

**WARREN CITY COUNCIL
REGULAR MEETING
May 10, 2016**

A Regular Meeting of the Warren City Council was called for Tuesday, May 10, 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
Renee Rezak, Budget Director
Rob Maleszyk, Controller
Lark Samoliuean, DDA/TIFA
Henry Bowman, Parks and Recreation
Sean Clark, Citi Stat Coordinator
Chris Andary, Fire Union
Mark Simlar, Labor Relations
Todd Schaedig, WWTP
Marcia Smith, Assessing Department
Angela Tarasenko, Community Development
Marv Sauger, Police Union

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 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).

5. ADOPTION OF AGENDA

Motion:

Motion to approve made by Councilman Sadowski and support motion made by Councilwoman Colegio with an amendment to remove item 10b and 10q, both to return to the next agenda. Add item 10h(1) request for a moratorium on pawn shops.

Roll Call:

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

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

6. APPROVAL OF THE MINUTES

a) Regular Meeting of April 26, 2016

Motion:

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

Voice Vote:

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

7. APPROVAL OF THE BILLS

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a) General Revenue Funds

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 (6-1).

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

b) Water & Sewer System

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

8 ANNOUNCEMENTS

Police Week resolution. Recognition of Boy Scout Troop 1927.

9 PUBLIC HEARINGS/ADMINISTRATIVE HEARINGS:

- a) PUBLIC HEARING:** Request to receive comments on the proposed 2016-17 Action Plan (Applications for CDBG, HOME, and HOPWA funds).

Motion:

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Motion to receive and file was made by Councilman Warner 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) **PUBLIC HEARING:** CONSIDERATION AND ADOPTION OF A RESOLUTION approving SAR NO. 480 relating to 11204 Cadillac; removal of a house and garage. Nuisance Abatement.

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

- c) **PUBLIC HEARING:** CONSIDERATION AND ADOPTION OF A RESOLUTION approving SAR NO. 481 relating to 26441 Crystal; removal of a house and garage. Nuisance Abatement.

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

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- d) **PUBLIC HEARING:** Rezone properties; located on the east side of Bunert Road; approximately 440 ft. south of Eleven Mile Road; 26700, 26600, 26500, 26440, 26420 and 26200 Bunert Road; Section 24; from the present zoning classification M-3, Medium Heavy Industrial District to M-2, Medium Light Industrial District; Kenneth Bowen (Joseph N. Webb).

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

- e) **PUBLIC HEARING:** Rezone property; located on the east side of Schoenherr Road; approximately 180 ft. north of Ten Mile Road; 25058 Schoenherr; Section 24; from the present zoning classification C-1, Local Business District to C-3, Wholesale and Intensive Business District; Christopher Morisette. The request would be amended from the zoning classification C-1; Local Business District to M-1, Light Industrial District.

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

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- f) **ADMINISTRATIVE HEARING: (Died Due to Lack of Support 4/16/16)**
CONSIDERATION AND ADOPTION OF A RESOLUTION Amending Chapter 28 relating to vacant Commercial/Industrial property ordinance. (First Reading).

Motion:

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

Roll Call:

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

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

- g) **ADMINISTRATIVE HEARING: CONSIDERATION AND ADOPTION OF A RESOLUTION** Amending Chapter 41, Water and Sewers; relating to Industrial Pretreatment Program. (First Reading).

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

10 CORRESPONDENCE FROM THE MAYOR:

- a) Proposed Ordinance amending Chapter 41 of the Code of Ordinances of the City of Warren relating to Water & Sewer rates and charges. CONSIDERATION AND ADOPTION OF A RESOLUTION. (Second Reading)

Motion:

Motion to approve 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 Boccomino	Yes
Councilman Stevens	Yes
Chairman St. Pierre	Yes

- b) Mayor's Recommended 2016/2017 Fiscal Year Budget. CONSIDERATION AND ADOPTION OF A RESOLUTION. (**removed at the adoption of the agenda**)
- c) CONSIDERATION AND ADOPTION OF A RESOLUTION ratifying proposed contract settlement with the Warren Police Officers Association (WPOA), from July 1, 2016 through June 30, 2019.

Motion:

Motion to approve 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 Boccomino	Yes
Councilman Sadowski	Yes
Chairman St. Pierre	Yes

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- d) Request of the Police Department to award bid ITB-W-9380 to Villa Carpets, for the replacement of stair treads at Police Headquarters in an annual amount not to exceed \$18,000.00. CONSIDERATION AND ADOPTION OF A RESOLUTION.

Motion:

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

Roll Call:

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

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

- e) CONSIDERATION AND ADOPTION OF A RESOLUTION approving 2016 Animal Control Service Agreement, along with rate increases with the Macomb County Animal Control; retroactive to January 1, 2016.

Motion:

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

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

- f) CONSIDERATION AND ADOPTION OF A RESOLUTION Amending Section 7-66 and Section 7-70 relating to the Kennel Section of the Animal Ordinance. (Second Reading).

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Motion:

Motion to approve 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 (6-1).

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

- g) CONSIDERATION AND ADOPTION OF A RESOLUTION Amending Chapter 2, Article V, Division 10, of the Code of Ordinances relating to the Senior Health Care Services Commission. (Second Reading).

Motion:

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

Roll Call:

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

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

- h) CONSIDERATION AND ADOPTION OF A RESOLUTION Amending Chapter 30, Article IV, Division 2, of the Code of Ordinances relating to Pawnbrokers. (Second Reading).

Motion:

Motion to Table 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 (6-1).

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

- 1) Request to place a moratorium on pawnshops

Motion:

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

Roll Call:

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

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

- i) Request of the Assessing department for an additional appropriation of funds in the amount of \$45,000.00 for legal services and representation of the City of Warren in property tax appeals, on an as-needed basis.
CONSIDERATION AND ADOPTION OF A RESOLUTION.

Motion:

Motion to approve 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 (7-0).

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

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Chairman St. Pierre Yes

- j) Request of the Assessing Department to approve agreement amendment No. 1 to the agreement for services of property tax appeal attorney, between the City of Warren and Hallahan & Associates, P.C.
CONSIDERATION AND ADOPTION OF A RESOLUTION.

Motion:

Motion to approve 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 Sadowski	Yes
Councilman Warner	Yes
Councilman Boccomino	Yes
Chairman St. Pierre	Yes

- k) Request of the Parks and Recreation Department for an additional appropriation of funds in the amount of \$25,000.00 to repair catch basins and collapsed pipes at the Warren Community Center. CONSIDERATION AND ADOPTION OF A RESOLUTION.

Motion:

Motion to approve 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).

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

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- l) CONSIDERATION AND ADOPTION OF A RESOLUTION to utilize current bid prices under the Warren Catch Basin Repair Project No. 11 Drain contract with Macomb County to repair various catch basins and related pavement.

Motion:

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

Roll Call:

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

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

- m) Proposed Resolution approving METRO Act Telecommunications Right-of - Way Permit for 123.Net, Inc. CONSIDERATION AND ADOPTION OF A RESOLUTION.

Motion:

Motion to approve 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 Boccomino	Yes
Councilman Stevens	Yes
Chairman St. Pierre	Yes

- n) Request of the Waste Water Treatment Plant to award bid ITB-W-9387 to G & G Concrete and Construction, Inc., to furnish catch basin and concrete

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repairs, in an amount not to exceed \$17,077.00. CONSIDERATION AND ADOPTION OF A RESOLUTION.

Motion:

Motion to approve 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 Green	Yes
Councilman Boccomino	Yes
Councilman Sadowski	Yes
Chairman St. Pierre	Yes

- o) CONSIDERATION AND ADOPTION OF A RESOLUTION to approve a cost sharing agreement with the Macomb County Department of Roads for the resurfacing of 12 Mile Road from Ryan Road to Mound Road.

Motion:

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

Roll Call:

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

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

- p) CONSIDERATION AND ADOPTION OF A RESOLUTION to approve a cost sharing agreement with the Macomb County Department of Roads for the resurfacing of Schoenherr Road from 8 Mile Road to 11 Mile Road.

Motion:

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

Roll Call:

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

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

- q) CONSIDERATION AND ADOPTION OF A RESOLUTION to award annual software maintenance to BS&A for water utility billing, cash receipts system, special assessment system, and tax system; SOL-W-9395. **(removed at the adoption of the agenda)**
- r) Request for approval of an RFP Committee to furnish Ford and Chrysler Dealer OEM Parts and Service, for the City of Warren, and appoint one member of Council to serve on the RFP.

Motion:

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

Roll Call:

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

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

- s) Request of the Department of Public Works Department to waive the bidding procedure and authorize the purchase of American Emergency Vehicle parts to the sole source provider, Rolland Specialty Vehicles and Products, in an annual amount not to exceed \$20,000.00.
CONSIDERATION AND ADOPTION OF A RESOLUTION.

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Motion:

Motion to approve 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 Boccomino	Yes
Councilman Stevens	Yes
Chairman St. Pierre	Yes

- t) Request of the Department of Public Works to award bid ITB-W-9368 to Kirk's Automotive, Inc., for cylinder rebuilds for a period of one (1) year, with option to extend for one (1) additional year at the same terms and conditions; annual amount not to exceed \$25,096.00. CONSIDERATION AND ADOPTION OF A RESOLUTION.

Motion:

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

Roll Call:

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

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

- u) CONSIDERATION AND ADOPTION OF A RESOLUTION authorizing sale of property at 22411 Audrey for the amount of \$113,000.00 or the amount of a Mortgage Appraisal with a minimum purchase cap, pursuant to the Neighborhood Stabilization Program (NSP3).

Motion:

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

Roll Call:

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

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

- v) CONSIDERATION AND ADOPTION OF A RESOLUTION authorizing the conveyance of Tax-Reverted property at 14075 Knox, Warren; Parcel ID No. 13-36-127-019.

Motion:

Motion to approve 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 (6-1).

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

- w) CONSIDERATION AND ADOPTION OF A RESOLUTION affirming prevailing wage requirements for construction of Dorothy Busch Library.

Motion:

Motion to approve 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 (7-0).

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

11 MISCELLANEOUS CORRESPONDENCE:

None

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.

Leonard Knoblock eyesore on Schoehnerr, wants something done with church at 31731 Schoenherr.

Lori Stone relay for life and candidate for State Rep.

Motion:

Motion to approve made by Councilman Stevens to get information from Planning and the administration for a time frame for action to take place at 31731 Schoenherr. 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).

13 Council – Calendar of Pending Matters

None discussed

14 COUNCIL BUSINESS:

a) Election of Council Secretary

Motion:

Motion to nominate Councilman Boccomino made by Councilman Sadowski and support motion made by Councilwoman Colegio.

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Roll Call:

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

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

15 ADJOURNMENT

Motion:

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

Voice Vote:

A voice vote was taken on the motion and all "Ayes" were recorded. The motion carried (7-0). The meeting adjourned at 8:48 p.m.

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