

A Regular Meeting of the Royal Oak City Commission was held on Monday, January 4, 2010, in the City Hall, 211 Williams, Royal Oak. The Meeting was called to order by Mayor Ellison at 7:30 p.m.

Commissioner Andrzejak gave the Invocation. Everyone present gave the Pledge of Allegiance.

ROLL CALL	PRESENT	ABSENT
Mayor	Ellison	
Commissioners	Andrzejak Capello Drinkwine Poulton Rasor Semchena	

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ANNOUNCEMENTS

Mayor Ellison read a list of upcoming board and committee meetings.

Curbside Christmas tree recycling will continue through January 15, 2010. Trees should be curbside on refuse collection day and must have all lights, decorations, and stands removed; and not contained in plastic bags.

Thursday, January 7th

Royal Oak Nature Society is sponsoring a presentation by professional nature photographers, Pat and Ray Coleman entitled "Costa Rica" at the Royal Oak Middle School starting at 7:00 p.m. For additional information check www.ci.royal-oak.mi.us/portal/community-links/nature-society

Saturday, January 16th

"Hearts and Flowers Craft Show" at the Royal Oak Farmers Market from 7:00 a.m. until 1:00 p.m. There will also be antiques & collectibles. Free admission. Contact (248) 246-3276 for additional information.

Tuesday, January 19th

Royal Oak Nature Society hosting the first of three "Owl Hoots" in Tenhave Woods at 7:30 p.m. Using taped recordings, participants will walk into the woods in the hopes of attracting screech and great horned owls. Walks are also scheduled for February 17th and March 18th.

Commissioner Capello reminded everyone that tax season is here. Beginning in February on Mondays and Wednesdays at the Senior Center the AARP provides tax counseling for seniors and low income families.

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PUBLIC COMMENT

Mr. George Gomez, 2018 Guthrie, announced that on January 26th there was an event to raise funds for the warming shelter. "Forever Plaid" will be presented at the First Presbyterian Church. Tickets are \$20.

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SOLUTION TODAY

City Manager Johnson stated there would be one new item to be brought forward at the January 25 meeting. It dealt with software to track senior center and recreation programs and online registration. He also wanted to create a new section on the agenda for items that did not need action.

Commissioner Andrzejak requested a report on abatements such as whether or not the jobs were created, etc.

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APPROVAL OF AGENDA

Mayor Ellison noted that the City Manager Employment Agreement was being held over to the meeting on the 25th.

Moved by Commissioner Capello
Seconded by Commissioner Drinkwine

BE IT RESOLVED that the City Commission hereby approves the agenda for the January 4, 2010 meeting as amended.

ADOPTED UNANIMOUSLY

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CONSENT AGENDA

Moved by Commissioner Drinkwine
Seconded by Commissioner Capello

BE IT RESOLVED that the City Commission hereby approves the consent agenda as follows:

- A. BE IT RESOLVED that the claims of December 29, 2009 in the amount of \$2,847,846.35 audited by the Department of Finance are hereby approved.
- B. BE IT RESOLVED that the City Commission hereby approves the Purchase Orders as listed in Commission Letter #02-10 dated 12-29-09.
- C. BE IT RESOLVED that the City Commission hereby approves the continued practice in the "Claims" (payables) approval process as presented in the Commission letter #07-10 authored by the Finance Director.

BE IT FURTHER RESOLVED, that the Mayor and City Clerk are authorized to execute the proposed Agreement on behalf of the City.

ADOPTED UNANIMOUSLY

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APPOINTMENTS COMMITTEE RECOMMENDATIONS

Moved by Commissioner Capello
Seconded by Commissioner Semchena

BE IT RESOLVED, that the City Commission approves the recommended appointments brought forward from the Appointments Committee as submitted:

COMMITTEE	NAME	POSITION	EXPIRATION
Animal Shelter Committee	Nicole Krieger	Resident	12/31/2013
Board of Review	Richard O'Malley	Resident	12/31/2011
Bldg Auth Bd Of Comm	Thomas O'Brien	Resident	6/30/2014
Charter Review Committee	Rob Moore	Resident	12/31/2010

Civil Service Board	William Sullivan	Resident	12/31/2011
Crime Prevention Council	Dana Goldberg	Resident	12/31/2012
Historical Commission	William Danforth	Resident	12/31/2010
Hist District Study Comm	Timothy Constant	Resident	12/31/2012
Memorial Day Parade	William Sullivan	At large	12/31/2012
Memorial Day Parade	Carlo Ginotti	At large	12/31/2012
RO Acorn Foundation	Amy Lampinen	At Large	12/31/2012
RO Acorn Foundation	Kenneth Rosen	RO Library Rep	12/31/2010
RO Acorn Foundation	Helen Cost	RO Nature Soc Rep	12/31/2011
RO Environmental Adv Bd	Nancy Foerster	Resident	12/31/2010
RO Environmental Adv Bd	Kathleen Klein	Resident	12/31/2012
RO Environmental Adv Bd	Tom Regan	Resident	12/31/2012
Zoning Board of Appeals	Andrew Androff	Resident	12/31/2010
Zoning Board of Appeals	Kevin Kalczynski	1st alternate	12/31/2010
Zoning Board of Appeals	George Gomez	2nd alternate	12/31/2011

ADOPTED UNANIMOUSLY

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Commissioner Drinkwine noted that they had two vacancies they tried to fill but the nominees declined. They were recommending two other people.

Moved by Commissioner Drinkwine
Seconded by Commissioner Semchena

BE IT RESOLVED, that the City Commission approves the additional appointments recommended by the Appointments Committee as follows:

Parks and Recreation Advisory Board	William Staubach
Traffic Committee	Mark Mutchler

ADOPTED UNANIMOUSLY

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APPOINTMENTS COMMITTEE ROTATION

Moved by Commissioner Capello
Seconded by Commissioner Semchena

BE IT RESOLVED, that the Appointments Committee members rotate to Mayor Pro-Tem Andrzejak and Commissioners Rasor and Poulton effective January 4, 2010.

ADOPTED UNANIMOUSLY

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DDA APPOINTMENT

Mr. Johnson recommended the appointment of Katherine Wilkinson to the resident position on the Downtown Development Authority.

Moved by Commissioner Semchena
Seconded by Commissioner Rasor

BE IT RESOLVED that the Royal Oak City Commission hereby confirms the appointment of Katherine Wilkinson to the Downtown Development Authority Board of Directors.

ADOPTED UNANIMOUSLY

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REVIEW OF HOLIDAY MARKET LICENSE AGREEMENT

Mr. Johnson noted there had been no complaints about the trailer and recommended extending the agreement.

Moved by Commissioner Semchena
Seconded by Commissioner Poulton

BE IT RESOLVED that the City Commission hereby approves extending the license agreement permitting Holiday Market to park a refrigerated trailer in the public right of way next to the store along Parent Avenue from November 15, 2010 to January 5, 2011.

ADOPTED UNANIMOUSLY

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RENEWAL OF ACCUMED BILLING AGREEMENT

Mr. Johnson explained this extension was at 8% which was a reduction from the 10% of a few years ago. The Fire Department was very pleased with their service. He recommended approval.

Moved by Commissioner Drinkwine
Seconded by Commissioner Semchena

BE IT RESOLVED that the City Commission hereby approves the Billing Service Agreement with AccuMed Billing, Inc and the Royal Oak Fire Department for a 3 year extension.

ADOPTED UNANIMOUSLY

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PROPOSED ENERGY EFFICIENCY CONSERVATION STRATEGY

Mr. Johnson stated they determined it made the most sense to spend the money on improvements the heating, ventilating and air-conditioning systems in City Hall and the Police Department. They looked at LED lighting downtown but believed this would be a better use of the money. This was part of the stimulus grants.

Moved by Commissioner Andrzejak
Seconded by Commissioner Rasor

BE IT RESOLVED that the City Commission hereby authorizes the submittal of the Energy Efficiency and Conservation Strategy to the U. S. Department of Energy.

ADOPTED UNANIMOUSLY

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GOLF COURSE MANAGEMENT AGREEMENT

City Attorney Gillam gave a brief overview of the agreement.

Commissioner Razor wanted an opportunity to review the agreement. Commissioner Capello confirmed that they were up to date on all payments to the City. Commissioner Andrzejak requested additional information and financial statements.

This item was held over to January 25th.

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AMENDMENT TO PARKING STATION ORDINANCE, FIRST READING

Commissioner Razor noted that he needed to be excused from the discussion.

Moved by Commissioner Capello
Seconded by Commissioner Andrzejak

BE IT RESOLVED, that the City Commission hereby excuses Commissioner Razor from the discussion on the Amendment to the Parking Station Ordinance.

ADOPTED UNANIMOUSLY

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Moved by Commissioner Andrzejak
Seconded by Commissioner Capello

BE IT RESOLVED, that the City Commission hereby approves the 2010 Amendment to the Parking Station Ordinance (Exhibit A) on First Reading.

Mr. Gillam explained the changes.

AYES: Commissioners Andrzejak, Capello, Drinkwine, Poulton, Semchena and Mayor Ellison

NAYS: None

ABSTAIN: Commissioner Razor

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DISCUSSION OF CUSTOMER FEEDBACK SYSTEM

Commissioner Razor wanted a procedure to gather customer feedback.

Mr. Johnson explained they wanted to direct as much of this to the website as possible. They could either provide a business card with instructions or a pre-printed pad that has that information in addition to a space for those that prefer to write it out. They would then have one box on the counter outside the Clerk's office.

Commissioner Capello believed most people would prefer to respond immediately.

Commissioner Razor noted it wasn't just for complaints but suggestions and praise as well. He would prefer to see a box on each counter.

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Upon Motion of Commissioner Razor, Seconded by Commissioner Capello, and adopted unanimously, the Regular Meeting was adjourned at 8:14 P.M.

Melanie Halas, City Clerk

The foregoing Minutes of the Regular Meeting held on January 4, 2010, having been officially approved by the City Commission on Monday, January 25, 2010, are hereby signed this twenty-fifth day of January.

James B. Ellison, Mayor

Exhibit A

ORDINANCE NO. 2010-01

AN ORDINANCE TO AMEND THE ROYAL OAK CITY CODE AT CHAPTER 503, "PARKING STATIONS", SECTION 503-11, "DUTIES OF LICENSEE AS BAILEE", TO CLARIFY THE RELATIONSHIP BETWEEN A LICENSEE AND A CUSTOMER BY DELETING THE TERM "BAILEE"

THE CITY OF ROYAL OAK ORDAINS:

SECTION 1. SHORT TITLE. This Ordinance shall be known as and may be cited as the "2010 Amendment to the Parking Station Ordinance."

SECTION 2. STATEMENT OF PURPOSE. This is an ordinance to amend the City Code at Chapter 503, "Parking Stations", Section 503-11, "Duties of Licensee as Bailee", to clarify the relationship between a licensee and a customer by deleting the term "bailee".

SECTION 3. AMENDMENT AT SECTION 503-11. The Royal Oak City Code, Chapter 503, "Parking Stations", is hereby amended at Section 503-11, "Duties of Licensee as Bailee", which shall now read as follows:

"Section 503-11. Duties of licensee.

In operating a parking station, each licensee shall faithfully perform its duties under this Chapter and shall use its best efforts to employ honest and competent attendants."

SECTION 4. SEVERABILITY. If any Section, subsection, clause, phrase or portion of this ordinance is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent portion of this ordinance, and such holding shall not affect the validity of the remaining portions of this ordinance.

SECTION 5. 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 are commenced.

SECTION 6. REPEALER. All ordinances or parts of ordinances in conflict herewith are hereby repealed only to the extent necessary to give this ordinance full force and effect.

SECTION 7. EFFECTIVE DATE. This ordinance shall take effect ten (10) days after the final passage thereof.