

CITY OF HUNTINGTON WOODS
REGULAR MEETING OF THE CITY COMMISSION
MINUTES
Tuesday, November 18, 2014

Mayor Gillham called the Meeting to order at 7:34 p.m.

PRESENT: Mayor Gillham, Mayor Pro-Tem Jenks, Commissioner Olsman, Commissioner Paul and Commissioner White, City Manager Sullivan and City Attorney Rosati

ABSENT: None

City Staff Present: City Clerk/Treasurer Solanskey, Finance Director Lehmann, Public Safety Director Pazuchowski, Public Works Manager Galed

APPROVAL OF AGENDA

Moved by Commissioner Paul and supported by Commissioner Olsman to approve the Agenda with the addition of item 5a, appointment of Mayor Pro Tem for the term November, 2014 to November, 2015.

Upon said resolution being put to a vote, the City Commission voted thereon as follows:

Ayes: Mayor Gillham, Mayor Pro Tem Jenks, Commissioner Paul, Commissioner Olsman and Commissioner White

Nays: None

Absent: None

The Mayor thereupon declared said Resolution adopted.

APPROVAL OF MINUTES

Moved by Commissioner Olsman and supported by Commissioner Paul to approve the minutes of the Regular Meeting of October 21, 2014 with a correction to page 7 suggested by Mayor Pro-Tem Jenks and the Special Meeting of October 21, 2014.

Upon said Resolution being put to a vote, the City Commission voted thereon as follows:

Ayes: Mayor Gillham, Mayor Pro Tem Jenks, Commissioner Paul, Commissioner Olsman and Commissioner White.

Nays: None

Absent: None

The Mayor thereupon declared said Resolution adopted.

COMMUNICATIONS

Communication from Beier Howlett, Attorneys and Counselors regarding charges to residents of southern Oakland County from WideOpenWest for Cable boxes lost in flooded basements in August. Mayor Pro Tem Jenks asked if a notice could go out in the weekly eblast asking residents charged for cable boxes to notify city ICCA representative Tony Lehmann.

Communication from Karen Fairman resigning her position as Planning Commissioner due to conflicts with work and home.

Moved by Commissioner Paul and supported by Commissioner Olsman to accept Karen Fairman's resignation with thanks for time served.

Upon said Resolution being put to a vote, the City Commission voted thereon as follows:

Ayes: Mayor Gillham, Mayor Pro Tem Jenks,
Commissioner Paul, Commissioner Olsman and
Commissioner White.

Nays: None

Absent: None

The Mayor thereupon declared said Resolution adopted.

Confidential communication from City Attorney Rosati subject to attorney-client privilege.

COUNTY COMMISSIONER REMARKS

County Commissioner Zack attended the Build Transit, Build Business summit at Ford Field this morning along with Mayor Gillham and City Manager Sullivan. A panel of scholars, local leaders and business leaders addressed moving transit forward in Metro Detroit.

Marjorie Grossman of Huntington Woods is resigning from the Oakland County Senior Advisory Council. Those interested in applying for the vacancy should visit the Board of Commissioners tab at www.oakgov.com.

PUBLIC PARTICIPATION

Newly elected State Legislator Robert Wittenberg introduced himself to the City Commission.

ORDINANCE NO. 572

An Ordinance to amend the City of Huntington Woods Code of Ordinances to amend Chapter 24, Offenses, Article VI, Offenses Against Public Morals, Division 2, Controlled Substances, Section 24-261, Offenses Based on Charter Amendment.

City Attorney Rosati said this new ordinance is to recognize the Michigan Marijuana Act and the Charter Amendment passed by the Huntington Woods residents in the November 4, 2014 election.

Moved by Commissioner Olsman and supported by Mayor Pro Tem Jenks to approve Ordinance No. 572.

**CITY OF HUNTINGTON WOODS
OAKLAND COUNTY, MICHIGAN**

ORDINANCE NO. 572

AN ORDINANCE TO AMEND THE CITY OF HUNTINGTON WOODS CODE OF ORDINANCES TO AMEND CHAPTER 24, OFFENSES, ARTICLE VI, OFFENSES AGAINST PUBLIC MORALS, DIVISION 2, CONTROLLED SUBSTANCES, SECTION 24-261, OFFENSES BASED ON CHARTER AMENDMENT

THE CITY OF HUNTINGTON WOODS ORDAINS:

Section 1 of Ordinance. Ordinance Amendment.

The City of Huntington Woods City Code, Chapter 24, Offenses, Article VI, Offenses Against Public Morals, Division 2, Controlled Substances, Section 24-261, Offenses, is hereby amended to read as follows:

Sec. 24-261. Offenses

It is unlawful for any person to use, or knowingly or intentionally possess, sell, transfer, or transport, any controlled substance as defined in Schedules 1 through 5 of the Michigan Public Health Code, Public Act No. 368 of 1978 (MCL 333.7201 et. seq., as amended), unless:

(a) The controlled substance was obtained directly from, or pursuant to, a valid prescription or order of a practitioner (practitioner being defined in MCL 333.7109(a) and (b)), while acting in the course of such practitioner's professional practice; or

(b) The use, possession, sale, transfer, or transportation is pursuant to, and in conformance with, the Michigan Medical Marihuana Act, PA 2008, Initiated Law, (MCL 333.26421 et. seq., as amended); or

(c) The use, possession or transfer is less than one ounce of marihuana, on private property not used by the public, or transportation of one ounce or less of marihuana, by a person who has obtained the age of 21 years, in accordance with the City Charter.

Section 2 of Ordinance. Repealer.

All ordinances, parts of ordinances, or sections of the City Code in conflict with this Ordinance are repealed only to the extent necessary to give this Ordinance full force and effect.

Section 3 of Ordinance. Severability.

Should any section, subdivision, clause, or phrase of this Ordinance be declared by the courts to be invalid, the validity of the Ordinance as a whole, or in part, shall not be affected other than the part invalidated.

Section 4 of Ordinance. Savings.

All proceedings pending and all rights and liabilities existing, acquired or incurred at the time this Ordinance takes effect, are saved and may be consummated according to the law in force when they were commenced.

Ayes: Mayor Pro Tem Jenks, Commissioner White, Commissioner Olsman,
Commissioner Paul and Mayor Gillham

Nays: None

Abstentions: None

Absent: None

STATE OF MICHIGAN)
) ss.
COUNTY OF OAKLAND)

I, the undersigned, the qualified and acting City Clerk of the City of Huntington Woods, Oakland County, Michigan, do certify that the foregoing is a true and complete copy of the Ordinance adopted by the City Commission of the City of Huntington Woods at a meeting held on the 18th of November, 2014, the original of which is on file in my office.

JOY SOLANSKEY, City Clerk
City of Huntington Woods

RESOLUTION R-86-2014
Set CDBG Public Hearing Date

Moved by Mayor Pro Tem Jenks and supported by Commissioner White to set December 9, 2014 as the Public Hearing date to receive public comment on proposed use of 2015 Community Development Block Grant program funds in the amount of \$10,215.

Upon said Resolution being put to a vote, the City Commission voted thereon as follows:

Ayes: Mayor Gillham, Mayor Pro Tem Jenks,
Commissioner Paul, Commissioner Olsman and
Commissioner White.

Nays: None

Absent: None

The Mayor thereupon declared said Resolution adopted.

RESOLUTION R-87-2014
Appointments to Advisory Communication Committee

Commissioner White stated she would like to appoint all who were interviewed for the new boards resulting in six members appointed to at least one of the Boards rather than five.

Commissioner Olsman said that an even number of members may pose a problem when voting on an issue.

Moved by Mayor Pro Tem Jenks and supported by Commissioner Olsman to appoint Paula Silver, Linda Sue Kayes, Brian Fenster, Erin Walker and Jeff Samoray to the Advisory Communication Committee.

Upon said Resolution being put to a vote, the City Commission voted thereon as follows:

Ayes: Mayor Gillham, Mayor Pro Tem Jenks,
Commissioner Paul and Commissioner Olsman

Nays: Commissioner White

Absent: None

The Mayor thereupon declared said Resolution adopted.

RESOLUTION R-88-2014

Appointments to Advisory Emergency Task Force

Moved by Commissioner Olsman and supported by Commissioner Paul to appoint Michael Egnotovich, Arthur Gross, Keelia Kentor, Richard Levine and Arie Smargon to the Advisory Emergency Response Task Force.

Upon said Resolution being put to a vote, the City Commission voted thereon as follows:

Ayes: Mayor Gillham, Mayor Pro Tem Jenks,
Commissioner Paul and Commissioner Olsman

Nays: Commissioner White

Absent: None

The Mayor thereupon declared said Resolution adopted.

RESOLUTION R-89-2014

Set City Commission Special Meeting Date

Moved by Commissioner Paul and supported by Commissioner Olsman to set December 2, 2014 at 6:00 pm to interview candidates for Boards, Commissions and Committees with another date to be determined if needed.

Upon said Resolution being put to a vote, the City Commission voted thereon as follows:

Ayes: Mayor Gillham, Mayor Pro Tem Jenks,
Commissioner Paul, Commissioner Olsman and
Commissioner White

Nays: None

Absent: None

The Mayor thereupon declared said Resolution adopted.

RESOLUTION R-90-2014

Set City Commission Meeting Dates for 2015 Calendar Year

Moved by Commissioner Paul and supported by Commissioner White to set the City Commission Regular Meeting Dates for the 2015 calendar year as follows:

JANUARY – 13
FEBRUARY - 3
MARCH - 3* and 17
APRIL - 7 and 21
MAY - 5 and 19
JUNE – 16
JULY – 21
AUGUST – 18
SEPTEMBER – 8
OCTOBER- 6 and 20
NOVEMBER – 9** and 24
DECEMBER – 15

*Tentative Joint Meeting with City of Berkley, City of Oak Park and Berkley School Board, 7:00 p.m.

** Organizational Meeting

Upon said Resolution being put to a vote, the City Commission voted thereon as follows:

Ayes: Mayor Gillham, Mayor Pro Tem Jenks, Commissioner Paul, Commissioner Olsman and Commissioner White

Nays: None

Absent: None

The Mayor thereupon declared said Resolution adopted.

RESOLUTION R-91-2014

Appoint Mary White as Mayor Pro Tem

Moved by Commissioner Paul and supported by Mayor Pro Tem Jenks to appoint Commissioner White as the Mayor Pro Tem starting November, 2014 and ending November, 2015.

Upon said Resolution being put to a vote, the City Commission voted thereon as follows:

Ayes: Mayor Gillham, Mayor Pro Tem Jenks, Commissioner Paul, Commissioner Olsman and Commissioner White

Nays: None

Absent: None

The Mayor thereupon declared said Resolution adopted.

The following reports and minutes were brought in front of the City Commission.

- a. Library Advisory Board, September 15, 2014
- b. Parks and Recreation Advisory Board, May 27, 2014
- c. Parks and Recreation Advisory Board, September 23, 2014
- d. Planning Commission, June 23, 2014
- e. Zoning Board of Appeals, October 14, 2014

The reports and minutes were received and filed.

WARRANT 291

Moved by Commissioner Paul and supported by Commissioner Olsman that the attached transfers and disbursements as listed on the Accounts Payable Distribution Report due by November 18, 2014 and paid between October 18, 2014 and November 14, 2014 on pages 1 through 10 in the amount of \$633,448.98 be approved and paid, subject to full audit.

Upon said resolution being put to a vote, the City Commission voted thereon as follows:

Carried unanimously

The Mayor thereupon declared said Resolution adopted.

PUBLIC PARTICIPATION

Linda Sue Kayes of 26338 Humber related her experience with FEMA regarding the August, 2014 flooding and encouraged residents to appeal any FEMA decision they deem to be unfair. The FEMA deadline to file has been extended to December 14, 2014.

CITY MANAGER REPORT

City Manager Amy Sullivan reported the City of Huntington Woods is now using facebook, twitter, the website and a weekly newsletter eblast to push information out to the residents.

COMMISSIONER'S REMARKS

Commissioner Jenks reported the Philippine American Community Center of Michigan in Southfield will hold a program called Open Door – Jewish Rescue in the Philippines on November 23, 2014 from 3:00 pm to 5:00 pm.

Commissioner Paul encouraged residents to apply for one of the many Boards, Commissions or Committees. It is a great way to give of your time. He also wished everyone a Happy Thanksgiving.

Commissioner Olsman said he echoed Commissioner Paul's comments and congratulated those appointed tonight to the two new committee. He wished everyone a Happy and Healthy Thanksgiving.

Mayor Pro Tem White attended the City of Pleasant Ridge Woodward Avenue/696 Walkability Study Presentation for the area around the Detroit Zoo. There were many interesting ideas presented by top planners. She stated the City is heading into some muddy

waters and she hopes for more clarification in the future regarding the new Charter Amendment and the Ordinance passed tonight. Thanksgiving dinner is a time when families exchange information around the dinner table. She encouraged residents to include a discussion of family medical history.

Mayor Gillham reported the Woodward Avenue Action Association is working to remodel the Ford Highland Park Plant into an education center. He wished everyone a Very Happy Thanksgiving.

The Regular City Commission Meeting adjourned at 8:40 pm.

Joy Solanskey, City Clerk

Ronald Gillham, Mayor