

Approved 4/20/2017

**CITY OF KEEGO HARBOR COUNCIL MEETING MINUTES  
CITY HALL, 2025 BEECHMONT  
March 16, 2017 7:00 P.M.**

**CALL THE MEETING TO ORDER:** Mayor Rubin called the Closed Session to order at 6:06 p.m.

**ROLL CALL:** **PRESENT**

Mayor, Sidney Rubin, Mayor Pro Tem, Joel Yoder; Council Members John Fletcher, Rob Kalman and John Newberry

Resolution to go into closed session by, Council Member Kalman seconded by, Mayor Pro Tem Yoder.  
Ayes: Unanimous MOTION CARRIED

Motion to adjourn the Closed Session Meeting by Council Member Kalman; seconded by, Council Member Fletcher.  
Ayes: Unanimous MOTION CARRIED

Resolution to open the closed council meeting to a public meeting at 6:15 p.m. by Council Member Kalman seconded by, Council Member Fletcher.  
Ayes: Unanimous MOTION CARRIED

Council recessed at 6:15 p.m.; Council Reconvened at 7:00 p.m.

**PLEDGE OF ALLEGIANCE**

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

Bill Bertakis, Park Circle; Phil Trzos, Bulwer mentioned the School Millage for West Bloomfield School Millage that will be on the ballot for the Special Election on May 2<sup>nd</sup>.

**MAYORS ANNOUNCEMENT, CITY MANAGERS, DPW, POLICE CHIEF, PLANNING COMMISSION AND PARKS & REC COMMISSION UPDATE – General Announcements**

Motion to add Lawn Equipment to the agenda by Mayor Pro Tem Yoder; seconded by Council Member Fletcher.  
Ayes: Unanimous MOTION CARRIED

**CONSENT AGENDA:**

Monthly Financial Reports

- Monthly Revenue/Expenditure Report
- Authorize Bills payment for February 2017

Meeting Minutes

- Study Session Meeting Minutes, February 13, 2017
- Council Meeting Minutes, February 13, 2017

Resolution to approve the Council Meeting Consent Agenda by Council Member Fletcher seconded by, Council Member Kalman.

Ayes: Unanimous MOTION CARRIED

**1. TIFA Capture Value Comparison**

Manager Voll indicated that there are options in the TIFA District and reports you received have Tifa parcel number with the amount of Tifa tax collected for the district, if the district was no longer in existence the tax collection column is regular tax collected, which would be the General Fund. TIFA receives more due to other entities participating in the district. If Cass Lake Road TIFA District changes there would be an opportunity of the other entities to opt-out, then the city would lose some funding that would normally be collected under the TIFA District. There is a meeting with Oakland County at City Hall tomorrow where more discussion and information will come forward at the next council meeting.

**2. Police Officer Labor Council (POLC) Collective Bargaining Agreement (CBA) approval**

Council Member Kalman indicated there were numerous negotiations with the POLC and Union Steward; City Council approves the draft CBA that includes wage increase, language and new police protection vests.

Resolution to accept the amendments to the POLC Union CBA contract as outlined in the draft document supplied by the POLC, contract ends June 30,2017 by, Council Member Kalman seconded by, Council Member Fletcher.

Ayes: Unanimous

MOTION CARRIED

**3. Resolution regarding Chief of Police employment**

Mayor Rubin mentioned items are on social media by some residents and indicate many of these items are not facts. If you would like the facts contact the City Hall and ask, if you want to see the annual audits come to city hall and review them.

Council discussed the Chief of Police employment, this item is per Chief's contract where Council needs to indicate 90 days prior to the expiration date of Chief Hurst's contract that it will not be renewed. This will give more options to Council in the future to work with Chief Hurst not bound to a contract.

Opened to the public for comment:

Peter Trzos, Bulwer; mentioned attempt on a friend life, and the lawsuits that have come upon the city since Chief Hurst took office.

Phil Trzos, Bulwer; mentioned the lawsuits the city has come upon since Ken Hurst became Chief, liked the experience with West Bloomfield Police Department when the city contracted to help while the chief previously and would like to see a change in the police department heading in the same direction with the West Bloomfield Police Department.

Bill Bertakis, Park Circle; mentioned he liked all the changes with the police department since Ken Hurst became Police Chief.

Roger Van Alstine, Beechcroft; indicated he supports the police department and Chief Hurst 100%.

Council indicated the lawsuits one was labor related and the dismissal of the class action lawsuit. Police Chief Ken Hurst legally binds council pursuant to the contract. Council is exploring all options for the best interest of the city by not offering a new contract at this time.

Motion to approve resolution for the Employment of Police Chief per Kenneth Hurst contract, adopted March 16, 2017 by, Mayor Pro Tem Yoder seconded by, Council Member Fletcher.

Ayes: Unanimous

MOTION CARRIED

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RECESS 8:36 P.M. COUNCIL RECONVIENED 8:48 P.M.

**4. Review Budget Amendments and approval**

Council discussed budget amendments and need clarification by having Deputy Treasurer Phyllis Brown at the next meeting to clarify some of the budget amendments.

Motion to table the Budget Amendments until April City Council Meeting by, Council Member Newberry seconded by Mayor Pro Tem Yoder.

Ayes: Unanimous

MOTION CARRIED

**5. Boards and Commissions**

- Planning Commission – 2 Open seats for a 3 year terms expires 2020, Theresa Shimansky, Sherry Ash or Brad Cousens

Council Member Yoder indicated he interviewed the applicants and would recommend reappointing Theresa Shimansky to the Planning Commission for a 3-year term.

Motion to reappoint Theresa Shimansky to a 3-year term on the Planning Commission by Mayor Pro Tem Yoder; seconded by Council Member Fletcher.

Ayes: Unanimous

MOTION CARRIED

Council Member Yoder indicated they have not decided to appoint anyone else at this time, they need more time with further discussion.

**6. Spring Building Waiver Program Resolution**

Manager Voll indicated the Spring Building Waiver Program is an annual program that inspires residents to pull building permits at a low cost, they still need to pay for the building inspection any fixed fees and bonds. These permits are for fences, roofs, driveways, etc. Council will need to decide when they would like the program to start and end.

Council discussed working on changing the program for next year with more opportunities for the residents.

Motion for resolution to approve the Spring Building Waiver Program starting March 17, 2017 thru June 30, 2017 by Mayor Pro Tem Yoder seconded by, Council Member Fletcher.

Ayes: Unanimous

MOTION CARRIED

**7. Amendment to Ordinance No., 438 Chapter 10 Environment, Article II, Nuisances to amend Division 3 Illicit Discharge Elimination Plan, Section 10.64 Discharge Prohibitions, item 1 and item 4 (b).**

Manager Voll indicated this amendment is for a language change per State requirement this should finish the Stormwater Watershed application.

Motion for resolution to approve the amended language changed required by the State for Ordinance No., 438 Chapter 10, Environment, Article II, Nuisances, Division 3 Illicit Discharge Elimination Plan, and Section 10.64 Discharge Prohibitions by

**8. Blight – abandoned vehicles written opinion by Attorney Ryan**

Attorney Ryan indicated entering private proper, previously discussed; the police or code officer can enter private property with permission from the resident or they can go up to the door and ask

about the vehicle.

**9. Police hours of operations**

Council discussed the police hours of operations since there are residents and public coming to receive service after the office will close at 3 p.m. Council would like to change the desk hours from 8 am to 4 pm and see how that works.

Chief Hurst explained the current hours and why they exist the way they are today but if council would like to change the office schedule hours he will do so.

**10. Lawn Equipment**

DPW Foreman Waldon indicated the lawn equipment needs an overhaul that will cost approximately \$900, he would like to add a leaf mulcher vac, which will same time, but would like to think about long term since the current machine is already 7 years old. A new machine with the vac system and trade is would cost approximately \$7,000. This would save numerous hours of work.

Manager Voll mentioned there is a short window since the mower needs to go in for repairs and if we wait until April the company will not have the time to get our equipment ready for this coming season.

Council discussed lawn equipment, how to pay for the equipment, how much a new lawn mower would cost with the vac system and keep the current mower.

DPW Foreman Waldon indicated a new mower with vac system would cost approximately \$11,000.

Manager Voll indicated Metro Act Funds has approximately \$50,000 to pay for the equipment, which is not part of the General Fund.

Motion to purchase the new lawn equipment with the leaf vac system and repair the current lawn equipment not to exceed 13,000 by Council Member Fletcher; seconded by Council Member Newberry.

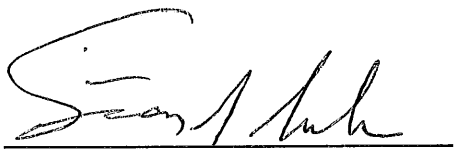
Ayes: Unanimous

MOTION CARRIED

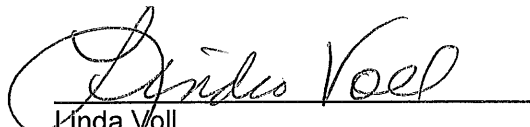
**CITY ATTORNEY & COUNCIL COMMENTS** – General Comments

**ADJOURNMENT**

Being no further business Mayor Rubin adjourned the Council Meeting at 9:54 p.m.



Sidney Rubin  
City of Keego Harbor its Mayor



Linda Voll  
City of Keego Harbor its City Clerk