

**MINUTES OF A REGULAR MEETING OF THE CITY COUNCIL FOR THE CITY OF
EASTPOINTE, MACOMB COUNTY, MICHIGAN, HELD ON TUESDAY,
JUNE 5, 2007, IN THE COMMUNITY CENTER**

Invocation was rendered by City Attorney Hribar.

Pledge allegiance to the flag was presented.

The meeting was called to order at 7:05 p.m. by Mayor Austin with the following Council Members present:

Klinefelt, Pixley, Selvidge and Sweeney

Administrators present: Hribar, Mancani and Parks

Mayor Austin announced the first Hearing of the Public, with no public participation.

Motion by Sweeney, seconded by Selvidge, to approve the minutes of the special meeting held on May 8, 2007, as written.

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

Motion by Selvidge, seconded by Sweeney, to approve the minutes of the special meeting held on May 9, 2007, with the following corrections: Page 1, last paragraph, line 3 – change \$12,000 to \$1,200 and Page 2, second paragraph – change “has expired” to “expires at the end of June, 2007”.

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

Motion by Klinefelt, seconded by Selvidge, to approve the minutes of the regular meeting held on May 15, 2007, as written.

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

Motion by Selvidge, seconded by Sweeney, to approve the minutes of the special meeting held on May 16, 2007, as written.

Yeas: Selvidge, Sweeney, Klinefelt, Pixley 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. 989 to amend Ordinance No. 913 of the Codified Ordinances of the City of Eastpointe, Michigan, known as the Official Zoning Ordinance.

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

Motion by Selvidge, seconded by Sweeney, for second reading and adoption of Ordinance No. 990 to amend Chapter 1040 of the Codified Ordinances of the City of Eastpointe in regard to water supply cross connection rules.

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

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

City Manager Parks asked Council if they had any questions regarding his weekly report and announced that there is a "Facing Foreclosure" workshop scheduled for Monday, June 18th at 6:30 p.m. at the Community Center.

Finance Director Mancani had nothing to report.

City Attorney Hribar discussed scheduling a Show Cause Hearing for the fire damaged house at 20911 Beaconsfield. Council set a Show Cause Hearing on June 19th at 6:45 p.m.

Councilman Sweeney discussed that he would like to see all Council advised when one Council Member asks the City Attorney for an ordinance change. Mr. Hribar commented that he tries to bring it to Council under his reports before he works on an ordinance change.

Councilwoman Klinefelt commented that she would like to look at the ethics ordinance, travel policy, psychic ordinance and finding out if Council has the authority to create rules for the Pension Board. Mr. Hribar commented that he will have something on the Pension Board by the next meeting.

Mayor Austin announced new business.

Motion by Selvidge, seconded by Sweeney, to approve the request by the Lake Shore District, Detroit Area Council, Boy Scouts of America for a temporary waiver of the City of Eastpointe Code of Ordinances prohibiting the use of BB guns and archery equipment during their annual Lake Shore District Scout Day Camp to be held at Spindler Park on Monday, June 25, 2007, through Thursday, June 28, 2007, with all necessary insurance and hold harmless agreements turned into Mr. Gordier by June 18, 2007.

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

Motion by Selvidge, seconded by Klinefelt, to award the bid for asbestos abatement – City Hall to Certified Abatement Services, Inc., in the amount of \$61,450.00 to be charged to FY2007-08 Building Authority Construction Fund Account No. 469-901-975-011 – Capital Outlay Building Additions – City Hall Construction.

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

Motion by Selvidge, seconded by Sweeney, to approve a one year extension of the janitorial services contract with McCoy Maintenance dated May 20, 2003, for the period of August 1, 2007, through July 31, 2008, in the amount of \$197,080.50 and authorize the City Manager to execute all documents on behalf of the City related to the contract extension.

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

Motion by Selvidge, seconded by Klinefelt, to amend the FY2006-07 Budget to reduce Account No. 592-538-981-000 Water and Sewer Fund – Sewer – Vehicles by \$5,172.00 from \$18,500.00 to \$13,328.00 and increase Account No. 592-538-976-000 Water and Sewer Fund – Sewer – Equipment-General Operating by \$5,172.00 from \$44,000.00 to \$49,172.00.

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

Motion by Selvidge, seconded by Klinefelt, to award the bid for the purchase of a sewer inspection camera system to Jack Doheny Supplies in the amount of \$49,172.00 to be charged to the appropriate account and authorize the City Manager to execute on behalf of the City all necessary documents relating to the purchase.

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

Motion by Selvidge, seconded by Sweeney, to award the bid for the Eastpointe Memorial Park Bleacher Replacements to M. L. Schoenherr Construction, Inc., in the amount of \$269,200.00 to be charged to FY2007-08 Budget Account No. 402-758-975-700 Equipment Replacement Fund – Parks – Park Buildings/Structures and direct the City Manager to include the necessary revenue and expenditure appropriations in the proposed FY2007-08 Budget to provide for this project.

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

Council discussed Mr. Parks' second motion regarding the sale of Memorial Park to the East Detroit Public Schools.

Councilwoman Pixley asked if the sale of park property is a ballot issue. Councilman Selvidge responded that number three of the motion would cover that. City Attorney Hribar responded that the sale of recreation property would have to go to the vote of the public.

Mayor Austin discussed directing Administration to talk about some fair and equitable reimbursement with Mr. Kefgen.

Councilwoman Klinefelt commented that to make the motion would be that the majority of Council would be willing to sell the property. Councilwoman Klinefelt discussed the money captured for events held by the schools at the park and suggested that the City capture a portion of that money to maintain the field or put in artificial turf. Councilwoman Klinefelt discussed that the conversations between the City Manager and Mr. Kefgen should cover a whole variety of issues regarding the field.

Councilwoman Pixley discussed the records that Ms. Mancani has regarding a joint agreement between the schools and the City for maintenance of the field. Councilwoman Pixley suggested developing a joint agreement between the City and schools for Memorial Field.

Councilman Sweeney asked if Council was talking about making Memorial Field only a football field. Mayor Austin responded that it would also be a soccer field.

A majority of Council decided that Mr. Parks cannot discuss selling Memorial Field with Mr. Kefgen.

Councilwoman Klinefelt would like a run down of what we pay to maintain the grass field at Memorial Field compared to what we would pay for maintenance of artificial turf.

Mayor Austin discussed having a work session to discuss parks programs.

Motion by Selvidge, seconded by Klinefelt, to award the bid for the Eastpointe Community Center entrance ramp replacement to TDS Contractors, Inc., in the amount of \$39,500.00 to be charged to FY2007-08 Budget Account No. 402-753-975-000 and authorize the City Manager to include the necessary revenue and expenditure appropriations in the proposed FY2007-08 Budget to provide for this project.

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

Motion by Sweeney, seconded by Selvidge, to approve a change in polling location for election Precincts No. 4 and No. 5 from the Eastpointe Senior Center to St. Gabriel Episcopal Church.

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

Elizabeth Perron, President of Michigan Dog Owners Group (MiDOG), gave a brief background of their group and purpose of the group. John Marion gave an overview of site selection. Colleen Cohan discussed that everything regarding the dog park would be done with the approval of the Parks and Recreation Department.

Mr. Parks voiced his concerns with a dog park, which included: the total costs of establishing, operating and maintaining the dog park; the need for more information on the amount of access cards to be sold and whether the revenues will meet or exceed expenses; the by-laws give an appearance that MiDOG is a City affiliated organization; no indication that residents that live in close proximity to the park have been contacted to see if they support this proposal; agreements to use adjacent parking lots; more discussion on who is responsible for perpetual maintenance of the physical facilities; the conditions and procedures under which the dog park facility may be discontinued and facilities disposed of and that the City Attorney hasn't reviewed the proposal.

Councilwoman Klinefelt would like discussion between Administration and MiDOG to take place as soon as possible. Councilwoman Klinefelt asked if there was a majority of Council that wished to move forward with this project. Councilman Sweeney and Councilwoman Pixley agreed with Councilwoman Klinefelt to move forward on the proposal.

Councilwoman Pixley commended the members of MiDOG for their hard work. Councilman Selvidge commented that he favors a dog park and wished the group good luck with their fundraising. Councilman Sweeney commented that he is in favor of a dog park but expressed his concern that the group must raise the money to cover the costs. Mayor Austin commented that he is not in favor of a dog park and questioned how the City can give away two and one-half acres of park land to dog owners only.

Motion by Selvidge, seconded by Sweeney, to pass this on to Administration so the two groups can get together and bring a recommendation back to Council at a later date.

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

Motion by Sweeney, seconded by Selvidge, to add delinquent water bills in the amount of \$2,410,535.47, Sidewalk Role 170, Part 2 in the amount of \$14,561.86; Sidewalk Roll 171, Part 1 in the amount of \$14,892.86; weed bills in the amount of \$238,980; and rubbish/pest control bills in the amount of \$43,455.93 to the July 2007 City tax bills.

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

Motion by Selvidge, seconded by Sweeney, to authorize City Administration to execute an agreement with the Michigan Municipal Risk Management Authority to administer and provide excess liability insurance coverage for the City's self-insured program for the period of July 1, 2007, to June 30, 2008.

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

Motion by Selvidge, seconded by Sweeney, to schedule a public hearing for Tuesday, June 19, 2007 at 7:00 p.m. in the Community Center Council Chambers relative to the FY2007/2008 proposed budget.

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

Motion by Klinefelt, seconded by Selvidge, to approve the continuance of the City Manager's contract on a day-to-day basis after June 30, 2007 in the event that a new contract is not in place at that time.

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

Council agreed on Thursday, June 21st at 6:00 p.m. for contract negotiations for the City Manager, Finance Director and City Attorney.

Motion by Klinefelt, seconded by Selvidge, to approve the continuance of the City Attorney's contract on a day-to-day basis after June 30, 2007, if there is not a contract in place and negotiations haven't taken place.

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

Motion by Selvidge, seconded by Sweeney, approving the following payroll and bills in the amount of \$2,011,970.67:

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

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

Colleen Cohan thanked the Council for allowing the MiDOG presentation and support of this matter and offered condolences to Councilwoman Klinefelt and her family on the loss of their pet today.

John Schenburn thanked the Council for approval of the Boy Scout camp.

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

Mayor Austin announced Mayor/Council Reports.

Councilman Sweeney discussed individuals walking in the street and that it is a safety issue and reminded everyone to please be aware that school will be out and that there will be a lot of kids out and about.

Councilman Selvidge reminded residents how water main breaks are repaired with cold patch in the winter and in the summer cement will replace the cold patch; wished a happy birthday to wife Denise; congratulated the Class of 2007 and discussed individuals walking in the street is called impeding traffic.

Councilwoman Pixley complimented citizens that came out for the Memorial Parade; complimented Darwin on his speech at the parade; congratulated the graduates of 2007; discussed that she was very impressed with the scholarship achievements of the class; discussed that the Boy Scouts teach you the way to do things safely; announced that next week is the Cruise; announced Wheelin' Women next Friday, the drive-in movie next Friday and the Blues "N" Cruise and discussed the dispatcher presentation.

Councilwoman Klinefelt discussed individuals walking in the street and apologized to Cruisin Gratiot Idol Contest and Parks and Recreation Commission for missing the meetings.

Mayor Austin discussed that he spoke at the Baccalaureate ceremony; congratulated all the graduates, especially his daughter Heather and announced that next week is cruise week.

Motion by Sweeney, seconded by Selvidge, to adjourn the meeting at 9:05 p.m.

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

DARWIN D. PARKS
CITY CLERK

DAVID AUSTIN
MAYOR