

**MINUTES OF A REGULAR MEETING OF THE CITY COUNCIL FOR THE CITY OF
EASTPOINTE, MACOMB COUNTY, MICHIGAN, HELD ON TUESDAY,
FEBRUARY 20, 2007, IN THE CITY HALL**

Invocation was rendered by Councilman Sweeney.

Pledge allegiance to the flag was presented.

The meeting was called to order at 7:03 p.m. by Mayor Austin with the following Council Members present:

Klinefelt, Pixley, Selvidge and Sweeney

Administrators present: Altimus, Ferrand and Mancani

Mayor Austin announced a proclamation for Go Direct Month encouraging residents to direct deposit their checks.

Mayor Austin announced the first Hearing of the Public, at which time:

Gilbert Engels thanked Council for their time at the last meeting; discussed Judge Redmond's oath of office and discussed MCLA laws regarding knowledge of a crime.

Helene Lesky discussed an assault on her in 2006 and the actions of the police, Mayor and prosecutor's office.

Mike Geunther discussed a person that doesn't rent his house but is a registered voter at that address.

Shaun Hart discussed her mother-in-law's payment on her replaced sidewalks at 21706 Lambrecht.

Bruce Tegtmeyer discussed incorrect starting time of the Council meetings in the Macomb Daily; discussed the special Council meeting at the Library on February 15th; asked about information on a restaurant moving into the Nine Mile and Gratiot area and asked what prospects are being considered for the Eight Mile and Gratiot site.

Charles Peak discussed that a house on Semrau is built sideways; discussed forty-foot lots and discussed that Councilwoman Pixley should change her license plate.

Jim Collins discussed the bond petition and thanked the residents for their support on the petition.

Jim Carpenter discussed a homeowner who has three dogs and discussed the snow emergency and that the street wasn't plowed correctly;

Ken Brown discussed the goal setting meeting; discussed City Manager Parks' ideas; asked why special meetings are not televised; asked Council to give the City Manager the opportunity to show what he can do; discussed the bond petition and discussed an impromptu poll of the businesses on Gratiot.

John Sage discussed that he was very impressed with the Water Department and the water main break repairs and discussed that the City did a good job on the snowplowing;

Walt Jakubiek discussed the snowplowing and asked why a snow emergency was called; discussed that when the plow went by his sidewalk was covered with snow; discussed the safety of the sidewalks; discussed not plowing all the way to the curb; discussed not plowing during the late evening hours and discussed plowing from 6:00 a.m. to 7:00 p.m.

There being no further comment, Mayor Austin announced the Hearing of the Public closed.

Motion by Sweeney, seconded by Selvidge, to approve the minutes of the regular meeting held on February 6, 2007, as written.

Yeas: Sweeney, Selvidge, Klinefelt, Pixley and Austin
Nays: None

Mayor Austin announced a public hearing regarding sidewalk and driveway approach special assessment District No. 171.

There being no comment, Mayor Austin announced the public hearing closed.

Mayor Austin announced unfinished business.

Motion by Sweeney, seconded by Selvidge, to table the Senior Citizen Advisory Commission for one term to expire October 1, 2009 until such time as Council has applicants.

Yeas: Sweeney, Selvidge, Klinefelt, Pixley and Austin
Nays: None

Motion by Klinefelt, seconded by Sweeney, for second reading and adoption of Ordinance No. 982 to amend Chapter 268 of the Codified Ordinances of the City of Eastpointe adding new Section 268.02 in regard to alternate members of the Board of Review.

Yeas: Klinefelt, Sweeney, Pixley, Selvidge and Austin
Nays: None

Assistant City Manager, Finance Director and City Attorney gave their respective reports from administration.

Assistant City Manager Altimus discussed that as of this morning there were 15 water main breaks and discussed that five of the major water main breaks have been fixed with two more to go tomorrow and then the minor water main breaks will be fixed.

Councilwoman Klinefelt asked for an update on the Lesky matter and that Ms. Weishaupt investigate the voting matter brought up by Mr. Geunther.

Councilman Selvidge asked if the grass cutting could be brought back in house. Mr. Altimus explained that there is still a one year contract for grass cutting.

Councilman Selvidge discussed 2.5 percent increase for cities that share services and asked for Mr. Parks to look into it. Mr. Altimus explained that there have been different versions.

Councilwoman Pixley asked how many water mains have broken. Mr. Altimus responded that there have been forty to fifty water main breaks this season.

Mayor Austin asked that someone check out the sidewalk on Lambrecht and also there is a voter registered to vote at his house that doesn't live there.

Finance Director Mancani had Mr. Altimus read her report to remind residents that all taxes are collected until February 28th at the City and then they go to the County; discussed that Council has a brochure that was put together providing the information to date for the new City Hall and discussed that this information is also available on the website, at the Library, Community Center and Senior Center.

Attorney Tim Ferrand had nothing to report.

Mayor Austin announced new business.

Motion by Sweeney, seconded by Selvidge, to approve the request from the Lions Club to conduct the Annual SummerFest (Ox Roast) at Kennedy Park on August 3, 4, and 5, 2007 with use of the City of Eastpointe name in advertising, expansion of usage of signs, posters and flyers throughout the City, including Parks and Recreation facilities and City offices, use of current parking area for rides and a midway with games and extend parking to the City pool parking lot, extension of park hours until 11:30 p.m. and authorization to sell beer/wine, contingent upon the Lions Club providing both General and Liquor Liability Insurance coverage for the event that names the City of Eastpointe as an additional insured.

Yeas: Sweeney, Selvidge, Klinefelt, Pixley and Austin

Nays: None

Motion by Selvidge, seconded by Sweeney, to rescind the appointment of Gregory DeVito to the Elected Officers Compensation Commission for a term to expire on April 7, 2010.

Yeas: Selvidge, Sweeney, Klinefelt, Pixley and Austin

Nays: None

Motion by Selvidge, seconded by Sweeney, to appoint Gregory DeVito to the Elected Officers Compensation Commission for a term to expire April 7, 2008.

Yeas: Selvidge, Sweeney, Klinefelt, Pixley and Austin

Nays: None

Motion by Sweeney, seconded by Selvidge, to authorize Administration to collect the summer taxes for the East Detroit Public Schools.

Yeas: Sweeney, Selvidge, Klinefelt, Pixley and Austin

Nays: None

Motion by Selvidge, seconded by Sweeney, to table adoption of Resolution No. 1552 - Approval and authorization for City Manager to execute contract with the Michigan Department of Transportation for hot mix asphalt coldmilling and resurfacing work along Nine Mile Road from Tuscany Avenue to Kelly Road; including concrete pavement repair work; and all together with necessary related work and audiovisual taping and irrigation system work along Nine Mile Road from Tuscany Avenue to Kelly Road; and all together with necessary related work.

Yeas: Selvidge, Sweeney, Klinefelt, Pixley and Austin

Nays: None

Motion by Selvidge, seconded by Sweeney, to table the adoption of Resolution No. 1553 – Approval and authorization for City Manager to execute contract with the Michigan Department of Transportation for the Local Jobs Today Program Loan Contract.

Yeas: Selvidge, Sweeney, Klinefelt, Pixley and Austin

Nays: None

Motion by Selvidge, seconded by Pixley, to authorize Administration to submit the grant application through the Michigan Department of Humanities for the September World Festival.

Yeas: Selvidge, Pixley, Klinefelt, Sweeney and Austin

Nays: None

Motion by Sweeney, seconded by Selvidge, to receive and file the 38th District Court FY2006/2007 mid-year budget amendment.

Yeas: Sweeney, Selvidge, Klinefelt, Pixley and Austin
Nays: None

Motion by Selvidge, seconded by Sweeney, to table the introduction and first reading of Ordinance No. 983 to amend Chapter 1492 of the Codified Ordinances of the City of Eastpointe to add new sections regarding removal of personal property from a dwelling unit or principal building.

Yeas: Selvidge, Sweeney, Klinefelt, Pixley and Austin
Nays: None

Motion by Selvidge, seconded by Sweeney, approving the following payroll and bills in the amount of \$1,406,703.99.

Yeas: Selvidge, Sweeney, Klinefelt, Pixley and Austin
Nays: None

Mayor Austin announced the second Hearing of the Public at which time:

John Sage discussed Pleasant south of Oak where the street is sinking and asked what Council is going to do if there is an emergency sewer problem.

Mike Geunther asked why all the trees were cut down on Lambrecht between Oak and Toepfer; asked at what point the Council takes over for the School Board and asked does the school still have to maintain a closed school.

Ken Brown discussed Councilman Selvidge's comments on the Lansing increase in revenue sharing; discussed a City known for something and asked how do we better market our City; discussed that he is interested in ideas that City businesses have; discussed payment of state shared revenues and discussed investing in the community based correction program.

Bruce Tegtmeyer discussed the notice of assessments to be mailed in early March; discussed taxable value and discussed the bond issue.

Jim Carpenter asked if tickets were given out to automobiles during the snow emergency; discussed the water main breaks and cross connections and discussed the water system.

There being no further comment, Mayor Austin announced the Hearing of the Public closed.

Mayor Austin announced Mayor/Council Reports.

Councilman Selvidge responded to Mr. Jakubiek about the snow emergency and plowing; responded to Mr. Sage about sinking streets; discussed the purchasing of a camera system for the sewer system; discussed Kantner closing and that it will be treated like any other building in the City; responded to Mr. Brown on business ideas and that their ideas are heard through the Chamber; responded to Mr. Carpenter regarding sewer and water system repairs; discussed the bonding for the new city hall and discussed that there is no plan if the bond is turned down.

Councilwoman Klinefelt responded to Mr. Engels' comments and asked why he doesn't report the Judge to the proper authorities; responded to Mr. Sage regarding Council not addressing an issue; responded to Mr. Geunther that nothing has been decided regarding Kantner; responded to Mr. Brown regarding to let out the rope out on Mr. Parks and asked Mr. Brown to enlighten her about these comments; discussed the Eastsider article regarding the petition drive; discussed that Council shouldn't negotiate with a handful of residents; discussed an e-mail from Mr. Brown on the spending on City Hall and discussed the need for Council to continue to conduct business.

Councilwoman Pixley agreed with Councilwoman Klinefelt regarding the petition drive and e-mails Council has received; responded to Mr. Tegtmeyer about sewer and water line repairs and catch basin repairs; responded to Mr. Peak regarding her license plate; commented regarding questions about restaurants and businesses and that she works hard with Steve Horstman and the DDA; discussed the Wine Tasting and there were about eighty businesses present; discussed that she is working on attracting new businesses to the area; discussed the Eight Mile and Gratiot business area; discussed the visioning meetings; commented that citizens need to patronize the Eastpointe businesses and complimented Amanda Olesky (Carol Sterling's daughter) as the young engineer of the year.

Councilman Sweeney responded to Mr. Jakubiek regarding snowplowing; discussed Kantner and working with the School Board to develop that property; discussed that Kantner's grounds will need to be maintained; responded to Mr. Brown about the goal session getting off track and he disagreed and thought it went well; discussed that it was a good idea to get businesses involved in the festivals and discussed the e-mail from Mr. Brown demanding that Council desist with the new City Hall project.

Mayor Austin responded to Mr. Jakubiek regarding snowplowing; discussed that Council doesn't get credit for hiring Mr. Parks; discussed that the goal setting session was not a Department Head goal setting session but for Council to give Mr. Parks their ideas where they want to go; responded to Mr.

Engel's comments; discussed the bond petition but that it stops Council from moving forward and commented that the same people come to Council meetings and make the same complaints every meeting.

Motion by Sweeney, seconded by Selvidge, to adjourn to closed session at 9:10 p.m. for pending litigation – Obidzinski vs. Eastpointe Water Dept.

Yeas: Sweeney, Selvidge, Klinefelt, Pixley and Austin
Nays: None

Following closed session, Council reconvened in open session at 9:36 p.m. and the following motion was made:

Motion by Sweeney, seconded by Selvidge, to adjourn the meeting at 9:37 p.m.

Yeas: Sweeney, Selvidge, Klinefelt, Pixley and Austin
Nays: None

RANDY D. ALTIMUS
DEPUTY CITY CLERK

DAVID AUSTIN
MAYOR