A regular meeting of the Council for the City of Grosse Pointe Park was held on Monday, January 13, 2020, and opened with the Pledge of Allegiance to the Flag.

The following were present: Councilmembers Grano, Relan, Read, Hodges, Robson, and Fluitt, and Mayor Denner

Also, present: Nick Sizeland, City Manager, Jane M. Blahut, Finance Director/Clerk and Dennis J. Levasseur, City Attorney

**MANAGER’S REPORT**

City Manager Sizeland presented a report summarizing the work ongoing in the City.

- Dog Park
- Outreach event scheduled for 1-14-20 at the Cracked Egg at 8:00 AM
- Outreach event scheduled for 2-11-20 at the Tompkins Centers at 1:00 PM
- Completed interviewing for Assistant to the City Manager Position
- DTE Gas Main Replacement
- DPW Facility update
- Bus Turn Around update
- Website
- Smart Cone
- Stonyfield Grant
- Water Levels
- Mack Avenue resurfacing

**MINUTES – DECEMBER 9, 2019**

Mayor Denner presented to Council for consideration the minutes of December 9, 2019.

Councilmember Hodges stated the motion to return to open session was not included in the minutes.

Councilmember Fluitt stated the top paragraph, page 6 was duplicated.

Councilmember Read stated she provided that correction to the Clerk by email and noted the third paragraph the word hear should be heal.

Motion by Councilmember Robson, supported by Councilmember Hodges, to approve the minutes of December 9, 2019, with the corrections noted.

**AYES:** Councilmembers Grano, Relan, Read, Hodges, Robson, and Fluitt and Mayor Denner

**NAYS:** None

**RESOLUTION HONORING DANIEL E. CLARK**

Mayor Denner presented to Council for consideration adoption of a resolution honoring former Councilmember Daniel E. Clark.

The resolution reads as follows:
WHEREAS, Daniel E. Clark served on the City Council from 1987-1991, and 1993-2019, serving a total of 32 years;

WHEREAS, Daniel E. Clark is being recognized for his leadership, vision, and dedication and commitment to Grosse Pointe Park that has contributed to the betterment of the lives of the residents of Grosse Pointe Park;

WHEREAS, Daniel E. Clark has been a Grosse Pointe Park resident for 42 years, whereby he and his wife Susan raised four children;

WHEREAS, Daniel E. Clark is an active member of St. Ambrose Parish;

WHEREAS, Daniel E. Clark was employed as a Manager for the United States Government Social Security Administration;

WHEREAS, Daniel E. Clark served as Mayor Pro-Tem, Chairman of the Ordinance Review Committee, Chairman of the Personnel Review Committee, Council representative on the Planning Commission and Detroit’s East Side Community Network;

WHEREAS, Daniel E. Clark had served as a Councilman for Finance, Beautification Commission Member, TIFA Board Member serving as secretary, and Chairman of TIFA Committee on Lighting;

WHEREAS, Daniel E. Clark was instrumental in the development of the City Hall building improvements, the construction of a separate stormwater system, the first recycling system in the Pointes, the development of Pemberton and Jefferson office construction, development of the Lakepointe Jefferson condominiums, the Kercheval, Charlevoix, and Mack Avenue business district developments, Jefferson Avenue islands, the many parks and recreation programs, as well as the Splash Pad at Patterson Park, and removal of the floodplain designation; and supporting the public safety millage and road millage, and the bond for infrastructure construction at City Hall and Public Safety;

WHEREAS, Daniel E. Clark was instrumental in supporting the Grosse Pointe Park Foundation for its many projects that offered amenities to the residents of Grosse Pointe Park. Improvements at Windmill Pointe Park including the Lavin’s Center, the Meade Fitness Center, the Okulski Theatre, Golden Family Gymnasium, the Tompkins Center, the wading pool, the Carol C. Schaap Theatre, the McKeever Lounge, the fountain and the zero-depth children’s pool, the expansion of the gate house and parking facilities, and most recently the Atrium. Improvements at Patterson Park include the Playscape, the Lindell Lodge, the Hutton Reflective Ice Pond, the George Helm Boardwalk, the Denner Fireplace, and the putting/chipping facility,

RESOLVED, That the Mayor and members of the City Council of the City of Grosse Pointe Park join in acknowledging Daniel E. Clark for his years of dedicated service to the residents of Grosse Pointe Park as Councilmember for the City of Grosse Pointe Park.

Mayor Denner and members of City Council expressed their gratitude to Daniel E. Clark for his dedicated service to the City of Grosse Pointe Park.

Motion by Mayor Denner, supported by Councilmember Robson, to adopt the resolution honoring Daniel E. Clark for his dedicated years of service to the City of Grosse Pointe Park.

AYES: Councilmembers Grano, Relan, Read, Hodges, Robson, and Fluitt, and Mayor Denner

NAYS: None
Daniel E. Clark expressed his gratitude to Mayor Denner, members of City Council and administration for their part in the accomplishments made throughout the City.

RESOLUTION HONORING
JOHN E. CHOINUARD

Mayor Denner presented to Council for consideration the resolution honoring John E. Chouinard for his dedicated service to the City of Grosse Pointe Park.

The resolution reads as follows:

WHEREAS, John E. Chouinard served on the City Council from 2015-2019;

WHEREAS, John E. Chouinard has been a Grosse Pointe Park resident for 44 years, with his wife Sharon where they raised their five children;

WHEREAS, John E. Chouinard was an employee of Mass Mutual Life Insurance for 41 years and was licensed as a Financial Planner in 1990;

WHEREAS, John E. Chouinard is being recognized for his leadership, vision, dedication and commitment to Grosse Pointe Park that has contributed to the betterment of the lives of the residents of Grosse Pointe Park;

WHEREAS, John E. Chouinard was involved in the development of the Kercheval, Charlevoix, and Mack Avenue Business District Improvements, supporting the public safety millage and road millage, and the bond construction for improvements to infrastructure at the City Hall and Public Safety Buildings;

WHEREAS, John E. Chouinard served on the Recreation Commission and was active in the plans for the proposed dog park, and implementing pickle ball;

WHEREAS, John E. Chouinard supported the Grosse Pointe Park Foundation for the many contributions made to the City of Grosse Pointe Park allowing for the placement of the Carol C. Schaap Theater, and the Atrium at the Tompkins Center;

RESOLVED, that the Mayor and members of City Council of the City of Grosse Pointe Park join in acknowledging John E. Chouinard for his years of dedicated service to the residents of Grosse Pointe Park as Councilmember for the City of Grosse Pointe Park.

Mayor Denner and members of City Council expressed their gratitude to John E. Chouinard for his dedicated years of service to the City of Grosse Pointe Park.

Motion by Mayor Denner, supported by Councilmember Robson, to adopt the resolution honoring John E. Chouinard for his dedicated years of service to the City of Grosse Pointe Park.

AYES: Councilmembers Grano, Relan, Read, Hodges, Robson, and Fluit, and Mayor Denner

NAYS: None

John E. Chouinard thanked the Council.

RESOLUTION HONORING
BARBARA DETWILER
Mayor Denner presented to Council for consideration adoption of a resolution honoring Barbara Detwiler for her dedicated years of service.

The resolution reads as follows:

WHEREAS, Barbara Detwiler served on the City Council from March, 2015 – November, 2019;

WHEREAS, Barbara Detwiler has been a Grosse Pointe Park resident for 27 years, with her husband Fred where they raised two children;

WHEREAS, Barbara Detwiler is the owner of a CPA Firm;

WHEREAS, Barbara Detwiler is being recognized for her leadership, vision, dedication and commitment to Grosse Pointe Park that has contributed to the betterment of the lives of the residents of Grosse Pointe Park;

WHEREAS, Barbara Detwiler was involved in the development of the Kercheval, Charlevoix, and Mack Avenue Business District Improvements, supporting the Public Safety Millage and Road Millage, and the bond for the infrastructure construction improvements to City Hall and Public Safety Buildings and the proposed dog park

WHEREAS, Barbara Detwiler served as the Councilmember for Finance and provided stewardship resulting in balanced budgets and an increased fund balance which improved the City’s financial position, the Communication Committee whereby she spearheaded the implementation of the new City Website, and served on the Real Estate Development Committee;

WHEREAS, Barbara Detwiler has been a Trustee of the Grosse Pointe Park Foundation since 2008. Barbara served as Vice-President in 2012 and President from 2013 through 2015, and she has been the Treasurer since 2014. The many projects that were completed while serving on the Foundation Board included the Fountain and Zero Depth Pool at Windmill Pointe Park, the Putting/Chipping Green at Patterson Park, the Gatehouse at Patterson Park, the lighting on Kercheval, the Carol C. Schaap Theatre, and the Atrium at the Tompkins Center;

RESOLVED, that the Mayor and members of City Council of the City of Grosse Pointe Park join in acknowledging Barbara Detwiler for her years of dedicated service to the residents of Grosse Pointe Park as Councilmember for the City of Grosse Pointe Park for 4-1/2 years.

Mayor Denner and members of City Council expressed their gratitude to Barbara Detwiler for her dedicated years of service to the City of Grosse Pointe Park.

Motion by Mayor Denner, supported by Councilmember Robson, to adopt the resolution honoring Barbara Detwiler for her dedicated years of service to the City of Grosse Pointe Park.

AYES: Councilmembers Grano, Relan, Read, Hodges, Robson, and Fluitt, and Mayor Denner

NAYS: None

Barbara Detwiler thanked the Council.

663 PEMBERTON – VARIANCE

Mayor Denner presented to Council for consideration, acting as the Zoning Board of Appeals, a request by Mr. De Mattio of 663 Pemberton for a variance Sec. 27-23 of the of the Zoning Ordinance which prohibits private pools/jacuzzi tubs in the side yard.
City Manager Sizeland stated the two immediate neighbors are in favor of the request and there were no letters of opposition.

Motion by Councilmember Grano, supported by Councilmember Robson, to grant the variance request by Mr. De Mattio of 663 Pemberton for a variance to Sec. 27-23 of the Zoning Ordinance for a side yard jacuzzi.

AYES: Councilmembers Grano, Relan, Read, Hodges, Robson, and Fluitt, and Mayor Denner

NAYS: None

663 PEMBERTON – PERMIT FEE REFUND

Motion by Councilmember Robson, supported by Councilmember Relan, to refund Mr. De Mattio of 663 Pemberton the permit fee for the variance request for a side yard jacuzzi in the amount of $300.00.

AYES: Councilmembers Grano, Relan, Read, Hodges, Robson, and Fluitt, and Mayor Denner

NAYS: None

PROPOSED ORDINANCE NO. 214

Mayor Denner presented to Council for consideration an ordinance to amend the code of the City of Grosse Pointe Park by revising and amending chapter two, article III, of the city code of the City of Grosse Pointe Park to add div. 6 – Beautification Commission.

Mayor Denner stated the ordinance would provide for fourteen members consisting of twelve commissioners, the city forester and a member of Council. The terms would be staggered and the Commission would meet a minimum of six times per year.

The proposed ordinance reads as follows:

Ordinance No. 214

City of Grosse Pointe Park

AN ORDINANCE TO AMEND THE CODE OF THE CITY OF GROSSE POINTE PARK BY REVISING AND AMENDING CHAPTER TWO, ARTICLE III, OF THE CODE OF THE CITY OF GROSSE POINTE PARK TO ADD DIV. 6 – BEAUTIFICATION COMMISSION

THE CITY OF GROSSE POINTE PARK ORDAINS:

Section I. The City of Grosse Pointe Park Code of Ordinances, Chapter 2, Article III, is amended to add Division 6 as follows:

Beautification Commission.

(1) **Intent.** The Beautification Commission is to consider, report and recommend to the City Council, from time to time, on matters concerning beautification and aesthetic concerns as well as to promote and coordinate beautification efforts within the City of Grosse Pointe Park. The Beautification Commission will only act as an advisory group, and does not have any regulatory authority. The creation of the Beautification Commission shall in no way be interpreted as diminishing the role,
responsibilities, or charge of any currently existing board, commission, task force, or committee including, but not limited to, the Planning Commission.

(2) **General.**

(a) The Beautification Commission shall consist of no fewer than fourteen (14) members. One (1) member shall be a member of the City Council appointed by the Mayor subject to approval by a majority vote of the City Council. A City Councilmember shall cease to be a member of the Beautification Commission if she/he ceases to be a member of the City Council. Twelve (12) members shall be residents of the City appointed by the Mayor subject to approval by a majority vote of the City Council. A resident member shall cease to be a member of the Beautification Commission if he/she ceases to be a resident of the City. One (1) member shall be a member of the City Administration selected by the Mayor. The terms of the resident members shall be staggered so that 1/3 expire each year. Beginning with January 2020, four (4) resident members shall be appointed for an initial term of one (1) year to expire in January 2021; four (4) resident members shall be appointed for an initial term of two (2) years to expire in January 2022; and four (4) resident members shall be appointed for an initial term of three (3) years to expire on January 2023. Thereafter, such resident members shall serve for three (3) year terms.

(b) Resident members must demonstrate a genuine interest in beautification activities of the Beautification Commission. Resident members must be a resident of the City of Grosse Pointe Park for two (2) years or more prior to the day of his/her appointment.

(c) The Beautification Commission shall appoint, from among the resident members of the Beautification Commission, a Chairperson, a Vice-Chairperson, and a Secretary. The Chairperson, or in his/her absence, the Vice-Chairperson, shall preside at all meetings. The Secretary shall record true and accurate minutes of each meeting and file the same with the City Clerk within the time as provided by law.

(d) Regular meetings of the Beautification Commission shall be held at least six times a year and be open to the public. Special meetings may be called by the Chairperson. The Beautification Commission shall determine its rules and order of business for the conduct of its meetings, provided that a majority of the members present of the Beautification Commission shall constitute a quorum for the transaction of business at all meetings.

(3) **Powers and Duties.** The Beautification Commission shall have the following powers and duties:

(a) To advise and make recommendations to the City Council and City Manager on matters concerning beautification and aesthetic concerns as well as to promote and conduct beautification efforts within the City of Grosse Pointe Park.

(b) To work collaboratively with other city commissions and committees which have responsibilities for specific issues.

(c) To hold public hearings on beautification programs and facilities issues and concerns.

(d) To meet with and advise the City Manager and any other city personnel involved in beautification matters.

(e) To create subcommittees and working groups to help conduct the work of the Beautification Commission, provided that a member of the Beautification Commission chairs each such committee and working group.
To have all other powers and duties granted by the City Council by resolution.

Motion by Mayor Denner, supported by Councilmember Relan, to adopt Ordinance No. 214, an ordinance to amend the Code of the City of Grosse Pointe Park by revising and amending Chapter 2, Article III, of the Code of the City of Grosse Pointe Park to add Div. 6 – Beautification Commission.

AYES: Councilmembers Grano, Relan, Read, Hodges, and Fluitt, and Mayor Denner

NAYS: None

BEAUTIFICATION RE-APPOINTMENTS

Mayor Denner presented to Council for consideration the re-appointments to the Beautification Commission with staggered terms.

The appointments are as follows:

1 Year Term
Anne Billiu
Bradley C. Etheridge
Armen Gulian
Jennifer Munson

2 Year Term
Laura S. Orme
Dee Cimini
Pat Deck
Barbara Miller

3 Year Term
Kimberly Clexton
Lisa Kyle
Shellie Hansen
Alicia D. Klein

Motion by Mayor Denner, supported by Councilmember Read, to re-appoint the Beautification Commissioners with staggered terms.

AYES: Councilmembers Grano, Relan, Read, Hodges, Robson, and Fluitt, and Mayor Denner

NAYS: None

MERS – RETIREE HEALTH FUNDING VEHICLE (RHVF)

Mayor Denner presented to Council for consideration adoption of a resolution creating a Government Trust Fund under Section 115 of the Internal Revenue Code for the purpose of funding the OPEB – Other Post Employment Benefits, retiree health care.

The resolution reads as follows:

WHEREAS, Section 36(2)(a) of the Municipal Employees’ Retirement Act (“MERA”), 1984 PA 427, MCL 38.1536(2)(a), and Section 71(2)(a) of the MERS Plan Document, authorized the Municipal Employees’
Retirement Board ("Board") to establish additional programs;

WHEREAS, the Board has authorized MERS' establishment of a retiree health funding vehicle ("RHFV"), which a participating municipality or court, or another eligible public employer that constitutes a "municipality" under Section 2(23) of the Municipal Employees’ Retirement System ("MERS") Plan Document and Section 2b(2) of MERA, MCL 38.1502b(2) ("Eligible Employer"), may adopt.

WHEREAS, the Board has established a governmental trust ("Trust Fund") under Section 115 of the Internal Revenue Code ("IRC") to hold the assets of the RHFV, which Trust Fund shall be administered under the discretion of the Board as fiduciary, directly by (or through a combination of) MERS or MERS duly-appointed Program Administrator (as defined in the MERS RHFV Plan Document), and is tax-exempt under Section 115 as confirmed by MERS' Private Letter Ruling from the Internal Revenue Service dated January 13, 2004;

WHEREAS, the Public Employee Health Care Fund Investment Act, 1999 PA 149, MCL 38.1211 et seq. ("PA 149") allows a public corporation to create a public employee health care fund, and provides for its administration, investment, and management, in order to accumulate funds to provide for the funding of health benefits for retirees and beneficiaries;

WHEREAS, a MERS RHFV health care trust fund created under PA 149 constitutes a governmental trust established by an Eligible Employer under IRC Section 115; provided that the PA 149 trust does not accept assets from any defined benefit health account established under IRC Section 401(h);

WHEREAS, the Board is the investment fiduciary of the Trust Fund under PA 149 and the Public Employee Retirement System Investment Act ("PERSIA"), 1965 PA 314, MCL 38.1132 et seq., and is responsible for the custody of assets in the Trust Fund, as well as the establishment and monitoring of the investment options that comprise the investment menu among which a participating Eligible Employer of the RHFV may select one or more for the investment of its assets;

WHEREAS, each participating Eligible Employer is also a fiduciary of the assets in the RHFV under PA 149, and is responsible for the allocation of its assets by use of the investment options offered within the RHFV investment menu, establishment of an investment policy for its RHFV assets, and compliance with PERSIA.

WHEREAS, adoption of this MERS Retiree Health Funding Vehicle Uniform Resolution ("Uniform Resolution") by the Eligible Employer is necessary and required in order that the benefits available under the RHFV may be extended to the Eligible Employer; and

WHEREAS, this Uniform Resolution has been approved by the Board under the authority of Section 36(2)(a) of MERA and Section 71(2)(a) of the MERS Plan Document. The RHFV shall not be implemented with respect to any Eligible Employer unless in strict compliance with the terms and conditions of this Uniform Resolution, the RHFV Plan Document, and Trust Agreement.
NOW, THEREFORE, BE IT RESOLVED that the governing body adopts the MERS Retiree Health Funding Vehicle as provided below, with an effective date of: 01/01/2020

for the following covered employees: Eligible retirees hired before March 1, 2014.

I. MERS RETIREE HEALTH FUNDING VEHICLE

CONTRIBUTIONS shall be made only by the Eligible Employer, remitted to MERS by the Eligible Employer, and credited to the Eligible Employer’s account as a bookkeeping entry within the Trust Fund for the RHFV. As this RHFV account is funded solely by the Eligible Employer on a cash or actuarial basis as determined by the Eligible Employer, there is no requirement for an agreement establishing the schedule of contributions. Amounts in an Eligible Employer’s RHFV account shall be used to provide or subsidize the provision of health insurance for eligible retirees or their beneficiaries, to provide health benefits as defined by IRC Section 213 and are excludable from income under IRC Sections 105 and 106 as amended from time to time.

INVESTMENT of funds accumulated and held in the Trust Fund shall be held in a separate reserve and invested on a pooled basis by MERS subject to PERSIA, as provided by Section 76 of the MERS Plan Document, Section 39 of MERA, MCL 38.1539, and PA 149. However, each participating Eligible Employer shall be responsible for the asset allocation of its assets within the RHFV investment menu, in accordance with PERSIA as required by PA 149.

THE ELIGIBLE EMPLOYER shall abide by the terms of the RHFV, including the MERS RHFV Plan Document, RHFV Trust Agreement, all investment, administration, and service agreements, and all applicable provisions of the IRC, PERSIA, PA 149 and other law. It is affirmed that no assets from any defined benefit health account established under IRC Section 401(h) shall be transferred to, or accepted by MERS.

DISTRIBUTIONS In order to receive a distribution for allowable expenses, an Eligible Employer must complete the applicable form approved by MERS. The Program Administrator shall establish any procedures necessary to process distribution requests and transfer funds within the period set by the Program Administrator.

II. IMPLEMENTATION DIRECTIONS

(A) The governing body of the Eligible Employer desires that all assets placed in its RHFV account (as a sub-fund of the pooled Trust Fund) be administered by MERS with respect to maintaining appropriate custody of the assets, and the establishment and monitoring of investment options included in the RHFV investment menu among which options the governing body may select one or more to invest its assets, and shall do so in compliance with PERSIA, PA 149, all applicable provisions of the IRC and other relevant law.

(B) The RHFV is designed as an IRC Section 115 and PA 149 compliant trust. All assumptions, including the rate of investment return used in any OPEB valuation, are the responsibility of the Eligible Employer. The Eligible Employer acknowledges and affirms its fiduciary responsibility for selecting the investment allocation for its RHFV assets from the options in MERS’ RHFV investment menu, and its obligation to comply with all applicable provisions of PERSIA as a co-fiduciary of its RHFV account.

(C) All allocations must use a whole percentage, and the total percentage of allocated assets must equal 100%. 
(D) The Eligible Employer makes the following initial investment allocation election from MERS’ RHFV investment menu:

<table>
<thead>
<tr>
<th>Portfolios Built for You (Stocks/Bonds)</th>
<th>Funds to Build Your Own Portfolio</th>
</tr>
</thead>
<tbody>
<tr>
<td>MERS Total Market Portfolio 100%</td>
<td>Large Cap Stock Index</td>
</tr>
<tr>
<td>MERS Global Stock Portfolio (100/0)</td>
<td>Mid Cap Stock Index</td>
</tr>
<tr>
<td>MERS Capital Appreciation Portfolio (80/20)</td>
<td>Small Cap Stock Index</td>
</tr>
<tr>
<td>MERS Established Market Portfolio (60/40)</td>
<td>International Stock Index</td>
</tr>
<tr>
<td>MERS Balanced Income Portfolio (40/60)</td>
<td>Emerging Market Stock</td>
</tr>
<tr>
<td>MERS Capital Preservation Portfolio (20/80)</td>
<td>Short-Term Income</td>
</tr>
<tr>
<td>MERS Diversified Bond Portfolio (0/100)</td>
<td></td>
</tr>
</tbody>
</table>

Please refer to the Fund Summary Sheets for information regarding each investment option, including potential redemption fees, and restrictions (www.mersofmich.com).

(E) Changes in the investment option(s) selected or allocations made in paragraph (D) may be made by the Eligible Employer in writing using the form approved and provided by MERS and submitted to the RHFV Program Administrator or online via the Eligible Employer’s online RHFV account. The Eligible Employer chooses the following method to change its investment option(s) and/or allocation (choose only 1):

- Fund election changes will be made by submitting a completed RHFV Investment Change Form (RH-602) and supporting certified minutes identifying governing body approval.

- The employer will designate the RHFV Investment Contact in the manner required by MERS to make ongoing fund election changes through the online RHFV account.

(F) All monies in the RHFV Trust Fund (and any earnings thereon, positive or negative) shall be held and invested for the sole purpose of paying health care benefits for the exclusive benefit of Eligible Employees who shall constitute “qualified persons” who have retired or separated from employment with the Eligible Employer or their beneficiaries, and for any administration expenses. RHFV Trust Fund monies shall not be used for any other purpose and shall not be distributed to the State.

(G) Participation in and any coverage under the RHFV shall not constitute nor be construed to constitute an “accrued financial benefit” under Article 9, Section 24 of the Michigan Constitution of 1963, nor shall any contribution method for Eligible Employer funding other than “pay as you go” cash funding be required or imposed, and all benefits, rights, and obligations conferred by or arising under the RHFV shall be as provided under this Uniform Resolution and the RHFV Plan Document.

(H) The Eligible Employer will determine who constitutes an “Eligible Employee” to receive retiree health care benefits subsidized under its RHFV account. The Eligible Employer will provide proof of liability for retiree health care benefits by way of the collective bargaining agreement and/or personnel policy, OPEB valuation, or most recent and active contract with its health insurer.
(I) The Eligible Employer designates in writing an employer contact person who may request distributions of fund monies for the benefit of the Eligible Employees; makes investment allocations of the Eligible Employer’s assets within the RHFV investment menu to the extent authorized in paragraph (D); receive necessary reports, notices, etc. using the MERS Contact Form and this document.

(J) The Eligible Employer acknowledges its responsibility to create and comply with an investment policy with respect to its RHFV account assets, as required by PA 149.

(K) It is expressly agreed and understood as an integral and nonseverable part of, extension or continuation of coverage under this Uniform Resolution Adopting MERS Retiree Health Funding Vehicle, that Section 43 of the MERS Plan Document regarding collective bargaining agreements shall not apply to this Uniform Resolution, the RHFV Plan Document, the Trust Agreement, or any administration or interpretation.

(L) In the event any alteration of the language, terms or conditions stated in this Uniform Resolution is made or occurs under Section 43 of the MERS Plan Document, other plan provision or other law, it is expressly recognized that MERS and the Board, as fiduciary of the MERS Plan and its trust reserves, and whose authority is nondelegable, shall have no obligation or duty to administer (or to have administered) the RHFV or its Trust Fund, or to continue administration.

III. PLAN TERMINATION
Plan Termination may occur for any of the following reasons provided for in the RHFV Plan Document: Automatic Termination, Plan Asset Transfer, or Satisfaction of RHFV Liabilities. The Program Administrator shall determine what documentation is necessary to demonstrate termination of any of the above circumstances. After receipt of such documentation, and approval of the termination, the Program Administrator shall supply the Eligible Employer with the necessary forms to complete the termination.

IV. EFFECTIVE DATE OF THIS RHFV UNIFORM RESOLUTION
This Uniform Resolution shall have no legal effect until an executed copy is filed with MERS, and MERS determines that all necessary requirements under Section 71 of the MERS Plan Document, PA 149, this Uniform Resolution, and other relevant laws, have been met. Upon MERS’ determination that all necessary documents have been completed (if necessary) and submitted, MERS shall execute this Uniform Resolution and return a copy to the Eligible Employer’s designated contact person.

In the event an amendatory resolution or other action by the Eligible Employer is required by MERS, such resolution or action may be deemed effective as of the date of this Uniform Resolution or such action, if agreed to in writing by all of the parties, including, the Program Administrator, if necessary. Section 86 of the MERS Plan Document shall apply to this Uniform Resolution and all acts performed under MERS’ authority. The terms and conditions of this Uniform Resolution supersede any prior resolution, and its terms are controlling on the parties.
This MERS Retiree Health Funding Vehicle Uniform Resolution is hereby adopted and approved
on the 13th day of 2020

By the governing body of

City of Grosse Pointe Park

Motion by Councilmember Hodges, supported by Councilmember Read, to adopt the resolution authorizing the City of Grosse Pointe Park to establish a governmental trust under Section 115 of the Internal Revenue Code to hold the assets of the RHFV.

AYES: Councilmembers Grano, Relan, Read, Hodges, Robson, and Fluitt, and Mayor Denner

NAYS: None

City Manager Sizeland stated $50,000 will be deposited to establish the account. This item will have to be a budget amendment and going forward will dedicate $50,000 annually to be deposited in the Trust 115 for the purpose of Other Post-Employment Benefits.

MERS RESOLUTION AUTHORIZING SIGNATURES ON THE TRUST 115 ACCOUNT

Mayor Denner presented to Council for consideration a resolution authorizing the City Manager and Finance Director as signatories on the Trust 115 account established for the purpose of dedicating funds for OPEB costs.

The resolution reads as follows:

WHEREAS, MERS requires signatures of an authorized representative of the Employer to execute contracts with MERS, the entry of which is authorized by the governing body and permitted under the applicable MERS Plan Document(s);

WHEREAS, the Employer wishes to designate certain job position(s), the holder(s) of which may sign MERS’ contracts relating to the adoption, amendment and termination of MERS’ products, and defined benefit service credit purchase approvals on behalf of Employer to implement decisions and actions of the governing body;

WHEREAS, this Resolution is not intended to apply to MERS forms or any other MERS document except as specifically mentioned herein,

Therefore, the Governing Body resolves:

The holders of the following job position(s) are hereby Authorized Officials that can sign: (1) MERS Adoption Agreements, Resolutions, Participation Agreements, Administrative Services Agreements, Withdrawal Agreements and any other contracts between MERS and the Employer with respect to Employer’s participation in any MERS-administered product and any amendments and addendums thereto, and (2) MERS Defined Benefit service credit purchase approvals:

1. City Manager

Optional additional job positions:
2. **Finance Director**

This Resolution may be revoked in writing or amended by the Governing Body at any time, provided that it will not be effective until such writing or amended Resolution is received by MERS. The Governing Body agrees that MERS may rely upon this Resolution as conferring signing authority upon the holders of the above job position(s) to bind Employer with respect to MERS.

Adopted at a regular/special meeting of the Governing Body on **January 13th, 2020**.

Authorized signature (must be currently in a position named above):

Name: Nick Sizeland

Title: City Manager

Witness signature: ________________________________

Witness name: Jane Blahut

Witness title: Finance Director
Motion by Mayor Denner, supported by Councilmember Hodges, to authorize the City Manager, Nick Sizeland, and Finance Director, Jane M. Blahut, as signatories on the Trust 115 documents for OPEB costs.

AYES: Councilmembers Grano, Relan, Read, Hodges, Robson, and Fluitt, and Mayor Denner

NAYS: None

**RECYCLE RATES**

Mayor Denner presented to Council for consideration increasing the recycling rates. An extended contract was authorized by the City Managers of the Grosse Pointe Communities for recycling to continue. This spring the contract will be let out for bid and if the bids received are less than the current rates billed, the fee will be adjusted at that time.

The resolution reads as follows:

WHEREAS, the current recycling fee is $4.64 per household, and

WHEREAS, the City of Grosse Pointe, Grosse Pointe Shores, Grosse Pointe Farms, and Grosse Pointe Park participate in a joint recycling contract, and

WHEREAS, Grosse Pointe Farms administers the contract and will be seeking new competitive bids for the communities this spring, and

WHEREAS, the City of Grosse Pointe Park received an additional billing for increased service charges through Green for Life for the fiscal year, and

WHEREAS, these fees will be required to be assessed to the homeowners, and such rates will be reviewed and possibly reduced depending on bid outcome for fiscal year 2021, and

WHEREAS, the monthly fee provided by Green for Life is $3.99 or $7.98 bi-monthly, and

NOW, THEREFORE, BE IT RESOLVED, Mayor Denner and Councilmembers authorize the increase of recycling service fees effective March 1, 2020 of $8.71 to be collected on a bi-monthly bill to continue recycling services

Motion by Mayor Denner, supported by Councilmember Robson, to approve the recycling rate of $8.71 to go into effect immediately.

AYES: Councilmembers Grano, Relan, Read, Hodges, Robson, and Fluitt, and Mayor Denner

NAYS: None

Councilmember Robson excused himself from the meeting.
MASTER PLAN

Mayor Denner presented to Council for consideration the draft Master Plan. He noted at the last Planning Commission meeting, it was voted unanimously to submit the draft Master Plan to Council. Once Council adopts the draft, it would be sent to the neighboring communities and those communities would have 63 days to respond. It would then go back to the Planning Commission for their approval and presented to Council for final approval.

Councilmember Relan stated the Master Plan requires more work to be done, noting there is room for improvement.

Councilmember Read stated she has received comments from residents recommending the process be slowed down. Once this plan is adopted the City would be locked in for a period of five years.

Councilmember Fluitt stated she has received comments from residents who work in this field stating more work needs to be done. She recommended a certified consultant be hired to granulate the details with a professional evaluation.

Mayor Denner stated resident Malik Goodwin is a certified urban planner and he serves on the Planning Commission and was heavily involved in the Master Plan.

Councilmember Hodges concurred with the other Councilmembers that more data and research need to be acquired. She recommended a professional consultant be hired and directed the administration to come up with a feasible plan and cost.

Planning Commission member David Gaskin stated a lot of work and time has been put into this plan. He noted Grosse Pointe Park is a community that is basically 100% developed. The city is 90% residential and that is not going to change the Master Plan.

Councilmember Read recommended a review of the neighboring communities process should be considered and more time provided to develop a Master Plan.

Motion by Mayor Denner, supported by Councilmember Grano, to adopt the draft Master Plan. The draft would then be forwarded to neighboring communities for a timeframe not to exceed 63 days for their response. It would then go back to the Planning Commission for approval and presented to Council for final approval.

AYES: Councilmember Grano, and Mayor Denner

NAYS: Councilmembers Relan, Read, Hodges, and Fluitt

Absent: Councilmember Robson

Motion by Councilmember Read, supported by Councilmember Fluitt, to request an extension from the State for submission of the Master Plan and direct the administration to obtain a professional consultant that includes planning proposals to assist in finalizing the Master Plan.

AYES: Councilmembers Grano, Relan, Read, Hodges, Robson, and Fluitt, and Mayor Denner
FINANCE REPORT – DECEMBER, 2019

Councilmember for Finance Hodges presented to Mayor Denner and Council for consideration the invoices exceeding $5,000 for the month of December, 2019 for approval as presented.

The invoices are as follows:

<table>
<thead>
<tr>
<th>Vendor</th>
<th>Description</th>
<th>Payment</th>
</tr>
</thead>
<tbody>
<tr>
<td>Apollo Fire</td>
<td>Fire gear for new hires</td>
<td>$5,150</td>
</tr>
<tr>
<td>Bodman</td>
<td>Pros. Attorney &amp; retainer fee</td>
<td>10,000</td>
</tr>
<tr>
<td>Build Safe</td>
<td>Building Inspector – November</td>
<td>9,600</td>
</tr>
<tr>
<td>Bendzinski &amp; Co.</td>
<td>Consulting fees for bond (reimbursed)</td>
<td>22,800</td>
</tr>
<tr>
<td>Compass Minerals</td>
<td>Salt for streets</td>
<td>6,619</td>
</tr>
<tr>
<td>Great Lakes Water</td>
<td>Waste water – November</td>
<td>151,000</td>
</tr>
<tr>
<td>Great Lakes Water</td>
<td>Water usage – October</td>
<td>125,500</td>
</tr>
<tr>
<td>State of Michigan</td>
<td>Kercheval to Mack – Cadieux grant</td>
<td>112,610</td>
</tr>
<tr>
<td>Green for Life</td>
<td>Recycling for November</td>
<td>18,756</td>
</tr>
<tr>
<td>Green for Life</td>
<td>Rubbish for November</td>
<td>36,848</td>
</tr>
<tr>
<td>GP Clinton Refuse</td>
<td>July-Oct. transfer fee</td>
<td>38,872</td>
</tr>
<tr>
<td>Signature Ford</td>
<td>2020 Ford F250</td>
<td>26,264</td>
</tr>
<tr>
<td>State of Michigan</td>
<td>Marina lease</td>
<td>20,241</td>
</tr>
<tr>
<td>Green for Life</td>
<td>Recycle charge July-Oct.</td>
<td>28,770</td>
</tr>
<tr>
<td>GP Clinton Refuse</td>
<td>Refuse disposal – October</td>
<td>9,359</td>
</tr>
<tr>
<td>Premier Truck Sales</td>
<td>Truck rental for leaf pick up</td>
<td>7,550</td>
</tr>
<tr>
<td>Green for Life</td>
<td>Recycling for December</td>
<td>18,756</td>
</tr>
</tbody>
</table>

Motion by Councilmember Hodges, supported by Councilmember Read, to approve the invoices exceeding $5,000 for the month of December, 2019, for approval as presented in accordance with Section 2.249 of the Charter.

AYES: Councilmembers Grano, Relan, Read, Hodges, and Fluitt, and Mayor Denner

NAYS: None

Absent: Councilmember Robson

COMMITTEE MEETINGS

COMMUNICATIONS COMMITTEE:
Councilmember Read presented an overview of the Communications Committee meeting held on December 11, 2019. The committee discussed the timeline for the new website which was launched
around the first of the year. Residents will be able to sign up for classes, make payments, submit concerns, and access city forms and documents online.

The committee discussed opportunities for community engagement, including the potential for a Public Safety Facebook page. The committee also encouraged administration to expand Nixle to include DPW alerts.

Administration will be working on a more detailed agenda, including a consent agenda as well as moving public comment on action items before a council vote. The City Manager will be working on presenting a revised agenda and making the packet available on the website.

The committee is also exploring livestreaming of meetings through the use of PEG fees in addition to other options.

**PLANNING COMMISSION:**
Councilmember Grano stated the topic of discussion was the proposed draft Master Plan

**PUBLIC SERVICE COMMITTEE:**
Councilmember Grano stated the Public Service Committee met on December 16, 2019. Topics of discussion were the following:
- DTE update
- Update on roads and plans going forward
- Infrastructure plans for the next five years, lead service lines, aging water and sewer plan

**ORDINANCE REVIEW:**
The Ordinance Review Committee is scheduled to meet January 27, 2020 at 6:00 PM

**BEAUTIFICATION COMMISSION:**
Councilmember Relan presented a brief overview of the Beautification Commission Meeting that was held on January 8, 2020. Topics of discussion were the following:
- 2020 meeting schedule will be on the city calendar online soon.
- 2019 Holiday awards will be mailed out shortly
- Next meeting is scheduled for February 5, 2020 at 7:30 PM in the Grosse Pointe Park Council Chambers at city hall

**PUBLIC SAFETY COMMITTEE:**
Councilmember Relan presented a brief overview of the Public Safety Committee meeting. Topics of discussion were the following:
- Update on staffing, 5 retirements, 5 new hires. Staffing still down by two, hiring is in the planning stages
- Training is ongoing for current staff and new hires
- Body cams are being replaced, coordinating with the other Grosse Pointe communities
- Community outreach, two CPR classes for the public are coming this spring. A new fire prevention program for schools, homes, and businesses is underway. Nixle protocols are being reviewed for better efficiency
- The annual Public Safety report will be presented in February
- Many yield signs and crosswalk updates have been undertaken
- SMART CONES on Kercheval and St. Paul are currently being installed
Safe routes to schools are progressing and data is currently being collected. City Manager Sizeland and Director Poloni are working diligently in preparing for influx in traffic at Pierce and Defer this fall. Congestion is the biggest challenge. Public Safety Committee will convene in June to review plans and implementations.

**SUSTAINABILITY COMMITTEE:**
Councilmember Fluitt presented a brief overview of the Sustainability Committee meeting held on January 8, 2020. The topics of discussion were the following:
- Discussed mission statement
- Draft ordinance to convert the Committee into a Commission
- Proposal to audit all city functions
- Implementing a website page dedicated to sustainability
- StoneyField Grant – City applied for organic lawn care at Patterson Park
- The next two meetings are scheduled for February 6th and March 12th

**PERSONNEL COMMITTEE:**
Councilmember Robson Hodges presented a brief overview of the Personnel Committee held on January 8, 2020. The topics of discussion were the following:
- Performance review for City Manager and Finance Director/Clerk at the March 9th meeting by the Council

**SCHOOL AD HOC COMMITTEE:**
City Attorney Levasseur presented a brief overview of the developments, namely that:
- The GPPSS Administration plan to utilize Trombly School, first floor, for an Early Childhood Development Center
- Phased approach – 3 to 4 rooms for three to four-year old children. As things progress, remaining five rooms at Trombly could be utilized for infants, one and two-year old children and a class for young fives.
- There has been $1,000,000 pledged/committed and $400,000 more is needed

Councilmember Read inquired if the School Board was going to spend the bond money that was approved by the voters for Trombly School. Would they be required to spend their money if the school is re-purposed?

**NEW/OLD BUSINESS**

**Ordinance Draft:**
Councilmember Fluitt stated City Attorney Levasseur has prepared a draft ordinance to convert the Sustainability Committee into a Commission. Can this be voted on this evening?

Mayor Denner stated he wants the Ordinance to go through the proper channels of going to Ordinance Review Committee with a recommendation to City Council.

**DDA VACANCY:**
Councilmember Read stated there is a vacancy on the DDA Board.
Mayor Denner stated he is in the process of reviewing the applications received and will place on a future agenda.

**AIR QUALITY RELATED TO NEW FCA PLANT**
Councilmember Fluitt agreed to be the point person on the FCA.

**EASTSIDE COMMUNITY NETWORK:**
Mayor Denner stated Malik Goodwin has attended those meetings and keeps the Council updated.

**CHILLY FEST:**
Councilmember Relan stated the Charlie and the Chocolate Factory play is scheduled for the same day as the Chilly Fest at the park and encouraged everyone to attend both events.

**JOE’S GARAGE UPDATE:**
Mayor Denner stated Joe’s Garage is currently being utilized for storage. This building is owned by Urban Renewal Initiative Foundation. Once there is a new facility to move to, public works will transfer all of the items currently stored at Joe’s Garage to the new facility. The new building will be financed through the TIFA and will be built as green as possible.

**DPW FACILITY:**
Councilmember Relan recommended posting the financing terms on the city website.

Mayor Denner stated architects are currently being interviewed.

**PUBLIC COMMENT**

**ART CENTER/DPW BUILDING:**
Resident of Lakepointe expressed concerns regarding the Art Center and the proposed DPW building

Councilmember Fluitt stated the sign for the Art Center has been displayed and inquired when a meeting will be held to discuss the details of the Art Center.

Mayor Denner stated there have been organizational meetings. Public comment on this project will be before the Planning Commission. There will be plans presented to the Planning Commission by Urban Renewal Initiative Foundation.

Councilmember Relan inquired if there will be citizen input. The community needs to understand the plan.

Mayor Denner stated that citizen input will be at the Planning Commission.

Resident of Westchester expressed concern of the cost to taxpayers for the Art Center

**MASTER PLAN:**
Resident of Nottingham thanked the Council and volunteers for their efforts dedicated to the Master Plan.
NIXLE:
Resident of Wayburn recommended utilizing Nixle for water main breaks.

TIFA/DDA MEETING SCHEDULE:
Resident of Pemberton expressed concern of the meeting times for TIFA and DDA.

Resident of Lakepointe expressed concern of the process for the proposed DPW building.

Mayor Denner stated the meeting times have been modified to evening hours. The TIFA is in the process of amending their Master Plan and it will come before Council for approval.

FACEBOOK:
Resident of Middlesex expressed concern regarding what he considered to be unprofessional and threatening of the Facebook responses he received from the City Attorney.

With no further business, motion by Mayor Denner, supported by Councilmember Read, to adjourn the meeting at 10:30 PM.