



**CITY OF GROSSE POINTE WOODS  
NOTICE OF MEETING AND AGENDA  
COMMITTEE-OF-THE-WHOLE SITTING AS  
FINANCE COMMITTEE**

**Monday, April 17, 2023 at 7:15 PM**

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*Robert E. Novitke Municipal Center - Council/Court Room  
20025 Mack Plaza, Grosse Pointe Woods, MI 48236  
(313) 343-2440*

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Mayor Arthur W. Bryant has called a meeting of the City Council, meeting as a Committee-of-the-Whole Sitting As Finance Committee, for **Monday, April 17, 2023 at 7:15 PM**. The meeting will be held in the Council Chambers/Municipal Court Room of the Municipal Building, 20025 Mack Plaza, Grosse Pointe Woods, MI 48236 and is accessible through the Municipal Court doors. In accordance with Public Act 267, the meeting is open to the public and the agenda items are as follows:

- 1. CALL TO ORDER**
- 2. ROLL CALL**
- 3. ACCEPTANCE OF AGENDA**
- 4. ITEMS FOR DISCUSSION**
  - A. [Proposed FY 2023-2024 Budget \(Including Water/Sewer Budget not previously Presented\)](#)
    - [1\) Finance Committee Minutes Excerpt 03/30/23](#)
    - [2\) Budget to Actual FY 2022/2023](#)
    - [3\) General Budget Summary FY 2023/2024](#)
    - [4\) All Funds Budget Summary FY 2023/2024](#)
    - [5\) Executive Summary FY 2023/2024](#)
    - [6\) Budget Transfers FY 2023/2024](#)
  - B. [Chapter 4, Alcoholic Liquors, Section 4-19 and 4-21 - Proposed Ordinance Amendment and Class C Liquor License Transfer Agreement](#)
    - [1\) Letter 04/13/23 - City Attorney](#)
    - [2\) Proposed Ordinance Amendment](#)
    - [3\) Ballot Language and documents from previous Ordinance Amendment](#)
    - [4\) Proposed Agreement Restricting Certain Transfer of Class C Liquor License](#)
- 5. NEW BUSINESS/PUBLIC COMMENT**
- 6. ADJOURNMENT**

IN ACCORDANCE WITH PUBLIC ACT 267 (OPEN MEETINGS ACT)  
POSTED AND COPIES GIVEN TO NEWSPAPERS

The City of Grosse Pointe Woods will provide necessary, reasonable auxiliary aids and services, such as signers for the hearing impaired, or audio tapes of printed materials being considered at the meeting to individuals with disabilities. All such requests must be made at least five days prior to a

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cc: Council - 7	Treasurer/Comptroller	Post - 4
City Administrator	City Clerk	Email Group/Media
City Attorney	Assistant City Administrator	

meeting. Individuals with disabilities requiring auxiliary aids or services should contact the City of Grosse Pointe Woods by writing or call the City Clerk's office, 20025 Mack Plaza, Grosse Pointe Woods, MI 48236 (313) 343-2440 or Telecommunications Device for the Deaf (TDD) 313 343-9249.

FINANCE COMMITTEE  
MINUTES EXCERPT  
03-30-23

Motion by Bryant, Seconded by Koester, regarding the **Proposed FY 2023-2024 Budget**, that the Finance Committee recommend City Council's approval of FY 2023-2024 budget discussed at tonight's meeting and to approve this budget as presented.

Motion passed by the following vote:

Yes: Bryant, Koester, McConaghy

No: None

Absent: None

Date 3.30.2023

<b>CITY OF GROSSE POINTE WOODS</b>	
<b>GENERAL FUND BALANCE ANALYSIS FY 2022-2023</b>	
TOTAL BUDGETED REVENUE FY 2022-2023	15,963,700
TOTAL BUDGETED EXPENSES FY 2022-2023	16,382,303
<b>TOTAL BUDGETED USE OF PRIOR YEAR RESERVES FY 2022-2023</b>	<b>(418,603)</b>
TOTAL ESTIMATED REVENUE FY 2022-2023 AS OF 2.28.2023	16,579,248
TOTAL ESTIMATED EXPENSES FY 2022-2023 AS OF 2.28.2023	15,367,030
<b>ESTIMATED REVENUE OVER EXPENSES FY 2022-2023</b>	<b>1,212,218</b>
<b>GENERAL FUND BALANCE @ 6.30.2022</b>	<b>5,694,444</b>
<b>PLUS ESTIMATED ADDITION TO FUND BALANCE FY 2022-2023</b>	<b>1,212,218</b>
<b>ESTIMATED FUND BALANCE @ 6.30.2023</b>	<b>6,906,662</b>
<b>FUND BALANCE % TO PROJECTED FY 2022-2023 EXPENSES</b>	<b>45%</b>
<b>FISCAL YEAR 2023-2024 PROPOSED BUDGET</b>	
PROJECTED REVENUES FY 2023-2024	15,717,817
PROJECTED EXPENSES FY 2023-2024	16,706,761
<b>TRANSFER PRIOR YEAR RESERVES FY 2023-2024</b>	<b>(988,944)</b>
<b>ESTIMATED FUND BALANCE @ 6.30.2024</b>	<b>5,917,718</b>
<b>FUND BALANCE % TO PROJECTED FY 2023-2024 EXPENSES</b>	<b>35%</b>

**CITY OF GROSSE POINTE WOODS**  
**2023 -2024 FISCAL YEAR BUDGET SUMMARY OF PROPOSED BUDGET**

	FY 22-23	FY 22-23	FY 23-24	
	AMENDED BUDGET	7/1/2022-2/28/2023 ACTUAL	ADMIN REQUEST	% Change In Budget
<i>Date: 4.04.2023</i>				
<b>101-GENERAL FUND</b>				
PROJECTED REVENUES	15,963,700	14,964,726	15,717,817	-1.54%
CITY COUNCIL	70,444	35,996	76,048	7.96%
COMMISSIONS	20,847	10,471	24,911	19.49%
MUNICIPAL COURT	482,960	264,965	428,791	-11.22%
ADMINISTRATION	365,193	220,936	376,692	3.15%
BUILDING INSPECTIONS	751,426	494,363	586,500	-21.95%
CITY ATTORNEYS	274,000	92,539	265,000	-3.28%
CITY CLERK/ELECTIONS	477,542	291,832	486,648	1.91%
TREASURER/COMPTROLLER	494,672	300,378	510,257	3.15%
CITY ASSESSOR	121,444	69,291	122,436	0.82%
ADMIN-FRINGES	249,800	155,628	242,700	-2.84%
ADMIN TRANSFER & OVERHEAD	597,932	474,905	618,444	3.43%
PUBLIC SAFETY + Transfers	7,069,802	4,346,699	7,345,882	3.91%
PUBLIC WORKS + Transfers	2,534,849	1,720,882	2,670,901	5.37%
PARKS & RECREATION + Transfers	2,103,061	1,391,601	2,223,713	5.74%
COMMUNITY CENTER	235,220	145,646	221,669	-5.76%
MIS	533,109	331,348	506,169	-5.05%
<b>TOTAL</b>	<b>16,382,303</b>	<b>10,347,480</b>	<b>16,706,761</b>	<b>1.98%</b>
<b>NET OF REVENUES OVER/UNDER EXPENDITURES</b>	<b>(418,603)</b>		<b>(988,944)</b>	
GENERAL FUND BALANCE @ 6.30.2022	5,694,444			
ESTIMATED BUDGETED FUND BALANCE @ 6.30.2023	6,906,662	45%	includes est. addition to FB of \$1,212,218	
ESTIMATED FUND BALANCE @ 6.30.2024	5,917,718	35%		

**CITY OF GROSSE POINTE WOODS**  
**2023 -2024 FISCAL YEAR BUDGET SUMMARY OF PROPOSED BUDGET**

	FY 22-23	FY 22-23	FY 23-24	
	AMENDED BUDGET	7/1/2022-2/28/2023 ACTUAL	ADMIN REQUEST	% Change In Budget
<i>Date: 4.04.2023</i>				
<b>202-MAJOR ROADS</b>				
Revenues	1,272,766	702,021	1,357,768	6.68%
Expenditures	1,694,937	638,011	1,320,740	-22.08%
<b>NET OF REVENUES OVER/UNDER EXPENDITURES</b>	<b>(422,171)</b>		<b>37,028</b>	
MAJOR ROAD FUND BALANCE @ 6.30.2022	<b>1,023,287</b>			
ESTIMATED FUND BALANCE @ 6.30.2023	<b>578,710</b>			
ESTIMATED FUND BALANCE @ 6.30.2024	<b>615,738</b>	<b>47%</b>		
**				
<b>203-LOCAL ROADS</b>				
Revenues	913,664	702,020	1,533,911	67.89%
Expenditures	1,023,054	682,226	1,533,911	49.93%
<b>NET OF REVENUES OVER/UNDER EXPENDITURES</b>	<b>(109,390)</b>		<b>0</b>	
LOCAL ROAD FUND BALANCE @ 6.30.2022	<b>953,841</b>			
ESTIMATED FUND BALANCE @ 6.30.2023	<b>616,441</b>			
ESTIMATED FUND BALANCE @ 6.30.2024	<b>616,441</b>	<b>40%</b>		
<b>213-PARKWAY BEAUTIFICATION</b>				
Revenues	60,450	16,211	60,450	0.00%
Expenditures	56,700	11,729	73,300	29.28%
<b>NET OF REVENUES OVER/UNDER EXPENDITURES</b>	<b>3,750</b>		<b>(12,850)</b>	
PARKWAY BEAUTIFICATION FB @ 6.30.2022	<b>255,950</b>			
ESTIMATED FUND BALANCE @ 6.30.2023	<b>259,700</b>			
ESTIMATED FUND BALANCE @ 6.30.2024	<b>246,850</b>			
<b>214-CABLE FUND</b>				
Revenues	1,500	926	1,500	0.00%
Expenditures	0	0	0	
<b>NET OF REVENUES OVER/UNDER EXPENDITURES</b>	<b>1,500</b>		<b>1,500</b>	
CABLE FUND BALANCE @ 6.30.2022	<b>537,230</b>			
ESTIMATED FUND BALANCE @ 6.30.2023	<b>537,741</b>			
ESTIMATED FUND BALANCE @ 6.30.2024	<b>539,241</b>			

**CITY OF GROSSE POINTE WOODS**  
**2023 -2024 FISCAL YEAR BUDGET SUMMARY OF PROPOSED BUDGET**

Date: 4.04.2023

	FY 22-23 AMENDED BUDGET	FY 22-23 7/1/2022-2/28/2023 ACTUAL	FY 23-24 ADMIN REQUEST	% Change In Budget
<b>211-PA 302 FUND</b>				
Revenues	5,000	2,114	5,000	0.00%
Expenditures	5,000	3,395	5,000	0.00%
<b>NET OF REVENUES OVER/UNDER EXPENDITURES</b>	<b>0</b>		<b>0</b>	
PA 302 FUND BALANCE @ 6.30.2022	2,289			
ESTIMATED FUND BALANCE @ 6.30.2023	2,289			
ESTIMATED FUND BALANCE @ 6.30.2024	2,289			
<b>226-SOLID WASTE</b>				
Revenues	2,002,618	2,037,069	2,136,501	6.69%
Expenditures	1,935,585	1,328,554	1,944,948	0.48%
<b>NET OF REVENUES OVER/UNDER EXPENDITURES</b>	<b>67,033</b>		<b>191,553</b>	
SOLID WASTE FUND BALANCE @ 6.30.2022	450,409			
ESTIMATED FUND BALANCE @ 6.30.2023	517,442			
ESTIMATED FUND BALANCE @ 6.30.2024	708,995			
<b>245-CDBG</b>				
Revenues	20,000	0	20,000	0.00%
Expenditures	20,000	0	20,000	0.00%
<b>NET OF REVENUES OVER/UNDER EXPENDITURES</b>	<b>0</b>		<b>0</b>	
GRANTS FUND BALANCE @ 6.30.2022	-9,956			
ESTIMATED FUND BALANCE @ 6.30.2023	10,044			
ESTIMATED FUND BALANCE @ 6.30.2024	10,044			
<b>261-911 EMERGENCY SERVICE</b>				
Revenues	50,000	40,480	50,000	0.00%
Expenditures	60,747	23,473	60,716	-0.05%
<b>NET OF REVENUES OVER/UNDER EXPENDITURES</b>	<b>(10,747)</b>		<b>(10,716)</b>	
911 EMERGENCY FUNDS BALANCE @ 6.30.2022	150,229			
ESTIMATED FUND BALANCE @ 6.30.2023	139,482			
ESTIMATED FUND BALANCE @ 6.30.2024	128,766			

**CITY OF GROSSE POINTE WOODS**  
**2023 -2024 FISCAL YEAR BUDGET SUMMARY OF PROPOSED BUDGET**

Date: 4.04.2023

FY 22-23	FY 22-23	FY 23-24	
AMENDED BUDGET	7/1/2022-2/28/2023 ACTUAL	ADMIN REQUEST	% Change In Budget

**265-DRUG ENFORCEMENT FUND**

Revenues	0	0	0	
Expenditures	1,500	0	0	-100.00%
<b>NET OF REVENUES OVER/UNDER EXPENDITURES</b>	<b>(1,500)</b>	<b>0</b>		
<b>DRUG ENFORCEMENT FUND BALANCE @ 6.30.2022</b>	<b>2,560</b>			
<b>ESTIMATED FUND BALANCE @ 6.30.2023</b>	<b>1,060</b>			
<b>ESTIMATED FUND BALANCE @ 6.30.2024</b>	<b>1,060</b>			

**260-SOM MIDC GRANT**

Revenues	55,975		55,975	0.00%
Expenditures	59,123		55,975	-5.33%
<b>NET OF REVENUES OVER/UNDER EXPENDITURES</b>	<b>-3,148</b>	<b>0</b>		
<b>MIDC GRANT FUND BALANCE @ 6.30.2022</b>	<b>3,148</b>			
<b>ESTIMATED FUND BALANCE @ 6.30.2023</b>	<b>0</b>			
<b>ESTIMATED FUND BALANCE @ 6.30.2024</b>	<b>0</b>			

**284-OPIOID SETTLEMENT**

Revenues	0	11,657		
Expenditures	0	0	5,000	
<b>NET OF REVENUES OVER/UNDER EXPENDITURES</b>	<b>0</b>		<b>-5,000</b>	
<b>ESTIMATED FUND BALANCE @ 6.30.2023</b>	<b>11,657</b>			
<b>ESTIMATED FUND BALANCE @ 6.30.2024</b>	<b>6,657</b>			



**CITY OF GROSSE POINTE WOODS**  
**2023 -2024 FISCAL YEAR BUDGET SUMMARY OF PROPOSED BUDGET**

	FY 22-23	FY 22-23	FY 23-24	
	AMENDED BUDGET	7/1/2022-2/28/2023 ACTUAL	ADMIN REQUEST	% Change In Budget
<i>Date: 4.04.2023</i>				
<b>304-ROAD BOND</b>				
Revenues	1,029,937	1,023,933	1,296,915	25.92%
Expenditures	1,154,998	1,154,998	1,383,291	19.77%
<b>NET OF REVENUES OVER/UNDER EXPENDITURES</b>	<b>(125,000)</b>		<b>(86,376)</b>	
ROAD BOND FUND BALANCE @ 6.30.2022	485,252			
ESTIMATED FUND BALANCE @ 6.30.2023	360,252			
ESTIMATED FUND BALANCE @ 6.30.2024	273,876			
<b>307-2018 CAPITAL IMPROVEMENT DEBT SERVICE</b>				
Revenues	220,238	220,238	217,863	-1.08%
Expenditures	220,238	184,431	217,863	-1.08%
<b>NET OF REVENUES OVER/UNDER EXPENDITURES</b>	<b>0</b>		<b>0</b>	
CAPITAL IMPROVEMENT BOND FB @ 6.30.2022	6,567			
ESTIMATED FUND BALANCE @ 6.30.2023	6,567			
ESTIMATED FUND BALANCE @ 6.30.2024	6,567			
<b>365-GROSSE GRATIOT DRAIN FUND</b>				
Revenues	3,800,254	3,715,507		-100.00%
Expenditures	3,786,262	2,050,915		-100.00%
<b>NET OF REVENUES OVER/UNDER EXPENDITURES</b>	<b>13,992</b>		<b>0</b>	
GROSSE GRATIOT DRAIN FB @ 6.30.2022	949,675			
ESTIMATED FUND BALANCE @ 6.30.2023	963,667			
ESTIMATED FUND BALANCE @ 6.30.2024	963,667		Budget to be completed	
<b>401-MUNICIPAL IMPROVEMENTS</b>				
Revenues	478,696	478,696	475,050	-0.76%
Expenditures	503,696	60,703	475,050	-5.69%
<b>NET OF REVENUES OVER/UNDER EXPENDITURES</b>	<b>(25,000)</b>		<b>0</b>	
MUNICIPAL IMPROVEMENT FB @ 6.30.2022	112,225			
ESTIMATED FUND BALANCE @ 6.30.2023	112,225			
ESTIMATED FUND BALANCE @ 6.30.2024	112,225			

**CITY OF GROSSE POINTE WOODS**  
**2023 -2024 FISCAL YEAR BUDGET SUMMARY OF PROPOSED BUDGET**

Date: 4.04.2023

	FY 22-23 AMENDED BUDGET	FY 22-23 7/1/2022-2/28/2023 ACTUAL	FY 23-24 ADMIN REQUEST	% Change In Budget
<b>585-PARKING METER FUND</b>				
Revenues	340,000	191,006	307,000	-9.71%
Expenditures	587,505	229,043	373,644	-36.40%
<b>NET OF REVENUES OVER/UNDER EXPENDITURES</b>	<b>(247,505)</b>		<b>(66,644)</b>	
PARKING FUND BALANCE @ 6.30.2022	734,727			
ESTIMATED FUND BALANCE @ 6.30.2023	468,736			
ESTIMATED FUND BALANCE @ 6.30.2024	402,092			
<b>592-WATER/SEWER FUND</b>				
Revenues	7,756,970	6,359,351	7,916,114	2.05%
Expenditures	8,710,862	4,780,925	8,365,861	-3.96%
<b>NET OF REVENUES OVER/UNDER EXPENDITURES</b>	<b>(953,892)</b>		<b>(449,747)</b>	
WATER/SEWER FUND BALANCE @ 6.30.2022	11,196,509			
ESTIMATED FUND BALANCE @ 6.30.2023	7,478,439			
ESTIMATED FUND BALANCE @ 6.30.2024	7,028,692			
<b>594-BOAT DOCK FUND</b>				
Revenues	226,547	115,266	232,108	2.45%
Expenditures	186,434	55,087	110,341	-40.81%
<b>NET OF REVENUES OVER/UNDER EXPENDITURES</b>	<b>40,113</b>		<b>121,767</b>	
BOAT DOCK FUND BALANCE @ 6.30.2022	357,817			
ESTIMATED FUND BALANCE @ 6.30.2023	397,930			
ESTIMATED FUND BALANCE @ 6.30.2024	519,697			
<b>598-COMMODITIES FUND</b>				
Revenues	10,000	7,631	10,000	0.00%
Expenditures	29,500	65,613	250	-99.15%
<b>NET OF REVENUES OVER/UNDER EXPENDITURES</b>	<b>(19,500)</b>		<b>9,750</b>	
COMMODITIES FUND BALANCE @ 6.30.2022	149,027			
ESTIMATED FUND BALANCE @ 6.30.2023	71,545	BAG BARN COMPLETED FY 22-23		
ESTIMATED FUND BALANCE @ 6.30.2024	81,295			

**CITY OF GROSSE POINTE WOODS**  
**2023 -2024 FISCAL YEAR BUDGET SUMMARY OF PROPOSED BUDGET**

Date: 4.04.2023

	FY 22-23 AMENDED BUDGET	FY 22-23 7/1/2022-2/28/2023 ACTUAL	FY 23-24 ADMIN REQUEST	% Change In Budget
<b>677-WORKERS COMPENSATION FUND</b>				
Revenues	151,864	151,664	142,875	-5.92%
Expenditures	182,152	159,776	142,875	-21.56%
<b>NET OF REVENUES OVER/UNDER EXPENDITURES</b>	<b>(30,288)</b>		<b>0</b>	
WORKERS COMPENSATION FB @ 6.30.2022	<b>175,001</b>			
ESTIMATED FUND BALANCE @ 6.30.2023	<b>144,713</b>			
ESTIMATED FUND BALANCE @ 6.30.2024	<b>144,713</b>			
<b>661-MOTOR VEHICLE</b>				
Revenues	682,245	718,659	746,506	9.42%
Expenditures	1,122,985	629,994	929,367	-17.24%
<b>NET OF REVENUES OVER/UNDER EXPENDITURES</b>	<b>(440,740)</b>		<b>(182,861)</b>	
MOTOR VEHICLE FUND BALANCE @ 6.30.2022	<b>1,253,536</b>			
ESTIMATED FUND BALANCE @ 6.30.2022	<b>812,796</b>			
ESTIMATED FUND BALANCE @ 6.30.2023	<b>629,935</b>			
<b>731-PENSION FUND</b>				
Revenues	2,654,727	4,384,616	2,586,330	
Expenditures	3,754,458	2,575,623	3,854,403	
<b>NET OF REVENUES OVER/UNDER EXPENDITURES</b>	<b>(1,099,731)</b>		<b>(1,268,073)</b>	
PENSION FUND BALANCE @ 6.30.2022	<b>38,115,937</b>			
<b>734-SUPPLEMENTAL ANNUITY</b>				
Revenues	374,957	329,201	391,527	
Expenditures	266,750	0	296,383	
<b>NET OF REVENUES OVER/UNDER EXPENDITURES</b>	<b>108,207</b>		<b>95,144</b>	
SUPPLEMENTAL ANNUITY FUND BALANCE 6/30/2022	<b>2,314,927</b>			
<b>737-RETIREE HEALTH CARE</b>				
Revenues	250,000	372,817	250,000	
Expenditures	0	0	0	
<b>NET OF REVENUES OVER/UNDER EXPENDITURES</b>				
RETIREE HEALTH CARE FUND BALANCE 6/30/2022	<b>1,581,106</b>			
<b>SUMMARY TOTAL OF ALL FUNDS</b>	<b>41,744,790</b>		<b>37,875,679</b>	

4.5.23 = BUDGET  
REPORT

**2023-2024 Proposed Budget Summary**  
**City of Grosse Pointe Woods**

Date: 4.04.2023

		<b>2022 - 2023</b>	<b>2023 - 2024</b>	
	<b>FUND</b>	<b>AMENDED</b>	<b>PROPOSED</b>	<b>CHANGE</b>
<b><u>GENERAL FUND</u></b>				
General Government	101	\$4,141,482	\$3,960,096	
Public Safety	101	\$7,069,802	\$7,345,882	
Public Works	101	\$2,534,849	\$2,670,901	
Management Info. Systems	101	\$533,109	\$506,169	
Parks & Recreation	101	\$2,103,061	\$2,223,713	
Total General Fund		<u>\$16,382,303</u>	<u>\$16,706,761</u>	324,458 1.98%
<b><u>SPECIAL REVENUE</u></b>				
Major Street	202	1,694,937	1,320,740	
Local Street	203	1,023,054	1,533,911	
Act 302 Training	211	5,000	5,000	
Parkway Beautification	213	56,700	73,300	
Cable Fund	214	0	0	
Solid Waste	226	1,935,585	1,944,948	
CDBG	245	20,000	20,000	
SOM MIDC Grant	260	59,123	55,975	
911 Service Fund	261	60,747	60,716	
Drug Forfeiture	265	1,500	0	
Opioid Settlement	284	0	5,000	
Total Special Revenue		<u>\$4,856,646</u>	<u>\$5,019,590</u>	162,944 3.36%
<b><u>DEBT SERVICE FUND</u></b>				
Road Bond Debt	304	\$1,154,998	\$1,383,291	
Capital Improvement Debt	307	\$220,238	\$217,863	
Grosse Gratiot Drain (Milk River) **	365	\$3,786,262		in progress
Total Debt Funds		<u>\$5,161,498</u>	<u>\$1,601,154</u>	<b>(3,560,344)</b> -68.98%
<b><u>CAPITAL PROJECTS FUND</u></b>				
Municipal Improvement	401	\$503,696	\$475,050	
Total Capital Projects Fund		<u>\$503,696</u>	<u>\$475,050</u>	<b>(28,646)</b> -5.69%
<b><u>INTERNAL SERVICE FUNDS</u></b>				
Motor Vehicle Fund	661	\$1,122,985	\$929,367	
Workmen's Compensation	677	\$182,152	\$142,875	
Total Internal Service Funds		<u>\$1,305,137</u>	<u>\$1,072,242</u>	<b>(232,895)</b> -17.84%
<b><u>ENTERPRISE FUNDS</u></b>				
Parking	585	\$587,505	\$373,644	
Water & Sewer	592	\$8,710,862	\$8,365,861	
Boat Dock	594	\$186,434	\$110,341	
Commodity Sales	598	\$29,500	\$250	
Total Enterprise Funds		<u>\$9,514,301</u>	<u>\$8,850,096</u>	<b>(664,205)</b> -6.98%

**2023-2024 Proposed Budget Summary**  
**City of Grosse Pointe Woods**

Date: 4.04.2023

	<b>FUND</b>	<b>2022 - 2023 AMENDED</b>	<b>2023 - 2024 PROPOSED</b>	<b>CHANGE</b>
<b><u>FIDUCIARY FUNDS</u></b>				
Pension Trust Funds	731	\$3,754,458	\$3,854,403	
Supplemental Annuity	734	\$266,750	\$296,383	
Retiree Healthcare (OPEB)	737	\$0	\$0	
Total Fiduciary Funds		<u>\$4,021,208</u>	<u>\$4,150,786</u>	129,578 3.22%
<b>BUDGET TOTAL</b>		<u>\$41,744,789</u>	<u>\$37,875,679</u>	<b>(3,869,110)</b> -9.27%

**\*\*Note: Grosse Gratiot Drain (Milk River) Debt Service Fund will be completed after April 27, 2023 Board Meeting**

**GENERAL FUND****REVENUE**

2022 Taxable Value	807,097,094
2023 Taxable Value-FINAL	861,276,936
<b>2023 Increase in Taxable Value</b>	<b>54,179,842</b>
Percentage Increase from 2022 to 2023	7%
2023 Inflation Rate Multiplier	5.0%
2023 Inflation Rate Multiplier used in "Headlee" Calculation	7.9%
2023-24 General Fund Budgeted Property Tax Revenue	11,133,641
2022-23 General Fund Budgeted Property Tax Revenue	10,433,263
<b>2022-23 General Fund Increase in Property Tax Revenue</b>	<b>700,378</b>
Percentage Increase from 2022-23 to 2023-24	6.7%
2023-24 State Shared Revenue Projection (updated 2.16.2023)	1,804,838
2022-23 State Shared Revenue Projection (updated 1.13.2023 to 1,799,531)	1,581,925
<b>2023-24 Projected Increase</b>	<b>222,913</b>
Percentage Increase from 2022-23 to 2023-24	14.1%
2023-24 State Shared Revenue Projection-CVTRS (City Village Township Revenue Sharing)	250,554
2022-23 State Shared Revenue Projection-CVTRS (City Village Township Revenue Sharing) (updated 1.13.23 to 229,944)	238,622
<b>Projected Increase 2023-24 State Shared Revenue-CVTRS</b>	<b>11,932</b>
Percentage Increase from 2022-23 to 2023-24	5%
2023-24 State Share Revenue Projection-CVTRS-Public Safety-NEW for 2023-24	15,944

**SUMMARY OF EXPENDITURES****GENERAL FUND #101**

Budgeted wage increase	3.00%
Estimated health insurance increase	4.00%
Pension Contribution-General Employees effective 7.1.2023	32.09%
Pension Contribution-Public Safety Employees effective 7.1.2023	34.30%
Supplemental Annuity Contribution-General Employees effective 7.1.2023	12.43%
<b>Admin Transfers &amp; Overhead - Dept 299</b>	
Transfer to OPEB-PA 302 Corrective Action Plan-yearly transfer to comply with PA302	200,000
Transfer to Pension Fund-PA 202 CVTRS Requirement Due to Underfunding of Pension	52,719
Transfer to Capital Improvement Bond Principal & Interest Payment-payable through 6/30/2034	217,863
<b>Public Safety - Dept 305 -349</b>	
Transfer to Municipal Improvement-911 Server upgrade	10,000
Fire Truck Payment-final payment 7.1.2024	103,859
School Resource Officer added-75% reimbursed from GPPS-Year 1 Wages/Benefits/Training	160,000
<b>Public Service - Dept 265, 441-594</b>	
Transfer to Local Roads-Roslyn Road Resurfacing Project & Budget Shortage	489,570
Tree Replacement Vernier Road/Tree Purchases	14,800
<b>Parks - Dept 752-795</b>	
Pool Deck Bleachers	20,000
Transfer to Municipal Improvement- Lake Front Park Splash Pad & Engineering	425,000
Transfer to Municipal Improvement-Dog Park	25,250

<b>Major Road Fund #202</b>	
Transfer to Local Roads-Roslyn Road Resurfacing Project & Budget Shortage	500,000
Concrete Pavement Repair & Engineering	75,000
Sidewalk Program/Grinding & Engineering	20,000
Mack and Vernier Traffic Study & Design Engineering	100,000
<b>Local Road Fund #203</b>	
Concrete Pavement Repair & Engineering	50,000
Roslyn Road Resurfacing & Engineering	720,000
Sidewalk Program/Grinding & Engineering	50,000
<b>Municipal Improvement Fund #401</b>	
911 Server Upgrade-Transfer from General Fund	10,000
Splash Pad-Transfer from General Fund Parks	425,000
Dog Park-Transfer from General Fund	25,250
Tree Purchases-Transfer from General Fund	14,800
<b>Parking Enterprise Fund #585</b>	
Parking Lot & Alley Rehab Construction & Engineering	100,000
<b>Water / Sewer Fund #592</b>	
Roslyn Road Water Main and Resurfacing Project	2,160,000
Sidewalk Program/Grinding & Engineering	30,000
Concrete Patching	75,000
SRF Project Plans	40,000
Sewer TV and Clean	100,000
Sewer Rehabilitation (Lining open and Cut)	200,000
<b>Motor Vehicle Fund #661</b>	
2023 Ford SUV with equipment-replacement of vehicle 5-4-Insurance Proceeds/Transfer from GF	55,000
Public Safety Fire Quint Apparatus-Payment #4-Transfer from General Fund	103,859
Riding Mower-replaces DPW # 304-funded through Motor Vehicle Fund Balance	25,000

**Budgeted Transfers**  
**City of Grosse Pointe Woods**  
**FY 2023 - 2024**

Updated: 3.30.2023

<b>General Fund (101)</b>			
<b>Transfers From:</b>		<b>Transfers To:</b>	
Transfer from Solid Waste Fund	50,000	Transfer to Municipal Improvement	475,050
Transfer from Cable Fund	-	Transfer to Motor Vehicle Fund	417,506
Transfer from Parking Fund	-	Transfer to Retiree Healthcare (OPEB)	200,000
Transfer from Water & Sewer	25,000	Transfer to Work Comp	120,935
Transfer from Boat Dock	5,000	Transfer to Local Street Fund	489,570
Transfer from Commodity Sales		Transfer to 911	-
		Transfer to MIDC	3,175
		Transfer to Pension Fund	52,719
		Transfer to Capital Bond Debt	217,863
<b>Subtotal - Transfers From</b>	<b>\$ 80,000</b>	<b>Subtotal - Transfers To</b>	<b>\$ 1,976,818</b>

<b>Major Street Budget (202)</b>			
<b>Transfers From:</b>		<b>Transfers To:</b>	
Transfer from General Fund	-	Transfer to Local Road	500,000
		Transfer to Motor Vehicle	120,000
		Transfer to Work Comp	2,920
<b>Subtotal - Transfers From</b>	<b>\$ -</b>	<b>Subtotal - Transfers To</b>	<b>\$ 622,920</b>

<b>Local Street Budget (203)</b>			
<b>Transfers From:</b>		<b>Transfers To:</b>	
Transfer from General Fund (DPW)	\$ 489,570	Workers Comp	\$ 3,000
Transfer from Major Road	500,000	Transfer to Motor Vehicle	110,000
Transfer from Road Bond Const.	-		
<b>Subtotal - Transfers From</b>	<b>\$ 989,570</b>	<b>Subtotal - Transfers To</b>	<b>\$ 113,000</b>

<b>Solid Waste/Disposal Budget (226)</b>			
<b>Transfers From:</b>		<b>Transfers To:</b>	
		Transfer to General Fund	\$ 50,000
		Work Comp	\$ 1,280
		Transfer to Capital Improvement	\$ -
		Transfer to Motor Vehicle Fund	30,000
<b>Subtotal - Transfers From</b>	<b>\$ -</b>	<b>Subtotal - Transfers To</b>	<b>\$ 81,280</b>

<b>Municipal Indigent Defense Commission (260)</b>			
<b>Transfers From:</b>		<b>Transfers To:</b>	
Transfer from General	\$ 3,175	Transfer to General Fund	\$ -
<b>Subtotal - Transfers From</b>	<b>\$ 3,175</b>	<b>Subtotal - Transfers To</b>	<b>\$ -</b>

<b>911/Emergency Service Budget (261)</b>			
<b>Transfers From:</b>		<b>Transfers To:</b>	
Transfer from General	\$ -	Transfer to General	
		Work Comp	\$ 800
<b>Subtotal - Transfers From</b>	<b>\$ -</b>	<b>Subtotal - Transfers To</b>	<b>\$ 800</b>

<b>Capital Improvement Bond Debt (307)</b>			
<b>Transfers From:</b>		<b>Transfers To:</b>	
Transfer from General Fund	\$ 217,863		
<b>Subtotal - Transfers From</b>	<b>\$ 217,863</b>	<b>Subtotal - Transfers To</b>	<b>\$ -</b>



**Budgeted Transfers**  
**City of Grosse Pointe Woods**  
**FY 2023 - 2024**

Updated: 3.30.2023

<b>Municipal Improvements Budget (401)</b>			
<b>Transfers From:</b>		<b>Transfers To:</b>	
Transfer from General Fund	\$ 475,050	Transfer to General Fund	\$ -
Transfer from Parking Fund	\$ -		
Transfer from Boat Dock Fund	\$ -		
<b>Subtotal - Transfers From</b>	<b>\$ 475,050</b>	<b>Subtotal - Transfers To</b>	<b>\$ -</b>

<b>Parking Budget (585)</b>			
<b>Transfers From:</b>		<b>Transfers To:</b>	
Transfer from General	\$ -	Transfer to General Fund	\$ -
		Work Comp	\$ 1,600
		Transfer to Municipal Improvement	\$ -
		Transfer to Motor Vehicle Fund	\$ 5,000
<b>Subtotal - Transfers From</b>	<b>\$ -</b>	<b>Subtotal - Transfers To</b>	<b>\$ 6,600</b>

<b>Water &amp; Sewer Budget (592)</b>			
<b>Transfers From:</b>		<b>Transfers To:</b>	
Transfer from Grosse Gratiot Drain Fund		Transfer to General	25,000
		Work Comp	7,660
		Transfer to Motor Vehicle Fund	50,000
<b>Subtotal - Transfers From</b>	<b>\$ -</b>	<b>Subtotal - Transfers To</b>	<b>\$ 82,660</b>

<b>Boat Dock Budget (594)</b>			
<b>Transfers From:</b>		<b>Transfers To:</b>	
		Transfer to Motor Vehicle Fund	6,000
		Transfer to Municipal Improvement	-
		Work Comp	1,600
		Transfer to General Fund	5,000
<b>Subtotal - Transfers From</b>	<b>\$ -</b>	<b>Subtotal - Transfers To</b>	<b>\$ 12,600</b>

<b>Motor Vehicle Budget (661)</b>			
<b>Transfers From:</b>		<b>Transfers To:</b>	
Transfer from General Fund	\$ 417,506	Workers Comp	\$ 2,880
Transfers from Major Street	\$ 120,000		
Transfers from Local Street	\$ 110,000		
Transfer from Solid Waste Fund	\$ 30,000		
Transfer from Water & Sewer Fund	\$ 50,000		
Transfer from Parking Fund	\$ 5,000		
Transfer from Boat Dock Fund	\$ 6,000		
<b>Subtotal - Transfers From</b>	<b>\$ 738,506</b>	<b>Subtotal - Transfers To</b>	<b>\$ 2,880</b>

<b>Workmen's Comp Budget (677)</b>			
<b>Transfers From:</b>		<b>Transfers To:</b>	
Transfer from General Fund	\$ 120,935		
Transfers from Major Street	\$ 2,920		
Transfers from Local Street	\$ 3,000		
Transfer from Solid Waste Fund	\$ 1,280		
Transfer from 911 Fund	\$ 800		
Transfer from Water & Sewer Fund	\$ 7,660		
Transfer from Boat Dock Fund	\$ 1,600		
Transfer from Parking Fund	\$ 1,600		
Transfer from Motor Vehicle Fund	\$ 2,880		
<b>Subtotal - Transfers From</b>	<b>\$ 142,675</b>	<b>Subtotal - Transfers To</b>	<b>\$ -</b>

**Budgeted Transfers**  
**City of Grosse Pointe Woods**  
**FY 2023 - 2024**

*Updated: 3.30.2023*

<b>Pension Budget (731)</b>			
Transfer from General Fund	\$ 52,719		
<b>Subtotal - Transfers From</b>	<b>\$ 52,719</b>	<b>Subtotal - Transfers To</b>	<b>\$ -</b>
<b>Retiree Health Care (OPEB) Budget (737)</b>			
<b>Transfers From:</b>		<b>Transfers To:</b>	
Transfer from General Fund	\$ 200,000		
<b>Subtotal - Transfers From</b>	<b>\$ 200,000</b>	<b>Subtotal - Transfers To</b>	<b>\$ -</b>
<b>TOTAL TRANSFERS FROM</b>	<b>\$ 2,899,558</b>	<b>TOTAL TRANSFERS TO</b>	<b>\$ 2,899,558</b>

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ROSATI | SCHULTZ  
JOPPICH | AMTSBUECHLER

**TO:** Honorable Mayor Bryant and City Council

**FROM:** Debra A. Walling, City Attorney

**RE:** Chapter 4, Alcoholic Liquors, Proposed Amendment to Sec. 4-19 and Sec. 4-21

**DATE:** April 13, 2023

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Chapter 4, Article II, Section 4-19 prohibits the City Council from making a favorable recommendation for the issuance of any additional tavern or Class C liquor license when there are eleven (11) already issued or approved in the City. Currently, two separate applications for Class C liquor licenses are pending and being reviewed in accordance with the provisions of Chapter 4 of the City Code.

The Michigan Liquor Control Commission (“MLCC”) establishes a certain number of liquor licenses for each local governmental unit based on its population. These are commonly known as “quota” licenses. The number of quota liquor licenses assigned to the City of Grosse Pointe Woods is eleven (11). However, state law also allows the MLCC to approve the transfer of liquor licenses from one city to another, regardless of the number of quota licenses.<sup>1</sup> In fact, a license was transferred from Lincoln Park to Grosse Pointe Woods for Garrido’s Bistro, 19605 Mack Avenue.

The present number of active quota licenses in the City is nine (9) according to the MLCC, but the total number of Class C/Tavern licenses is ten (10) when the one transferred from Lincoln Park is included in the count, as required by Sec. 4-19.

One applicant, Pendency’s, has applied to transfer the escrowed quota license from Trattoria Serventi, which will make eleven (11) active Class C/Tavern licenses. There would be one quota license available for Crispelli’s, but the total number of Class C/Tavern licenses would be twelve (12). If the ordinance cap of eleven (11) Class C/Tavern licenses is not changed or removed, the City Council cannot recommend approval of this remaining quota license to Crispelli’s, or any other applicant.

By way of background, Sec. 4-19 was approved by the voters at an election held on August 3, 2004. The section numbering was different, but the ballot question was whether to raise the allowable number of Class C/Tavern licenses from seven (7) to eleven (11). The ballot question

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<sup>1</sup> MCL 436.1501

and vote totals are attached. There were no other documents located which explain why the ordinance amendment was presented as a ballot question rather than adopted by the City Council like other ordinance amendments.

Since 2004, there have been many changes to state law which recognize liquor licenses as an important economic tool. For example, in response to the pandemic, legislation was enacted to allow legislative bodies to designate "social districts," which have special liquor licenses for consumption in designated common areas.<sup>2</sup>

As mentioned above, the MLCC allows and approves transfers of Class C/Tavern licenses from one community to another. Because of the transfers that are occurring, coupled with the fact that there is only one remaining quota license available in the City, I have prepared the attached agreement for the Council's consideration. The agreement requires prior Council approval for a transfer of the quota license. It also requires the return of the quota license to the MLCC as an available quota license in the City if the business ceases operation for 90 consecutive days. The agreement is designed to protect the City's ability to keep that last quota license in the City of Grosse Pointe Woods. Similar agreements have been used in other communities for the same purpose.

The proposed amendment to Sec. 4-19 removes the limitation on the number of Class C/Tavern liquor licenses. The proposed amendment to Sec. 4-21 is needed if Sec. 4-19 is adopted, because the statement contained therein would no longer be accurate. Both amendments are recommended for adoption.

Respectfully submitted,



Debra A. Walling  
City Attorney

cc: Frank Schulte, City Administrator  
Sue Como, Assistant City Administrator  
Paul Antolin, City Clerk

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<sup>2</sup> MCL 436.1551

## ORDINANCE # \_\_\_\_\_

AN ORDINANCE TO AMEND THE CODE OF ORDINANCES FOR THE CITY OF GROSSE POINTE WOODS, CHAPTER 4, ALCOHOLIC LIQUORS, ARTICLE II, LIQUOR AND TAVERN LICENSES; SECTIONS 4-19 AND 4-21 TO REMOVE THE LIMITATION OF ELEVEN (11) CLASS C/TAVERN LIQUOR LICENSES

THE CITY OF GROSSE POINTE WOODS ORDAINS:

Section 1. Ordinance Amendment.

Chapter 4, Alcoholic Liquors, Article II, Liquor and Tavern Licenses; Sections 4-19 and 4-21 are hereby amended to read as follows:

Chapter 4 - ALCOHOLIC LIQUORS

ARTICLE II. - LIQUOR AND TAVERN LICENSES

**Sec. 4-19. - Restrictions on city council authority to signify approval of class C/tavern liquor licenses.**

The city council shall not signify approval to the state liquor control commission of the issuance of any class C/tavern liquor license for use within the city when the application fails to meet the application process requirements or review criteria set forth in Sec. 4-24. ~~number of class C/tavern liquor licenses issued or approved for use within the city are eleven in number. The term "issued or approved for use within the city" shall include applications for class C/tavern licenses which have been recommended for issuance by the city council, but have not been acted upon by the state liquor control commission, and shall include class C/tavern liquor licenses in escrow as provided by the rules of the state liquor control commission.~~

**Sec. 4-21. - ~~Effective date; approved by voters. Reserved.~~**

~~The provisions of this article became effective when they were approved by a majority of the electors of the city voting in an election held August 3, 2004.~~

~~(Code 1975, § 4-4-5; Code 1997, § 50-5; Ord. No. 797, 8-3-2004; Ord. No. 801, 1-17-2005)~~

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 upon publication as required by law.

**CERTIFICATION OF CLERK**

I hereby certify that the foregoing is a true and complete copy of an Ordinance adopted by the City Council of the City of Grosse Pointe Woods, County of Wayne, State of Michigan, at a regular meeting of the City Council duly called and held on \_\_\_\_\_ day of \_\_\_\_\_, 2023.

\_\_\_\_\_  
Paul Antolin, City Clerk

First Reading:  
Second Reading:  
Published in GPN:  
Adopted:  
Effective:  
Date Posted:

**FILE**  
**BOARD OF CANVASSERS**  
**08-05-04 - 1**  
*8/3/04 Election file*

**OFFICIAL CANVASS OF THE RETURNS OF THE STATE PRIMARY ELECTION  
HELD ON TUESDAY, AUGUST 3, 2004, IN THE CITY OF GROSSE POINTE  
WOODS, WAYNE COUNTY, MICHIGAN.**

The Board of Canvassers of the City of Grosse Pointe Woods, Wayne County, Michigan, convened on Thursday, August 5, 2004, at 5:00 p.m. o'clock in the Conference Room of the Municipal Building, 20025 Mack Plaza, Grosse Pointe Woods, Michigan, to canvass the returns of the State Primary Election held on August 3, 2004.

Members present:            Nicholas P. Kondak  
                                     Leland P. Allcut, Jr.  
                                     Fred Motney  
                                     Gustave Rener

Also present:                City Attorney Don Berschback  
                                     City Clerk Warnke  
                                     Elections Clerk Brown  
                                     Election Commission rep. Council member Granger

Motion by Motney, seconded by Rener, that Kondak be nominated as Chair of the Board of Canvassers and that nominations be closed and that the Clerk cast unanimous ballots for such officer and that Kondak abstain from the vote.

Motion carried by the following vote:  
Yes:                Motney, Rener, Allcut  
No:                 None  
Absent:            None  
Abstain:          Kondak

Motion by Allcut , seconded by Motney, that Rener be nominated as Vice Chair of the Board of Canvassers and that the nominations be closed and that the Clerk cast unanimous ballots for such officer and that Rener abstain from the vote.

Motion carried by the following vote:  
Yes:                Motney, Allcut, Kondak  
No:                 None  
Absent:            None  
Abstain:          Rener

**BOARD OF CANVASSERS  
08-05-04 – 2**

The following envelopes from all regular six precincts and the AV-7 precinct (representing the absentee voting counting board), were presented by the City Clerk to the Board of Canvassers and the City Attorney:

Envelope #1 - City Clerk  
Envelope #4 - City Attorney  
Envelope #5 - Board of Canvassers

The Chair stated for the record that all envelopes received from the election inspectors containing the Statement of Votes (Optical Scan) cast on Tuesday, August 3, 2004, were properly signed and sealed. This was confirmed by the City Attorney.

The Board of Canvassers, the City Attorney and City Clerk then commenced a verbal canvass of the tally tape attached to the Statement of Votes Cast (Optical Scan), as found in the respective Envelopes # 1, 4 and 5.

Motion by Motney, seconded by Kondak, to ADOPT the following resolution:

WHEREAS, at the General City Election held in the City of Grosse Pointe Woods, Wayne County, Michigan, on August 3, 2004, between the hours of 7:00 a.m. and 8:00 p.m., a local proposal hereinafter set forth was submitted, and

WHEREAS, returns from voting precincts at said election have been filed with the City Clerk and have been presented to and examined by the Board of Canvassers;

NOW, THEREFORE, BE IT RESOLVED THAT:

1. Upon the canvass of the returns of votes cast in the respective election precincts, as certified to this Board of Canvassers by the Inspectors of Elections, the vote was as follows for the Local Proposal:

**Proposed Amendment to the Grosse Pointe Woods City of Grosse Pointe Woods City Code, Chapter 50, entitled Liquor and Tavern Licenses: to increase the number of Class C/Tavern Licenses available for distribution in Grosse Pointe Woods from Seven to Eleven: The Grosse Pointe Woods City Council has proposed an amendment to Chapter 50 which controls the issuance of Class C/Tavern Licenses. Section 50-**



**BOARD OF CANVASSER  
08-05-04 - 3**

2 currently states that no more than six (6) Class C Licenses can be issued or approved for use. Section 50-3 states that no more than one (1) tavern license can be issued or approved for use. Accordingly, the ordinance currently allows a total of seven (7) Class C/Tavern Licenses to be issued or approved for use. All seven are currently in use. Should Sections 50-2 and 50-3 be combined into one new Section 50-2 to allow for a total of eleven (11) Class C/Tavern Licenses to be issued or approved for use?

Yes ( ) No ( )

Precinct	YES	NO
1	172	99
2	154	95
3	188	73
4	132	70
5	189	81
6	171	86
CB-7	825	832
<b>TOTAL:</b>	<b>1831</b>	<b>1336</b>

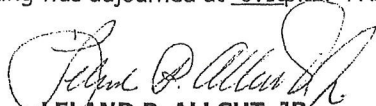
NOW, THEREFORE, it being determined that a majority of the qualified electors of the City of Grosse Pointe Woods voted at said election have voted **IN FAVOR** of the question, it is hereby determined that the foregoing question as **PASSED**.

Motion carried by the following vote:  
 Yes: Motney, Allcut, Kondak, Renner  
 No: None  
 Absent: None

Motion by Allcut, seconded by Kondak, that the minutes be immediately certified.  
**PASSED UNANIMOUSLY.**


**BOARD OF CANVASSERS  
08-05-04 - 4**

Upon proper motion, the meeting was adjourned at 5:15 p.m. PASSED UNANIMOUSLY.

  
**LELAND P. ALLCUT, JR.**

  
**FRED MOTNEY**

  
**NICHOLAS P. KONDAK**

  
**GUSTAVE RENER**

  
**CITY ATTORNEY DON R. BERSCHBACK**

  
**CITY CLERK LOUISE S. WARNKE**

## ORDINANCE 797

## Chapter 50

## LIQUOR AND TAVERN LICENSES\*

- \* **Cross References:** Administration, ch. 2; businesses, ch. 14.  
**State Law References:** Liquor control act, MCL 436.1 et seq., MSA 18.971 et seq.

- Sec. 50-1.** Title of chapter.  
**Sec. 50-2.** Restrictions on city council authority to signify approval of class C/TAVERN liquor licenses.  
~~**Sec. 50-3.** Restrictions on city council authority to signify approval of tavern licenses.~~  
**Sec. 50-4.** Transfer of existing licenses not restricted.  
**Sec. 50-5.** Effective date; approved by voters.

**Sec. 50-1. Title of chapter.**

This chapter shall be entitled Liquor and Tavern Licenses.

**Sec. 50-2. Restrictions on city council authority to signify approval of class C/TAVERN liquor licenses.**

~~The city council shall not signify approval to the state liquor control commission of the issuance of any class C liquor license for use within the city when the number of class C liquor licenses issued or approved for use within the city are six or more in number. The term "issued or approved for use within the city" shall include applications for class C liquor licenses which have been recommended for issuance by the city council, but have not been acted upon by the state liquor control commission, and shall include class C liquor licenses in escrow as provided by the rules of the state liquor control commission.~~

The city council shall not signify approval to the state liquor control commission of the issuance of any class C /**TAVERN** liquor license for use within the city when the number of class C/**TAVERN** liquor licenses issued or approved for use within the city are ~~six or more in number.~~ **ELEVEN 11) IN NUMBER.** The term "issued or approved for use within the city" shall include applications for class C/**TAVERN** liquor licenses which have been recommended for issuance by the city council, but have not been acted upon by the state liquor control commission, and shall include class C/**TAVERN** liquor licenses in escrow as provided by the rules of the state liquor control commission.

~~**Sec. 50-3. Restrictions on city council authority to signify approval of tavern licenses.**~~

~~The city council shall not signify approval to the state liquor control commission of the issuance of any tavern license for use within the city when the number of tavern licenses issued or~~

approved for use within the city are one or more in number. The term "issued or approved for use within the city" shall include applications for tavern licenses which have been recommended for issuance by the city council, but have not been acted upon by the state liquor control commission, and shall include tavern licenses in escrow as provided by the rules of the state liquor control commission.

**Sec. 50-4. Transfer of existing licenses not restricted.**

The provisions of this chapter shall not restrict the authority of the city council to signify its approval to the state liquor control commission of the transfer of any existing class C or tavern license issued or approved for use within the city to any prospective transferee of such license.

**Sec. 50-5. Effective date; approved by voters.**

The provisions of this chapter became effective when they were approved by a majority of the electors of the city voting at an election held November 4, 1986 **AUGUST 3, 2004, AS FOLLOWS:**

**THE GROSSE POINTE WOODS CITY COUNCIL HAS PROPOSED AN AMENDMENT TO CHAPTER 50 WHICH CONTROLS THE ISSUANCE OF CLASS C/TAVERN LICENSES. SECTION 50-2 CURRENTLY STATES THAT NO MORE THAN SIX (6) CLASS C LICENSES CAN BE ISSUED OR APPROVED FOR USE. SECTION 50-3 STATES THAT NO MORE THAN (1) TAVERN LICENSE CAN BE ISSUED OR APPROVED FOR USE. ACCORDINGLY, THE ORDINANCE CURRENTLY ALLOWS A TOTAL OF SEVEN (7) CLASS C/TAVERN LICENSES TO BE ISSUED OR APPROVED FOR USE. ALL SEVEN ARE CURRENTLY IN USE.**

**SHOULD SECTIONS 50-2 AND 50-3 BE COMBINED INTO ONE NEW SECTION 50-2 TO ALLOW FOR A TOTAL OF ELEVEN (11) CLASS C/TAVERN LICENSES TO BE ISSUED OR APPROVED FOR USE?**

YES ( )

NO ( )

**IT IS HEREBY CERTIFIED BY THE BOARD OF CANVASSERS AT THEIR MEETING OF 8-5-04 THAT THE FOREGOING ORDINANCE WAS ADOPTED ON AUGUST 3, 2004, AT AN ELECTION HELD THEREON AND THAT THE VOTE UPON THE PROPOSITION TO ADOPT THE FOREGOING ORDINANCE WAS AS FOLLOWS:**

**YES: 1831**

**NO: 1336**

Louise S. Warnke, City Clerk

**VOTE ONLY ONE PARTY SECTION**



**REPUBLICAN PARTY SECTION CONT.**



**DEMOCRATIC PARTY SECTION CONT.**

**DELEGATE**

**Delegate to County Convention**  
2 Year Term

Vote For Not More Than Thirty-Seven (37)

MICHAEL GALLAWAY

JAMES MILLER

MARTI K. MILLER

RAQUEL REARDON

JUDITH E. SHEEHY

ROBERT J. SHEEHY

DOUGLAS N. WILLIAMS

**COUNTY**

**Register of Deeds**  
4 Year Term

Vote For Not More Than One (1)

RON CLEVELAND

GEORGE HART

BERNARD J. YOUNGBLOOD

**LOCAL PROPOSALS**

**PROPOSED AMENDMENT TO THE GROSSE POINTE WOODS CITY CODE, CHAPTER 50, ENTITLED LIQUOR AND TAVERN LICENSES.**

**TO INCREASE THE NUMBER OF CLASS C/ TAVERN LICENSES AVAILABLE FOR DISTRIBUTION IN GROSSE POINTE WOODS FROM SEVEN TO ELEVEN.**

The Grosse Pointe Woods City Council has proposed an amendment to Chapter 50 which controls the issuance of Class C/ Tavern Licenses. Section 50-2 currently states that no more than six (6) Class C Licenses can be issued or approved for use. Section 50-3 states that no more than one (1) tavern license can be issued or approved for use. Accordingly, the ordinance currently allows a total of seven (7) Class C/ Tavern Licenses to be issued or approved for use. All seven are currently in use.

Should Sections 50-2 and 50-3 be combined into one new Section 50-2 to allow for a total of eleven (11) Class C/ Tavern Licenses to be issued or approved for use?

YES

NO

**DELEGATE**

**Delegate to County Convention**  
2 Year Term

Vote For Not More Than Three (3)

**AGREEMENT RESTRICTING CERTAIN TRANSFER  
OF CLASS C LIQUOR LICENSE**

City of Grosse Pointe Woods, Michigan

This Agreement is made and entered into this \_\_\_\_\_ day of \_\_\_\_\_, 2023, by and between CRISPELLI'S, LLC, a Michigan limited liability company (the "Applicant"), and THE CITY OF GROSSE POINTE WOODS, a Michigan municipal corporation (the "City").

RECITALS

A. The Applicant has requested that the City recommend to the Liquor Control Commission (the "MLCC") approval of the issuance of a new Class C liquor license ("New Quota License") from the City's quota of such licenses for use at 19850 Mack Avenue, Grosse Pointe Woods, Michigan 48236; and

B. As of the date of this Agreement, the City has only one (1) New Quota License available for possible issuance; and

C. The City's ability to encourage economic development and business growth within the City is enhanced by the City's ability to award New Quota Licenses; and

D. The City's ability to encourage economic development and business growth within the City may be undermined if current liquor licensees are able to transfer the location of the quota license to a location outside the boundaries of the City; and

E. The City has determined that it is critical to accomplish its goals for the remaining one New Quota License to remain in the City; and

F. Under Section 501 of the Michigan Liquor Control Code of 1998 (MCL 436.1531) is it is within the City's discretion to approve the issuance of the New Quota License and the City is not required to issue a minimum number of New Quota Licenses; and

G. Based on the above, the City has decided that it will not issue the New Quota License to the Applicant unless the Applicant is willing to abide by the terms of this Agreement.

NOW, THEREFORE, IN CONSIDERATION OF THEIR MUTUAL PROMISES, THE PARTIES AGREE AS FOLLOWS:

1. The Recitals above are incorporated herein by reference and expressly agreed to and made a part of this Agreement for all purposes.

2. The City will, in reliance upon the Applicant's agreement herein, recommend to the MLCC approval of the New Quota License to be utilized at 19850 Mack Avenue, Grosse Pointe Woods, Michigan 48236.

3. The Applicant agrees that if for any reason, except for fire or acts of God, it should discontinue the use and operation of the New Quota License for a period in excess of ninety (90) consecutive days without the prior written consent of the City, then, and in that event, the Applicant shall return the New Quota License to the MLCC and shall request that its rights to the license be terminated and that the license not be placed or continued in escrow, but instead be returned to the City to be added to its available licenses under the quota provisions of Section 531 of the Michigan Liquor Control Code of 1998 (MCL 436.1531).

4. Nothing in this Agreement shall prohibit the Applicant from selling, assigning, or transferring its interest in the license and/or business, nor from transferring the location of said license within the boundaries of the Township, subject to the prior approval of the City.

5. Prior to the Applicant transferring, selling or assigning its interest in the New Quota License and/or business to another person or entity, the Applicant shall present to the City for approval a new agreement incorporating the same terms and conditions of this Agreement, fully executed by the transferee, purchaser or assignee, verifying that the transferee, purchaser or assignee agrees to abide by the terms of this Agreement.

6. The City and the Applicant acknowledge that this Agreement and the covenants and obligations herein are unique, and in the event of default by the Applicant, the City would

not be able to be adequately compensated in damages. It is, therefore, agreed that in the event of a default by the Applicant hereunder, the City shall have the right to enforce the terms and provisions hereof by an action for specific performance, and if the City prevails in such action, it shall be entitled to recover its costs and attorney fees.

7. This Agreement shall be governed by, interpreted and enforced in accordance with the laws of the State of Michigan, without regard to its conflicts of law principles, or any principles that may require the application of the laws of any other jurisdiction.

8. In case any one or more of the provisions contained in this Agreement shall for any reason be held to be invalid, illegal or unenforceable in any respect, this invalidity, illegality or unenforceability shall not affect the enforceability of any other provision of this Agreement. This Agreement shall be construed as if the invalid, illegal or unenforceable provision had never been contained in it. The remainder of the Agreement shall remain in full force and effect.

9. No waiver, alteration, amendment or modification of any provision of this Agreement shall be binding unless in writing and signed by the parties hereto. The fact that one of the parties to this Agreement may be deemed to have drafted or structured any provision of this Agreement shall not be considered in construing or interpreting any particular provision of this Agreement, either in favor of or against such party.

10. It is the intention of the parties that this Agreement is not made for the benefit of any private third party.

11. This Agreement shall be binding upon the parties hereto and their respective heirs, successors, legal representatives and permitted assigns.

12. This Agreement constitutes the entire agreement and understanding between the parties with respect to the subject matter hereof, superseding any prior oral or written agreements or understandings.



13. The parties acknowledge that they have not been induced to enter into this Agreement by any representation or statements, oral or written, not expressly contained herein or expressly incorporated by reference herein.

14. The parties represent that they have the authority to execute this Agreement on behalf of their respective entities and to bind their respective entities to all the terms contained herein.

15. A delay in enforcement of any provisions of this Agreement shall not be construed as a waiver or estoppel of the City's right to eventually enforce, or take action to enforce, the terms of this Agreement.

IN WITNESS WHEREOF, the parties have hereunto set their hands and seals the day and year first written above.

**CRISPELLI'S, LLC**

\_\_\_\_\_  
By:  
Its:

\_\_\_\_\_  
By:  
Its:

STATE OF MICHIGAN )  
 ) ss  
COUNTY OF WAYNE )

The foregoing Agreement was acknowledged before me by \_\_\_\_\_ and \_\_\_\_\_ on behalf of Crispelli's, LLC, on the \_\_\_\_\_ day of \_\_\_\_\_, 2023.

\_\_\_\_\_  
Notary Public  
\_\_\_\_\_ County, Michigan  
Acting in \_\_\_\_\_ County, Michigan  
My Commission Expires: \_\_\_\_\_

**CITY OF GROSSE POINTE WOODS**

\_\_\_\_\_  
By: Arthur W. Bryant  
Its: Mayor

STATE OF MICHIGAN )  
 ) ss  
COUNTY OF WAYNE )

The foregoing Agreement was acknowledged before me by Arthur W. Bryant, Mayor, on behalf of the City of Grosse Pointe Woods, on the \_\_\_\_\_ day of \_\_\_\_\_, 2023.

\_\_\_\_\_  
Notary Public  
\_\_\_\_\_ County, Michigan  
Acting in \_\_\_\_\_ County, Michigan  
My Commission Expires: \_\_\_\_\_