

**WARREN CITY COUNCIL
REGULAR MEETING
December 8, 2015**

A Regular Meeting of the Warren City Council was called for Tuesday, December 8, 2015 at 7:00 p.m. in the Warren Community Center Auditorium, at 5460 Arden, Warren, Michigan 48092.

MEMBERS OF THE COUNCIL PRESENT:

Cecil D. St. Pierre, Jr., President
Patrick Green, Vice President
Scott C. Stevens, Council Secretary
Keith J. Sadowski, Assistant Council Secretary
Robert Boccomino, Councilman
Kelly Colegio, Councilwoman
Steven G. Warner, Councilman

ABSENT:

None

Also Present:

Mary Michaels, Acting City Attorney
Phil Easter, Human Resources/Risk Manager
Rob Maleszyk, Controller
James VanHavermaat, City Engineer
Tom Bommartio, CitiStat Analyst

1. CALL TO ORDER

Chairman St. Pierre called the meeting to order at 7:00 p.m.

2. PLEDGE OF ALLEGIANCE

3. ROLL CALL

4. ADOPTION OF THE CONSENT AGENDA

Motion:

Motion to approve made by Councilman Green and support motion made by Councilwoman Colegio.

Voice Vote:

A voice vote was taken on the motion. All "Ayes" were recorded. The motion carried (7-0).

WARREN CITY COUNCIL
REGULAR MEETING
December 8, 2015
Page 2

5. ADOPTION OF AGENDA

Motion:

Motion to approve made by Councilwoman Colegio and support motion made by Councilman Boccomino. With the following amendments: Add item 11b Campbell v Rodriguez Case; Add 14a-December Meeting Date.

Roll Call:

A roll call vote was taken on the motion. The motion carried (7-0).

Councilwoman Colegio	Yes
Councilman Boccomino	Yes
Councilman Stevens	Yes
Councilman Green	Yes
Councilman Warner	Yes
Councilman Sadowski	Yes
Chairman St. Pierre	Yes

6. APPROVAL OF THE MINUTES

a) Minutes of the Regular Meeting of November 24, 2015

Motion:

Motion to approve made by Councilman Green and support motion made by Councilman Warner.

Voice Vote:

A voice vote was taken on the motion. All "Ayes" were recorded. The motion carried (7-0).

7. APPROVAL OF THE BILLS

a) General Revenue Funds

Motion:

Motion to approve was made by Councilwoman Colegio and support motion made by Councilman Boccomino.

Roll Call:

A roll call vote was taken on the motion. The motion carried (7-0).

Councilwoman Colegio	Yes
----------------------	-----

WARREN CITY COUNCIL
REGULAR MEETING
December 8, 2015
Page 3

Councilman Boccomino	Yes
Councilman Sadowski	Yes
Councilman Green	Yes
Councilman Warner	Yes
Councilman Stevens	Yes
Chairman St. Pierre	Yes

b) Water & Sewer System

Motion:

Motion to approve was made by Councilman Warner and support motion made by Councilman Boccomino.

Roll Call:

A roll call vote was taken on the motion. The motion carried (7-0).

Councilman Boccomino	Yes
Councilman Warner	Yes
Councilman Sadowski	Yes
Councilman Stevens	Yes
Councilwoman Colegio	Yes
Councilman Green	Yes
Chairman St. Pierre	Yes

8. ANNOUNCEMENTS

9. PUBLIC HEARINGS/ADMINISTRATIVE HEARINGS:

- a) **PUBLIC HEARING:** Request to rezone property located on the south side of Maxwell Avenue approximately 146 ft. east of Sherwood Avenue; 6732 Maxwell Avenue; from the present zoning classification of C-3, Wholesale and Intensive Business District and R-1-P, One Family Residential and Parking to M-1, Light Industrial District; Section 33; R.S.G. Industrial Repair (Robert Tobin).

Joseph Hunt appeared and spoke in support of this item. The City needed to work with business to redevelop.

Violet Acre appeared and spoke against this project stating the owner has allowed the property to become overgrown and that trucks were parked there all the time for the neighbors to have to look at.

Motion:

WARREN CITY COUNCIL
REGULAR MEETING
December 8, 2015
Page 4

Motion to approve with the request that the petitioner submit a letter stating that he was allowed to make the request on behalf of Sherwood, LLC, and the motion was made by Councilman Sadowski and support motion made by Councilman Warner.

Roll Call:

A roll call vote was taken on the motion. The motion carried (4-3).

Councilman Sadowski	Yes
Councilman Warner	Yes
Councilwoman Colegio	No
Councilman Stevens	No
Councilman Green	Yes
Councilman Boccomino	No
Chairman St. Pierre	Yes

10 CORRESPONDENCE FROM THE MAYOR:

a) Presentation by Plante Moran for 2015 Audit.

Motion:

Motion to receive and file was made by Councilman Sadowski and support motion made by Councilman Stevens.

Voice Vote:

A voice vote was taken on the motion. All "Ayes" were recorded. The motion carried (7-0).

b) (Vetoed 12/1/15) CONSIDERATION AND ADOPTION OF A RESOLUTION approving a Special Land Use Permit and Site Plan Approval for Expansion of a Used Car Facility; located on the north side of Eight Mile Road between Albany and Syracuse Avenues; 5785 Eight Mile; Section 32; Majed Marogi (Kerm Billette) petitioner.

Motion:

Motion to override the Mayor's veto was made by Councilman Stevens and support motion made by Councilman Boccomino.

Voice Vote:

A voice vote was taken on the motion. All "Ayes" were recorded. The motion carried (7-0).

WARREN CITY COUNCIL
REGULAR MEETING
December 8, 2015
Page 5

- c) Request of the Engineering Division to approve contract modification #1 and final to city contract W-14-585, 2014 Water Division Concrete, Manhole and Sod Repairs #2 (various locations) with Audia Concrete Construction, Inc., resulting in a decrease of the contract amount by \$667,461.02. CONSIDERATION AND ADOPTION OF A RESOLUTION.

Motion:

Motion to approve was made by Councilman Sadowski and support motion made by Councilman Boccomino.

Roll Call:

A roll call vote was taken on the motion. The motion carried (7-0).

Councilman Sadowski	Yes
Councilman Boccomino	Yes
Councilman Warner	Yes
Councilman Stevens	Yes
Councilwoman Colegio	Yes
Councilman Green	Yes
Chairman St. Pierre	Yes

- d) Proposed resolution to provide public notice of intent to sell vacant tax-reverted property at 14075 Knox, Warren; Parcel ID No. 13-36-127-019. CONSIDERATION AND ADOPTION OF A RESOLUTION.

Motion:

Motion to approve was made by Councilman Warner and support motion made by Councilman Boccomino.

Roll Call:

A roll call vote was taken on the motion. The motion carried (7-0).

Councilman Warner	Yes
Councilman Boccomino	Yes
Councilman Sadowski	Yes
Councilman Stevens	Yes
Councilwoman Colegio	Yes
Councilman Green	Yes
Chairman St. Pierre	Yes

- e) Request of the Public Service Department to award bid ITB-W-9315 for the demolition of a house located at 4832 Marlow to SJ Design & Construction in the amount of \$12,450.00. CONSIDERATION AND ADOPTION OF A RESOLUTION.

WARREN CITY COUNCIL
REGULAR MEETING
December 8, 2015
Page 6

Motion:

Motion to approve was made by Councilman Sadowski and support motion made by Councilman Boccomino.

Roll Call:

A roll call vote was taken on the motion. The motion carried (7-0).

Councilman Sadowski	Yes
Councilman Boccomino	Yes
Councilman Warner	Yes
Councilman Stevens	Yes
Councilwoman Colegio	Yes
Councilman Green	Yes
Chairman St. Pierre	Yes

- f) Request of the Sanitation Division to authorize the purchase of services for disposal of household hazardous waste, under Macomb County Contract, to Drug & Laboratory Disposal at a rate of \$0.96 per pound; for a total amount of \$28,919.04. CONSIDERATION AND ADOPTION OF A RESOLUTION.

Motion:

Motion to approve was made by Councilman Sadowski and support motion made by Councilman Boccomino.

Roll Call:

A roll call vote was taken on the motion. The motion carried (7-0).

Councilman Sadowski	Yes
Councilman Boccomino	Yes
Councilman Warner	Yes
Councilman Stevens	Yes
Councilwoman Colegio	Yes
Councilman Green	Yes
Chairman St. Pierre	Yes

- g) CONSIDERATION AND ADOPTION OF A RESOLUTION to waive the bid process and to 1) Approve a one (1) year extension of agency contract with Daly-Merritt, Inc., pursuant to ITB-W-8315; and 2) to provide for a one (1) year renewal of the City's short term disability, life and accidental death and dismemberment insurance coverage with Hartford Insurance Company.

Motion:

WARREN CITY COUNCIL
REGULAR MEETING
December 8, 2015
Page 7

Motion to approve was made by Councilman Green and support motion made by Councilman Boccomino.

Roll Call:

A roll call vote was taken on the motion. The motion carried (6-1).

Councilman Green	Yes
Councilman Boccomino	Yes
Councilman Warner	Yes
Councilman Stevens	Yes
Councilwoman Colegio	No
Councilman Sadowski	Yes
Chairman St. Pierre	Yes

11 MISCELLANEOUS CORRESPONDENCE:

- a) CONSIDERATION AND ADOPTION OF RESOLUTION approving the settlement of the Michael Laskey v City of Warren, Macomb County Circuit Court Case No. 14-4095-NI, Michael Laskey v City of Warren, United States Federal District Court Case No. 2:13-cv-14538; as discussed in the closed session December 1, 2015.

Motion:

Motion to approve was made by Councilman Warner and support motion made by Councilman Stevens.

Roll Call:

A roll call vote was taken on the motion. The motion carried (7-0).

Councilman Warner	Yes
Councilman Stevens	Yes
Councilman Sadowski	Yes
Councilman Boccomino	Yes
Councilwoman Colegio	Yes
Councilman Green	Yes
Chairman St. Pierre	Yes

- b) CONSIDERATION AND ADOPTION OF A RESOLUTION approving the settlement of Devonte C. Campbell v Matthew Rodriguez, United States Federal District Court Case No. 2-13-cv-14953 as discussed in closed session December 7, 2015.

Motion:

WARREN CITY COUNCIL
REGULAR MEETING
December 8, 2015
Page 8

Motion to approve was made by Councilwoman Colegio and support motion made by Councilman Boccomino.

Roll Call:

A roll call vote was taken on the motion. The motion carried (6-1).

Councilman Colegio	Yes
Councilman Boccomino	Yes
Councilman Warner	Yes
Councilman Stevens	Yes
Councilman Green	No
Councilman Sadowski	Yes
Chairman St. Pierre	Yes

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.

Vicky Malleck appeared before Council to thank them for their support of her neighborhood regarding the override of the Mayor's veto for a special land use and site plan for a used car dealership.

13 Council – Calendar of Pending Matters

14 COUNCIL BUSINESS:

- a) Council Secretary Colegio, Discussion in re: December 22, 2015 meeting date change to December 15, 2015.

Motion:

A motion to adjourn was made by Councilman Boccomino and support motion made by Councilwoman Colegio.

Voice Vote:

A voice vote was taken on the motion and all "Ayes" and one "Nay" by councilman Stevens was recorded. The motion carried (6-1).

15 ADJOURNMENT

Motion:

A motion to adjourn was made by Councilman Sadowski and support motion made by Councilwoman Colegio.

WARREN CITY COUNCIL
REGULAR MEETING
December 8, 2015
Page 9

Voice Vote:

A voice vote was taken on the motion and all “Ayes” and one “Nay” was recorded. The motion carried (6-1). The meeting adjourned at 8:05 p.m.

**Kelly Colegio
Secretary of the Council
Mayor Pro Tem**

DRAFT