



# WARREN CITY COUNCIL

5460 ARDEN, COMMUNITY CENTER (586) 258-2060 WARREN, MI 48092

Cecil D. St. Pierre, Jr., President  
Patrick Green, Vice President  
Scott C. Stevens, Secretary (Mayor Pro Tem)

Keith J. Sadowski, Asst. Sec'y  
Robert Boccomino

Kelly Colegio  
Steven G. Warner

## A Regular Meeting of the City Council – Tuesday, October 13, 2015, at 7:00 p.m.

Members of the audience who would like to address the City Council this evening may do so under the Audience portion by filling out the designated form.

### AGENDA

- 1 **CALL TO ORDER**
- 2 **PLEDGE OF ALLEGIANCE**
- 3 **ROLL CALL**
- 4 **ADOPTION OF THE CONSENT AGENDA**
- 5 **ADOPTION OF THE AGENDA**
  
- 6 **APPROVAL OF THE MINUTES:**
  - a) **Regular Meeting of September 22, 2015**
  
- 7 **APPROVAL OF THE BILLS**
  - a) **General Revenue Funds**
  - b) **Water & Sewer System**
  
- 8 **ANNOUNCEMENTS**
  
- 9 **PUBLIC HEARINGS/ADMINISTRATIVE HEARINGS:**
  - a) **PUBLIC HEARING:** Request to review and confirm Special Assessment Roll No. 469 relating to 8303 Rivard for the removal of the house, Nuisance Abatement. **CONSIDERATION AND ADOPTION OF A RESOLUTION.**
  
- 10 **CORRESPONDENCE FROM THE MAYOR:**
  - a) **CONSIDERATION AND ADOPTION OF A RESOLUTION** approving proposed final resolution to authorize sale of 2015 Tax-Reverted Properties to Macomb 12, LLC and Development Agreement with Macomb 12, LLC and 5 Star Investments and Realty, LLC.
  - b) **CONSIDERATION AND ADOPTION OF A RESOLUTION** to award bid and approve contract for City Project S-15-600, 21750 Hoover Road Sanitary Sewer Repair to V.I.L. Construction, Inc. in an amount not to exceed \$76,084.00. (ITB-W-9232).

- c) CONSIDERATION AND ADOPTION OF A RESOLUTION approving a contract with the Michigan Department of Transportation (MDOT) for State Trunkline Maintenance.
- d) CONSIDERATION AND ADOPTION OF A RESOLUTION approving request for an increase of budgeted revenues and appropriations of the 37<sup>th</sup> District Court in the amount of \$180,000.00 to account for receipt of a Grant from the Michigan Drug Court Program.
- e) CONSIDERATION AND ADOPTION OF A RESOLUTION approving request for an increase of budgeted revenues and appropriations of the 37<sup>th</sup> District Court in the amount of \$325,000.00 to account for receipt of a Federal Substance Abuse and Mental Health Services Administration Grant.
- f) CONSIDERATION AND ADOPTION OF A RESOLUTION approving request of the 37<sup>th</sup> District Court to Award TRI-W-9295 to furnish and install furniture through the National IPA Cooperative Contract (#P10-004) in the amount of 13,397.15.
- g) CONSIDERATION AND ADOPTION OF A RESOLUTION approving change order No. 1, Contract with Mando Construction, Inc. for the rehabilitation of a single family home at 22001 Panama (ITB-W-9040), in the amount of \$865.00.
- h) CONSIDERATION AND ADOPTION OF A RESOLUTION approving purchase of G-S Products and Service for Department of Public Works and Sanitation Division from the sole source provider, GSP Marketing, Inc., for a two (2) year period with the option to renew for three (3) additional one (1) year periods in an amount not to exceed \$35,000.00 (SOL-W-9299).
- i) CONSIDERATION AND ADOPTION OF A RESOLUTION approving award of bid RFP-W-9222 for GM Dealer Parts and Service to Hamilton Chevrolet, Jefferson Chevrolet and Rinke Chevrolet for a two (2) year period with option to renew for four (4) additional two (2) year periods, in an annual amount not to exceed \$75,000.00.
- j) CONSIDERATION AND ADOPTION OF A RESOLUTION approving award of Mack Truck Parts and Factory Authorized Service to the sole source provider, Wiegand Mack sales for a three (3) year period with the option to renew for two (2) additional one (1) year periods in an annual amount not to exceed \$150,000.00.
- k) CONSIDERATION AND ADOPTION OF A RESOLUTION approving review panel recommendation to award RFP-W-9148 for ambulance billing and collection services to AccuMed Services, Inc., for a five (5) year period with the option to renew for two (2) additional two (2) year periods followed by one final option to renew for one(1) additional year. Expenditures are based on revenues collected.
- l) CONSIDERATION AND ADOPTION OF A RESOLUTION approving award of Firefighting Personal Protective Equipment (PPE), TRI-W-9297 to Apollo Fire Equipment through the Novi cooperative bid (ITB-06032014) for twenty-five (25) sets in an amount not to accept \$44,700.00.
- m) CONSIDERATION AND ADOPTION OF RESOLUTION to award membership into the shared overdrive eBook System; SOL-W-9278 to sole source provider, Midwest Collaborative for Library Services for a one (1) year period in the amount of \$11,685.50.
- n) CONSIDERATION AND ADOPTION OF A RESOLUTION approving an addendum to the Community Partnership Program Agreement between the City of Warren and SMART to replace vehicle numbers 22116 and 25103 with vehicle numbers 35094 and 35095.

- o) **REMOVED AT THE REQUEST OF THE ADMINISTRATION** CONSIDERATION AND ADOPTION OF A RESOLUTION approving the purchase of one (1) 2015 Dodge Promaster Cargo Van to Jim Riehl's Friendly Automotive Group, Inc. in the total amount of \$27,434.00. (OAK # 004229).
- p) CONSIDERATION AND ADOPTION OF A RESOLUTION approving purchase of Police vehicles through a State of Michigan MiDeal Contract and Oakland County Cooperative vehicle contracts in a total amount of \$274,194.00.
- q) Request to confirm appointments and re-appointments to the Senior Health Care Commission: Marilyn Cito replaces Gregory Jakub, term expires 7/1/16; Gemmalyn Dixon replaces Anika Corbett, term expires 7/1/17. Re-appoint: Lou Giacona, Cathy Lawson, and Helen Shoff terms expire 7/1/18.
- r) **ADDED** Request of the Fire Department to approve repairs to Fire Station Building #6.
- s) **ADDED** Request of the Engineering Department to approve a contract extension with Zuniga Cement for the concrete repairs where water and sewer repairs were necessary

**11 MISCELLANEOUS CORRESPONDENCE:**

- a) CONSIDERATION AND ADOPTION OF A RESOLUTION recognizing the Christian Brothers Auxiliary of De La Salle Collegiate High School as a Non-Profit Organization operating within the City of Warren.
- b) **ADDED** Settlement of Campbell v Rodriguez lawsuit.
- c) **ADDED** Settlement of Bryant v City of Warren lawsuit.

**12 Audience – an opportunity for citizen participation**

Members of the audience who would like to address the City Council this evening may do so under the Audience portion by filling out the designated form. You will have three minutes to speak.

**13 Council – Calendar of Pending Matters**

**14 COUNCIL BUSINESS:**

- a) Zoning Board of Appeals make an appointment to fill one (1) vacant position with a term to expire September 14, 2016. This appointment fills the vacancy from the resignation of Jules Descamps.
- b) Council President Cecil D. St. Pierre, Jr., in re: Discussion regarding City obligations being paid and up to date before items can be submitted for consideration by the Zoning Board of Appeals and/or the Planning Commission.
- c) Council President Cecil D. St. Pierre, Jr., in re: Timing of traffic light located at Newport and 12 Mile Road.

**15 ADJOURNMENT**

**Scott C. Stevens  
Secretary of the Council  
Mayor Pro Tem**

**Any person with a disability who needs accommodation for participation in this meeting should contact the Warren City Council Office at (586) 258-2060 – 48 hours in advance of the meeting to request assistance.**

### **CONSENT AGENDA**

**The following routine items are presented for City Council approval without discussion, as a single agenda item, in order to expedite the meeting. Should any Council Member wish to discuss or disapprove any item it must be dropped from the blanket motion of approval and considered as a separate item.**

#### **Item 4:**

- a) Request to schedule a Closed Session pursuant to section 8 (e) of Public Act 267 of 1976 relating to the matter of 28805 Walker Ave., Warren, Michigan/Islamic Organization of North America (IONA); MCCC Case NO. 15-1646-CZ.
- b) Request to schedule a Closed Session pursuant to section 8 (e) of Public Act 267 of 1976 relating to the matter of Motor City Pawn Brokers, Inc. v Warren Police Department, 39<sup>th</sup> District Court Case NO. 15-2527-GZ, Hon. Joseph Boedecker.
- c) Request to schedule a Closed Session pursuant to section 8 (e) of Public Act 267 of 1976 relating to the matter of Michael Shane Stetterington et al v City of Warren, James R. Fouts, Lynn Martin, Everett Murphy, Jere Green, Kevin Daily. MCCC Case No. 2015-3444-CZ; Hon. James M. Maceroni
- d) Request to review and confirm determination of nuisance relating to 6898 Lozier for the demolition of a house and garage, Nuisance Abatement SAR NO. 470. PUBLIC HEARING DATE-November 10, 2015.
- e) Request to review and confirm determination of nuisance relating to 3725 Alvina for the demolition of a house and garage, Nuisance Abatement SAR No. 472. PUBLIC HEARING DATE-November 10, 2015.
- f) Request to schedule a Public Hearing for a request to Rezone Property located on the southeast corner of Twelve Mile Road and Grobbel Avenue; 5454 Twelve Mile; from the present zoning "O", Office District, to C-2, General Business District; Section 17; Brushwood Corp. (Peter Dow). PUBLIC HEARING DATE-November 10, 2015.
- g) Request to schedule a Public Hearing for the establishment of an Industrial Development District for Dart Machinery, Ltd., 2097 Bart Avenue, Warren, MI, in Section 30. PUBLIC HEARING DATE-October 27, 2015.
- h) Request to schedule a Public Hearing for a Subdivision Property Split and Combination Request. Property is located on the west side of Winchester Avenue, approximately 325 ft. north of Beebe Ave; split the westerly 23.5 ft. of 31710 Winchester Avenue (Parcel No. 13-05-429-005) and combine said 23.5 ft. with 31719 Winchester (Parcel No. 13-05-428-017); Section 5; Christine Kowalczyk. PUBLIC HEARING DATE-November 10, 2015.

- i)** Request to schedule a Public Hearing regarding approving a proposed ordinance adding Articles VI and VII to Chapter 21 creating local requirements relating to Medical Marihuana, and prohibiting odors causing a nuisance; and a proposed ordinance amending Chapter 22, Section 191 relating to marihuana possession, use and transport. (First Reading). PUBLIC HEARING DATE-November 10, 2015.
- j)** Request to schedule a Public Hearing regarding approving a proposed ordinance amending Chapter 18 of the Code of Ordinances Entitled Licensing, relating to restaurant license expiration. (First Reading). PUBLIC HEARING DATE-November 10, 2015.
- k)** Request to schedule a Public Hearing regarding approving a proposed ordinance amending Chapter 2, Article V, Division 10, of the Code of Ordinances, relating to the Senior Health Care Services Commission. (First Reading). PUBLIC HEARING DATE-November 10, 2015.
- l)** Request to schedule a Public Hearing regarding approving a proposed ordinance amending Chapter 41, Section 41-155 regulating storm water run-off for new or redeveloped project sites. (First Reading). PUBLIC HEARING DATE-November 10, 2015.
- m)** Request to schedule a Closed Session pursuant to section 8 (e) of Public Act 267 of 1976 relating to the matter of NILI 2011 LLC, EETBL LLC and Investment Realty Services LLC d/b/a SBYC Garner LLC v City of Warren; USDC-ED 2:15-CV-13392-GAD-RSW; Hon. Gershwin A. Drain.
- n)** Request to schedule a Public Hearing for a request to rezone property located on the northwest corner of Ten Mile and Schoenherr Roads; 13355 Ten Mile; from R-2 two family residential district, to C-2, General Business District. Public Hearing Date-November 10, 2015.
- o)** Request to review and confirm determination of nuisance relating to 8451 Jewett for the demolition of a house, Nuisance Abatement SAR No. 471. PUBLIC HEARING DATE-November 10, 2015.