



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 8, 2014, 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 June 24, 2014
- 7 APPROVAL OF THE BILLS**
 - a) General Revenue Funds
 - b) Water & Sewer System
- 8 ANNOUNCEMENTS**
- 9 PUBLIC HEARINGS/ADMINISTRATIVE HEARINGS:**
 - a) **ADMINISTRATIVE HEARING:** CONSIDERATION AND ADOPTION OF A RESOLUTION to approve Class C Liquor License Transfer of Gail Street Concessions at 28202 Dequindre (Plush Pockets).
 - b) **PUBLIC HEARING:** CONSIDERATION AND ADOPTION OF A RESOLUTION approving Special Assessment District (SAD) No. 439 relating to 22708 MacArthur (Garage Only) for Nuisance Abatement.

10 CORRESPONDENCE FROM THE MAYOR:

- a) CONSIDERATION AND ADOPTION OF A RESOLUTION accepting Sidewalk Easement Agreement for 29797 Gilbert, Parcel ID. No. 13-10-401-003 Warren Consolidated Public Schools in the amount of \$1.00.
- b) CONSIDERATION AND ADOPTION OF A RESOLUTION approving the award of bid and contract recommendation to DiPonio Contracting, Inc. in the total bid amount of \$1,515,505.75 for the Warner Avenue Pavement and Water Main replacement Project WP-13-559.
- c) Request of the Engineering Department to approve the Contract Modification No. 1 and final to the City Contract SWK-13-565, 2013 sidewalk and A.D.A. Ramp repairs (various locations) resulting in a decrease to the total contract amount of \$100,979.34. CONSIDERATION AND ADOPTION OF A RESOLUTION.
- d) Request to waive the bidding procedure and authorize one year of service beginning August 1, 2014 with BS&A Software in the annual amount of \$29,870.00 to be used by various departments. CONSIDERATION AND ADOPTION OF A RESOLUTION.
- e) Request of the Public Service Department and the Fire Department to rescind a portion of award for bid ITB-W-8880 from JR Services Group, LLC and award this portion to Frank's Landscaping for Median Mowing and Maintenance Service in the annual amount not to exceed \$19,878.00 annually or \$39,756.00 for a two year period. CONSIDERATION AND ADOPTION OF A RESOLUTION.
- f) Request of City Treasurer Carolyn Kurkowski-Moceri to waive the bid process and authorize a three year agreement with option to renew for three additional two year periods, followed by an option to renew for an additional one year period, to the sole source provider, Point & Pay, LLC. To provide E-Payment Services. There are no charges to the City for this service. CONSIDERATION AND ADOPTION OF A RESOLUTION.
- g) Request of the Department of Public Works to authorize the purchase of passenger and light truck tires from Trade Ray Tire Center through the State of Michigan Cooperative Purchasing Program (contract #071B8200076) for a period commencing upon City Council approval through January 15, 2015 in the amount not to exceed \$40,000.00 CONSIDERATION AND ADOPTION OF A RESOLUTION.
- h) Request of the Deputy Public Service Director to award purchase of six (6) 2015 Chevrolet Silverado 3500's Regular Cab 4WD, equipped with complete snow plow packages and Henderson Mack III Dump Bodies to Berger Chevrolet at a unit price of \$59,297.00 and a grand total of \$355,782.00. Payment to be made within 10 days of delivery. CONSIDERATION AND ADOPTION OF A RESOLUTION.
- i) Request of Public Works to award bid ITB-W-8983 for furnishing Slag, Sand & Aggregates for a one (1) year period to the low responsible bidder Edward C. Levy in an annual amount not to exceed \$42,219.00 CONSIDERATION AND ADOPTION OF A RESOLUTION.
- j) Request of the Water Division to award bid ITB-W-8984 for Repair Clamps and Sleeves for a one (1) year period to the low responsible and cost effective bidder Etna Supply Company in an annual amount not to exceed \$34,734.69. CONSIDERATION AND ADOPTION OF A RESOLUTION.
- k) Request of the Police Department to award bid ITB-W-9000 to furnish an Animal Shelter for the Police Department to the low responsible and cost effective bidder, Meridian Contracting Group, LLC in the amount of \$24,826.00. CONSIDERATION AND ADOPTION OF A RESOLUTION.
- l) Request for approval of RFP Committee relating to Government Performance Management Software Contract and the appointment of one (1) Council Representative.

- m) Request for approval of the appointment of Gina Ludwig to the Planning Commission to replace Sherry Brasza with a term to expire June 30, 2017.
- n) Request of the Assessing Department to approve License Agreement with Costar Realty Information Inc., sole source provider in the amount not to exceed \$7,197.96.
- o) CONSIDERATION AND ADOPTION OF A RESOLUTION to Provide Public Notice of Intent to Sell City Owned Property at 3307 Jarvis, Warren; Parcel ID No. 13-31-252-028, and placing on file with the City Clerk's Office a Notice of Intent for a 30-day period.
- p) CONSIDERATION AND ADOPTION OF A RESOLUTION to Provide Public Notice of Intent to Sell Vacant Property at 7583 Lozier, Warren; Parcel ID No. 13-28-481-024, and placing on file with the City Clerk's Office a Notice of Intent for a 30-day period.
- q) CONSIDERATION AND ADOPTION OF A RESOLUTION to Provide Public Notice of Intent to Sell Vacant Property at 2060 Emmons, Warren; Parcel ID No. 13-31-353-017, and placing on file with the City Clerk's Office a Notice of Intent for a 30-day period.
- r) CONSIDERATION AND ADOPTION OF A RESOLUTION to Provide Public Notice of Intent to Sell Vacant Property at 7212 Maxwell, Warren; Parcel ID No. 13-33-207-011, and placing on file with the City Clerk's Office a Notice of Intent for a 30-day period.
- s) CONSIDERATION AND ADOPTION OF A RESOLUTION to Provide Public Notice of Intent to Sell Vacant Property at 7559 Hudson, Warren; Parcel ID No. 13-33-277-018, and placing on file with the City Clerk's Office a Notice of Intent for a 30-day period.
- t) CONSIDERATION AND ADOPTION OF A RESOLUTION to Provide Public Notice of Intent to Sell Vacant Property at 8031 Orchard, Warren; Parcel ID No. 13-34-301-034, and placing on file with the City Clerk's Office a Notice of Intent for a 30-day period.
- u) CONSIDERATION AND ADOPTION OF A RESOLUTION to Provide Public Notice of Intent to Sell Vacant Property at 8248 Jackson, Warren; Parcel ID No. 13-34-357-007, and placing on file with the City Clerk's Office a Notice of Intent for a 30-day period.
- v) CONSIDERATION AND ADOPTION OF A RESOLUTION to Provide Public Notice of Intent to Sell Vacant Property at 11283 Lozier Ave., Warren; Parcel ID No. 13-27-456-024, and placing on file with the City Clerk's Office a Notice of Intent for a 30-day period.
- w) CONSIDERATION AND ADOPTION OF A RESOLUTION to Provide Public Notice of Intent to Sell Vacant Property on Mary Ann Drive, Warren; Parcel ID No. 13-05-406-001, and placing on file with the City Clerk's Office a Notice of Intent for a 30-day period.

11 MISCELLANEOUS CORRESPONDENCE:

- a) Request of the Warren Police Officers Association for a six (6) month extension of the supplemental pay benefit for Police Officer Kimberly Teolis. Officer Teolis was injured in an auto accident while on duty on January 12, 2014.

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) **(tabled 6/24/14)** CONSIDERATION AND ADOPTION OF A RESOLUTION approving the adoption of a Smoking Ordinance. (Second Reading)
- b) Council Secretary/Mayor Pro Tem Scott C. Stevens Discussion in re:
 - (1) Appointment of Mary M. Kamp to Deputy Council Secretary
 - (2) Request opinion from City Attorney as to the hiring/filling of council office positions. Being one of the three branches of government is the Legislative body required to seek approval from the Mayor prior to filling vacant, funded and approved positions in the Council Office. Or rather, is this a tripartite government with separation of powers and shouldn't the Legislative branch (Council) be treated the same as the City's Judicial (37th District Court) branch of government.

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 of the Community and Economic Development to schedule a public hearing for Apex Broaching Systems, Inc. (Banteleon Family LLC), for the purpose of Establishing and Industrial Development District (IDD) located at 22800, 22862 and 22900 Hoover Road, Warren, MI 48089. DETERMINATION BY COUNCIL-Date of Public Hearing: July 22, 2014.
- b) Request of the Community and Economic Development to schedule a public hearing for Niagara LaSalle Corporation for the purpose of Establishing and Industrial Development District (IDD) located at 21750 Hoover Road, Warren, MI 48089. DETERMINATION BY COUNCIL-Date of Public Hearing: July 22, 2014.
- c) Request of the Community and Economic Development to schedule a public hearing for Niagara LaSalle Corporation for the purpose of considering an Industrial Facilities Tax Exemption (IFTE) located at 21750 Hoover Road, Warren, MI 48089. DETERMINATION BY COUNCIL-Date of Public Hearing: July 22, 2014.
- d) Request of the Community and Economic Development to schedule a public hearing for Proper Polymers at 14575 E. Eleven Mile Road, Warren, MI 48088 for the CONSIDERATION AND ADOPTION OF A RESOLUTION of an Industrial Facilities Tax Exemption Certificate (IFTE) as Required P.A. 198 of 1974 Amended. DETERMINATION BY COUNCIL-Date of Public Hearing: July 22, 2014.
- e) Request of the Community and Economic Development to schedule a public hearing for PGI Machining, Inc. at 23605 Regency Park Drive, Warren, MI 48089 for the CONSIDERATION AND ADOPTION OF A RESOLUTION of an Industrial Facilities Tax Exemption Certificate (IFTE) as Required P.A. 198 of 1974 Amended. DETERMINATION BY COUNCIL-Date of Public Hearing: July 22, 2014.
- f) CONSIDERATION AND ADOPTION OF A RESOLUTION approving proposed amendment 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-DETERMINATION BY COUNCIL-Date of Public Hearing: August 26, 2014.
- g) Water Rate and Waste Water Treatment Rate Changes for 2014 per Section 41-181(3) of the Code of Ordinances.