

THE NINETEENTH REGULAR MEETING OF THE THIRTY-SIXTH COUNCIL OF THE CITY OF BERKLEY, MICHIGAN WAS CALLED TO ORDER AT 7:00 PM ON MONDAY, DECEMBER 5, 2016 BY MAYOR O'DWYER

PRESENT: Steve Baker Eileen Steadman
 Jack Blanchard Daniel Terbrack
 Colleen Graveline Phil O'Dwyer
 Alan Kideckel

APPROVAL OF AGENDA

Councilmember Kideckel moved to approve the Agenda.

Seconded by Mayor Pro Tem Baker.

Ayes: Graveline, Kideckel, Steadman, Terbrack, Baker, Blanchard, and O'Dwyer

Nays: None

Motion Approved.

INVOCATION PASTOR ADAM GROH

CITIZENS COMMENTS

Rachel Piacentini, Berkley resident at 1726 Oxford, inquired about the Work Sessions scheduled for Friday, December 9, 2016 and asked council to give an update on the Berkley Ice Arena.

Consent Agenda

Councilmember Steadman moved to approve the following Consent Agenda, seconded by Councilmember Blanchard:

APPROVAL OF THE MINUTES: Matter of approving the minutes of the regular 36th City Council meeting on Monday, November 21, 2016.

Ayes: Blanchard, Graveline, Kideckel, Steadman, Terbrack, Baker, and O'Dwyer

Nays: None

Motion Approved.

Regular Agenda

RECOGNITIONS/PRESENTATIONS: Matter of any recognitions or presentations from the Consent Agenda.

PRESENTATION: Matter of receiving a presentation by Plante Moran regarding the 2015/2016 FY audit.

Mayor Pro Tem Baker moved to receive a presentation by Plante Moran.

Seconded by Councilmember Kideckel.

City Manager Baumgarten introduced Audit Partner Lisa C. Manetta and Audit Manager Keith Szymanski from Plante Moran.

Audit Partner Lisa C. Manetta and Audit Manager Keith Szymanski from Plante Moran, gave a PowerPoint presentation and handout of the City of Berkley Presentation of Audit Result for the Fiscal year ended June 30, 2016. Mr. Szymanski advised council that it is not uncommon for municipalities in Wayne County to have 0% funded for future plans. Throughout Oakland County there is a wide range from smaller plans to close to fully funded, most communities find themselves doing the best they can. City of Berkley is where it should be with fund balance; it is based on the percent of expenditures which may range from 15% to 40%. The unfunded liability has been in the footnote disclosure for the past ten years and has not affected our bond rating negatively.

Councilmember Blanchard asked the Plante Moran representatives, "How does City of Berkley compare to similar size communities?" and "How does City of Berkley look for their fund balance and are they where they should be?"

Mayor Pro Tem Baker explained that fund balance is a statement recording transactions from expenses and revenues. He the Plante Moran representatives to offer best practice or tips to help move along the proper procedures.

Councilmember Terbrack asked the Plante Moran representatives, "What impact does that have on bond or financial strength rating with unfunded liability?"

Mayor O'Dwyer thanked Lisa C. Manetta and Keith Szymanski from Plante Moran for their presentation. He expressed his gratitude for the help Plante Moran has provided in the absence of the Finance Director. Mayor O'Dwyer recognized Public Safety Director Richard Eshman for his time as Interim City Manager without any extra pay.

RESOLUTION NO. R-40-16: Matter of authorizing amendment of the 2016/17 Operating Budget – those Operating Funds as presented.

Councilmember Kideckel moved to approve Resolution No. R-40-16.

Seconded by Councilmember Steadman.

Ayes: Kideckel, Steadman, Terbrack, Baker, Blanchard, Graveline, and O'Dwyer

Nays: None

Motion Approved.

RESOLUTION NO. R-41-16: Matter of designating of City Manager Matthew C. Baumgarten as the Street Administrator for the City of Berkley.

Councilmember Blanchard moved to approve Resolution No. R-41-16.

Seconded by Councilmember Graveline.

Ayes: Steadman, Terbrack, Baker, Blanchard, Graveline, Kideckel, and O'Dwyer

Nays: None

Motion Approved.

MOTION NO. M-89-16: Matter of authorizing the City Manager to engage Hubbell, Roth & Clark (HRC) to complete design and construction services for the 2016-2017 CDBG Sidewalk Ramp Replacement Program in an amount not to exceed \$11,250 from account # 202-464-821-010 and 203-464-821-010 (Engineering-Concrete Repairs & ADA Ramps).

Councilmember Terbrack moved to approve Motion No. M-89-16.

Seconded by Councilmember Kideckel.

Ayes: Terbrack, Baker, Blanchard, Graveline, Kideckel, Steadman, and O'Dwyer

Nays: None

Motion Approved.

MOTION NO. M-90-16: Matter of approving the purchase of a 2017 Morbark M15RX Brush Chipper from Morbark LLC with a total cost of \$51,423.75 from account # 101-441-982-000 (Equipment).

Councilmember Kideckel moved to approve Motion No. M-90-16.

Seconded by Councilmember Blanchard.

Ayes: Baker, Blanchard, Graveline, Kideckel, Steadman, Terbrack, and O'Dwyer

Nays: None

Motion Approved.

MOTION NO. M-91-16: Matter of awarding a contract for Senior Home Chore Snow Removal Service to John of All Trades LLC., 4292 Thomas Ave. Berkley, MI 48072. Total cost will not exceed \$5,000.00 which will be paid from account # 275-940-818-031 and #275-940-818-033.

Councilmember Steadman moved to approve Motion No. M-91-16.

Seconded by Councilmember Kideckel.

Ayes: Blanchard, Graveline, Kideckel, Steadman, Terbrack, Baker, and O'Dwyer

Nays: None

Motion Approved.

MOTION NO. M-92-16: Matter of approving the proposed 2017 City Council Regular Meeting schedule.

Councilmember Graveline moved to approve motion No. M-92-16.

Seconded by Councilmember Blanchard.

Ayes: Graveline, Kideckel, Steadman, Terbrack, Baker, Blanchard, and O'Dwyer

Nays: None

Motion Approved.

COMMUNICATIONS:

COUNCILMEMBER KIDECKEL: spoke about the Saturday, December 3, 2016 events to include the Snowman Shuffle and Holiday Lights Parade. He thanked the Junior Women's Club and all the participants of both events.

COUNCILMEMBER GRAVELINE: expressed her appreciation to the Berkley Holiday Parade Committee for all their hard work.

COUNCILMEMBER TERBRACK: recognized all the volunteers and participants for the Saturday, December 3, 2016 events. He invites everyone to participate in the following Parks and Recreation programs: Candy Cane Lane Craft Show on Saturday, December 10th from 10 a.m. to 4 p.m.; Parents Night Out on Friday, December 16th; Winter Vacation Camp from Tuesday, December 27th to Thursday, December 29th and Tuesday, January 3rd; and an Indoor Walking Track at the Ice Arena will open starting on Wednesday, December 7th from Monday to Friday at 9 a.m. to 11 a.m.

MAYOR PRO TEM BAKER: thanked the Berkley Holiday Lights Committee, the Junior Women's Club, local businesses that participated in the Hometown Holidays program, Berkley Historic Museum members, and all the Berkley residents that participated in this past weekend's events. He recognized Mayor Phil O'Dwyer for his appointment as a Board of Trustees member for the Michigan Municipal League (MML) Worker Compensation Fund. Mayor Pro Tem Baker concluded with a quote from Russian playwright and short story writer Anton Chekhov, "People don't notice whether it's winter or summer when they're happy." He wished everyone a safe winter season.

COUNCILMEMBER STEADMAN: thanked everyone involved in the success of this weekend's events, the Junior Women's Club, and the Berkley Holiday Lights Committee. She invites everyone to participate in the following Library programs: Family Craft Night on Wednesday, December 7th at 6:30 p.m.; Taoist Tai Chi on Thursday, December 8th at 6:30 p.m.; Family Movie "Elf" on Saturday, December 10th at 10:30 a.m.; and Storytime with Santa on Wednesday, December 14th with Session 1 at 4 p.m. and Session 2 at 6:30 p.m. Councilmember Steadman reminded everyone of the Beautification Advisory Committee Annual Holiday Spirit Award. Nomination forms may be emailed to berkleybac@gmail.com and the deadline for nominations is due by Monday, December 12th and recognitions will be done on Monday, December 19th City Council Meeting.

COUNCILMEMBER BLANCHARD: recognized all the volunteers and participants for the Snowman Shuffle and the Holiday Lights Parade. He spoke about the American Legion accepting donations for holiday baskets to be given to veterans in need by Thursday, December 15th. The American Legion will take non-perishable food donations or cash donations and they plan to deliver the baskets no later than Friday, December 23rd. Councilmember Blanchard wished everyone a Happy Holiday.

CITY MANAGER BAUMGARTEN: spoke about the upcoming Work Session to discuss the Ice Arena which will include a strategic course to remedy the closure, address improvements, demolition and

rebuilding cost, structural issues, 2014 Stantec report, annual operating cost, and recap of previous year's conversations. He announced that the City Hall, Library, and Parks and Recreation are participating in a Diaper Donation for the Judson Center in Royal Oak for the holidays. City Manager Baumgarten informed council that a presenter will be available at the Monday, December 19th Council Meeting to discuss mitigate rodent infestation. The City Manager's Office will be providing council a report on an ordinance regarding chickens in the City of Berkley.

CITY ATTORNEY CHRIST: had no comments this evening.

MAYOR O'DWYER: spoke about the wonderful weekend events and the variety of activities available to the community; he thanked all the volunteers involved in making these events a success. Mayor O'Dwyer recognized City Administration and especially the Finance Department for the financial audit report. He thanked Mayor Pro Tem Baker for conducting the December 5th Council Meeting.

COUNCIL MEETING ADJOURNMENT:

Motion by Councilmember Kideckel to adjourn the regular meeting at 8:08 p.m.

Seconded by Councilmember Blanchard.

Ayes: Kideckel, Steadman, Terbrack, Baker, Blanchard, Graveline, and O'Dwyer

Nays: None

Motion Approved.