

**MINUTES OF A REGULAR MEETING OF THE CITY COUNCIL FOR THE CITY OF  
EASTPOINTE, MACOMB COUNTY, MICHIGAN, HELD ON TUESDAY,  
MAY 1, 2007, IN THE CITY HALL**

Invocation was rendered by Dan Zander.

Pledge allegiance to the flag was presented.

Mayor Austin and City Council presented a Proclamation for Youth Week.

The meeting was called to order at 7:04 p.m. by Mayor Austin with the following Council Members present:

Klinefelt, Selvidge and Sweeney

Absent: Pixley

Administrators present: Gordier, Hribar, and Parks

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

John Sage addressed Council and asked if the noise ordinance covered music played by ice cream trucks when they are stopped.

Joyce Bean, representing STATIC from East Detroit High School, announced National Day of Prayer on Thursday, May 3, 2007.

Eugene Chownyk asked Council to vote in opposition of proposed amendments to the Macomb County Solid Waste Management Plan.

Mike Vanoost thanked Councilman Sweeney for his time; suggested a "comfort" day for City Council; thanked Council and City Manager Parks for answering his e-mails and phone calls.

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 April 17, 2007, as written.

Yeas: Sweeney, Selvidge, Klinefelt and Austin

Nays: None

Motion by Sweeney, seconded by Selvidge, to approve the minutes of the special meeting held on April 18, 2007, as written.

Yeas: Sweeney, Selvidge, Klinefelt and Austin

Nays: None

Mayor Austin announced that there were no scheduled hearings.

Mayor Austin announced unfinished business.

Motion by Selvidge, seconded by Klinefelt, for second reading and adoption of Ordinance No. 986 to amend Section 1464.17 of the Codified Ordinances of the City of Eastpointe in regard to grand opening signs.

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

Motion by Selvidge, seconded by Klinefelt, for second reading and adoption of Ordinance No. 987 to amend Part 12 of the Planning and Zoning Code specifically Chapters 1242, 1266 and 1267, all being part of the Codified Ordinances of the City of Eastpointe.

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

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

City Manager Parks reported that nominating petitions for City Council are due May 15, 2007 at 4:00 p.m.

Councilman Sweeney asked about the bleacher project to which City Manager Parks responded that possible re-design options will be presented to Council.

Deputy Finance Director Gordier had nothing to report.

Councilman Sweeney thanked Deputy Finance Director Gordier for his help with the various organizations regarding insurance requirements for events.

City Attorney Hribar confirmed that his performance evaluation is scheduled for Tuesday, May 8, 2007, at 6:30 p.m.

Councilman Selvidge asked Attorney Hribar about the noise ordinance issue that was mentioned at the Hearing of the Public to which Attorney Hribar responded that it is now a matter of enforcement.

Mayor Austin announced new business.

Motion by Selvidge, seconded by Sweeney, to approve the request by the Independent Order of Oddfellows #496 to hold its 9<sup>th</sup> Annual Festival on June 15, 2007, and June 16, 2007, with the following conditions: (1) the organization obtains a temporary liquor license to sell beer and wine during the event; (2) the organization obtains all necessary Macomb County Health Department permits; (3) at least seven days prior to the event, the organization executes a hold-harmless agreement with the City and provides general liability and liquor liability insurance certificates naming the City of Eastpointe as "additional insured" under the policies; and (4) the organization complies with all applicable building, fire, and other codes and obtains all necessary inspections.

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

Motion by Sweeney, seconded by Klinefelt, to approve the request by the East Detroit Public Schools to hold a carnival on the grounds of East Detroit High School on Thursday, June 14, 2007, from 4:00 PM to 10:30 PM; Friday, June 15, 2007, from 4:00 PM to 11:00 PM; Saturday, June 16, 2007, from 12:00 Noon to 11:00 PM; and Sunday, June 17, 2007, from 1:00 PM to 8:00 PM, with the following conditions: (1) the school district obtains all necessary Macomb County Health Department permits; (2) at least seven days prior to the event, the organization executes a hold-harmless agreement with the City and provides a general liability insurance certificate naming the City of Eastpointe as "additional insured" under the

policy; (3) at least seven days prior to the event, the school district ensures that Wade Shows, Inc., executes a hold-harmless agreement with the school district and the City and provides the appropriate general liability insurance certificate naming the school district and the City as "additional insured" under the policy; and (4) the organization complies with all applicable building, fire, and other codes and obtains all necessary inspections.

Yeas: Sweeney and Klinefelt  
Nays: Selvidge and Austin

Motion by Selvidge, seconded by Klinefelt, to award the bid for the City Hall moving services to Preferred Moving & Storage, Inc., of Clinton Township, Michigan, in the amount of \$8,500.00 to be charged to the Equipment Replacement Fund expense account #402-266-975.004 Building/Ground Improvements – Community Center Modifications & Moving.

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

Motion by Selvidge, seconded by Sweeney, to authorize the City Manager to execute the Memorandum of Understanding – Assistance to Firefighters grant for video conferencing equipment.

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

Motion by Selvidge, seconded by Sweeney, to waive local bidding requirements due to utilization of the State of Michigan bid and authorize administration to purchase a 2007 Hustler Super Z riding lawn mower with 60" mower deck and mulching kit from Pro Mower & Snow Equipment of Warren, Michigan, in the amount of \$8,224.99 to be charged to General Fund expense account #101-758-980.000 Parks Operating Equipment.

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

Motion by Sweeney, seconded by Selvidge, to appoint John Sage to the Parks and Recreation Commission for one unexpired term to expire March 15, 2008.

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

Motion by Selvidge, seconded by Klinefelt, to appoint Louis Gray, James Walsh and Brian Curry to the Parks and Recreation Commission for three terms to expire March 15, 2010.

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

Motion by Selvidge, seconded by Sweeney, to adopt Resolution No. 1561 – Objection to proposed amendments to Macomb County Solid Waste Management Plan.

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

Motion by Selvidge, seconded by Klinefelt, approving the following payroll and bills in the amount of \$1,173,505.13:

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

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

Mike Vanoost addressed Council and asked residents to not use the Teppert/Roxana construction area as a short cut; commented on residents blaming City Council for everything that is going on in the City; noted he was glad that City Council is not serious all of the time; asked residents to clean up in front of their homes; wished all the mothers in the City a Happy Mothers Day and thanked Councilman Selvidge for his help regarding funding to finish the Nine Mile road project.

John Sage commended the street sweeping contractor.

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

Mayor Austin announced Mayor/Council Reports.

Councilwoman Klinefelt advised Council that she would try to have the evaluation tabulation in the Friday packet and said good-bye to her friend Geri Malfroid.

Councilman Selvidge wished residents a Happy Mothers Day; asked Attorney Hribar to look into landscaping permits; reviewed summertime problems like children walking in the middle of the street, keeping your grass cut, doing summertime clean up on your property and asked residents to be vigilant and call or e-mail City Council when they see something that is not right and thanked Mike Vanoost for his comments.

Councilman Sweeney offered condolences to the Malfroid family; thanked Mr. Vanoost for his support; noted that negatives are part of the job and wished residents a Happy Mothers Day.

Mayor Austin concurred with Councilman Selvidge regarding spring clean up; commented on a "comfort" day for Council; responded to a phone call he received regarding the Police Department using side streets and another call regarding water meters; explained that his reason for voting "no" on the High School carnival had nothing to do with the School District, but that his issue is with Wade Shows; encouraged residents to complete a commission application to serve on the Senior Advisory Commission; advised Council that the labor harmony agreement will be on the next agenda and offered condolences to the Malfroid family.

Motion by Sweeney, seconded by Selvidge, to adjourn to closed session at 8:10 p.m. for attorney/client privileged communication – Obidzinski vs. City of Eastpointe and Eastpointe Water Department.

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

Following closed session, Council reconvened in open session at 8:44 p.m. and the following motion was made:

Motion by Sweeney, seconded by Selvidge, to adjourn the meeting at 8:45 p.m.

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

---

DARWIN D. PARKS  
CITY CLERK

---

DAVID AUSTIN  
MAYOR