



WARREN CITY COUNCIL

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

Cecil D. St. Pierre, Jr., President
Patrick Green, Vice President
Scott C. Stevens, Secretary (Mayor Pro Tem)

Keith J. Sadowski, Asst. Sec'y
Robert Boccomino

Kelly Colegio
Steven G. Warner

A Regular Meeting of the City Council – Tuesday, July 28, 2015, 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 July 14, 2015**

- 7 **APPROVAL OF THE BILLS**
 - a) **General Revenue Funds**
 - b) **Water & Sewer System**
 - c) **General Fund Revenue Report**
 - d) **General Fund Expenditure Report**

- 8 **ANNOUNCEMENTS**

- 9 **PUBLIC HEARINGS/ADMINISTRATIVE HEARINGS:**
 - a) **PUBLIC HEARING: CONSIDERATION AND ADOPTION OF A RESOLUTION** approving Special Assessment Roll No. 464 relating to 22808 MacArthur, vacant dilapidated one story vinyl house 21' x 37' with block crawl space. Block and wood garage 23' x 18' peeling, rotten, deteriorated and sagging with broken windows and damaged doors. 6' x 10' concrete slab at west side to be removed along with service walk. 165' of 4' fence to be removed. Remove 30' of bushes south side of garage, seven trees that are marked and debris. Nuisance Abatement.

- b) **PUBLIC HEARING: CONSIDERATION AND ADOPTION OF A RESOLUTION** to approve request to Rezone property located on the east side of Ryan Road, approximately 521.96 ft. south of Chicago Road, 31830 Ryan Road; from the present zoning classification R-1-C; one family residential district to O, Office District in Section 5; Brian Jilbert (Mohammad Qazi) petitioner.
- c) **PUBLIC HEARING: CONSIDERATION AND ADOPTION OF A RESOLUTION** to approve a Special Land Use Permit and Site Plan Approval for Two New Hotels; located on the northwest corner of Van Dyke and Murthum Avenues; 32035 Van Dyke; Section 4; Sahiz Malki petitioner.
- d) **PUBLIC HEARING: CONSIDERATION AND ADOPTION OF A RESOLUTION** establishing an Administrative Hearings Bureau; adopting proposed amendments to Section 1-8 of the Code of Ordinances, Chapter 1, General Penalty relating to Administrative Hearings Bureau violations; and adopting proposed amendments to various ordinance penalty sections designating violations as blight violations.
- e) **PUBLIC HEARING: CONSIDERATION AND ADOPTION OF A RESOLUTION** adopting proposed amendments to Section 23.02 of Appendix A, Zoning, Article XXIII, Penalties, designating certain zoning ordinance violations as blight violations (as part of establishing an Administrative Hearings Bureau).

10 CORRESPONDENCE FROM THE MAYOR:

- a) **(Second Reading) Notice of Mayor Veto action of item 10g of June 23, 2015.** Request of the Department of Public Works to award bid ITB-W-9011; to furnish street sweeping Services throughout the city be awarded to the low responsible and cost effective bidder, C & J Parking Lot Sweep, for a three (3) year period, with an option to renew for two (2) additional one (1) year periods at the same terms and conditions as agreed by both parties, three year total not to exceed \$603,360.00. **CONSIDERATION AND ADOPTION OF A RESOLUTION. (Five votes needed).**
- b) **CONSIDERATION AND ADOPTION OF A RESOLUTION** declaring the Month of September as Childhood Cancer Awareness Month.
- c) **CONSIDERATION AND ADOPTION OF A RESOLUTION** authorizing the DTE 2015 Energy Series Conversion Project.
- d) Request of the 37th District Court for a waiver of bids and recommendation for performance of Data Processing Services be awarded to the sole source provider Quad-Tran of Michigan, SOL-W-9245 for a three year period in the estimated amount of \$669, 356.00 and the option to renew for two additional years. Pricing is estimated due to fluctuations in court mailings and postage.
- e) Request of the Purchasing Division to waive the bidding procedure and authorize one year of service beginning August 1, 2015 with BS&A Software, in the annual amount of \$30,348.00. BS&A Software is used by the Assessing Department, Treasurer's Office and the Building Division. **CONSIDERATION AND ADOPTION OF A RESOLUTION.**
- f) Request of the Community Development Department to award bid ITB-W-9199 for furnishing lead-based paint evaluation services, to the low responsible and cost –effective bidder, Environmental Testing & Consulting, Inc. for a one-year period with the option to extend for one additional year at the same terms and conditions, in an annual amount not to exceed \$16,194.00. **CONSIDERATION AND ADOPTION OF A RESOLUTION.**
- g) Request of the Fire Department to authorize the purchase of three (3) LifePak 15 monitor/defibrillators and accessories from the sole authorized dealer, Physio-Control, Inc. in the total amount of \$88,005.99. **CONSIDERATION AND ADOPTION OF A RESOLUTION.**

- h) Request of the Fire Department to authorize the purchase of Intraosseous (IO) Needles and Stabilizers from the sole authorized service provider, Arrow International, Inc. in the total amount not to exceed \$15,000.00. CONSIDERATION AND ADOPTION OF A RESOLUTION.**
- i) Request of the Fire Department to authorize the purchase of Inspection, Cleaning, and Repair of Personal Protection Equipment (PPE) from the sole authorized service provider, Fire Service Management, LLC in the total amount not to exceed \$13,000.00. CONSIDERATION AND ADOPTION OF A RESOLUTION.**
- j) Request of the Fire Department to award ITB-W-9223 for furnishing Stryker Cots and Stair Chairs for the Fire Department to be awarded to the low responsible and cost effective bidder, Moore Medical, LLC, in the total amount of \$48,761.31. CONSIDERATION AND ADOPTION OF A RESOLUTION.**
- k) Proposed resolution to Provide Public Notice of Intent to Sell Vacant Property on Los Olas Drive, Warren; Parcel ID No. 13-15-251-005. CONSIDERATION AND ADOPTION OF A RESOLUTION.**
- l) Request of Community Development to sell City owned property located at 11161 Sunburst to income eligible homebuyers in the amount of \$115,000.00. CONSIDERATION AND ADOPTION OF A RESOLUTION.**
- m) Request of the Engineering Division to approve Contract Modification #1 and Final City Contract SWK-14-583, 2014 Sidewalk Repairs (various locations). CONSIDERATION AND ADOPTION OF A RESOLUTION.**
- n) CONSIDERATION AND ADOPTION OF A RESOLUTION to approve Contract Modification No. 1 and Final to City Contract W-14-577, Lorraine BLVD. Water Main Replacement project (C& P Construction Co., Inc.) resulting in a decrease in contract amount by \$20,366.98, and to approve Payment No. 8 and Final to C & P Construction Co., Inc. in the amount of \$31,977.08.**
- o) Request of the Engineering Division to approve Contract Modification No. 1 and Final and Payment No. 3 and Final to City Contract P-14-578, 2014 Pavement Repairs with Zuniga Cement Construction, Inc., for an increase in contract funding by \$68,134.08. CONSIDERATION AND ADOPTION OF A RESOLUTION.**
- p) Request of the Engineering Division to correct details for special Assessment District SO 398. CONSIDERATION AND ADOPTION OF A RESOLUTION.**
- q) CONSIDERATION AND ADOPTION OF A RESOLUTION to approve a cost sharing agreement with the Michigan Department Transportation (MDOT) for maintenance of upgraded Traffic Signal Control at M-53 (Van Dyke Avenue) and GM Entrance/Kennedy Circle intersection, with the City's share of annual maintenance cost estimated at \$636.00.**
- r) CONSIDERATION AND ADOPTION OF A RESOLUTION to approve a cost sharing agreement with the Michigan Department Transportation (MDOT) for maintenance of upgraded Traffic Signal Control at M-53 (Van Dyke Avenue) and Chicago Road intersection, with the City's share of annual maintenance cost estimated at \$588.00.**
- s) CONSIDERATION AND ADOPTION OF A RESOLUTION to approve a cost sharing agreement with the Michigan Department Transportation (MDOT) for maintenance of upgraded Traffic Signal Control at M-53 (Van Dyke Avenue) and Martin Road intersection, with the City's share of annual maintenance cost estimated at \$552.00.**
- t) CONSIDERATION AND ADOPTION OF A RESOLUTION to approve a cost sharing agreement with the Michigan Department Transportation (MDOT) for maintenance of upgraded Traffic Signal Control at M-53 (Van Dyke Avenue) and Old 13 Mile Road intersection, with the City's share of annual maintenance cost estimated at \$420.00.**

- u) CONSIDERATION AND ADOPTION OF A RESOLUTION to approve a cost sharing agreement with the Michigan Department Transportation (MDOT) for maintenance of upgraded Traffic Signal Control at M-53 (Van Dyke Avenue) and GM Entrance/Civic Center Drive Road intersection, with the City's share of annual maintenance cost estimated at \$300.00.
- v) Request of the Water Division to waive bid and authorize award of Annual Financial Software Maintenance to Apteau, Inc., the sole source provider in the amount of \$10,178.68. CONSIDERATION AND ADOPTION OF A RESOLUTION.
- w) CONSIDERATION AND ADOPTION OF A RESOLUTION approving the assignment of the City of Warren DWSD Water Contract to Great Lakes Water Authority (GLWA).

11 MISCELLANEOUS CORRESPONDENCE:

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) **(Councilman Green Reconsideration filed 7/17/15)** Request of City Council to direct the City Attorney to amend the Code of Ordinances and return review and consideration of Nuisance Abatement Appeals back to the City Council, thus eliminating the Nuisance Abatement Board of Appeals after their next scheduled meeting of August 4, 2015. **(Six votes needed)**
- b) Council Secretary/Mayor Pro Tem, Scott C. Stevens: Request to declare the month of August as the City of Warren's Child Safety Awareness Month. CONSIDERATION AND ADOPTION OF A RESOLUTION.
- c) Council President Cecil D. St. Pierre, Jr., request to have the Engineering Division investigate resident concerns of the road conditions of 1300 Peck Road and 1300 Lowe Drive.
- d) Council President Cecil D. St. Pierre, Jr., request to consider the formation of an environmental committee.

15 ADJOURNMENT

**Scott C. Stevens
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) Request to schedule a Closed Session pursuant to section 8 (e) of Public Act 267 of 1976 relating to the matter of James and Giovanna Geromette and Joseph and Suzanne Gatt v City of Warren. Macomb County Circuit Court Case No. 2015-2500-NZ, Hon. James M. Maceroni.
- b) Request to schedule a Public Hearing for Special Assessment Roll No. 465, relating to 2361 Emmons, Nuisance Abatement. Fire damaged one and ¼ story vinyl house, 930 square feet with crawl space, with a concrete slab at the north rear. CONSIDERATION AND ADOPTION OF A RESOLUTION. Set Public date-August 25, 2015.
- c) Water Division 2Q2015 Operation Report filed Per City Charter 15.3 (b).
- d) Request to schedule a Public Hearing for approval of Site Plan and Special Land Use Permit for a New Used Car Sales Facility and Detailing area; located on the west side of Mound Road approximately 971.54 feet north of Eight Mile Road; 21083 Mound Road; Section 32; Lucas Koja (Robert Tobin) petitioner. PUBLIC HEARING DATE-September 8, 2015.
- e) Request to schedule a Public Hearing for approval of Site Plan and Special Land Use Permit for an Air-Soft Gaming Facility and Semi-Truck Storage Parking; to be located on the west side of Mound Road; approximately 846 feet south of Ten Mile Road; 246429-B Mound Road; Section 29; Wojtuniecki Real Estate Holdings, LLC (Tim Storey) petitioner. PUBLIC HEARING DATE – September 8, 2015.