

MINUTES OF THE REGULAR CITY COUNCIL MEETING OF THE CITY OF GROSSE POINTE WOODS HELD ON MONDAY, DECEMBER 20, 2021, IN THE COUNCIL-COURT ROOM OF THE ROBERT E. NOVITKE MUNICIPAL CENTER, 20025 MACK PLAZA DR., GROSSE POINTE WOODS, MICHIGAN.

The meeting was called to order at 7:20 p.m. by Mayor Bryant.

PRESENT: Mayor Bryant
Council Members Brown, Gafa, Granger, Koester, McConaghy, Vaughn
ABSENT: None

Also Present: City Administrator Smith
City Attorney Anderson
Treasurer/Comptroller Murphy
Assistant City Administrator Como
Deputy City Clerk Antolin
Director of Public Services Schulte
Director of Public Safety Kosanke
Building Official Tutag

Council, Administration, and the audience Pledged Allegiance to the Flag.

The following Commission members were in attendance:

Grant Gilezan, Planning Commission
Catherine Dumke, Senior Commission

Motion by Granger, seconded by Koester, that all items on the Consent Agenda be approved as presented:

A. Appointments

1. Citizen/Council Re-Appointments to Commissions/Board/Committees

B. Approval of Minutes

1. Special City Council 12/13/21
2. City Council 12/06/21
3. Committee-of-the-Whole 12/06/21
4. Planning Commission 10/26/21, 09/28/21
5. Compensation and Evaluation Committee 12/01/21
6. Historical Commission 10/14/21

C. Monthly Financial Report

Referred to the Finance Committee.

D. Bids/Proposals/Contracts

1. Consulting Agreement – Bruce Smith
 - a. Proposed Agreement
2. Edsel & Eleanor Ford House: Indemnification and Hold Harmless Agreement – Parking Lot at Lake Front Park
 - a. Proposed Agreement
 - b. Certificate of Liability
 - c. Committee-of-the-Whole Minutes Excerpt 09/13/21

E. Resolution

1. National Opioid Litigation Settlement
 - a. Memo 12/10/21 – Director of Public Safety
 - b. Proposed Resolution
 - c. Email 12/02/21 – City Attorney
 - d. Settlement Overview
 - e. Subdivision Settlement Participation Form

F. Claims and Accounts

1. Anderson, Eckstein & Westrick - City Engineer
 - a. 2020 Sewer Open Cut Repair Program - Pay Est. No.1 - 08/02/21 - \$265,907.35;
 - b. 2021 Sewer Cleaning and CCTV Investigation - Pay Est. No.2 - 11/18/21 - \$89,277.23;
 - c. 2021 Concrete Pavement Repair Program - Pay Est. No.3 - 11/18/21 - \$41,496.80;
 - d. 2021 Water Main Replacement Program (Hollywood, Severn & Christine Ct.) - Pay Est. No. 4 - 11/19/21 - \$389,968.95;
 - e. DPW Water and Sewer Garage - Pay Application No.3 - 12/08/21 - \$32,232.00.
2. Plante Moran - Auditing Services Invoice No. 2076589 - 11/30/21 - \$9,575.00.
3. Kitch Drutchas Wagner Valitutti & Sherbrook Cell Tower Invoice No. 518783 - 12/07/21 - \$2,584.00.
4. Hallahan & Associates - Professional Services - Invoice No. 19075 - 12/01/21 - \$399.79.

5. Keller Thoma - Labor Attorney
 - a. Invoice No. 121263 - 12/01/21 - \$1,264.80;
 - b. Invoice No. 121288 - 12/01/21 - \$309.09.
6. York, Dolan & Tomlinson, P.C. - City Attorney - Invoice dated 12/07/21 - \$3,580.50.
7. Rosati, Schultz, Joppich & Amtsbuechler, P.C. - City Attorney - Invoice No. 1076654 - 12/08/21 - \$11,328.00.
8. WCA - Assessing - Invoice No. 12142021 - 12/14/21 - \$6,508.50.

Motion carried by the following vote:

Yes: Brown, Bryant, Gafa, Granger, Koester, McConaghy, Vaughn
No: None
Absent: None

Motion by Granger, seconded by Gafa, that all items on tonight's agenda be received, placed on file, and taken in order of appearance.

Motion carried by the following vote:

Yes: Brown, Bryant, Gafa, Granger, Koester, McConaghy, Vaughn
No: None
Absent: None

The Mayor asked the Deputy City Clerk to administer the Oath of Office to Frank Schulte, who will be serving as the City Administrator, and James Kowalski, who will be serving as the Director of Public Services, both effective January 1, 2022.

THE MEETING WAS THEREUPON OPENED AT 7:30 P.M. FOR A PUBLIC HEARING TO HEAR THE APPLICATION OF SAMUEL RANDAZZO, 769 N. BRYN DR., GROSSE POINTE WOODS, WHO IS REQUESTING A FENCE VARIANCE TO INSTALL A 6' WOODEN SHADOWBOX PRIVACY FENCE ALONG THE REAR AND SIDE YARD PROPERTY LOT LINES. THE FENCE APPLICATION WILL REQUIRE VARIANCES IN ACCORDANCE WITH SECTION 8-279(5) *NO FENCE SHALL BE ERECTED ADJACENT TO ANOTHER FENCE*, AND SECTION 8-2849(A-1) *CONSENT FROM THE ADJACENT PROPERTY*

OWNERS MUST BE SUBMITTED TO THE BUILDING DEPARTMENT IN WRITING WITH THE PERMIT APPLICATION.

Motion by Vaughn, seconded by Gafa, that for purposes of the public hearing the following items be received and placed on file:

1. Letter 11/16/21 - Samuel Randazzo
2. Application for fence 10/27/21
3. Survey 10/27/21
4. Fence Type w/ photo
5. Signed document w/ neighbor approval
6. Section 8-284 excerpt of ordinance
7. Homeowner's Affidavit for Permit 10/27/21
8. Memo 12/06/21 - Director of Public Services
9. Memo 12/07/21 - Building Official w/ attachments
10. Aerial Views (2)
11. Affidavit of Property Owners Notified 12/13/21

Motion carried by the following vote:

Yes: Brown, Bryant, Gafa, Granger, Koester, McConaghy, Vaughn
No: None
Absent: None

Motion by Gafa, seconded by McConaghy, to open the Public Hearing.

Motion carried by the following vote:

Yes: Brown, Bryant, Gafa, Granger, Koester, McConaghy, Vaughn
No: None
Absent: None

The Chair asked if anyone from the audience wished to speak in favor of the proposed request. The following individual was heard:

- Sam Randazzo, 769 N. Brys

The Building Official provided an overview of the petitioner's request and was in support of the variance.

The Chair asked if anyone from the audience wished to speak in opposition to the proposed request. Nobody wished to be heard.

Motion by McConaghy, seconded by Granger, regarding Public Hearing: Fence Variance: Samuel Randazzo, 769 N. Brys Dr., that the City Council grant the fence variance for 769 N. Brys Dr. to permit installation of 6' Shadowbox fence along the side and rear yard lot lines due to special circumstances that exist, and that installation is contingent upon the following conditions:

1. Work to be started and completed within 6 months;
2. A minimum of a 6-inch gap be maintained between the finished grade and the bottom of the fence to facilitate the trimming of vegetation between the two fences;
3. Written consent is obtained from Grosse Pointe Public Schools.

Motion carried by the following vote:

Yes: Brown, Bryant, Gafa, Granger, Koester, McConaghy, Vaughn
No: None
Absent: None

Motion by Gafa, seconded by Granger, regarding **Memorial Dedication Plaque – Andrew Pflaum**, that the City Council approve the commissioning of a plaque and its installation on or in close proximity to the platform tennis courts in Lake Front Park in an amount not to exceed \$729.00, funds to be taken from the City Council Special Projects Account #101-101-957.000.

Motion carried by the following vote:

Yes: Brown, Bryant, Gafa, Granger, Koester, McConaghy, Vaughn
No: None
Absent: None

Motion by Vaughn, seconded by McConaghy, regarding the **FY 2020/21 Audit**, that the City Council receive and place on file, the FY 2020/21 Annual Comprehensive Financial Report and the City of Grosse Pointe Woods Municipal Court Financial Statement for the year ending June 30, 2021.

Motion carried by the following vote:

Yes: Brown, Bryant, Gafa, Granger, Koester, McConaghy, Vaughn
No: None
Absent: None

Motion by Brown, seconded by Gafa, regarding **Second Reading: An Ordinance to Amend the Code of Ordinances for the City of Grosse Pointe Woods, Chapter 2, Administration, Article VI, Elections, to Amend Section 2-515 to Revise the Location of the Polling Places**, that the City Council adopt this ordinance as presented and make it effective 20 days after its enactment.

Motion carried by the following vote:

Yes: Brown, Bryant, Gafa, Granger, Koester, McConaghy, Vaughn
No: None
Absent: None

Hearing no objections, the following items were heard under New Business:

- On behalf of the Compensation and Evaluation Committee, Council Member McConaghy requested City Council to authorize the Compensation and Evaluation Committee to meet with the City Clerk to discuss her employment with the city.

Motion by McConaghy, seconded by Granger, that the City Council authorize the Compensation and Evaluation Committee to meet with the City Clerk and request her resignation, if the City Clerk refuses to resign, allow the Compensation and Evaluation Committee to have authority to terminate the City Clerk's employment.

Motion carried by the following vote:

Yes: Brown, Bryant, Gafa, Granger, Koester, McConaghy, Vaughn
No: None
Absent: None

- The City Council and staff thanked Bruce Smith for all his service.
- The City Council and staff thanked City Attorney Anderson for her service. Ms. Anderson introduced her replacement, Debra Walling.

The Following individuals were heard under Public Comment:

- Ghassan Elia, 568 Coventry Ln.

Motion by Granger, seconded by Koester, to adjourn tonight's meeting at 7:52 p.m. PASSED UNANIMOUSLY.

Respectfully submitted,

Paul P. Antolin
Deputy City Clerk

Arthur W. Bryant
Mayor