roads, financing roads and will do Cass Lake Road South from Orchard Lake to Summers Road then all of Portman Road. The city plans on continuing with the program and work each year on more roads that need to be resurfaced, having Portman Road with financing from ASI for six month which will let the city do more roads now than later.

Open to the public, no one addressed council, closed to the public

Resolution to approve the expenditure for Cass Lake Road South from Orchard Lake Road to Summers Road and Portman Road by Council Member Kalman; seconded by Council Member Berman.

Ayes: Unanimous

MOTION CARRIED

- **West Nile resolution adoption to participate in the program**

Manager Voll and DPW Foreman Waldon discussed the West Nile Virus and the funding the city receives. The City has to have a plan in place and followed, showing the purchases for the equipment/product through the West Nile Program.

Open to the public, no one addressed council, closed to the public

Resolution to authorizing West Nile Virus Fund Expense Reimbursement Request Program with Oakland County and the City of Keego Harbor by Mayor Pro Tem Rubin; seconded by Council Member Yoder.

Ayes: Unanimous

MOTION CARRIED

- **New Home Flowchart/Checklist**

City Council discussed the flowchart process and checklist and thanked the Planning Commission especially Peter Laskiewicz for all the hard work by putting this together. The flowchart will help keep all the building inspections and process in order with every new home and major remodel. This document can be altered and updated as time move forward.

Open to the public, no one addressed council, closed to the public

Motion to approve the New Home Flowchart/Checklist by Council Member Yoder; seconded by Council Member Kalman.

Ayes: Unanimous

MOTION CARRIED

Budget – 2016/2017

- **Millage Rate Fiscal Year 2016/2017**

Council discussed the new millage rate for fiscal year 2016/2017 for the General Operating, Library, Publicity Promotion and Special Assessment.

Open to the public, no one addressed council, closed to the public

Resolution to approve the Millage Rate for fiscal year 2016-2017 by Council Member Kalman seconded by Council Member Yoder.

Ayes: Unanimous

MOTION CARRIED

- **Special Publicity tax for one year**

Council discussed the Special Publicity Tax for one year being fiscal year 2016/2017.

Open to the public, no one addressed council, closed to the public

Resolution to approve the Special Tax for Act 359 Not to Exceed \$50,000 in one year by Council Member Kalman; seconded by Council Member Yoder.

Ayes: Unanimous

MOTION CARRIED

- **Appropriations for fiscal year 2016/2017**

Motion to table the fiscal year 2016/2017 appropriations until June, 2016 Council Meeting by Council Member Kalman; seconded by Council Member Berman.

Ayes: Unanimous

MOTION CARRIED

- **Residents Concern of Canal**

Council discussed the complaint regarding the blocking of Dollar Lake Canal. There are some boats that are speeding through the canal and no wake signs will be installed notifying every boater that the canal is a no wake zone. Regarding the new ordinance if you have lake front property and canal front property your dock would need to be placed on the lake front side; this would eliminate blocking the ingress egress of the Dollar Lake Canal. There is a new seawall being proposed which

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looks like the bottom comes out 3 feet which will impede with the boats going through the canal. Tom Ryan, City Attorney is going to research the specifics about where the seawall can be placed in the canal and canal ingress/egress so the city can take the proper actions.

CITY ATTORNEY & COUNCIL COMMENTS

General Comments were made

ADJOURNMENT

Being no further business Mayor Newberry adjourned the City Council Meeting at 8:19 p.m.

John Newberry
City of Keego Harbor its Mayor

Linda Voll
City of Keego Harbor its City Clerk