

CITY OF HUNTINGTON WOODS  
REGULAR MEETING OF THE CITY COMMISSION  
MINUTES  
Tuesday, April 25, 2017  
7:30 p.m.

Mayor Paul called the Meeting to order at 7:32 p.m.

PRESENT: Mayor Paul, Commissioner Iversen, Commissioner Jenks (arrived at 7:37) and Commissioner Rozell, City Manager Sullivan and City Attorney Johnson

ABSENT: Mayor Pro Tem Olsman (excused)

City Staff Present: Finance Director Lehmann, Parks and Recreation Director Gustafson

APPROVAL OF AGENDA

Moved by Commissioner Rozell and supported by Commissioner Iversen to approve the agenda with the addition of a proclamation after Public Participation.

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

Ayes: Mayor Paul, Commissioner Iversen and Commissioner Rozell

Nays: None

Absent: Mayor Pro Tem Olsman (excused),  
Commissioner Jenks (arrived at 7:37)

The Mayor thereupon declared said Resolution adopted.

APPROVAL OF MINUTES

Moved by Commissioner Iversen and supported by Commissioner Rozell to approve the minutes of the Regular Meeting of March 28, 2017 and the closed session of March 28, 2017.

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

Ayes: Mayor Paul, Commissioner Iversen and Commissioner Rozell

Nays: None

Absent: Mayor Pro Tem Olsman (excused),  
Commissioner Jenks (arrived at 7:37)

The Mayor thereupon declared said Resolution adopted.

COMMUNICATIONS

The City Manager thanked the Huntington Woods Men's Club for donations to the 4<sup>th</sup> of July Parade and the Thermal Camera for the Public Safety Department with checks totaling \$6,700. The Mayor also thanked the Men's Club.

#### COUNTY COMMISSIONER AND ELECTED OFFICIAL REMARKS

County Commissioner Zack reported:

- Oakland County is looking for summer workers at the Oakland County Parks, if interested go to the Oakland County website.
- Oakland County has a new version of the Apprentice Guide on-line at Advantage Oakland.com.
- Oakland County is investing in a new piece of equipment through the Water Resources Department. The new equipment will process sludge into a marketable compost.
- The Board of Commissioners will be voting tomorrow on the 911 telephone surcharge. For many years it has been .19 cents per telephone line and then .28 cents per line. We are increasing to .32 cents per line to replace the copper land lines with the new ESINet which allows for texting and photos.
- Oakland County is getting new voting machines.
- This Saturday is No Fee Animal Adoption Saturday at the Oakland County Animal Care Center. Bissell is covering all of the adoption fees.
- The regional transit authority published their first newsletter last week on their website. Exciting things are happening with mobility in Michigan.

State Representative Robert Wittenberg reported:

- It is budget season in Lansing and some things have been cut that give me some pause, but the budget has not come to the floor yet. The budget is expected to be done sometime in June.
- District 27 Civic Summit is Sunday at Berkley High School at 2:00 pm. The summit will showcase some of the organizations in the area that are doing really good work.
- Upcoming Community Conversations are May 4<sup>th</sup> at Ferndale Library at 6:30 and May 5<sup>th</sup> at the Hazel Park Library at 11:00 am.

#### PUBLIC PARTICIPATION

Gail Linden, 25840 Concord said she wanted to personally thank the Public Safety Department and specifically Officer Todd Tyler who does an unbelievable job for the City of Huntington Woods. Officer Tyler helped install a new car seat in her car for her new grandson.

#### PROCLAMATION

Mayor Paul read a proclamation recognizing Eagle Scout Andrew Enerson for his achievement and work in the community.

Eagle Scout Andrew Enerson introduced Scout Nat Green who is working on citizenship in the community merit badge. He also introduced Scout Master David Enerson, his little sister, and Scout Masters Richard Green and Jim Speir.

#### RESOLUTION R-20-2017

Set Date for Budget Public Hearing

City Manager Sullivan reported several budget study sessions are planned. The Budget Advisory Committee is meeting on May 1<sup>st</sup>. The Budget Study Session for the City Commission is set for May 2<sup>nd</sup>. She asked that the Public Hearing on the Budget be set for May 16<sup>th</sup>.

Moved by Commissioner Iversen and supported by Commissioner Rozell to set the date of May 16, 2017 for Public comment on the proposed 2017/2018 City Budget.

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

Ayes: Mayor Paul, Commissioner Iversen,  
Commissioner Jenks and Commissioner Rozell

Nays: None

Absent: Mayor Pro Tem Olsman (excused)

The Mayor thereupon declared said Resolution adopted.

RESOLUTION R-21-2017

Accept "Housing Options for an Aging Population" Report

Senior Advisory Committee Chairman Howard Collens introduced incoming Chairman Jim Speir, and past and present members Susan Witus, Catherine Marchoine and Steve Fairman. Mr. Collens said the report is a result of very hard work by the committee and significant input by the residents. The result is the consolidation of ideas.

Moved by Commissioner Jenks and supported by Commissioner Iversen to receive the "Housing Options for an Aging Population" Report and add the report to the upcoming City Commission Work Session.

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

Ayes: Mayor Paul, Commissioner Iversen,  
Commissioner Jenks and Commissioner Rozell

Nays: None

Absent: Mayor Pro Tem Olsman (excused)

The Mayor thereupon declared said Resolution adopted.

RESOLUTION R-22-2017

Recreation Center Facility Use Policy Amendment

City Manager Sullivan explained this is a request by the Recreation staff with the support of the Recreation Advisory Committee to amend the facility use policy to waive the prohibition of fund raising activities at the Recreation Center if the fund raising activity is Norup Middle School IB projects and fundraising.

Moved by Commissioner Jenks and supported by Commissioner Iversen to approve the amendment to the Recreation Center Facility Use Policy to allow fundraising activity events and projects by Norup Middle School IB projects as determined by recreation staff.

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

Ayes: Mayor Paul, Commissioner Iversen, Commissioner  
Jenks and Commissioner Rozell

Nays: None

Absent: Mayor Pro Tem Olsman (excused)

The Mayor thereupon declared said Resolution adopted.

ORDINANCE NO. 590

Repeal of Tree Services Ordinance

City Manager Sullivan explained that in 2014 the City adopted two ordinances dealing with tree protection and tree services. In August, 2014 the tree protection ordinance was repealed but the tree services ordinance was inadvertently overlooked. This ordinance requires a permit for trees removed on private property. Staff is asking that this ordinance also be repealed in its entirety.

Moved by Commissioner Rozell and supported by Commissioner Iversen to repeal Chapter 8, Businesses, Article XII, Tree Services of the Code or Ordinance of the City of Huntington Woods in its entirety.

Commissioner Jenks asked that this component not be repealed. One of the things we have seen is when there are teardowns of houses the property is clear cut of trees. It would be useful for us to know the reason trees are taken down. Perhaps we can remove the fee. As we look at the issue of controlling flooding in the City, trees each drink gallons of water. We are known as tree city, let's document the reason trees are being taken down.

City Manager Sullivan explained that this particular ordinance deals with the licensing of contractors not really the protection of trees and is not enforced at this time.

Mayor Paul suggested that something could be put together in the future to incorporate the ideas of Commissioner Jenks.

Commissioner Iversen said she may need some time to think about the logistics of putting together that kind of information.

Commissioner Rozell said he would be comfortable repealing this ordinance and looking at something in the future.

Claire Galed, of 10084 LaSalle said we have people taking down enormous trees on private property and we don't know if they are licensed or if they have insurance. Many cities require permits for these reasons.

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

Ayes: Mayor Paul, Commissioner Iversen and  
Commissioner Rozell

Nays: Commissioner Jenks

Absent: Mayor Pro Tem Olsman (excused)

The Mayor thereupon declared said Resolution adopted.

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

**ORDINANCE NO. 590**

**AN ORDINANCE TO REPEAL CHAPTER 8, BUSINESSES, ARTICLE XII, TREE SERVICES. OF THE CODE OF ORDINANCES OF THE CITY OF HUNTINGTON WOODS IN ITS ENTIRETY.**

**THE CITY OF HUNTINGTON WOODS ORDAINS:**

**Section 1 of Ordinance. Ordinance Amendment.**

Chapter 8, Businesses, Article XII, Tree Services, is hereby repealed in its entirety.

**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.

**Section 5 of Ordinance. Effective Date.**

This Ordinance shall be effective twenty (20) days from the date of adoption and shall be published as required by the Charter of the City of Huntington Woods.

**Section 6 of Ordinance. Enactment.**

This Ordinance is declared to have been enacted by the City Commission of the City of Huntington Woods at a meeting called and held on the 25th day of April, 2017, and ordered to be given publication in the manner prescribed by law.

Ayes: Mayor Paul, Commissioner Iversen, Commissioner Rozell

Nays: Commissioner Jenks

Abstentions: None

Absent: Mayor Pro Tem Olsman (excused)

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 25<sup>th</sup> day of April, 2017, the original of which is on file in my office.

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JOY SOLANSKEY, City Clerk  
City of Huntington Woods

DISCUSSION OF PROPOSED ORDINANCE

Container Maintenance and the storing of solid waste on private property.

The City Manager explained the City does not regulate where trash cans and recycling containers are placed when not on the side of the road for pick-up.

Commissioner Jenks moved to amend the proposed ordinance to insert “not visible to neighbors and no further than the front corner of the house.” He said he would like the garbage cans screened at the side of the house if visible from the street.

No second was offered for his motion.

Commissioner Rozell asked the City Manager if the City has received a lot of complaints regarding the placement of trash cans.

City Manager said the only occasion is the one Commissioner Jenks referred to regarding his neighbor across the street.

Commissioner Rozell said he has a concern with requiring residents erect some type of structure to screen garbage cans.

Moved by Commissioner Jenks and supported by Commissioner Rozell to approve the original motion without amendments.

After discussion motion was withdrawn.

Moved by Commissioner Jenks and supported by Commissioner Iversen to table.

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

Ayes: Mayor Paul, Commissioner Iversen, Commissioner Jenks and Commissioner Rozell

Nays: None

Absent: Mayor Pro Tem Olsman (excused)

The Mayor thereupon declared said Resolution adopted.

ORDINANCE NO 591

Amend Dangerous Buildings – Fire Code

City Manager Sullivan said the State periodically updates the Fire Code, this Ordinance is to keep the City up to date.

Moved by Commissioner Rozell and Commissioner Jenks to approve the Ordinance to Amend Article VII, Dangerous Buildings, of Chapter 6, Buildings and Building Regulations, of the Code of Ordinances of the City of Huntington Woods.

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

Ayes: Mayor Paul, Commissioner Iversen, Commissioner Jenks and Commissioner Rozell

Nays: None

Absent: Mayor Pro Tem Olsman (excused)

The Mayor thereupon declared said Resolution adopted.

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

**ORDINANCE NO. 591**

**AN ORDINANCE TO AMEND ARTICLE VII, DANGEROUS BUILDINGS, OF CHAPTER 6, BUILDINGS AND BUILDING REGULATIONS, OF THE CODE OF ORDINANCES OF THE CITY OF HUNTINGTON WOODS**

**THE CITY OF HUNTINGTON WOODS ORDAINS:**

**Section 1 of Ordinance. Ordinance Amendment.**

Sec. 16-23 Adoption of International Fire Code

The City hereby adopts by reference as the Fire Prevention Code for the City the 2015 Edition of the International Fire Code, including its appendices, as published and promulgated by the International Code Council, Inc., for the purpose of regulating and governing the safeguarding of life and property from fire and explosion hazards arising from the storage, handling and use of hazardous substances, materials and devices, and from conditions hazardous to life or property in the occupancy of buildings and premises in the City and providing for the issuance of permits for hazardous uses or operations; and each and all of the regulations, provisions, conditions and terms of such International Fire Code, 2015 Edition, hereby referred to, are adopted and made a part hereof as if fully set out herein, with the following amendments. In applying the provisions of the International Fire Code, the City also recognizes in reference the rules, recommendations, and requirements published and promulgated within the most current versions of all applicable National Fire Protection Association (NFPA) codes and standards.

Sec. 16-24. Amendments and deletions; limits established.

- (a) *Changes.* The fire prevention code adopted by the provisions of this article is hereby amended, changed and altered in the following respects:

Section 101.1. Title is amended to read as follows:

These regulations shall be known as the Fire Code of the City of Huntington Woods, Michigan, hereinafter referred to as “this code.”

Section 108.1. Appeals is amended to read as follows:

The City of Huntington Woods Construction and Property Maintenance Board of Appeals, created by Section 8.8 of the Code of Ordinances of the City of Huntington Woods, is hereby designated to hear and decide appeals of orders, decisions or determinations made by the fire code official relative to the application and interpretation of this Code. The Board may, as required, adopt rules or procedures for conducting its business and shall render all decisions and findings in writing to the appellant with a copy of the fire code official.

Section 109.4. Violation Penalties.

This section is deleted and penalties shall be as provided by applicable ordinance.

Section 111.4. Failure to Comply is amended to read as follows:

Any person who shall continue to work after having been served with a stop work order, except such work as that person is directed to perform to remove a violation or unsafe conditions, shall be responsible for a violation of this Code and liable to a fine as provided by ordinance. Every day that work shall continue shall constitute a separate and additional offense.

- (b) *Limits established.* The geographic limits referred to in certain sections of the 2015 International Fire Code are hereby established as follows

Section 5504.3.1.1. (geographic limits in which the storage of flammable cryogenic fluids in stationery containers is prohibited): Prohibited in all areas of the City.

Section 5704.2.9.5. (geographic limits in which the storage of Class I and Class II liquids in above-ground tanks inside of buildings is prohibited): Prohibited in all areas of the City.

Section 5706.2.4.4. (geographic limits in which the storage of Class I and Class II liquids in above-ground tanks for all special operations is prohibited): Prohibited in all areas of the City.

Section 6104.2 (geographic limits in which the storage of liquefied petroleum gas is restricted for the protection of heavily populated or congested areas): Prohibited in all areas of the City.

Sec. 16-25. Permits

The fire official shall inspect all structures and premises, except single-family dwellings, at least once each year.

- (1) An inspection permit shall be issued by such fire official annually and such permit shall remain effective for such period of time as specified on the permit or until the next annual inspection.
- (2) It shall be unlawful to engage in any business activity without first obtaining such a permit from the fire official.
- (3) Permits are not transferable and any change in use, operation or tenancy shall require a new permit.

Sec. 16-26. Fees

A fee shall be charged for such inspection and permit as required under Section 16-25 and the permit shall not be issued until the designated fee has been paid. Such fee may be revised by resolution of the City Commission from time to time. The fee for any appeal taken to the board of appeals pursuant to this article shall be in such amount as may be prescribed by the City Commission by resolution.

Sec. 16-27. Violations; penalties.



RESOLUTION R-23-2017

Tax Collection Agreement – Berkley Schools

Moved by Commissioner Jenks and supported by Commissioner Iversen to approve the 2017 Tax Collection Agreement with the Berkley School District.

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

Ayes: Mayor Paul, Commissioner Iversen, Commissioner Jenks and Commissioner Rozell

Nays: None

Absent: Mayor Pro Tem Olsman (excused)

The Mayor thereupon declared said Resolution adopted.

RESOLUTION R-24-2017

Great Lakes Fireworks Agreement

Moved by Commissioner Iversen and supported by Commissioner Jenks that the City of Huntington Woods enter into an agreement for a one year term with Great Lakes Fireworks Co, 24805 Marine, Eastpointe, MI 48021 based upon the contract specifications to provide for a fireworks display on July 4, 2017 at a cost of \$15,000.00

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

Ayes: Mayor Paul, Commissioner Iversen, Commissioner Jenks and Commissioner Rozell

Nays: None

Absent: Mayor Pro Tem Olsman (excused)

The Mayor thereupon declared said Resolution adopted.

RESOLUTION R-25-2017

Boards, Commission and Committee Appointments

Moved by Commissioner Rozell and supported by Commissioner Jenks to appoint Catherine Fresia of 13134 Hart Avenue to the Environmental Advisory Committee.

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

Ayes: Mayor Paul, Commissioner Iversen, Commissioner Jenks and Commissioner Rozell

Nays: None

Absent: Mayor Pro Tem Olsman (excused)

The Mayor thereupon declared said Resolution adopted.

RESOLUTION R-26-2017

Set City Commission Work Session

Moved by Commissioner Jenks and supported by Commissioner Rozell to set Tuesday, May 2, 2017 at 7:00pm as a City Commission Work Session.

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

Ayes: Mayor Paul, Commissioner Iversen, Commissioner Jenks and Commissioner Rozell

Nays: None

Absent: Mayor Pro Tem Olsman (excused)

The Mayor thereupon declared said Resolution adopted.

RESOLUTION R-27-2017

Receive and file reports and minutes

Moved by Commissioner Iversen and supported by Commissioner Jenks to receive and file the reports and minutes:

- a. Library Advisory Board, February 27, 2017
- b. Planning Commission, January 23, 2017
- c. Planning Commission, February 27, 2017
- d. Parks and Recreation Advisory Board, March 28, 2017

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

Ayes: Mayor Paul, Commissioner Iversen, Commissioner Jenks and Commissioner Rozell

Nays: None

Absent: Mayor Pro Tem Olsman (excused)

The Mayor thereupon declared said Resolution adopted.

WARRANT NO. 323

Moved by Commissioner Jenks and supported by Commissioner Iversen that the attached transfers and disbursements as listed on the Accounts Payable Distribution Report due by April 21, 2017 and paid between March 24, 2017 and April 20, 2017 on pages 1 through 9 in the amount of \$343,754.04 be approved and paid, subject to full audit.

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

Ayes: Mayor Paul, Commissioner Iversen, Commissioner Jenks and Commissioner Rozell

Nays: None

Absent: Mayor Pro Tem Olsman (excused)

The Mayor thereupon declared said Resolution adopted.

RESOLUTION R-28-2017

Recess to Closed Session

Moved by Commissioner Jenks and supported by Commissioner Rozell to table the closed session, item 13 on the agenda, to instead hold the Closed Session following the City Commission Work Session on Tuesday, May 2, 2017.

The Mayor called a roll call vote, the City Commission voted thereon as follows:

Ayes: Commissioner Jenks, Commissioner Iversen, Commissioner Rozell and Mayor Paul

Nays: None

Absent: Mayor Pro Tem Olsman (excused)

The Mayor thereupon declared said Resolution adopted.

CITY MANAGER REPORT

City Manager Sullivan reported May 4<sup>th</sup> is the last day to buy a season pool pass and receive the free guest pass. Walk Run Boom is Saturday, June 24, 2017.

Registration is underway and race sponsors are still needed. The City has a program called HARP, the Home Assistance Repair Program. Volunteers are matched with seniors, residents with disabilities or service member families for help with minor home repair chores. The BART Board is holding their second annual Gallery Hop this Sunday, tickets are available at City Hall, the Library or the day of the event.

COMMISSIONER'S REMARKS

Commissioner Jenks said as we look at senior programming some form of senior housing is critical. We need to figure out a way seniors can live in Huntington Woods and free up homes for larger families.

Commissioner Iversen had no comments.

Commissioner Rozell had no comments.

Mayor Paul said this Saturday is National Drug Prescription Take Back Day. The unused prescriptions can be dropped off at Huntington Woods, Oak Park and Berkley Public Safety Departments from 10 am to 2pm.

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

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Joy Solanskey, City Clerk

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Robert F. Paul, III, Mayor