



WARREN CITY COUNCIL

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

Cecil D. St. Pierre, Jr., President

Patrick Green, Vice President

Kelly Colegio, Secretary (Mayor Pro Tem)

Keith J. Sadowski, Asst. Sec'y

Robert Boccomino

Scott C. Stevens

Steven G. Warner

A Regular Meeting of the City Council – Tuesday, March 22, 2016, 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 March 8, 2016
 - b) Special Meeting of March 1, 2016
- 7 APPROVAL OF THE BILLS
 - a) General Revenue Funds
 - b) Water & Sewer System
- 8 ANNOUNCEMENTS
 - a) SEMCOG Presentation
 - b) Macomb County Treasurer, Derek Miller
- 9 PUBLIC HEARINGS/ADMINISTRATIVE HEARINGS:
 - a) PUBLIC HEARING: CONSIDERATION AND ADOPTION OF A RESOLUTION approving SAR NO. 477 relating to 23051 Bolam, removal of a house, garage and shed. Nuisance Abatement.
 - b) PUBLIC HEARING: Request to rezone property located on the northeast corner of Van Dyke and Vermont Avenue; approximately 351 ft. north of Eleven Mile Road; 27248 Van Dyke; Section 15; from R-1-P, One Family Residential and P-Parking District to C-1, Local Business District; VD Warren Investors, LLC. Kevin Baker petitioner.

- c) **ADMINISTRATIVE HEARING:** Request to transfer Class C & SDM license with Sunday Sales for Three Brothers Holding, Inc., business located at 4300 14 Mile, Warren, MI 48092. CONSIDERATION AND ADOPTION OF A RESOLUTION.
- d) **ADMINISTRATIVE HEARING:** Request to transfer Class C & SDM license with Sunday Sales for Haytham Jarbou, business located at 13330 10 Mile, Warren, MI 48089. CONSIDERATION AND ADOPTION OF A RESOLUTION.

10 CORRESPONDENCE FROM THE MAYOR:

- a) CONSIDERATION AND ADOPTION OF A RESOLUTION to approve an Amendment to Zoning Ordinance No. 30; Appendix A, Article IV General Provisions, A new section; Article IV-e, Section 4E.01 to 4E.05 entitled Electric Vehicle Infrastructure. Second Reading.
- b) **1. (Tabled to a COW 11/10/15)** 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. (First Reading).
 - 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-!-A zones, and Industrial Standards. (First Reading).
- c) Proposed resolution to provide Public Notice of intent to sell vacant tax-reverted property at 11044 Packard, Warren; Parcel ID No. 13-34-252-006. CONSIDERTION AND ADOPTION OF A RESOLUTION.
- d) Proposed resolution authorizing conveyance of tax-reverted property at 13445 Zagaiski, Warren; Parcel ID No. 13-23-430-015. CONSIDERATION AND ADOPTION OF A RESOLUTION.
- e) Request for additional appropriation in the amount of \$5,587.95 for payment to BASIC for preparation and filing of 1773 health coverage information 1094-c and 1095-c returns required by federal healthcare reform. CONSIDERATION AND ADOPTION OF A RESOLUTION.
- f) Request of the WWTP to waive the bidding procedure and authorize one year of Rockwell Automation Hardware and Software Support Services to the sole source provider McNaughton-McKay Electric Company in the amount of \$23,356.00. CONSIDERATION AND ADOPTION OF A RESOLUTION.
- g) CONSIDERATION AND ADOPTION OF A RESOLUTION to award bid and approve contract for City Project P-16-611, Regal Drive Pavement Rehabilitation, ITB-W-9240, to the low bidder, Fiore Enterprises, LLC in the total bid amount not to exceed \$431,138.95.
- h) Request of the Engineering Division to award bid and approve contract for City Project JS-16-609, 2016 Joint and Crack Sealing Program, ITB-W-9238 with Scodeller Construction, Inc. in an amount not to exceed \$355,500.00. CONSIDERATION AND ADOPTION OF A RESOLUTION.
- i) CONSIDERATION AND ADOPTION OF A RESOLUTION to approve contract modification No. 1 and final to city contract WP-15-597 with Angelo Iafate Construction Co., increasing the original contract amount by \$222,940.64, resulting in a final contract amount of \$1,637,131.99 and to approve and issue payment No. 5 and final in the amount of \$344,405.02.
- j) CONSIDERATION AND ADOPTION OF A RESOLUTION to approve contract modification No. 1 to the City Contract PM-15-601, 2015 pavement marking program, R.S. Contracting, Inc. for extension of contract time from August 3, 2015 to June 30, 2016.

- k) CONSIDERATION AND ADOPTION OF A RESOLUTION to approve contract modification No. 2 and final for City Contract S-13-567, 10 Mile Road and 12 Mile Road Sanitary Relief Sewer and Water Main Replacement, decreasing the contract amount by \$699,280.77, resulting in a final contract amount of \$9,999,056.00 and to approve payment No. 16 and final in the amount of \$51,392.91 to Ric-Man Construction, Inc.
- l) Request of the Public Works Department to award bid ITB-W-9363 to Driveline Performance for automobile and light truck transmission repair for a two (2) year period with the option to extend for one (1) additional year at the same terms and conditions in annual estimated amount of \$37,160.00. CONSIDERATION AND ADOPTION OF A RESOLUTION.
- m) Request of the Water Division to award bid ITB-W-9369 for furnishing water and sewer supply parts for a one (1) year period be awarded to HD Supply Waterworks in the annual amount not to exceed \$58,310.90. CONSIDERATION AND ADOPTION OF A RESOLUTION.

11 MISCELLANEOUS CORRESPONDENCE:

a) Tow Company License Renewals

- 1. Able Towing, LLC
- 2. Bill's Towing
- 3. M & D Towing
- 4. Official Towing, Inc.
- 5. Service Towing, Inc.

b) Johnson Controls, Inc (JCI), Year One Cost Avoidance Report

c) Proposed resolution to approve settlement of in re: 28805 Walker, Parcel No. 13-17-101-021; MCCC Case No. 15-1646-CZ. Hon. Kathryn A. Viviano.

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) Council Secretary/Mayor Pro Tem Kelly Colegio, discussion in re: Council Rules of Procedure Rule 23.1; Charter Section 5.2 and Section 5.3 (g).

15 ADJOURNMENT

**Kelly Colegio
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) Investment Schedule 1/31/16-City Only
- b) Investment Schedule 1/31/16-Water Only
- c) Investment Schedule 1/31/16-City and Water Combined
- d) CONSIDERATION AND ADOPTION OF A RESOLUTION approving SAR NO. 476 relating to 3333 Berkshire, removal of a house, garage. Nuisance Abatement.
- e) CONSIDERATION AND ADOPTION OF A RESOLUTION approving SAR NO. 479 relating to 11412 Cadillac, removal of a house and shed. Nuisance Abatement.
- f) CONSIDERATION AND ADOPTION OF A RESOLUTION approving SAR NO. 478 relating to 23833 Columbus, removal of a house. Nuisance Abatement.