



*23925 Woodward Avenue
Pleasant Ridge, Michigan 48069*

**Regular City Commission Meeting
March 15, 2016**

Having been duly publicized, Mayor Metzger called the meeting to order at 7:31 p.m.

Present: Commissioners Foreman, Krzysiak, Perry, Scott, Mayor Metzger.
Also Present: City Manager Breuckman, City Attorney Greg Need, City Clerk Drealan.
Absent: None.

Public Discussion

Ms. Leslie Jones, 19 Fairwood, representing the Environmental Committee, reported there is a meeting Monday, March 21st, Community Center, 7:00p, with guest speakers discussing pesticides and safe/beautiful garden techniques. Commissioner Krzysiak added that there will be discussion on storm water treatment later in the meeting and applauds the Environmental Committee for making the community aware of pesticide hazards.

Mr. Fred Sedeon, 29 Fairwood, addressed the City's carbon footprint and reported that heating the city's pool produces the most carbon dioxide. The actual residents of the city emit far more carbon dioxide than heating the pool. Mr. Sedeon provided the Mayor with a flash drive that has documentation and three videos explaining carbon dioxide and green energy.

Mr. Sean Campbell, 58 Sylvan, spoke about the neighborhood compatibility and exterior design standards in that the new ordinance is more objective than the previous standards which could take away from the diversity that exists in the city now. Commissioner Perry commented that the exterior design standards focus more on the quality of materials and construction, not the actual design.

Governmental Reports

Mr. Robert Wittenberg, Michigan State Representative, highlighted the "Woodward Talk" report that his office produces and mentioned the next coffee hour in Pleasant Ridge is Monday, April 4th, 10:30a to 12:00p, Community Center; Tuesday, April 5th, Huntington Woods Parks & Rec Center, 6:30p to 8:00p. There will be a town hall meeting on income and tax inequality in Michigan, Ferndale High School, Thursday, April 14th, 7:00p. The budget is what is being addressed in Lansing at this time, along with Detroit Public Schools. March is reading month and Mr. Wittenberg hopes to cover all the schools in his district to either read to the younger students or speak to the government classes for the older students. Any questions or concerns, contact Mr. Wittenberg at robertwittenberg@house.mi.gov or 517-373-0478. Commissioner Krzysiak commented that he hopes that Lansing will be able to come to a decision on the Detroit Public Schools for the sake of

the students and the families in order for them to be able to have a good experience with school same as residents, such as, Pleasant Ridge, get to experience. Commissioner Krzysiak questioned the cuts that could be made to mental health and Mr. Wittenberg responded that this is a society issue and he will not support any cuts.

Chief Kevin Nowak, Pleasant Ridge Police, reported there is a new crossing guard for Roosevelt School and is doing well. February crime numbers are down in Pleasant Ridge. Chief Nowak reminded that the IRS scam phone calls are prevalent during this time of year. Chief Nowak mentioned that the police department will be enforcing the leash requirements, and the ordinance is on the City's Website for residents to become familiar with and understand their responsibilities as pet owners. The police department has purchased three laptops to be mounted in the patrol vehicles to replace the computers that were 15-years-old. The Pleasant Ridge Foundation assisted in the purchase and the Chief thanked the Foundation and the residents for their support.

Request to Fund Roosevelt Playground Improvements

City Manager Breuckman mentioned that the Ferndale School District is undertaking a playground improvement project this summer that will convert the playground area along Ridge Road, the former basketball court, and a benefit to the residents on the west side of the city. The school district would like to partner with the City to facilitate the improvement. Mr. Blake Prewitt, Ferndale Schools Superintendent, Ms. Diane Keith, Principal Roosevelt Elementary School, and Ms. Jackie Hart, newly appointed Ferndale Public School Member were present at the meeting. Superintendent Prewitt explained that the bond fund did provide many improvements to the schools. The large cement pad from the basketball court is a safety concern and will be renovated with playground equipment focusing on those children that have special needs. The overall playground project is expected to cost \$83,729.00. The assembly and playground landscape will be a "community build" project and Keller Williams is volunteering to assist. Commissioner Krzysiak inquired if residents could participate in the project and Prewitt responded that all are welcomed. Breuckman reported that the monies for Phase II would be funded through the capital improvement projects.

16-3238

Motion by Commissioner Foreman, second by Commissioner Perry, that the Pleasant Ridge City Commission authorize a contribution of up to \$7,140 towards the Roosevelt playground improvement project to pay for Phase II.

Adopted: Yeas: Commissioner Foreman, Perry, Scott, Krzysiak, Mayor Metzger.
 Nays: None.

City Commissioner Liaison Reports

Commissioner Scott on behalf of the Historical Commission reminded residents that the Home & Garden Tour will be held June 4th.

Commissioner Krzysiak reported that the Pancake Brunch is Saturday, March 19th, starting at 10:00a; 11:30a starts the egg hunt. Baseball signups are still available. Gainsboro playground will be updated as well this year and a subcommittee will be formed to look at equipment and designs. Any ideas or suggestions from the residents are welcomed. The Recreation Commission meets on the last Wednesday of every month at the Community Center.

Commissioner Foreman reported that the Ferndale Education Foundation Auction will be held at the Magic Bag, Ferndale, Thursday, April 26th, 7:00p to 10:00p; tickets \$50.00/person; theme is the Grammys. The spring musical is March 18, 19, and 20; tickets are \$10/adults, \$5/students and seniors. Ferndale's Robotics team received the Chairman's Award for spreading the importance of STEM education and able to participate in the state finals. The next School Board Meeting will be March 21st, 7:00p, at the high school.

Commissioner Perry reported that the Planning Commission/DDA met Monday, February 22nd and welcomed two new members, Mr. Thomas Treuter and Mr. Kevin Barlow. The DDA appointed a budget subcommittee for 2016 budget. The Planning Commission held a public hearing and voted to approve the Ordinance to amend Chapter 82 (Zoning), Section 82-6, Violations and 82-8 Fines and Imprisonment. The next Planning Commission/DDA meeting will Monday, March 21st, 7:00p.

Consent Agenda

16-3239

Motion by Commissioner Perry, second by Commissioner Scott, that the Consent Agenda be approved, as recommended.

Adopted: Yeas: Commissioner Perry, Scott, Foreman, Krzysiak, Mayor Metzger.
 Nays: None.

Commissioner Perry announced that there are bookmarks available supporting Parenting Awareness Month.

Supplemental Appropriation A-2016-001

City Manager Breuckman explained that this is budget housekeeping. The DEQ required every city to perform a water reliability study and ground water testing in the DPW yard that was costly and this area needed to be amended.

16-3240

Motion by Commissioner Perry, second by Commissioner Scott, that Supplemental Appropriation A-2016-001 be approved.

Adopted: Yeas: Commissioner Perry, Scott, Foreman, Krzysiak, Mayor Metzger.
 Nays: None.

Establish Public Hearing on Tuesday, April 12, 2016, 7:30p.m., on an Ordinance regarding Equivalent Residential Unit (ERU) Storm Water Charges

City Manager Breuckman explained the storm water runoff fee methodology with a PowerPoint presentation. The new method of collecting storm water treatment fees will add a flat fee to utility bills and lower water usage rate. There will be no increase or decrease in the amount collected by the City. Residents will save \$23.00 on average. The actual cost decrease/increase depends on water usage. The City operates a combined sewer system in that sanitary and storm runoff flow through the same pipes. Sewage treatment costs are recovered through a water and sewer usage rate. The user fee must be proportionate to the cost of service. The proposed action is to switch the ERU billing for storm water costs and to reduce water and sewer usage rate by 30-percent. There will be no net change, only in how the storm water costs are apportioned. The City needs to determine the total storm water runoff factor city-wide, establish proportional ERU values for each property, and assess costs based on ERU value. The runoff factor is determined by 90-percent impervious surface

plus 15-percent of pervious surface on each parcel. The total ERU factor for the City is 1257.6. There are 1,124 residential parcels in the City and the ERU value will be determined by neighborhood. The City's FY15-16 storm water treatment cost will be \$335,000.00, which is a \$266.85 cost per ERU. The impact on businesses will be an average annual increase of \$975.00 and will depend on parcel characteristics and water use. This information is on the City's website. Commissioner Krzysiak commended Breuckman for the information packet and encouraged residents to review. Krzysiak personally believes the calculations should be done by parcel and not neighborhood. Commissioner Foreman inquired when the changes take place and how will the residents be made aware. Breuckman responded that the changes start July 1st of the new fiscal year and this will appear on the July/August bills.

16-3241

Motion by Commissioner Forman, second by Commissioner Perry, that a public hearing be established on Tuesday, April 12, 2016, at 7:30 p.m., to solicit public comments on an ordinance regarding Equivalent Residential Unit (ERU) Storm Water Charges.

Adopted: Yeas: Commissioner Foreman, Perry, Scott, Mayor Metzger.
 Nays: Commissioner Krzysiak.

Establish Public Hearing on Tuesday, April 12, 2016, 7:30 p.m., on an Ordinance to amend the Pleasant Ridge City Code Chapter 82 (Zoning), Section 82-6 Violations and Section 82-8 Fines and Imprisonment.

City Manager Breuckman explained this is another step in the municipal civil infraction process.

16-3242

Motion by Commissioner Perry, second by Commissioner Scott, that a public hearing be established on Tuesday, April 12, 2016, at 7:30 p.m., to solicit public comments on an ordinance to amend the Pleasant Ridge City Code Chapter 82 (Zoning), Section 82-6 Violations and 82-8 Fines and Imprisonment.

Adopted: Yeas: Commissioner Perry, Scott, Foreman, Krzysiak, Mayor Metzger.
 Nays: None.

Establish Public Hearing on Tuesday, April 12, 2016, 7:30 p.m., on an Ordinance regarding Municipal Civil Infractions.

City Manager Breuckman explained this is the final step in the process of creating a municipal civil infraction. The amendment will: 1) Increase the civil fine for a first offense from \$50.00 to \$100.00, and clarifies language with regard to repeat offenders; 2) converts the penalty for violating Section 18-50 regarding licensure of landlords from a misdemeanor to a civil infraction; 3) converts the penalty for violating Section 18-131 regarding peddlers' license from a misdemeanor to a civil infraction; 4) makes a small change to clarify paragraph and section designations in the amendments previously adopted by Commission; 5) deletes Section 38-3 dealing with smoke detectors, which topic is now covered by the Michigan State Construction Code; 6) adds a new Chapter 70, Article V, which continues and formally establishes a parking violations bureau for the City, which the City has been utilizing, and sets forth the process and also establishes a schedule of parking fines; and 7) changes the penalty for violation Section 74-29 to provide that any person who willfully or carelessly breaks, destroys or tampers, etc. with any portion of the water system is guilty of a misdemeanor, instead of the current civil infraction designation.

16-3243

Motion by Commissioner Foreman, second by Commissioner Perry, that a public hearing be established on Tuesday, April 12, 2016, at 7:30 p.m., to solicit public comments on an ordinance regarding various Municipal Civil Infractions.

Adopted: Yeas: Commissioner Foreman, Perry, Krzysiak, Scott, Mayor Metzger.
 Nays: None.

Certification of delinquent utility bills and invoices for collection on the 2016 Summer Tax Roll

Darren Humphreys, Water Clerk, reported that there are 57 properties with unpaid water/sewer and one property with an unpaid invoice that have until May 1st to pay any delinquent amounts or lien is placed on the property's tax roll.

16-3244

Motion by Commissioner Perry, second by Commissioner Scott, that the properties in the City with unpaid water and sewer charges or an unpaid invoice for a period of at least two quarters, as certified by the City Administration, be placed on the 2016 Summer Tax Roll as a special assessment.

Adopted: Yeas: Commissioner Perry, Scott, Foreman, Krzysiak, Mayor Metzger.
 Nays: None.

Resolution supporting the Michigan DNR Passport Grant Application

Assistant City Manager Scott Pietrzak explained that the MDNR Recreation Passport Grant application is for the 2016 round of funding that will allow continued improvements to Gainsboro Park, specifically the picnic pavilion. The cost of the project is \$70,000.00 and the City is proposing a 50-percent grant match of \$35,000.00. Proposed designs were shown to the Commission and public in attendance at the meeting. City Manager Breuckman added that the application must be submitted by April 1st and that the grant awards will probably not be announced until December; thus, this is a 2017 project. Commissioner Krzysiak commended Pietrzak for the presentation and thorough proposal for the application grant. Commissioner Foreman commented that the design of the structure exceeded his expectations and commended the design team for the drawings provided. Electricity will be provided in the structure and Wi-Fi may be available in the shelter area in the future.

16-3245

Motion by Commissioner Krzysiak, second by Commissioner Foreman, that the Resolution in support of the City of Pleasant Ridge Michigan Department of Natural Resources Passport Grant Application be approved.

Adopted: Yeas: Commissioner Krzysiak, Foreman, Perry, Scott, Mayor Metzger.
 Nays: None.

2016 City Commission Goals and Objections

City Manager Breuckman explained this is the second part of the budgeting process and is consistent with last year’s list. Commissioner Foreman added that this is a useful tool for the PRCC.

16-3246

Motion by Commissioner Foreman, second by Commissioner Scott, that the 2016 City of Pleasant Ridge City Commission Goals and Objectives statements be approved.

Adopted: Yeas: Commissioner Foreman, Scott, Krzysiak, Perry, Mayor Metzger.
 Nays: None.

Resolution – OakTac Participation

Sergeant Robert Ried explained that the Oakland County Tactical Training Consortium (OakTac) was created with the purpose of providing coordination of resources and training, and ultimately position Oakland County to more effectively and efficiently respond in the event of a major incident requiring mutual aid. OakTac provides training and resources on a semi regular basis to police officers in Oakland County of the latest tactics and review of critical incidents. The yearly fee is \$250.00. Any expenses OakTac occurs are mostly offset by grants. Commissioner Perry inquired as to why the Pleasant Ridge’s Police Department has not joined sooner, and Sergeant Ried explained that surrounding communities are just now starting to join the team. Commissioner Krzysiak inquired what the department would do now in an emergency situation and Sergeant Ried explained the department would contact neighboring departments for assistance.

16-3247

Motion by Commissioner Foreman, second by Commissioner Perry, that the Resolution regarding the City’s participation in the Oakland County Tactical Training Consortium (OakTac) be approved.

Adopted: Yeas: Commissioner Foreman, Perry, Krzysiak, Scott, Mayor Metzger.
 Nays: None.

Development of a Dangerous Animals Ordinance

Commissioner Krzysiak mentioned he would like to advocate for the next step in this process. The town hall meeting was sparsely attended, but a good discussion was held. Krzysiak would like to see the enforcement of the leash law prominent and potentially see an ordinance drafted for dangerous animals similar to the one used in Farmington Hills. Commissioner Foreman sees this as a challenging issue and that many of the incidents recorded in the past have to do with dogs that have been unleashed or improperly leashed, and feels that the leash ordinance needs to be reviewed and amended accordingly before creating a dangerous animals ordinance. Krzysiak is looking to have reoccurring incidents avoided and highlight negligent owners. Commissioner Perry does not believe that there have been enough documented incidents over the years to create an ordinance to solve problems that the city has not had been impacted by, and the leash ordinance should be effective by its enforcement. Commissioner Scott echoes Foreman’s comments on fine-tuning the existing leash ordinance and that there have not been enough repeat problems/offenses over the past 10 years to warrant a new ordinance on dangerous animals. Chief Nowak added that the existing ordinances on dogs have been in effect since 1919, and the police department will be stepping up its enforcement of the leash ordinance. The police department could issue a citation under state law for a dangerous/vicious animal if need be. Krzysiak is just looking to correct actions on the owners and be preventative of any future problems. Foreman does not believe you can prevent behavior before

it happens and is not comfortable having the City taking on this role. Discussion held. Assistant City Manager Pietrzak commented that the City could better inform the residents on education of animal behavior by placing information on the City's website.

16-3248

Motion by Commissioner Krzysiak, second by Commissioner Foreman, that the development process of a Dangerous Animals Ordinance be approved.

Failed: Yeas: Commissioner Krzysiak.
 Nays: Commissioner Foreman, Perry, Scott, Mayor Metzger.

Resolution regarding I-75 Expansion

City Manager Breuckman explained that similar resolutions have been passed by Ferndale and Royal Oak, and also being considered by other communities. Mayor Metzger added the expansion is an expensive project that is not particularly necessary, especially in a state that has one of the worst public transportation systems and bridges where the money could be put to much better use. The City should stand with neighboring communities in opposition of this expansion of I-75. Commissioner Perry supports improving existing infrastructure and transportation, and commends the Mayor and City Manager Breuckman for preparing the resolution.

16-3249

Motion by Commissioner Perry, second by Commissioner Foreman, that the Resolution of the City of Pleasant Ridge regarding the I-75 expansion be approved.

Adopted: Yeas: Commissioner Perry, Foreman, Krzysiak, Scott, Mayor Metzger.
 Nays: None.

Leash Law Expansion Feasibility

Foreman clarified that a resident's property is considered a secure location and the animal does not have to be leashed. Foreman would like to request city staff to investigate if there are any requirements for leash length as to a specific species or types of animals and a way to enforce it. Commissioner Scott suggested that if there are any other suggestions to any deficiencies in the leash law be reviewed as well.

16-3250

Motion by Commissioner Foreman, second by Commissioner Scott, that the expansion of leash law as to the length of leash and ways to enforce this, and any other options be investigated by city staff.

Adopted: Yeas: Commissioner Foreman, Scott, Krzysiak, Perry, Mayor Metzger.
 Nays: None

Community Survey Results Presentation

Mayor Metzger presented a PowerPoint on the Community Survey results and thanked the 308 respondents. The Mayor's summary and results are available on the City's website. The results were very positive in that 99-percent of the surveys received enjoy living in Pleasant Ridge.

City Manager's Report

City Manager had nothing new to report. Commissioner Foreman inquired as to the replacement of the roof at the Community Center and Breuckman responded that it is all weather dependent.

Other Business

Commissioner Foreman reported that there was a bobcat sighting in Pleasant Ridge as reported by a resident on Facebook.

Commissioner Krzysiak reported that the next book for the Book Club will be “My Life on the Road” by Gloria Steinem and will be discussed on Monday, March 28th, at 7:00 p.m., Community Center.

Commissioner Scott reported that the next Historical Commission Meeting is April 6th.

Commissioner Foreman reported that the City Commission Coffee is March 22nd, 7:00 p.m., Community Center.

Mayor Metzger reported that the March 8th Election turnout was 54-percent.

With no further business or discussion, Mayor Metzger adjourned the meeting at 10:34 p.m.

Mayor Kurt Metzger

Amy M. Drealan, City Clerk
/mat