



Village of Wolverine Lake

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VILLAGE OF WOLVERINE LAKE REGULAR COUNCIL MEETING MINUTES WEDNESDAY, JULY 10, 2019

1. CALL TO ORDER

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

2. PLEDGE OF ALLEGIANCE

3. ROLL CALL

Present: Nedrow, Dumont, Duff, Malek, Sienkiewicz

Absent: Scott, Yourke

Others: Chief Ellsworth, Attorney Elowsky, Engineer Spencer, Administrator Smith, Treasurer Kondek, DPW Team Leader Stone and approximately 8 members of the public.

MOTION by Malek, seconded by Dumont, to excuse Scott and Yourke from today's Council meeting.

All in favor.

MOTION CARRIED.

4. RC 7/10/2019 20715 ADDITION(S) TO BUSINESS | APPROVAL OF AGENDA.

Nedrow stated that Scott would like to amend the agenda to add item 11Q, Transducer.

MOTION by Duff, seconded by Dumont, to approve the amended agenda.

All in favor.

MOTION CARRIED.

5. RC 7/10/2019 20716 CORRESPONDENCE AND INFORMATION.

Nedrow mentioned the thank you note, for the escort to the cemetery, addressed to the Chief and Police Department on behalf of the Lada family.

6. RC 7/10/2019 20717 1ST CALL TO THE PUBLIC – THIS IS AN OPPORTUNITY FOR CITIZENS TO ADDRESS THE COUNCIL ON AGENDA ITEMS.

Nedrow opened the 1st call to the public.

Tom Dailey, 2377-2381 Ventura, clarified that the Council received his email. He stated he would like to discuss two topics; Ventura road paving and the traffic ordinance. His

first question was why the road paving project was not documented, published and reviewed by the public prior to repaving. He would like to know the process for changing public property. He questioned why it is so difficult to get documentation for proposed changes and traffic ordinances. He states he requested the documentation numerous times with no response. Nedrow stated these topics will be discussed later on the agenda. Dailey asked if he would have an opportunity to ask questions. The Council stated they would allow it. Dailey stated he would also like to know the process of the traffic ordinance and if it will be decided and voted on today. Council replied that it is possible but will be discussed later on the agenda.

Nedrow closed the 1st call to the public.

7. RC 7/10/2019 20718 CONSIDERATION OF APPROVING THE FOLLOWING CONSENT AGENDA:

- A. Minutes of a Regular Council Meeting held on Wednesday, June 12, 2019, as presented.
- B. List of Warrants for the month of June in the amount of \$563,824.⁷⁰.
- C. Receive and File Department Reports:
 - 1. Building Report for June 2019
 - 2. Code Enforcement Report for June 2019
 - 3. Fire Report for June 2019
 - 4. Police Report for June 2019
- D. Receive and File Board Meeting Minutes:
 - 1. Park & Recreation Board for June 2019
 - 2. Water Management Board for July 2019

Sienkiewicz requested that the Water Management Board minutes be removed from the consent agenda.

MOTION by Sienkiewicz, seconded by Duff, to remove the Water Management Board minutes from the consent agenda .

All in favor.

MOTION CARRIED.

Sienkiewicz inquired about the goose round up. Administrator Smith stated there was some miscommunication between him, volunteers and DPW about setting up the pens. The volunteers were able to corral about 30 geese but by the time Goose Busters arrived they disbursed.

Sienkiewicz referenced the Water Board minutes item C. under Continue or Future Business Items. Specifically the Village being considered an “experimental lake” when SONAR was first used. Sienkiewicz noted that the Village has spent close to \$75,000 in

aeration with no benefit. In three years the water quality is poor on Penny Lake, along with weeds and muck. He is not in favor of spending \$8,000 on another study by Wayne State. Sienkiewicz stated his concern that aeration will relocate the muck and not remove it. In reference to item D. Canals/Muck - when the dredge permit for the canal is filed he would like to recommend it be sucked not dredged in concern for the seawalls.

MOTION by Duff, seconded by Sienkiewicz, to approve the consent agenda.

ROLL CALL VOTE

AYES – Nedrow, Dumont, Duff, Malek, Sienkiewicz.

NAYS – None

ABSENT – Scott, Yourke

MOTION CARRIED.

Attorney Elowsky reminded Nedrow that the Water Board minutes were removed from the consent agenda.

MOTION by Malek, seconded by Duff, to approve the Water Board minutes as read.

All in favor.

MOTION CARRIED.

8. RC 7/10/2019 20719 BOARD APPOINTMENTS.

No Board Appointments.

9. RC 7/10/2019 20720 PRESENTATIONS.

A. Recommendations and updates from Engineer Powell.

Engineer Spencer was present and provided an update on behalf of Engineer Powell.

1. Road Paving Updates.

Spencer stated road paving is complete and they're working with ASI to finish curb repair. It is expected to have the mailboxes put back in the cul-de-sacs next week. Striping on Oak Island and the Wakito parking lot will also be completed next week.

2. Vita Trail Extension Paving Cost Update.

Spencer stated that a quote was received by JJM in the amount of \$5,950. That cost includes removal of the topsoil and distributing to Wakito, putting gravel in and grading.

Sienkiewicz asked Spencer for an update on Benstein Trail. Spencer stated they are working with the residents regarding easements and paperwork to put in the trail.

Spencer stated they're trying to find the contact for the Road Commission to see if they can get some of their millings as a cost savings to the Village.

Nedrow stated that the extension also depends on how quickly the Memorial comes together. He recommended waiting on further development. The Council agreed to postpone.

3. Wakito Topsoil and Regrade Cost Update.

Spencer stated that after speaking with DPW Team Leader Stone, the DPW has a stock pile for the Village to use.

Nedrow inquired about where the Village ended up on budget. Spencer replied that we are on the edge or barely over budget.

MOTION by Malek, seconded by Sienkiewicz, to open to public.
All in favor.

MOTION CARRIED.

Dailey asked why a full plan for Ventura paving wasn't completed, documented, posted and reviewed with the public. He stated if residents have to supply plans and documentation for changes to private property then public property should also have a process. Dailey asked how the process lines up with the Village ordinances and does the public have input. He asked why it is so hard to get documentation on this item. He stated he has been inquiring for a year.

Spencer worked with the Road Commission and stated it was a public safety and welfare issue. The previous cul-de-sacs did not meet the standard requirements and some areas are still short. There has to be enough room for a firetruck to turnaround in cul-de-sacs.

Dailey asked what the process is for getting the approval and why doesn't it follow a similar process to the Village ordinance for residents.

Elowsky stated that communities such as the Village have jurisdiction over their roads. They are responsible for maintenance and improvements of their roads and there are no legal requirements for public input. As a landowner in a community the resident is required to follow the regulations of that community. Elowsky stated the Council consults with an Engineer to give them the scientific guidance and expertise. Elowsky asked Dailey if he requested FOIA for documentation purposes. Dailey stated that he submitted the FOIA request and only had two or three questions answered. Elowsky stated there is an appeals process. Elowsky informed Dailey that his requests may not

be a document that the Village is required to provide. All FOIA forms are available online.

Daily asked Council if they do not want to understand what the issues are and to take them into consideration.

Duff informed Dailey that these topics are discussed in a public format and he could've attended and voice his opinion.

Chief Ellsworth reminded Dailey that Engineer Powell, Village Administrators and himself have met with him no less than six times to discuss his concerns over the last four years. He stated they explained the process and each time he submitted a FOIA Dailey requested documentation from a conversation not an actual document. Ellsworth stated the cul-de-sac will be posted as no parking because there is no way to park on the street without blocking a mailbox or driveway. Dailey asked Ellsworth to state what is the cul-de-sac. Ellsworth stated where the pavement or road begins to widen and where they removed the neighbors landscape. The sign will be posted on the other side of the three mailboxes and around to the other side of the circle.

Elowsky stated that Ellsworth is utilizing his police power as Chief in traffic control. Police are not required to do an engineered survey of where to put signage.

MOTION by Dumont, seconded by Duff, to close to the public.
All in favor.

MOTION CARRIED.

10. RC 7/10/2019 20721 PUBLIC HEARINGS – WAKITO STREET VACATION

MOTION by Duff, seconded by Sienkiewicz, to open the public hearing.
All in favor.

MOTION CARRIED.

Nedrow invited the public to speak. There was not public comment.

MOTION by Dumont, seconded by Malek, to close the public hearing.
All in favor.

MOTION CARRIED.

11 A. RC 7/10/2019 20722 RECOMMENDATION TO APPROVE THE VACATING OF WAKITO STREET.

Nedrow presented the RESOLUTION FOR STREET VACATION

WHEREAS the Village of Wolverine Lake has received a request for the vacation and discontinuance of a portion of Wakito Street in the Village of Wolverine Lake, County of Oakland, State of Michigan; and

WHEREAS the Village of Wolverine Lake Council has the authority to vacate streets pursuant to MCL 67.13; and

WHEREAS the Village Council has considered the necessity and advisability of absolutely vacating and discontinuing that portion of Wakito Street; and

WHEREAS a Public Hearing shall be held on July 10, 2019 to hear any objections registered with respect to the subject abandonment.

NOW THEREFORE BE IN RESOLVED THAT the Village of Wolverine Lake Village Council hereby declares and determines that it is in the best interest of the public to absolutely vacate, abandon and discontinue a portion of the subject public road being described as follows and subject to an easement for public utility purposes:

Existing right-of-way of Wakito Street (platted as Locust Court) from Terry St. west to Roselawn, and an additional portion of Wakito Street abutting parcel 17-22-308-012 from Roselawn west ½ block, 137 feet. Being part of "Wolverine Lake Manor Subdivision" L-38P-34 Oakland County Records and being part of the west ½ of the southwest ¼ Section 22, Village of Wolverine Lake T2NR8E, Oakland County, Michigan.

Posted and signed by Michael Smith, Village Clerk

SC 6-26-2019

MOTION by Sienkiewicz, seconded by Duff, to accept the Resolution For Street Vacation.

ROLL CALL VOTE

AYES – Nedrow, Dumont, Duff, Malek, Sienkiewicz.

NAYS – None

ABSENT – Scott, Yourke

MOTION CARRIED.

11 B. RC 7/10/2019 20723 RECOMMENDATION TO APPROVE THE REQUEST TO PURCHASE A NEW DUMP TRUCK IN THE AMOUNT OF \$169,799.

DPW Leader Stone presented the request to purchase a new Dump Truck to replace the current 1997 GMC Truck. The current truck is falling apart and parts are hard to find. The truck in the speck is standard through a Government Co-op in Rochester Hills. To secure the price of \$169,799, there is a year build out. Walled Lake purchased the same truck last year and Stone was able to look at it and ask questions. He stated they're very happy with the truck. Sienkiewicz stated he spoke with Stone in detail and recommends the purchase of the new Dump Truck. Discussion ensued.

MOTION by Sienkiewicz, seconded by Duff, to approve the purchase of the 2020 Dump Truck in the amount of \$169,799.

ROLL CALL VOTE

AYES – Nedrow, Dumont, Duff, Malek, Sienkiewicz.

NAYS – None

ABSENT – Scott, Yourke

MOTION CARRIED.

11 C. RC 7/10/2019 20724 RECOMMENDATION TO APPROVE THE REQUEST FOR THE EPOXY FLOOR PROJECT FOR THE DPW GARAGE IN THE AMOUNT OF \$11,900.

DPW Leader Stone presented the request for the epoxy floor project for the DPW garage. Discussion ensued.

MOTION by Duff, seconded by Sienkiewicz, to approve the purchase of the epoxy floor for the DPW garage in the amount of \$11,900.

ROLL CALL VOTE

AYES – Nedrow, Dumont, Duff, Malek, Sienkiewicz.

NAYS – None

ABSENT – Scott, Yourke

MOTION CARRIED.

11 D. RC 7/10/2019 20725 RECOMMENDATION TO APPROVE THE REQUEST FOR THE EPOXY FLOOR PROJECT FOR THE CLARA MILLER PARK RESTROOMS IN THE AMOUNT OF \$1,828.50.

DPW Leader Stone presented the request for the epoxy floor for Clara Miller Park restrooms. Discussion ensued.

MOTION by Malek, seconded by Sienkiewicz, to approve the request for the epoxy floor project for the Clara Miller Park restrooms in the amount of \$1,828.50.

ROLL CALL VOTE

AYES – Malek, Sienkiewicz.

NAYS – Nedrow, Dumont, Duff,

ABSENT – Scott, Yourke

MOTION DENIED.

11 E. RC 7/10/2019 20726 RECOMMENDATION TO APPROVE THE REQUEST FOR THE TILE FLOOR PROJECT FOR THE VILLAGE EMPLOYEE ENTRANCE AND DPW OFFICE IN THE AMOUNT OF \$8,200.

DPW Leader Stone presented the request for the tile floor project for the Village employee entrance and DPW office in the amount of \$8,200. Discussion ensued.

MOTION by Dumont, seconded by Duff, to approve the tile floor project for the Village employee entrance and DPW office in the amount of \$8,200.

ROLL CALL VOTE

AYES – Nedrow, Dumont, Duff, Sienkiewicz.

NAYS – Malek

ABSENT – Scott, Yourke

MOTION CARRIED

11 F. RC 7/10/2019 20727 INTRODUCTION AND 1ST READING OF ORDINANCE XXX.

An Ordinance to amend Part Six, General Offenses Code, of the Code of Ordinances for the Village of Wolverine Lake, by adopting a new Chapter 695, Invasive Species, in order to control and manage Invasive Species in the Village of Wolverine Lake.

Elowsky stated she will speak with the Village office and get an Ordinance number assigned.

Smith presented the Ordinance and stated the Village is following suit with the Ordinance Commerce Township and other Municipalities have in place regarding Invasive Species.

MOTION Duff, seconded by Malek, to introduce and do the 1st reading of Ordinance XXX (number to be assigned).

All in favor.

MOTION CARRIED.

11 G. RC 7/10/2019 20728 RESOLUTION APPROVING THE COST PARTICIPATION AGREEMENT WITH THE RCOC FOR TRAFFIC SIGNAL MODERNIZATION AND MAINTENANCE AT GLENGARY ROAD AND SOUTH COMMERCE ROAD FOR AN ESTIMATED COST OF \$33,000.

Nedrow stated this agreement is for the pedestrian cross walk. Smith stated adding pedestrian signals at the intersection will not interfere with the traffic lights. RCOC will research over time to decide if a traffic study is needed. The Village would be responsible for the cost. Smith stated, if approved, RCOC will be able to expedite the project. Treasurer Kondek confirmed the \$33,000 will come from the Major Roads fund.

MOTION by Malek, seconded by Duff, to approve the Cost Participation Agreement with the RCOC for Traffic Signal Modernization and Maintenance at Glengary Road and South Commerce Road for an estimated cost of \$33,000.

ROLL CALL VOTE

AYES – Nedrow, Dumont, Duff, Malek, Sienkiewicz.

NAYS – None

ABSENT – Scott, Yourke

MOTION CARRIED.

11 H. RC 7/10/2019 20729 RECOMMENDATION TO APPROVE TRAFFIC CONTROL ORDER 19-1 FOR NO PARKING IN CUL-DE-SAC FOR THE NORTH END OF VENTURA DRIVE.

Chief Ellsworth, Administrator Smith and Engineer Powell met and discussed no parking along with clear markings.

MOTION by Duff, seconded by Dumont, to approve Traffic Control Order 19-1 for No Parking in Cul-de-sac for the North end of Ventura Drive.

Malek stated he drove the Cul-de-sac and agrees with the Chief's recommendation.

All in favor.

MOTION CARRIED.

11 I. RC 7/10/2019 20730 RECOMMENDATION TO APPROVE TRAFFIC CONTROL ORDER 19-2 FOR NO OVERNIGHT PARKING IN THE OAK ISLAND PARK.

Ellsworth presented recommendation to approve Traffic Control Order 19-2 for No Overnight Parking in the Oak Island Park. He clarified no overnight parking from 11:00 p.m. – 6:00 a.m.

MOTION by Duff, seconded by Malek, to approve Traffic Control Order 19-2 for No Overnight Parking (11:00 p.m. – 6:00 a.m.) in the Oak Island Park.

All in favor.

MOTION CARRIED

11 J. RC 7/10/2019 20731 RECOMMENDATION TO APPROVE TRAFFIC CONTROL ORDER 19-3 FOR NO OVERNIGHT PARKING AT CLARA MILLER PARK.

Ellsworth presented recommendation to approve Traffic Control Order 19-3 for No Overnight Parking (11:00 p.m. – 6:00 a.m.) at Clara Miller Park.

MOTION by Duff, seconded by Malek, to approve Traffic Control Order 19-3 for No Overnight Parking (11:00 p.m. – 6:00 a.m.) at Clara Miller Park.

All in favor.

MOTION CARRIED

11 K. RC 7/10/2019 20732 RECOMMENDATION TO APPROVE TRAFFIC CONTROL ORDER 19-4 FOR NO OVERNIGHT PARKING FOR AMENIA STREET PARK.

Chief Ellsworth presented recommendation to approve Traffic Control Order 19-4 for No Overnight Parking (11:00 p.m. – 6:00 a.m.) for Amenia Street Park.

MOTION by Duff, seconded by Malek, to approve Traffic Control Order 19-4 for No Overnight Parking (11:00 p.m. – 6:00 a.m.) for Amenia Street Park.

All in favor.

MOTION CARRIED

11 L. RC 7/10/2019 20733 DISCUSSION ON THE POLICE DEPARTMENT ZERO HUNGER EMERGENCY FOOD DRIVE.

Ellsworth presented the details on the Police Department Zero Hunger Emergency Food Drive. He stated that Wolverine Lake Police Department along with other Law Enforcement agencies teamed up with Kroger and Entercom Communication Company for the first “Zero Hunger” Emergency Food Drive. The Food Drive will help children that go hungry during the summer months when school is out. Help stuff a patrol car on July 27th and August 3rd from 11:00 am – 3:00 pm at your local Kroger. He also wanted to make Council aware that some commercials will be on social media, starring the Wolverine Lake police vehicle, Chief and Officer Grunwald. Advertising starts July 15th.

11 M. RC 7/10/2019 20734 2ND CALL TO THE PUBLIC – APPROXIMATELY 9:00 P.M. OR AT THIS AGENDA ITEM (WHICHEVER COMES FIRST). THIS IS AN OPPORTUNITY FOR CITIZENS TO ADDRESS THE COUNCIL REGARDING VILLAGE BUSINESS.

Nedrow opened to public.

Mark Giromini, Parks and Recreation Chairperson, presented an update: Tuesdays in the Park, July 16th - Nature Discover from 2:30-3:30 pm. The Garage Sale is August 8-10th. The Fishing Tournament is August 24th and the Bait Shop is helping sign people up. The Village Festive Corn Roast is September 7th. Volunteers are needed for the Fishing Tournament and Corn Roast.

Larry Jones, 2570 Canal Drive, asked about picking up the lily pads. Smith stated that he mentioned it to the new harvester operator.

Steve Wood, 2545 Roselawn, which is at the corner of Roselawn and Wakito, was present to discuss his request for a permit to install a fence. Smith stated that they need to have a meeting to discuss legalities regarding encroachments. Malek stated he would like to see this issue expedited. Spencer stated the surveyor was backlogged and has completed the survey.

Tom Dailey, 2377 Ventura, thanked the Council for approving the traffic order on Ventura. He would like to clarify the statement regarding driveway right away. He is concerned about free flow of traffic. He asked for clarification of signage placement.

Ellsworth clarified that signage will be placed on Village property. Dailey would like an update on topic he sent last March. He was informed that he could not park on a manhole cover. Nedrow asked if this is located on his private property. Dailey replied yes and he would like an update.

Nedrow closed to public.

11 N. RC 7/10/2019 20735 DISCUSSION ON MAINTENANCE OF THE OAK ISLAND AND BENSTEIN PATHWAY BRIDGES.

Administrator Smith addressed environmental friendly products. He asked if it Council's desire to have DPW do the work or hire it out. Stone stated he has a contact and he will follow-up. Smith stated he will do some more research and provide update at next meeting. Dumont stated he would like to see what prep work and products are available to do sooner vs. later. Council agreed. Discussion ensued.

11 O. RC 7/10/2019 20736 UPDATE ON THE PROPOSED CLARA MILLER PARK CENTER.

Mark Giromini, Parks and Recreation Chairperson, presented an update. He spoke with Core Design and received a design and met with Stone and Smith at the park to review. Smith stated they are looking to build a second building and move the drinking fountain. Giromini stated the bathrooms need an update, add changing stations and the toilets are in good condition.

Sienkiewicz asked Giromini why the spring garage sale and the car show was eliminated. Giromini stated they were a revenue lose.

Malek stated his disappointment in the new Clara Miller Park sign and the way it looks. He recommended it be elevated for easier viewing. Sienkiewicz agreed that it's hard to read the way it is. Nedrow recommended taking a look at it when it is lit up.

11 P. RC 7/10/2019 20737 SET TOPICS FOR THE JULY 24, 2019 WORK SESSION.

MOTION Malek, seconded by Sienkiewicz, to cancel the July 24, 2019 Work Session.

All in favor.

MOTION CARRIED.

11 Q. RC 7/10/2019 20738 TRANSDUCER.

Nedrow stated that Scott and the Water Board were interested in purchasing one Transducer. Malek asked Stone if he feels we need a transducer at this time. Stone does not feel that we need one and will continue to monitor.

MOTION by Sienkiewicz, seconded by Malek to not proceed with purchasing a transducer at this time.

All in favor.

MOTION CARRIED.

12. RC 7/10/2019 20739 PENDING BUSINESS.

None

13. RC 7/10/2019 20740 UPDATE FROM POLICE CHIEF ELLSWORTH.

Ellsworth stated that Tiki Night was awesome. No incidences and only a few parking issues. The Department had help from the Oakland County Sheriff, Wixom and Walled Lake Police for a total of 22 officers and deputies. He also attended the Chief Conference at the end of June and learned some things. He looked into different trucks that were available but isn't sure that is what the Department needs. He will have his request ready for the next Council meeting.

14. RC 7/10/2019 20741 UPDATE FROM TREASURER KONDEK.

Kondek stated tax bills went out June 28th. They are due September 3rd.

15. RC 7/10/2019 20742 UPDATE FROM ADMINISTRATOR SMITH.

Smith thanked everyone for a great Tiki Night. This was his first Tiki Night event and his kids enjoyed it. The harvester is hard at work. Smith inquired about what the consensus is to remove the two large metal slides at Clara Miller Park. Smith said the poles in the ground are rusting. Malek stated he would like to have them replaced for safety. Stone stated he will look at them again. Duff recommended looking into grants. Smith just wanted to verify there was no historic reason for keeping them.

Smith mentioned allowing over the counter credit card payments. There is an enhanced processing fee.

MOTION by Duff, seconded by Malek to approve credit card payments.

All in favor.

MOTION CARRIED.

Smith will post details about job openings for census workers.

Smith to set up an administrative committee meeting July 26th at 3:00 pm.

16. RC 7/10/2019 20743 COUNCIL COMMENTS.

Sienkiewicz stated the fireworks were fantastic, no mosquitoes, and the Police Department did a great job.

Malek stated this is a great community to live in.

Duff agreed a great job on was done Tiki Night.

Dumont also agreed a great job was done on Tiki Night

Nedrow thought it was a great Tiki Night and thanked everyone involved.

17. ADJOURNMENT

Next regular Council meeting scheduled for Wednesday, August 14, 2019.

MOTION by Sienkiewicz, seconded by Duff, to adjourn the meeting at 8:54 p.m.
All in favor.

MOTION CARRIED.

Michael Smith, Village Clerk
Recording Secretary Tammy Breece

Brian Nedrow, Village President