



# Village of Wolverine Lake [www.wolverinelake.com](http://www.wolverinelake.com)

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## VILLAGE OF WOLVERINE LAKE REGULAR COUNCIL MEETING WEDNESDAY, OCTOBER 11, 2017

### **1. CALL TO ORDER**

President Magee called the meeting to order at 7:00pm.

### **2. PLEDGE TO THE FLAG**

### **3. ROLL CALL**

Present: Scott, Nedrow, Sienkiewicz, Magee, Dumont, Duff, Stack

Absent: None

Others: Administrator Burd, Chief Ellsworth, Engineer Powell, Attorney Elowsky,  
Treasurer Kondek and approximately 5 members of the public.

### **4. RC 10/11/2017 20104 CORRESPONDENCE**

None

### **5. RC 10/11/2017 20105 ADDITIONS TO BUSINESS**

Magee stated that item 12. L., Closed Session, needed to be added to discuss a matter of collective bargaining.

**MOTION** by Sienkiewicz, seconded by Stack, to approve the Agenda with the addition of item 12. L., as amended.

### **ROLL CALL VOTE**

AYES – Nedrow, Sienkiewicz, Magee, Dumont, Duff, Stack, Scott

NAYS – None

ABSENT – None

Motion carried.

### **6. RC 10/11/2017 20106 1<sup>ST</sup> CALL TO THE PUBLIC – THIS IS AN OPPORTUNITY FOR CITIZENS TO ADDRESS THE COUNCIL ON AGENDA ITEMS.**

Magee opened the 1<sup>st</sup> Call to the Public.

No comments.

Magee closed the 1<sup>st</sup> Call to the Public.

**7. RC 10/11/2017 20107 APPROVAL OF CONSENT AGENDA**

Scott asked that the Work Session Minutes of September 27, 2017, be removed.

**MOTION** by Duff, seconded by Sienkiewicz, to approve the Consent Agenda with removal of September 27, 2017 Work Session Minutes, as amended.

**ROLL CALL VOTE**

AYES – Sienkiewicz, Magee, Dumont, Duff, Stack, Scott, Nedrow

NAYS – None

ABSENT – None

Motion carried.

**8. RC 10/11/2017 20108 APPROVAL OF MINUTES – REGULAR MINUTES – SEPTEMBER 13, 2017.**

**MOTION** by Duff, seconded by Sienkiewicz, to approve the Regular Meeting Minutes of September 13, 2017, as submitted.

**ROLL CALL VOTE**

AYES – Sienkiewicz, Magee, Dumont, Duff, Stack, Scott, Nedrow

NAYS – None

ABSENT – None

Motion carried.

**APPROVAL OF MINUTES – WORK SESSION – SEPTEMBER 27, 2017.**

Scott stated on page 4, the sixth paragraph down, it should read Scott ranked the concession stand, bathrooms and electrical power would be first with playground equipment upgrades over three years.

**MOTION** by Duff, seconded by Stack, to approve the Work Session Minutes of September 27, 2017 with the suggested correction, as amended.

All in favor.

Motion carried.

**9. RC 10/11/2017 20109 RECEIVE AND FILE WRITTEN REPORTS.**

Police Report for 9-17

Code Enforcement Report 9-17

Building Report of 9-17

Fire Report of 9-17

Park and Recreation, 9-18-17

ZBA, 9-19-17

Administrative Committee, 9-22-17

Water Management Board, 10-4-17

**MOTION** by Duff, seconded by Sienkiewicz, to receive and file written reports, as presented.

**ROLL CALL VOTE**

AYES – Sienkiewicz, Magee, Dumont, Duff, Stack, Scott, Nedrow

NAYS – None

ABSENT – None

Motion carried.

**10. RC 10/11/2017 20110 APPROVE WARRANTS**

Approve Payables for the month of September in the amount of \$226,673.75

**MOTION** by Duff, seconded by Sienkiewicz, to approve Payables for the month of September in the amount of \$226,673.75, as presented.

**11. RC 10/11/2017 20111 PUBLIC HEARINGS – NONE**

**12. A. RC 10/11/2017 20112 PROPOSAL TO REVISE CLARA MILLER PARK MASTER PLAN DRAFT (TO REFLECT MOTIONS MADE DURING JUNE 14, 2017 COUNCIL MEETING AND THE INFORMATION SHARED DURING THE SEPTEMBER 27, 2017, WORK SESSION WITH THE PARK AND RECREATION BOARD).**

Administrator Burd stated the Village has had a draft of the Master Plan since early June and some suggested changes have been made since. He stated this proposal would fund a revision of the plan. The plan would be put online and would allow residents to email comments. It would also allow for another set of revisions. He stated Council did budget for this item.

Sienkiewicz asked how much has been paid already to get this done right. Treasurer Kondek stated he would have to look at the invoices because some of them included both Clara Miller and Amenia Park combined. Administrator Burd stated last July Council approved \$9,815.00 so it would be that amount plus what Council approves tonight. Sienkiewicz stated a lot of the drawings that Council has gotten they have no use for. Magee stated the Consultant gave Council the drawings that were asked for. Council has changed its mind about what was wanted in there and the Consultant has revised it. He stated having this Master Plan in place puts the Village in good shape for future grants.

**MOTION** by Scott, seconded by Stack, to approve the revised scope of work for the Clara Miller Park Master Plan revision at a cost not to exceed \$3,900.00, as presented.

**ROLL CALL VOTE**

AYES – Magee, Dumont, Duff, Stack, Scott, Nedrow

NAYS – Sienkiewicz

ABSENT – None

Motion carried.

**12. B. RC 10/11/2017 20113 ORDINANCE 158 – SPECIAL EVENTS – AN ORDINANCE TO AMEND TITLE SIX, OTHER PUBLIC SERVICES, OF PART TEN, STREETS, UTILITIES AND OTHER PUBLIC SERVICES CODE, OF THE CODE OF ORDINANCES FOR THE VILLAGE OF WOLVERINE LAKE, BY ADDING A NEW CHAPTER 1068, SPECIAL EVENTS, IN ORDER TO MINIMIZE ANY DISTURBANCE RELATED TO SPECIAL EVENTS CONDUCTED UPON PUBLIC PROPERTY WITHIN THE VILLAGE OF WOLVERINE LAKE.**

Magee stated Council introduced this Ordinance last month and it can be adopted tonight.

**MOTION** by Dumont, seconded by Stack, to adopt Ordinance 158 – Special Events, as presented.

**ROLL CALL VOTE**

AYES – Dumont, Duff, Stack, Scott, Nedrow, Sienkiewicz, Magee

NAYS – None

ABSENT – None

Motion carried.

**12. C. RC 10/11/2017 20114 INTRODUCTION OF ORDINANCE 46-12 – AN ORDINANCE TO AMEND SECTION 850.01, PURPOSE, OF CHAPTER 850, PEDDLERS AND SOLICITORS, OF TITLE TWO, BUSINESS REGULATION, OF PART EIGHT, BUSINESS REGULATION AND TAXATION CODE, OF THE CODE OF ORDINANCES FOR THE VILLAGE OF WOLVERINE LAKE, IN ORDER TO EXCLUDE ACTIVITIES FROM THE PEDDLING AND SOLICITING REGULATIONS, WHICH ARE OTHERWISE CONTROLLED BY THE SPECIAL EVENTS ORDINANCE FOR THE VILLAGE OF WOLVERINE LAKE.**

**MOTION** by Stack, seconded by Dumont, to introduce Ordinance 46-12, as presented.

**ROLL CALL VOTE**

AYES – Duff, Stack, Scott, Nedrow, Sienkiewicz, Magee, Dumont

NAYS – None

ABSENT – None

Motion carried.

**12. D. RC 10/11/2017 20115 REQUEST TO EXTEND DPW SEASONAL POSITION TO NOVEMBER 30, 2017.**

Burd stated the DPW contract allows for a seasonal employee from March until the end of October. The current seasonal employee did not start until June. The DPW is asking for his time to be extended this year so that he can help with leaf pick up. The DPW would like to have him the extra month since they did not have him in March, April or May.

**MOTION** Sienkiewicz, seconded by Stack, to extend the DPW seasonal employee until November 30, 2017, as presented.

**ROLL CALL VOTE**

AYES – Stack, Scott, Nedrow, Sienkiewicz, Magee, Dumont, Duff

NAYS – None

ABSENT – None

Motion carried.

Sienkiewicz mentioned there are trees that are awfully close to the wires on South Commerce. Administrator Burd stated he did reach out once but would follow up again.

**12. E. RC 10/11/2017 20116 RECOMMENDATIONS FROM THE ADMINISTRATIVE COMMITTEE – MOTION TO RESCHEDULE THE PLANNED OCTOBER 25 WORK SESSION TO DISCUSS CHARTER AMENDMENTS AND TO HAVE COUNCIL SELECT DATE FOR A MEETING ON THIS TOPIC.**

Magee stated he must be out of town on October 25, 2017 and the Administrative Committee wanted to change the date to when he will be in town. It was suggested to just meet one hour earlier on the regular November meeting date.

**MOTION** by Duff, seconded by Stack, to schedule a work session to discuss charter amendments for November 8, 2017 at 6:00pm, as presented.

All in favor.

Motion carried.

**12. F. RC 10/11/2017 20117 RECOMMENDATIONS FROM THE NEGOTIATING COMMITTEE – MOTION TO REQUEST THAT COUNCIL APPROVE 3% WAGE ADJUSTMENTS FOR ADMINISTRATIVE ASSISTANT STAFF FROM BUDGETED FUNDS.**

Sienkiewicz stated they made a motion recommending a 3% wage increase for the office staff and it carried unanimously.

**MOTION** by Dumont, seconded by Duff, to approve a 3% wage increase for Administrative Assistant Staff members, retroactive to July 1, 2017, as presented.

**ROLL CALL VOTE**

AYES – Scott, Nedrow, Sienkiewicz, Magee, Dumont, Duff, Stack

NAYS – None

ABSENT – None

Motion carried.

**12. G. RC 10/11/2017 20118 SELECT A DATE FOR THE 2017 APPRECIATION DINNER.**

Magee stated there are three potential dates; December 5<sup>th</sup>, December 7<sup>th</sup> or December 12<sup>th</sup>. He stated December 12 is the night before the Council meeting. Sienkiewicz stated he would prefer

the first week because it's further from the holiday. He stated he would prefer Thursday over Tuesday.

**MOTION** by Sienkiewicz, seconded by Stack, to set the Appreciation Dinner date as Thursday December 7, 2017, with Tuesday December 5, 2017 as a backup date, as presented.  
All in favor.  
Motion carried.

**12. H. RC 10/11/2017 2019 2<sup>ND</sup> CALL TO THE PUBLIC – APPROXIMATELY 9:00PM OR AT THIS AGENDA ITEM (WHATEVER COMES FIRST). THIS IS AN OPPORTUNITY FOR CITIZENS TO ADDRESS THE COUNCIL REGARDING VILLAGE BUSINESS.**

Magee opened the 2<sup>nd</sup> Call to the Public.

Doug Ludlam, 2443 Roselawn, stated he has spoken to the Administrator about the House Bill that is being discussed to open hunting season on sand cranes. He was wondering if the Village could take some type of position about this.

Magee closed the second call to the public.

Magee stated some information regarding this could be collected for review. He stated, in general, his feeling about stepping into State issues can be tricky. He likes sand cranes but usually feels the DNR should oversee the population management. Sienkiewicz stated as a water fowl hunter, some of the species that don't have predators are getting out of hand.

Scott asked if sand cranes are endangered. Magee stated no, the whooping crane is the endangered crane. Duff stated the sand hill crane is on the invasive list and they are very prevalent.

Magee recommended gathering some more information on this topic.

**12. I. 1. RC 10/11/2017 20120 RECOMMENDATIONS FROM POLICE CHIEF ELLSWORTH – REQUEST TO PURCHASE 2018 CHEVROLET TAHOE.**

Magee asked about the vehicle being 2-wheel drive. Chief Ellsworth stated it comes to fiscal responsibility. He stated the Department currently has two 4-wheel drives and an all-wheel drive vehicle. He feels that the Department can get away with a 2-wheel drive vehicle. He stated the amount requested was for a 2017 vehicle and they would be purchasing a 2018 so the price would be around \$800 more. He stated Council did budget for this item. He asked that Council amend the request to \$50,000.00, which was the budgeted amount. He stated he would of course get the approval of the Administrator before any purchase is made.

**MOTION** by Sienkiewicz, seconded by Duff, to approve the purchase of a 2018 Chevrolet Tahoe within budgeted funds, with the approval of the Administrator, as presented.

**ROLL CALL VOTE**

AYES – Nedrow, Sienkiewicz, Magee, Dumont, Duff, Stack, Scott

NAYS – None

ABSENT – None

Motion carried.

**12. I. 2. RC 10/11/2017 20121 RECOMMENDATIONS FROM POLICE CHIEF ELLSWORTH – REQUEST TO PURCHASE AMMUNITION.**

Chief Ellsworth stated this is the regularly yearly purchase for training.

**MOTION** by Stack, seconded by Dumont, to approve yearly purchase of ammunition at a cost of \$2,752.00 from budgeted funds, as presented.

**ROLL CALL VOTE**

AYES – Sienkiewicz, Magee, Dumont, Duff, Stack, Scott, Nedrow

NAYS – None

ABSENT – None

Motion carried.

**12. I. 3. RC 10/11/2017 20122 RECOMMENDATIONS FROM POLICE CHIEF ELLSWORTH – UPDATE ON SERGEANT POSITION.**

Chief Ellsworth stated the Police Department had two officers that were vying for the Sergeant position. After the written exams and oral exams were done, both Officers scored the highest amount of seniority points. It came down to the end results of the testing. One came out ahead and that was Officer John Marasco. It was budgeted for the new Sergeant to be sworn in January 1, 2018. He noted that they came up with a schedule for him to start in November but that is up to Council.

**MOTION** by Sienkiewicz, seconded by Dumont, to promote Officer Marasco to Sergeant for the first pay period in November, as presented.

**ROLL CALL VOTE**

AYES – Magee, Dumont, Duff, Stack, Scott, Nedrow, Sienkiewicz

NAYS – None

ABSENT – None

Motion carried.

Chief Ellsworth stated that local departments have started a No Shave November to raise money for childhood cancer. He stated he would like feedback as to if it would be appropriate for our Department to participate. He stated the other Departments have raised \$20,000 for childhood cancer so far. He stated it would be voluntary only and each Officer would donate \$50.00.

**MOTION** by Duff, seconded by Sienkiewicz, to permit the Police Department to participate in No Shave November, as presented.

All in favor.

Motion carried.

**12. J. RC 10/11/2017 20123 OVERVIEW OF EXISTING FIREARM REGISTRATION LAWS – CHIEF ELLSWORTH (ADDED BY COUNCILMAN SCOTT).**

Scott stated he had some questions with everything that happened in Las Vegas and talked to Chief Ellsworth regarding regulations. He asked Chief Ellsworth to share some information.

Chief Ellsworth stated the State regulates gun purchases for the Federal government or the ATF. There are a lot of different steps. If a person has a CPL they do not have to do these steps. For those that don't they go into their local Police Department and fill out a questionnaire and that Department does a background check. They look to see if that person is mentally stable, has any restraining orders, any criminal history or convictions, felonies or domestic violence. They are given a purchase permit and they must use it in 30 days or return it. When buying from a Federally Licensed Firearms Dealer this doesn't have to be done. The dealer will do the background check themselves. Once someone obtains a firearm they have 30 days to come back and turn in the information. There is a 3-part pistol sales record; the seller gets one, the buyer gets one and the other one is a registered copy that goes to the Michigan State Police. The Michigan State Police then verifies all the information, checks other States to make sure the gun is not stolen and they forward it on to the ATF. He stated the Michigan State Police is the holder of pistol sales records. He stated buying a long gun is much less restrictive; a person must be 18 years old to buy from a private seller or a Federally Licensed Firearms Dealer. Nonresidents may also purchase a long gun in Michigan and Michigan residents can purchase a long gun in other States. That is not true with pistols however. To bring a pistol into the State of Michigan a person is supposed to go through a Federally Licensed Firearms Dealer. If purchasing a pistol in another State they can ship it to a Federally Licensed Dealer here and fill out the purchase permit. Every purchase that is done is tracked. He stated if anyone has any questions he is happy to discuss it. He suggested that any CPL holder going out of State research the laws of that State as ignorance of the law is no excuse.

**12. K. RC 10/11/2017 20124 SET TOPICS FOR OCTOBER 25, 2017 WORK SESSION.**

Magee stated Council had a Motion earlier to reschedule this meeting.

**MOTION** by Duff, seconded by Stack, to cancel the October 25, 2017, Work Session, as presented.

All in favor.

Motion carried.

**12. L. RC 10/11/2017 20125 CLOSED SESSION TO DISCUSS AN ISSUE OF COLLECTIVE BARGAINING.**

**MOTION** by Duff, seconded by Stack, to go into Closed Session to discuss an issue of collective bargaining after item 17, as presented.



**ROLL CALL VOTE**

AYES – Dumont, Duff, Stack, Scott, Nedrow, Sienkiewicz, Magee

NAYS – None

ABSENT – None

Motion carried.

**13. RC 10/11/2017 20126 PENDING BUSINESS**

None

**14. RC 10/11/2017 20127 UPDATE FROM CHIEF ELLSWORTH**

Chief Ellsworth stated the Transportation Improvement Association draft report was received this afternoon. He stated the Police Department has done about as much as it can in that area. Most of the citations come from that area because the Officers are spending most of their time there. He stated the recommendations were to replace a worn stop sign, replace worn stop bars and mark the bike lane with bike symbol markings, which is a part of the striping plan. The findings were straight forward. They recommended traffic control should remain as is. The conclusion they came to is traffic volumes and speeds along the corridor are not out of the ordinary for a residential street of this nature and traffic control on the internal intersections appears to be appropriate. Their counts were very similar to the counts that he got. He has reached out to the neighborhood and is trying to put something together where he can give a presentation to them. He stated the Village has done its due diligence. He asked Engineer Powell if he had any comments. Engineer Powell stated he would like to review the report before he makes any recommendations.

**15. RC 10/11/2017 20128 UPDATE FROM TREASURER KONDEK**

Treasurer Kondek stated he had nothing to add.

**16. RC 10/11/2017 20129 UPDATE FROM THE ADMINISTRATOR**

Administrator Burd stated the Packing Party for the Troops is Saturday. Anyone who wants information on that event can find it on the website. There is going to be a Special Assessment District meeting here on October 30, 2017 at 7pm. He stated Engineer Powell will be here to answer any questions regarding the sanitary sewer and SAD's. He stated there was a lot of rain today and the lake level did rise. He noted that the lake drawdown did start today to make sure the lake is at the target level.

**17. RC 10/11/2017 20130 COUNCIL COMMENTS**

Scott stated he had nothing.

Nedrow stated he had nothing.

Sienkiewicz stated he hoped to see everyone Saturday at the Packing Party.

Stack stated see everyone Saturday for the Packing Party. He stated God Bless Gene Matkowski who made his final voyage through the Village.

Duff stated he had no comment.

Dumont stated he had nothing.

Magee stated he wanted to second those thoughts on Gene Matkowski. He was a long time Village resident and it is odd to not see him in the audience tonight.

**MOTION** by Duff, seconded by Nedrow, to go to Closed Session at 8:05pm.  
All in favor.  
Motion carried.

**8. RC 10/11/2017 20131 ADJOURNMENT**

President Magee reopened the meeting at 9:23pm

**MOTION** by Stack, seconded by Duff, to adjourn the meeting at 9:23pm.  
All in favor.  
Motion carried.

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Nathan Burd, Village Administrator  
Recording Secretary Sheila Nicholas

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John Magee, Village President