

**WARREN CITY COUNCIL
REGULAR MEETING
May 13, 2014**

A Regular Meeting of the Warren City Council was called for Tuesday, May 13, 2014, at 7:00 p.m. in the Warren Community Center Auditorium, 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:

David Griem, City Attorney
Bonnie McInerney, DDA Director
Greg Paliczuk, Property Maintenance
Officer Braunschneider, Liquor Licensing
Phil Easter, Human Resource Director
Gus Ghanam, Sanitation
Carolyn Kurkowski-Moceri, Treasurer
James Van Havermaat, City Engineer
Rob Maleszyk, Controller
Dave Anderer, Building Maintenance
Renee Rezak, Budget Director

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 were present.

4. ADOPTION OF THE CONSENT AGENDA

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Motion:

Motion to approve was made by Councilman Stevens with discussion and supported by Councilwoman Colegio.

Item 10o from the regular agenda would be moved to the consent agenda as item 4f. Setting a public hearing date for June 10, 2014.

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 Stevens with discussion and support motion made by Councilman Green.

Item 10o was removed from the regular agenda and placed on the consent agenda.

Item 11d (1) was added to the agenda to allow a transfer of funds to cover the lawsuit settlement of LaPraire v City of Warren which will now be item 11d (2).

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

6. APPROVAL OF THE MINUTES

a) Minutes of the Regular Meeting of April 22, 2014

Motion:

Motion to approve made by Councilman Green and supported by Councilman Sadowski.

Voice Vote:

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

7. APPROVAL OF THE BILLS

a) General Fund Bills

Motion:

Motion to approve was made by Councilman Green and supported by Councilman Sadowski.

Roll Call:

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

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

b) Water & Sewer System Bills

Motion:

A motion to approve was made by Councilman Warner and supported by Councilman Sadowski.

Roll Call:

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

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

8 ANNOUNCEMENTS

9 PUBLIC HEARINGS/ADMINISTRATIVE HEARINGS:

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- a) **PUBLIC HEARING:** CONSIDERATION AND ADOPTION OF A RESOLUTION for the establishment of an Industrial Development District for Proper Group International located at 14575 Eleven Mile Road, Warren, Michigan. Section 13.

Joseph Hunt, 8306 Stanley over at 12 and Van Dyke in the middle of construction central. Specifically, at this public hearing, he comes to these meetings quite frequently and he's always been behind the revitalization of the Industrial base. There's a delicate balance between what the residents pay in property taxes and what the businesses.

Chairman St. Pierre asked if his microphone was on because they're having difficulty hearing him.

Hunt replied with absolutely and continued to state that he is behind most of the Industrial facility exemption certificates, but not for this one. This is a matter of semantics regarding the improper paperwork that he has a citizen is invited to come to a public hearing. After looking through the back up material, he's not seeing the normal stuff he is used to seeing when it comes to the creation of the Industrial Development District. After the IDD comes the facilities exemption certificate, but it's been for the last three, four, five years that he looks at a packet and sees all the information right away so he can do the research and feel good about granting an exemption certificate for anywhere between two to twelve years. He just recently looked at the e-packet online and he doesn't see anything except for a couple \$500 statements from the clerk's office and letter that recommends the IDD. The idea behind the creation of the Industrial Development District is somewhat like Sandy wants a sandwich but here's the bread, but all of a sudden here comes the industrial facilities exemption certificate. He's against it because he doesn't see all the information in the back up material. As far as Proper International, their headquarters are in Warren so they're a great tax payer in the city, but at the same time he would say until you can provide to the public all the information that is necessary in order to render a decision that you table this. Table this to the next one. Specifically he has looked into the scorecard that was created by the Steenberg administration that was created back in 2006 and always within the back-up material when talking about an industrial development district they would also be talking about if they did grant the industrial facilities industrial certificate under public act 198 of 1974, basically that information is presented to the public and that was not being done today. Basically he was not to certain if maybe the copy machine was not working at city hall; he has had that excuse a couple of times. The important thing here was that he was talking about a tax payer that at present was enjoying also a tax break as a renaissance zone. He was not too certain how many on the Council recall back in 2010

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but a renaissance zone was granted for the tool and die recovery zone. In essence this company was receiving a substantial tax break from the taxing jurisdictions. Of course when he looked up the addresses the sidwell numbers it gave him where along in the five year abatement that they already enjoy as a tool and die recovery zone. He thinks the revitalization of the tool and die recovery zone was fantastic. The important thing was that the paperwork was not here and he would say table it up until the point in which the public was granted to look at all the information that was normally prepared by the assessor. The idea was if Council was going to go ahead and grant the IDD he did not have the opportunity what so ever to all of a sudden make comments on any of the scorecards or any percentage they may grant to the petitioner. Specifically hopefully they can fix the audio but he was against this and he thinks it should be tabled until he can get all the information that was necessary.

Karen Spranger appeared before the Council and stated she also believed the paperwork was necessary. When it is not provided to the public she red flags it. Of course she hopes they do the right thing. There is a check off list if they would read the code of ordinances and she believes there would be a violation if they continue to do some of the paper work. This would be a challenge for citizen's maybe to test the waters in court to see the legal ramifications of the code of ordinances check off list that was required to have the paper work in order under the public acts which is state law. When a complaint comes in she hopes they do their due diligence because these companies are entitled to these tax breaks of they are not because they do not qualify. When looking at the qualifications of the necessary paperwork and like Joe mentioned the scorecard, she would like to see what the scorecard looks like. A lot of people many not know what the scorecard is but it was a lot like going to school, you get an A, B or C great. She knows there are qualifications and explaining this process or having the backup makes her feel good that the Council was doing its job for the people. When they get a tax break and public does not see the paper work filed properly, that is going to file a red flag in the legal department as well as in a court of law because she has a right to challenge it. She was going to take this seriously, please table it, she thinks there is grounds to say today that there is no paperwork that she could find either that makes her feel good that this in order. Why were one property and the second and third are getting a blanket approval because they are separate. So the blanket approval means do they qualify because three properties are in different locations and it is one umbrella and one company deserves a break on all three. Homeowners do not get that when they have three homes, only entitled to one home as principle residency. Again look at the detail of the law and she was sure state law trumps code of ordinances if the paperwork was not in order.

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Motion:

A motion to approve was made by Councilman Stevens and supported 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
Councilman St. Pierre	Yes

- b) PUBLIC HEARING:** CONSIDERATION AND ADOPTION OF A RESOLUTION for the establishment of an Industrial Development District for Proper Group International located at 23605 Regency Park Drive, Warren, Michigan. Section 26.

Joseph Hunt appeared before the Council and stated it appeared the Council heard the administration very well and did not hear him or Karen Spranger. Apparently the idea that the microphone was very selective in what it transmits. In doing the research the property that the IDD was just created for was located in Section 13 and that was owned by GTM Holding Company LLC. He found it interesting that for the first time ever in looking upon the assessing database, it said tax history not found cause by recent split check assessing records for land division. He has never seen this before. Council was just going to move forward with this and he does agree that the scorecard in the past usually would have been included. He was not too certain because of the petitioner's contributions to some of the members of Council through campaign finance if the Council was all of a sudden ignoring what the members of the public have to say or specifically what he and Karen had to say. This is a revitalization of the industrial district and he was all for it but here there was a void of paper work, because there was a void of this paperwork he does not get a warm fuzzy feeling. They already have a tax break, if Council looked this up on the BS&A Software, they have been enjoying significant tax breaks since 2010, similar to all that are part of the brownfield redevelopment, and they all have the tool and die recovery thing going. It is their entitlement under law but he believes it is double whammy when it comes to tax breaks. When he talks about the millage rate that was assessed onto the industrial exemptions once an IDD has been created, that is half tax. So if you are looking at 27 mills, it was basically half of that those that receive the break get. He was all for the development in

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the City of Warren as long as the paperwork was in order. In this case, the absence of the scorecard shows that the administration was pushing something through. Of course due to the campaign finance that he has looked at he would imagine that Council would just push this through and maybe in the future people will be able to see that scorecard and find out how much the rest of the citizens would have to be making up due to this tax break.

Karen Spranger stated if the situation was reversed and the paperwork was all in order everyone would be happy. As a citizen she was entitled to the necessary paperwork that was required under the law. She did not bring the laws today but if she had to in the future, why doesn't the Council ask the attorney if a district were not in the district yet, but was planned to be in the district to give them this tax abatement, how was the procedure done there was an application. The application has a name and it is filed and the administration carries out this process and it should be all complete. The code of ordinances that govern the check off list outlines a procedure that must be followed to the T. If the procedure was correct in the past by having the paperwork and having the scorecards, having it so citizens feel it is up and up. She does not want to remain questionable; she does not want to go back to this issue later because she could not when it was not on the agenda. Today is the day and it needs to proceed properly with the paperwork and ask the attorney how important the paperwork was and what was being talked about. This is a public hearing and the paperwork should always be available. Do not rush something that needs to be validated. The paperwork was important. Please table this.

Motion:

A motion to approve was made by Councilman Stevens and supported 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
Councilwoman Colegio	Yes
Councilman Green	Yes
Councilman Warner	Yes
Councilman Boccomino	Yes
Councilman St. Pierre	Yes

- c) **PUBLIC HEARING:** Public Hearing to review and confirm Special Assessment Roll No. 436 relating to 22816 MacArthur (Garage Demolition)

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Nuisance Abatement. CONSIDERATION AND ADOPTION OF A RESOLUTION.

Joseph Hunt appeared before the Council and stated he does not get any abatement and does not get any breaks. That was good discussion in defense of a company that he did not say anything bad about, it was the absence of paperwork by the administration. With this special assessment the City was continuing along with a long winded process of going through and identifying properties, mostly in the south end, district 5. Once the properties go through the bid process there is a charge of \$1,092.50. He said back in December and two years ago. In fact he said it on March 27, 2012 when he was talking about the same things as far as nuisance abatements and what they cost the city. Regardless of what he says he will never get an answer about the \$1,092.50 fee as an administrative fee because the breakdown as far as state law says that these fees have to be itemized and they are not being itemized. Regardless of what Council says or what he says he thinks that is nice and basically this was going to be property that the homeowner will maintain. This was a property of Amazing Blue Capital bulk bundler that would be sent a bill from the City of Warren and hopefully they would pay it. It does not become a liability to the City and the City does not have to grass or leaves or anything. He said to sell the properties for \$1.00 two years ago and he was laughed at because the idea was a silly proposition but now that proposition was front page news.

Karen Spranger appeared before the Council and thanked the Council for the explanation but it did not qualify that the paperwork was just a window that Council looks into and it opens doors. She will never see another public hearing for these items again. If there is then Council did their job right. Council said today that this was just a simple application to get them moving forward. When the rest of the things are not accountable under state law that was required for Council to make this decision they are approving something without the cart filled in with information. She was going to hold Council to the fact that there would be another public hearing for her to look at the facts and the scorecard and see how they really truly qualify. The issue was how they determine they qualify. She needs to know the income, how many people would be hired, how much the equipment evaluation was going to be and how many machines. If all of that was related somehow and the nuisance abatements of houses they all go through a process and citizens can look at the paperwork. Without seeing the documentation now of in the future she would hold them to the legal ramifications if they do not keep their promise. She will look at the paperwork and welcome it, she wants the city to grow and have businesses come in.

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Tomas Bania appeared before the Council and stated he would speak up because apparently paying millions of dollars was not good enough to have a properly working microphone. His only question today wanted to know if there was an itemized listing of the \$1,092. 50.

Motion:

A motion to approve was made by Councilman Boccomino and supported by Councilman Green.

Roll Call:

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

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

- d) **ADMINISTRATIVE HEARING:** Request of Horizon Automotive Group at 216000 Dequindre, Warren, MI 48091 for a C liquor License Transfer. (No Permits).

Motion:

A motion to approve was made by Councilman Stevens and supported 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 Boccomino	Yes
Councilman Warner	Yes
Councilman Sadowski	Yes
Councilman St. Pierre	Yes

- e) **ADMINISTRATIVE HEARING:** Request of The Kroger Co. of Michigan for a SDD License transfer at 28250 Dequindre, Warren, MI 48092.

Motion:

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A motion to approve was made by Councilman Green and supported 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 Boccomino	Yes
Councilman Warner	Yes
Councilman Sadowski	Yes
Councilman St. Pierre	Yes

10 CORRESPONDENCE FROM THE MAYOR:

- a) CONSIDERATION AND ADOPTION OF A RESOLUTION approving Second Extension of METRO Act Telecommunications Right-of-Way Permit for Michigan Bell Telephone Company d/b/a AT&T Michigan.

Motion:

A motion to approve was made by Councilman Stevens and supported by Councilman Green.

Councilman Green asked for an update from the City Attorney if there were plans to do away with home telephone lines.

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

- b) CONSIDERATION AND ADOPTION OF A RESOLUTION Amending and Repealing Article V of Chapter 22, Offenses, of the Code of Ordinances for the City of Warren relating to Disorderly Persons. (First Reading).

No motion was made; item dies due to lack of support.

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- c) Request of the City Engineer to approve a cost sharing obligation of the City of Warren to MDOT for contract 12-5272, Milling and Resurfacing work on approximately 400 feet of Highway M-97 from north of I-696 to Hayes Road in the amount of \$1,757.41 which is over and above the City's original contractual obligation.

Motion:

A motion to approve was made by Councilman Warner and supported by Councilman Sadowski.

Roll Call:

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

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

- d) Request of the City Engineer to approve contract modification No. 1 to the City Contract S-13-567 which is a change to contract work after project award and additional work outside the scope of the original project. Deletion of pay items No. 8, 9, 25 and 33, the addition of pay items No. 67, 68 and 69 and the adjustment of pay item No. 65 results in No net change to the original contract amount of \$9,999,056.00 CONSIDERATION AND ADOPTION OF A RESOLUTION.

Motion:

A motion to approve was made by Councilman Sadowski and supported by Councilman Warner.

Roll Call:

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

Councilman Sadowski	Yes
Councilman Warner	Yes
Councilman Green	Yes
Councilman Stevens	No
Councilman Boccomino	Yes
Councilwoman Colegio	No

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Councilman St. Pierre Yes

- e) CONSIDERATION AND ADOPTION OF A RESOLUTION awarding bid and contract recommendation for City Project WP-14-579, Martin Road (Van Dyke to Hoover) Water Main Replacement and Pavement Reconstruction to DiPonio Contracting Inc. in the total bid amount of \$3,139,230.83.

Motion:

A motion to approve was made by Councilman Boccomino and supported by Councilman Green.

Roll Call:

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

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

- f) CONSIDERATION AND ADOPTION OF A RESOLUTION awarding bid and contract recommendation Project W-14-576, 2014 Water Division Concrete, Manhole and Sod Repairs to Century Cement Company in the amount of \$471,050.00.

Motion:

A motion to approve was made by Councilman Stevens and supported 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 Sadowski	Yes
Councilman Warner	Yes
Councilman Boccomino	Yes
Councilwoman Colegio	Yes
Councilman St. Pierre	Yes

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- g) CONSIDERATION AND ADOPTION OF A RESOLUTION awarding bid and contract recommendation Project P-14-578, 2014 Pavement Repairs to the two lowest bidders C & L Enterprizes, Inc. in the total bid amount not exceed \$737,858.00 and to the second low bidder Zuniga Cement Construction, Inc. in the total bid amount not to exceed \$798,590.00.

Motion:

A motion to approve was made by Councilman Green and supported by Councilman Sadowski.

Roll Call:

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

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

- h) CONSIDERATION AND ADOPTION OF A RESOLUTION awarding bid ITB-W-8866 for lease of concession stand at Halmich Park to S & J Catering for a three year period, with the option to extend the award for two additional two year periods in the amount of \$2,300.00 per month or \$9,200.00 annually.

Motion:

A motion to approve was made by Councilman Sadowski and supported 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
Councilman Warner	Yes
Councilman Boccomino	Yes
Councilman Green	Yes
Councilwoman Colegio	Yes
Councilman St. Pierre	Yes

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- i) CONSIDERATION AND ADOPTION OF A RESOLUTION awarding bid ITB-W-8880 Median Mowing and Maintenance Service for a two year period (2014 and 2015 mowing season) with the option to extend the award for two additional years (2016 and 2017), at the same terms and conditions to the low responsible bidder JR Services Group, LLC in the annual amount not to exceed \$35,512.75 after the 2% discount being offered or \$71,025.50 for a two year period.

Motion:

A motion to approve was made by Councilman Green and supported by Councilman Boccomino.

Roll Call:

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

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

- j) Request of the Director of Property Maintenance and Building Inspection for an additional appropriation of funds in the amount of \$10,630.00 to fund the purchase of two lawnmowers. CONSIDERATION AND ADOPTION OF A RESOLUTION.

Motion:

A motion to approve was made by Councilman Green and supported by Councilman Warner.

Roll Call:

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

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

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- k) Request of the Property Maintenance Division to authorize the purchase of two (2) Lawnmowers from Weingartz through the State of Michigan Cooperative Purchasing Program (contract # 071B0200328) in the total amount of \$10,630.00. CONSIDERATION AND ADOPTION OF A RESOLUTION.

Motion:

A motion to approve was made by Councilman Green and supported by Councilman Warner.

Roll Call:

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

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

- l) Request of the Controller's Office for an increase in budgeted revenues and appropriations in the amount of \$524,461.00 to account for the receipt of Special Winter Maintenance Funds from the State of Michigan in accordance with Public Act 34 of 2014. CONSIDERATION AND ADOPTION OF A RESOLUTION.

Motion:

A motion to approve was made by Councilman Stevens and supported 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 Sadowski	Yes
Councilman Warner	Yes
Councilman Boccomino	Yes
Councilwoman Colegio	Yes
Councilman St. Pierre	Yes

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- m) CONSIDERATION AND ADOPTION OF A RESOLUTION awarding bid ITB-W-8942 for Window Washing Services be awarded to the low responsible and cost effective bidder, Fish Window Cleaning Company for a two year period at a per cleaning cost of \$11,850.00 and a two year total of \$47,400.00 for four cleanings.

Motion:

A motion to approve was made by Councilman Sadowski and supported by Councilman Green.

Roll Call:

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

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

- n) Request of the 37th District Court to award bid ITB-W-8972 for Canon Scanners to the low responsible and cost effective bidder, Perlmutter Purchasing Power for a grand total of \$11,009.52. CONSIDERATION AND ADOPTION OF A RESOLUTION.

Motion:

A motion to approve was made by Councilman Warner and supported by Councilman Sadowski.

Roll Call:

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

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

- o) CONSIDERATION AND ADOPTION OF A RESOLUTION to amend Zoning Ordinance No. 30; Appendix A, Article IV, Article XIII, and Article XIV of the Code of Ordinances of the City of Warren relating to off-

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street parking requirements and permitted uses for martial arts and yoga studios in C-1 and C-2. PUBLIC HEARING DATE-June 10, 2014.

Item was removed and placed on the consent agenda as item 4f which was approved.

- p) CONSIDERATION AND ADOPTION OF A RESOLUTION recognizing Filipino-American Sports of Detroit Hoops (Fast D Hoops) as a non-profit organization.

Motion:

A motion to approve was made by Councilman Sadowski and supported by Councilman Warner.

Voice Vote:

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

11 MISCELLANEOUS CORRESPONDENCE:

- a) City Treasurer Carolyn Kurkowski-Mocerri request to open 2014 Comerica money market and close Comerica Bank J funds-City.

Motion:

A motion to approve was made by Councilman Stevens and supported 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 Sadowski	Yes
Councilman Warner	Yes
Councilwoman Colegio	Yes
Councilman Boccomino	Yes
Councilman St. Pierre	Yes

- b) City Treasurer Carolyn Kurkowski-Mocerri request to open 2014 Comerica money market and close Comerica Bank J funds-Water

Motion:

A motion to approve was made by Councilman Stevens and supported 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
Councilman Green	Yes
Councilman Warner	Yes
Councilwoman Colegio	Yes
Councilman Boccomino	Yes
Councilman St. Pierre	Yes

- c) Request of Phil Easter Human Resource/Risk Manager to accept settlement as discussed in closed session in the case of Charla Folgman, a minor, by her next friend Carla Boggs V City of Warren, Macomb County Circuit Court Case No. 13-0927-NO.

Motion:

A motion to approve was made by Councilman Green and supported 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
Councilman Sadowski	Yes
Councilman Warner	Yes
Councilwoman Colegio	Yes
Councilman Stevens	Yes
Councilman St. Pierre	Yes

- d) 1. Request of the Human Resource Director for an additional appropriation of funds in the amount of \$1,750,000.00 to fund the proposed sewer flooding litigation.

Motion:

A motion to approve was made by Councilman Green and supported 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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REGULAR MEETING
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Councilman Boccomino	Yes
Councilman Sadowski	Yes
Councilman Warner	Yes
Councilwoman Colegio	Yes
Councilman Stevens	Yes
Councilman St. Pierre	Yes

2. Request of Phil Easter Human Resource/Risk Manager to accept settlement as discussed in closed session in the case of Michael LaPrarie, et al. v City of Warren, Macomb County Circuit Court Case No. 11-004456-NZ.

Motion:

A motion to approve was made by Councilman Stevens and supported 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
Councilman Sadowski	Yes
Councilman Green	Yes
Councilwoman Colegio	Yes
Councilman Boccomino	Yes
Councilman 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.

Dale Williams appeared before the Council and discussed concerns about the water in the City. He discussed concerns about fluoride being added, the amount of lead, arsenic and mercury in the water as well as chlorine in the water and it should be filtered out.

Karen Spranger appeared before the Council and discussed the intent of the Council actions and the City budget. She requested the paper trail for the checks and balances and this was why she did FOIA's. She mentioned the recall petitions and the need for the master plan.

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Tomas Bania appeared before the Council and discussed the several settlements on tonight's agenda and what the totals of those were. He also challenged the Council to name something that the City provides that is not already paid for in special millage or fees for. He also asked for the audience to be able to speak at the adoption of the budget.

13 Council – Calendar of Pending Matters

14 COUNCIL BUSINESS:

a) Adoption of Proposed Budget for Fiscal Year 2014-2015

Councilmember Green read a list of amendments as follows:

General Fund Equity

Equity Pg. 14 Increase Revenue for Assigned \$4,927,500

Equity Pg. 14 Decrease Reserve for Unassigned (\$4,927,500)

General Fund Revenues

Misc. Revenues Pg. 17 Increase Administrative Expense for Library
\$100,000.

Misc. Revenues Pg. 17 Decrease Administrative Expense for Sanitation
(\$500,000).

Misc. Revenues Pg. 17 Increase Administrative Expense for
Communications \$100,000.

Other Financing Sources Pg. 17 Increase Fund Balance Appropriated
\$413,319.

General Fund Expenditures

City Council Pg. 40 Increase contractual Services for master plan
\$150,000.

Administrative Unallocated Pg. 82 Increase 401(a) Board Operating
Expense for Mapers \$2,000.

Zoning Board of Appeals Pg. 88 Increase budget for additional meetings
\$3,300.

Beautification Pg. 91 Increase for brackets and banner \$10,000.

Cultural Commission Pg. 93 Increase for repair and relocation of statues
\$5,000.

Employee Retirement Pg. 100 Combine with P & F Retirement to form
Retirement Department.

P & F Retirement Pg. 103 Reclassify Police & Fire Administrator to
Retirement Director.

P & F Retirement Pg. 103 Reclassify Administrative Specialist to
retirement Account Technician \$3,843.

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Village Historical Commission Pg. 106 increase for lawn care and headstone restoration \$6,500.

Fire Department Pg. 115 Eliminate reclassification of Senior Administrative Secretary to Office Manager (\$17,494).

Fire Department Pg. 116 Reduce Firefighters Overtime (\$200,000).

Fire Department Pg. 117 Increase capital for additional EMS vehicle \$185,000.

DPW Fleet Maintenance Pg. 145 Increase capital for GPS \$180,000.

Planning Pg. 155 Reduce Contractual Services (master plan expense now in Council's budget) (\$13,000).

Special Revenue Funds

Library Pg. 177 Increase Fund Balance Appropriated \$100,000.

Library Pg. 180 Increase Administrative Expense \$100,000.

Communications Pg. 190 Increase Fund Balance Appropriated \$18,965.

Communications Pg. 191 Eliminated Broadcast Engineer position (\$81,035).

Communications Pg. 192 Increase Administrative Expense \$100,000.

Sanitation Pg. 195 Decrease Fund Balance Appropriated (\$500,000).

Sanitation Pg. 198 Decrease Administration Expense (\$500,000).

Capital Project Expenditures

37th District Court Renovation Pg. 225 Reduce Capital Improvements (\$100,000).

Motion:

A motion to approve was made by Councilman Green and supported by Councilman Warner.

Roll Call:

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

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

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b) Council Secretary/Mayor Pro Tem Scott C. Stevens, in re: Smoking Ordinance.

Motion:

A motion to approve was made by Councilman Stevens and supported by Councilman Green.

Voice Vote:

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

15 ADJOURNMENT

Motion:

Councilman Green made the motion to adjourn and Councilman Stevens supported the motion.

A voice vote was taken on the motion and the motion carried (7-0).

The meeting adjourned at 10.09 p.m.

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