

**WARREN CITY COUNCIL  
REGULAR MEETING  
April 12, 2016**

A Regular Meeting of the Warren City Council was called for Tuesday, April 12, 2016 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  
Kelly Colegio, Council Secretary  
Keith J. Sadowski, Assistant Council Secretary  
Robert Boccomino, Councilman  
Scott C. Stevens, Councilman  
Steven G. Warner, Councilman

**ABSENT:**

None

**Also Present:**

Mary Michaels, Acting City Attorney  
James Van Havermaat, Engineering  
Tom Bommarito, Building  
Gus Ghanam, Public Service Deputy  
Ron Wuerth, Planning  
Lark Samoliuean, DDA/TIFA  
Marcia Smith, Assessing  
Phil Easter, Risk Manager/Human Resources

**1. CALL TO ORDER**

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

**2. PLEDGE OF ALLEGIANCE**

**3. ROLL CALL**

All Members present.

**4. ADOPTION OF THE CONSENT AGENDA**

**Motion:**

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

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**Voice Vote:**

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

**5. ADOPTION OF AGENDA**

**Motion:**

Motion to approve made by Councilwoman Colegio and support motion made by Councilman Green with an amendment to item 11a-approval of special election to be held along with August 2, 2016 primary, addition of item 11b, ballot proposals 1-Mayor term limits, 2-Police and Fire Millage, and 3-Road Millage, and item 11c-Barnhart v Warren lawsuit. Removal of item 10f.

**Roll Call:**

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

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

**6. APPROVAL OF THE MINUTES**

**a) Regular Meeting of March 22, 2016**

**Motion:**

Motion to approve made by Councilman Warner 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).

**7. APPROVAL OF THE BILLS**

**a) General Revenue Funds**

**Motion:**

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

**Roll Call:**

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

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

**b) Water & Sewer System**

**Motion:**

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

**Roll Call:**

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

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

**c) Building Authority Checks**

**Motion:**

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

**Roll Call:**

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

Councilman Stevens	Yes
Councilwoman Colegio	Yes
Councilman Warner	Yes
Councilman Green	Yes

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Councilman Boccomino	Yes
Councilman Sadowski	Yes
Chairman St. Pierre	Yes

**8 ANNOUNCEMENTS**

**9 PUBLIC HEARINGS/ADMINISTRATIVE HEARINGS:**

- a) **PUBLIC HEARING: (TABLED February 9, 2016)** CONSIDERATION AND ADOPTION OF A RESOLUTION approving SAR No. 474 relating to 11290 Cadillac, removal of a house. Nuisance Abatement.

**Motion:**

Motion to remove from the table was made by Councilman Green 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).

**Motion:**

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

**Roll Call:**

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

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

- b) **ADMINISTRATIVE HEARING:** Request for the consideration and recommendation to the State Tax Commission to revoke Industrial Facilities Tax Exemption Certificate No. 98-82-008-213 granted to Witzenmann USA, 2200 Centerwood Drive, in Section 30.

**Motion:**

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

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**Roll Call:**

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

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

**10 CORRESPONDENCE FROM THE MAYOR:**

- a) CONSIDERATION AND ADOPTION OF A RESOLUTION to award bid ITB-W-9352, Ammunition for the Police Department, to multiple bidders in an annual amount not to exceed \$61,634.43.

**Motion:**

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

**Roll Call:**

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

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

- b) 1. Proposed ordinance adding Article VI and VII to Chapter 21 to establish local requirements relating to medical marihuana and to prohibit odors causing a nuisance; and a proposed ordinance amending chapter 22, Section 191 relating to marihuana possession, use and transport. (Second Reading).

**Motion:**

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

**Roll Call:**

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

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

2. Proposed ordinance to amend Appendix A, Article II by adding definitions, amending sections 4.01, 4a.14, 5.01, and 17.02 relating to compliance with laws, signs and uses permitted in R-1-A zones, and Industrial Standards. (Second Reading).

**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
Councilwoman Colegio	Yes
Councilman Boccomino	Yes
Councilman Sadowski	Yes
Councilman Green	Yes
Chairman St. Pierre	Yes

c) CONSIDERATION AND ADOPTION OF A RESOLUTION authorizing conveyance of tax-reverted property at 22871 Oaklane, Warren; Parcel ID No. 13-35-228-021.

**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
Councilwoman Colegio	Yes
Councilman Warner	Yes

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Councilman Stevens	Yes
Councilman Green	Yes
Chairman St. Pierre	Yes

- d) CONSIDERATION AND ADOPTION OF A RESOLUTION providing the notice of intent to sell vacant tax-reverted properties on Yacht, Parcel ID Numbers: 13-33-452-014 and 13-33-452-013.

**Motion:**

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

**Roll Call:**

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

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

- e) CONSIDERATION AND ADOPTION OF A RESOLUTION authorizing conveyance of tax-reverted property at 20732 Cyman, Warren; Parcel ID No. 13-32-459-017.

**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 (5-2).

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

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- f) Request of the Building and Grounds Maintenance Division for the purchase of a 2016 Chevrolet Silverado HD2500 with Plow from Berger Chevrolet, Inc., through the Oakland County Cooperative Purchasing Program, OAK-W-9310, in the total amount of \$32,070.00. CONSIDERATION AND ADOPTION OF A RESOLUTION.

Removed for Auto Sub Committee Meeting and to return to 4.26.16 agenda

- g) CONSIDERTION AND ADOPTION OF A RESOLUTION to approve contract modification No. 1 and final to City Contract WWTP-15-001 with Superior Excavating, increasing the original contract amount by \$3,234.50, resulting in a final contract amount of \$185,515.00 and to approve and issue payment No. 3 and final.

**Motion:**

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

**Roll Call:**

A roll call vote was taken on the motion. The motion carried (5-2).

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

- h) CONSIDERATION AND ADOPTION OF A RESOLUTION authorizing master agreement with DTE Energy for 2,000 Mercury Vapor Street Light Conversion to LED Street Lights.

**Motion:**

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

**Roll Call:**

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

Councilman Boccomino	Yes
Councilman Stevens	Yes

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

- i) CONSIDERATION AND ADOPTION OF A RESOLUTION authorizing master agreement with DTE Energy for the 2016 DTE Energy series conversion project.

**Motion:**

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

**Roll Call:**

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

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

- j) Request of the Department of Public Works to award bid ITB-W-9351 for miscellaneous supplies to the low responsible and cost-effective bidder, Central Oil Co., for a total amount not to exceed \$114,051.39.  
CONSIDERATION AND ADOPTION OF A RESOLUTION.

**Motion:**

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

**Roll Call:**

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

Councilman Sadowski	Yes
Councilman Green	Yes
Councilwoman Colegio	Yes
Councilman Warner	Yes
Councilman Stevens	Yes
Councilman Boccomino	Yes

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Chairman St. Pierre Yes

- k) Request of the Department of Public Works to award bid ITB-W-9362 to furnish, deliver and spread liquid magnesium calcium chloride to the low responsible and cost-effective bidder, Road Maintenance Corporation, for a total amount not to exceed \$19,050.00. CONSIDERATION AND ADOPTION OF A RESOLUTION.

**Motion:**

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

**Roll Call:**

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

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

- l) CONSIDERATION AND ADOPTION OF A RESOLUTION to amend the City's Act 51 Mapping to decertify and correct vacated or non-existent roadways.

**Motion:**

Motion to approve 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).

- m) CONSIDERATION AND ADOPTION OF A RESOLUTION to amend the City's Act 51 Mapping adding parts of Arden Drive, Buchanan Avenue, Burssen's Court, Flynn Avenue, Jay Drive, St. Vincent Avenue and Syracuse Avenue.

**Motion:**

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

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**Voice Vote:**

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

- n) CONSIDERATION AND ADOPTION OF A RESOLUTION approving a Governmental 457(b) Trust Agreement between the City of Warren and Lincoln Financial Group Trust Company, as trustee.

**Motion:**

Motion to approve 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 (7-0).

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

- o) CONSIDERATION AND ADOPTION OF A RESOLUTION approving ICMA Retirement Corporation Governmental Money Purchase Plan and Trust Adoption Agreement.

**Motion:**

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

**Roll Call:**

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

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

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**11 MISCELLANEOUS CORRESPONDENCE:**

- a) Proposed Resolution to Conduct Special Election in Conjunction with State Primary Election on August 2, 2016 to submit ballot proposals to electorate. CONSIDERATION AND ADOPTION OF A RESOLUTION.

**Motion:**

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

**Roll Call:**

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

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

- b) CONSIDERATION AND ADOPTION OF A RESOLUTION to approve amended resolutions authorizing Ballot proposals:

- 1) To amend City Charter Sections 4.3(d) and 4.4 (d) pertaining to Term Limits for Office of Mayor.

**Motion:**

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

**Roll Call:**

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

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

- 2) To amend City Charter Section 9.1 to renew Police and Fire Safety Protection Millage.

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**Motion:**

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

**Roll Call:**

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

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

- 3) To amend City Charter Section 9.1 to renew Local Street and Road Repairs and Replacement Millage.

**Motion:**

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

**Roll Call:**

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

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

- c) CONSIDERATION AND ADOPTION OF A RESOLUTION approving recommendation for lawsuit, Kathleen Barnhart v City of Warren, Macomb County Circuit Court Case No. 15-3174-CZ.

**Motion:**

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

**Roll Call:**

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

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Councilman Stevens	Yes
Councilman Green	Yes
Councilwoman Colegio	Yes
Councilman Warner	Yes
Councilman Sadowski	Yes
Councilman Boccomino	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.

Bob Mueller addressed concerns about the Medical Marijuana Ordinance. Joseph Hunt discussed the upcoming elections, FOIA being denied by the County.

Karen Spranger discussed term limits and the need to have people leave office.

Gloria Sankuer discussed a planned parenthood protest that was coming up and wanted people to support it.

Nicole Reid announced she was a candidate for State Rep, District #22.

**13 Council – Calendar of Pending Matters**

None discussed

**14 COUNCIL BUSINESS:**

**15 ADJOURNMENT**

**Motion:**

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

**Voice Vote:**

A voice vote was taken on the motion and six (6) "Ayes" were recorded, one (1) "Nay". The motion carried (6-1). The meeting adjourned at 8:37 p.m.

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

APPROVED