While Camy has been doing rescue work, as I have described above, for six years or so, she formally formed Forgotten Angels Rescue in the winter of 2008. Since moving back home in 2002 she, in addition to the three dogs she owns, has averaged about nine fostered animals at her home. This past year, however, has been very difficult for everyone and you probably have read about the troubles that the animal community has had. Donations are scant but worse yet is the fact that people are abandoning animals who they can no longer afford to keep; longtime family pets are found abandoned in foreclosed homes or at the side of the road and not always left in the best of condition. There are some people who would say that these are "just dogs" and "we have too many of them anyway" but not Camy. These animals are victims. They are victims of irresponsible owners and breeders and it is people like Camy who seek to alleviate their suffering. I am attaching the most recent scorecard reflecting the animals that Camy has or had up until very recently when they were adopted. Note the only big dog is her own Neapolitan Mastiff who is nine years old and suffers from cancer. Note also that there are a few dogs who are listed as "permanent fosters". What that means is that the conditions of these dogs are such that they are unlikely to be adopted but in our experience, every once in a while you do get lucky. As an example, let me make mention of Norman because he is a dog that I happen to know something about. Norman was found abandoned and totally emaciated. He did not have the strength to stand initially but in short order, he got some nourishment and could stand, but that's all he would do, just stand there. Turns out that Norman is deaf and blind as well as 14 years old. Norman now is up to his fighting weight and gets around very well. He goes to the group home with Camy and she takes him shopping with her and he is truly comfortable and happy and probably would make a good companion for an older person but again, you have to find the right person.

Over the past several years, Camy has seen to it that hundreds and hundreds of dogs have been adopted and have been placed in good homes rather than getting the needle or being gassed. In the last few weeks alone, she has adopted out eight dogs. Additionally, one of the dogs who was given only a few months to live when first taken by Camy passed away after close to two years with Camy. One of the dogs that is available for adoption is awaiting bilateral patella surgery which Camy will pay for in order to make him adoptable. The dogs that she believes are very adoptable are in fact the small dogs that are usually easy to place; Chihuahuas, Yorkies, a Sheltie, a Pomeranian and a Schnauzer Yorkie mix. Hopefully you might even know of someone who might be interested in one of these dogs and if they have all of the indicia of being good owners, we might have a match and one less dog.

These dogs are being socialized every day and they are well taken care of. When Camy is out and her mother is not there, the dogs are kept in the basement which has no openings to the outside. They are taken out a few times a day to get some exercise and to do what all dogs do. As indicated, we are aware that after all of these years, a complaint or two was made about barking. There was an unusual situation this past summer when one of the dogs had a seizure and all of the dogs began to bark. We certainly would want to work with

anyone who has a complaint to try to reduce any problems they might have. We know that at least one of the people who responded in the negative has dogs of his own who are kept outside and bark and, of course, Camy's dogs bark back. That is the pack instinct that all dogs have. If we knew more specifics about the complaints and when they occur, we would be happy to try to make sure that it did not happen again but again, there are also other dogs in the neighborhood that bark and even some who wander. It is too bad that if someone had a problem about what was going on, they did not come and talk to Camy, who would have done anything to help resolve the problem. Some of those who voted against Camy did so notwithstanding the fact that their children have made it a point to feed the dogs when they were outside or play with them and Camy had no indication that there was a problem.

The people who adopted from Camy did not go to a pet store to get a pet that probably came from a puppy mill and that's a positive thing because the last thing we want to do is encourage puppy mills. These are people who probably were looking for rescue dogs to begin with because they recognize how important it is to find rescue dogs good homes. As indicated above, I have attached just a handful of some of the letters that Camy has gotten from people who adopted dogs from her and who thank her and let her know how glad they are that they saved that particular dog and what that dog has meant to them. Again, these are just a handful of the many, many letters.

Finally, Camy and I both know and respect the fact that you had every right to protect your interests and to vote against the kennel license. We only hope that now that you know a little bit more about what it is that Camy in fact does and why she wants the kennel license and how much she is interested in working with you to solve any problems, perhaps you might be willing to change your mind and your vote. If you are interested in now supporting Camy in her quest for a kennel license, you can do so by either appearing at the council meeting on January 13th at 7:00 or you can write to the council or to Mr. Truman, the City Manager, to so advise in advance of the meeting. If you do want to make the change and you have any problems about how to do that and to be assured that it can be done, please contact me or Mr. Truman's office.

I do thank you for your consideration, as does Camy.

Very truly yours,

Leonard B. Schwartz

LBS:dan
Enclosures

NAME	BREED	WEIGHT	AGE	STATUS	UPDATE
Sadie Moonshine	Neo	130	9 y	owned	
Gus Gus	Pug	15	1.5 y	owned	
Chin Chin	Pomeranian	9	1.5 y	owned	
Agnes Ruth	Shih Tzu	11	13 y	permanent foster	
Constance Rosa	Pug Mix	9	10 y	permanent foster	Passed away
Miss Margaret	Yorkie	4	18 y	permanent foster	
Katherine Faye	Doxie	10	14y	permanent foster	
Issac	Maltese	14	17 y	permanent foster	
Norman	Pug	16	14 y	permanent foster	
Vivian	Chihuahua	5	1 y	adoptable	
Gracie	Schnorkie	8	3 y	adoptable	ADOPTED
Sally	Pomeranian	17	4 y	adoptable	ADOPTED
Sammy	Chihuahua	7	1.5 y	awaiting surgery	
Albert	Chihuahua	11	4y	adoptable	
Duncan	Sheltie	17	10 y	adoptable	
Oliver	Yorkie	12	2 y	adoptable	
Freddy	Schnorkie	14	1.5 y	adoptable	ADOPTED
Darla	Poodle Mix	11	4 y	adoptable	ADOPTED
Xavier	Silkey	13	2y	adoptable	ADOPTED
Cole	Shih Tzu	22	9m	adoptable	ADOPTED
Pedro	Puggle	33	5y	adoptable	ADOPTED
Owen 16	Doxie	6	12 wks	adoptable	ADOPTED

LAW OFFICES

SOMMERS SCHWARTZ

PROFESSIONAL CORPORATION

LEONARD B. SCHWARTZ
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January 9, 2009

Via E-Mail
manager@roseville-mich.gov

Mr. Stephen A. Truman
City Manager
City of Roseville
29753 Gratiot Avenue
Roseville, MI 48066

Re: Application for Kennel License by Camille Witulski
and Appeal from Denial Thereof
Address: 29173 McDonald, Roseville, MI 48066

Dear Mr. Truman:

I know that you have already delivered the packet of materials to the council, but there is one item that has just been drawn to my attention of which I should advise them. I had made a statement in one of my earlier letters suggesting that the majority of the neighbors had not responded to the initial letter sent by the animal control officer. That statement is not accurate although it is accurate to say that the majority of the neighbors did not vote. The reason for that apparent inconsistency is that when I had dictated my letter, I was relying on the fact that the police file contained a list of names and addresses that were 25 in number and I'm attaching a copy of that list. My original assumption had been that the letter had gone out to all 25.

I remembered that the final tally of votes had been 8 against and 6 in favor which had led me to believe that there were 11 neighbors who had not responded. However, as I now go back and look at the file, I note that only 17 letters were in fact sent, meaning that only 3 failed to respond.

We became aware that some of the people on the list of 25 addresses had not received letters when Camy visited with one of them, thinking that he just had not responded to Officer Orlowski's initial notification. In fact, Mr. Cleland at 29133 McDonald indicated that he had never received such a notification and I found that strange when in fact his house is closer to Camy's house than the Psaros house at 29310 Little Mack and one of the houses owned by a bank at 29130 McDonald. The bank located in Fort Worth, Texas gets the letter when it is probably 99 out of 100 that they will not respond and Mr. Psaros gets the letter although he is an absentee owner and lives in Shelby Township. For that matter, another

SOMMERS SCHWARTZ

absentee owner, Mr. Peralto who lives in Rose City got the letter and I recognize that it is the owner of the property who should probably receive the letter. However, the tenants who live in those properties and who know what goes on (the Peralta property backs Camy's property) have no complaints.

I don't know whether this was done selectively but there are several people who did not receive letters who possibly have a greater interest and more knowledge about the situation than those who did receive letters. This kind of thing taken together with the fact that there are a couple of people who voted no who have a personal axe to grind which has nothing to do with the dogs being housed at the property and there are a number of people who may have voted no who had no idea of what the significance was of Camy's seeking a kennel license and the purpose for the same might bring the process into question. I wonder, did notice of the council meeting go to the 25 people on the initial list or just to the 17 people to whom the initial notice was sent?

The purpose of this letter is to try to correct what may have been seen as an attempt to mislead contained in my letter, but the fact still does remain that although only 17 letters were sent and 14 people responded to those letters, the majority of the neighbors did not vote either because they did not respond to a letter that they received or because they never got a letter from the animal control officer.

If it is possible for you to get this information to the council members prior to the meeting, I would appreciate it. Obviously, if you cannot do that, we will present the information at the meeting, although preferably we would like to have the council members have this letter and the attachment prior to the scheduled meeting.

As always, thank you for your cooperation.

Very truly yours,

[redacted]

Leonard B. Schwartz

LBS:dan
Enclosure
cc: Dennis Nettle, Esq.
Camille Witulski

MOTION MADE BY:_____

MOTION SECONDED BY:_____

TO AMEND AN ORDINANCE OF THE CITY OF ROSEVILLE AMENDING CHAPTER 340, ARTICLE VII, SEC. 340-29, TO AMEND THE PENALTY, TO PROVIDE FOR REPEALER, SEVERABILITY, AND EFFECTIVE DATE.

CITY OF ROSEVILLE
MACOMB COUNTY, MICHIGAN
ORDINANCE NO._____

THE CITY OF ROSEVILLE ORDAINS:

AN ORDINANCE OF THE CITY OF ROSEVILLE AMENDING CHAPTER 340, ARTICLE VII, SEC. 340-29, TO AMEND THE PENALTY, TO PROVIDE FOR REPEALER, SEVERABILITY, AND EFFECTIVE DATE.

Section 1. Chapter 340, Article VII, Sec. 340-29 is hereby amended to provide as follows:

Sec. 340-29. Penalty.

Any person, who shall violate the provisions of Section 340-28, shall be responsible for a civil infraction and subject to a penalty not to exceed Fifty and 00/100 Dollars ($50.00). Any person, who shall violate the provisions of Section 340-22, shall be responsible for a civil infraction and subject to a penalty not to exceed Twenty and 00/100 Dollars ($20.00). Any person who pays the appropriate fine at the 39th District Court within 24 hours of receiving the civil infraction, during normal business hours, shall only be responsible for one-half of the fine as stated herein.

Section 2. **Repealer.** Any section herein that is in conflict is hereby repealed.

Section 3. **Severability.** If any word, clause, sentence, paragraph or provision of this ordinance is deemed to be invalid by a court of competent jurisdiction, such word, clause, sentence, paragraph or provision so designated shall be deemed severable and the remaining provisions of the ordinance shall be deemed fully enforceable.

Section 4. **Effective Date.** The terms and provisions of this ordinance are deemed to be an emergency ordinance which shall become effective upon publication and adoption.

AYES _____

NAYS _____

ABSENT _____

HAROLD L. HAUGH, Mayor

Attested:

RICHARD STEENLAND, City Clerk

I, Richard Steenland, City Clerk of the City of Roseville, Macomb County, Michigan, do hereby certify that Ordinance No. _____ was adopted by the City Council of Roseville, assembled in regular session on January _____, 2009. Said Ordinance was posted in the following places:

Roseville Police Station, 29753 Gratiot Avenue
Roseville Public Library, 29777 Gratiot Avenue
Roseville Civic Center, 29777 Gratiot Avenue

Notice of said posting was published in *The Macomb Daily* on January _____, 2009.

RICHARD STEENLAND, City Clerk

Memorandum

To: Steven Truman, City Manager

From: Peter Provenzano, Assistant City Manager [redacted]

Date: January 9, 2009

Re: **Salt Truck/Snow Plow - Bid # 101-010901**

Bid Advertised:	December 25, 2008, Macomb Daily
Bid Due:	January 6, 2009 at 11:00 a.m. Local Time
Present at Bid Opening:	Paul VanDamme, Purchasing Assistant Jill Cross, Administrative Assistant Gary Bierl, DPW Director Kevin Walewski, Assistant DPW Director Representatives from: NBC Truck, Tractor & Trailer, Wolverine Truck Sales

Specifications were written for the purchase of a Salt Truck/Snow Plow for the Department of Public Works. Bid Invitations and specifications were sent to twenty-eight (28) companies of which two (2) companies responded with six (6) quotations. Three (3) vendors submitted no bids. Note a Roseville-based business submitted quotations, and the five percent allowance was applied; however, they were not the lowest bidder.

Upon the DPW's review of all proposals, the low bid, meeting specifications, was from Wolverine Truck Sales, Inc. of Dearborn in the amount of $136,422 which is under the budgeted amount. The City has done business with Wolverine Truck Sales in the past in a satisfactory manner.

The low bid meeting specifications, including one (1) option, by Wolverine Truck Sales is as follows:

Salt Truck/Snow Plow (as specified)	$136,422.00
Dump Body Covering System	1,506.00
Total	$137,928.00

Therefore, it is recommended that the low bid as specified, from **Wolverine Truck Sales, Inc.** with, be accepted with above option in the total amount of **$137,928**.

/jc

Attachment

January 7, 2009
City of Roseville
Purchasing Dept.
29777 Gratiot Ave.

Re: **Bid # 101- 010901 Salt Truck / Snow Plow**

Dear Purchasing,

We have reviewed all bids received on the above referenced matter. Six separate written bids were submitted.

The lowest bid did meet our specification and did come in under the budgeted amount:

Wolverine Truck Sales Inc
Dearborn, MI.
Total Bid including option 1 ---- **$137,928.00**
Chassis / Cab by Freightliner
Body by Truck and Trailer Specialties

The next lowest bid that met specifications was a Roseville Company:

NBC Truck
Roseville, MI
Total bid including option 1 ----- **$155,125.00**
Roseville Business 5% allowance --- **-$7756.25**
Total amount **$147,368.75**

Therefore, it is our recommendation that we accept the low bid by Wolverine Truck Sales, with Truck and Trailer Specialties as the body builder , and include option 1, in the amount of **$137,928.00.**

Gary Bierl, DPW Director
Kevin Walewski, Asst. Director

DPW Dept.
Salt Truck/Snow Plow
DUE: January 6, 2009

BIDDERS	Salt Truck	Rsvl 5% Allow	Option 1	Option 2 Trade-in
Wolverine Truck Sales	**$ 136,422.00**		$ 1,506.00	$ 1,000.00
Wolverine Truck Sales	$ 145,115.00		$ 1,395.00	$ 1,000.00
NBC Truck *	$ 153,456.00	$ 145,783.20	$ 1,669.00	$ 1,000.00
Wolverine Truck Sales	$ 153,465.00		$ 1,669.00	$ 1,000.00
NBC Truck *	$ 155,353.00	$ 147,585.35	$ 1,669.00	No Bid
NBC Truck *	$ 161,605.00	$ 153,524.75	$ 1,669.00	$ 5,000.00
DUECO	No Bid			
North River Truck	No Bid			
VIP Truck Center	No Bid			
* Roseville-based business				
Present at Bid Opening:				
Paul VanDamme, Purchasing Assistant				
Jill Cross, Administrative Assistant				
Gariy Bierl, DPW Director				
Kevin Walewski, Assistant DPW Director				
Reps From: NBC Truck				
Tractor & Trailer, Wolverine Truck				

Memorandum

To: Stephen A. Truman, City Manager

From: Peter Provenzano, Assistant City Manager [redacted]

Date: January 8, 2009

Re: **Backhoe Loader**
Bid # 592-010901

Bid Advertised:	December 19, 2008 in the Macomb Daily
Bid Due:	January 7, 2009 at 11:00 a.m. Local Time
Present at Opening:	Paul VanDamme, Purchasing Assistant Jill Cross, Administrative Assistant Tom Aiuto, Assistant Director of Water Dept. Reps from: AIS, Michigan CAT, Munn Tractor and Richmond New Holland

Specifications were written by the Water Department for the purchase of one (1) Backhoe Loader. The purchase of a backhoe/loader was a budgeted item. Bid invitations were sent to four (4) companies of which four (4) companies responded with five (5) quotations.

The three (3) low bids did **not** meet specifications. Brian McGrail, Director of Water Department, has reviewed all bids with George Beindit of the Mechanics Garage. It was determined that the quotation from AIS Construction Equipment, is the low bidder meeting specifications. The City has previously purchased equipment from AIS Construction in a satisfactory manner. Mr. McGrail and Mr. Beindit note that it would be in the City's best interest to sell the existing backhoe/loader than use it as a trade-in.

Therefore, it is recommended that we accept the bid submitted by **AIS Construction Equipment** for the purchase of a new Backhoe in the total amount of **$74,895** without the option of the trade-in of the existing backhoe/loader.

Should you have any questions, please contact this office.

/jc

Attachment

Inter-Office Memo
Water Department

To: Steve Truman – City Manager
From: Brian McGrail - Water Department
Date: 1/8/09
Re: Backhoe Bid

Steve,

As you are aware we had bid out to purchase a new backhoe for the Water Department. The bid opening was January 7, 2009 at which time we had five bids form four different suppliers. In reviewing these bids we found three bids did not meet our specifications and were removed from consideration, of the remaining bids both meet all specifications, with no exceptions. I have reviewed these bids with George Bendit and find that it would be in our best interest to sell our existing backhoe rather than use it in trade.

Therefore I am recommending we award the bid to AIS Construction, (the lowest bidder meeting specs) in the amount of $74,895.00 for the JCB3CX Backhoe.

Should you concur with my recommendation we would like to award this bid as soon as possible. I am available to provide any further information if needed.

Sincerely,

[redacted]

Brian McGrail
Director
Water and Sewer Department

Cc: Pete Provenzano

Memorandum

To: Brian McGrail, Water Dept Director

From: George Beindit, Mechanics Dept

Date: January 8, 2009

Re: Recommendation for new Backhoe – Water Dept

After reviewing all the specifications from the bid opening, it is my finding that none of the New Holland backhoes meet our minimum specifications. This leaves the JCB3CX and 420E Cat for consideration. I recommend the JCB3CX backhoe from A.I.S. which was the lowest bid of the two backhoes considered, should be awarded the bid. The JCB backhoe that the City purchased two (2) years ago has been very dependable and A.I.S. took care of the warranty issues for the first year. We were very happy with the speed and quality of their work.

Should you require any further information or have any questions, please feel free to call me.

Water Dept.
Loader Backhoe
DUE January 7, 2009

BIDDERS	Backhoe	Option - Trade-in	Total w/Trade
AIS Construction Equip.	**$ 74,895.00**	$ 3,500.00	$ 71,395.00
Michigan CAT	$ 81,536.00	$ 6,536.00	$ 75,000.00
Richmond New Holland *	$ 58,995.00	$ 7,000.00	$ 51,995.00
Munn Tractor *	$ 59,396.00	$ 7,000.00	$ 52,396.00
Munn Tractor (Alternate) *	$ 63,054.00	$ 7,000.00	$ 56,054.00

* New Holland tractors which
do not meet specifications

Present at Bid Opening:
Paul VanDamme, Purchasing Assistant
Jill Cross, Administrative Assistant
Tom Aiuto, Assistant Dir. Water Dept
Reps From: Richmond NewHolland, AIS Equip.
Michigan CAT, Munn Tractor