

**CITY OF TRENTON  
REGULAR MEETING  
DECEMBER 15, 2014**

After the Pledge of Allegiance to the Flag, the Regular Meeting of the City Council of Trenton, Michigan, was called to order by Mayor Stack, at 8:09 p.m. on the above date in the City Hall Council Chambers.

Present on roll call by City Clerk Patricia Gearhart: Councilpersons Timber Baun-Crooks, Robert Howey, MaryEllen McLeod, Steven Rzeppa, and Mayor Kyle Stack.

There being a quorum present, the Council was declared in session.

Absent: Councilperson Gillespie, Councilperson LeFevre.

Moved by Councilperson McLeod, seconded by Councilperson Howey to excuse the absence of Councilpersons Gillespie and LeFevre.

Carried unanimously.

Other Officers Present: John Dahlquist, City Assessor; Michael McCullough, City Treasurer; Wallace Long, City Attorney; Jim Wagner, City Administrator; Scott Church, Human Resources Director; Christine Arnoczki, Controller; William Hogan, City Engineer; Virgil Maiani, Building Official; Jeff Evans, Fire Chief; Joann Gonyea, Parks and Recreation Director; Tim Beaker, Recreation Business Operations Manager; and Steven Voss, Police Chief.

**MINUTES**

Moved by Councilperson Howey seconded by Councilperson McLeod, to approve the minutes of the Regular Meeting of December 1, 2014.

Carried unanimously.

**APPOINTMENTS**

Fire and Police Pension Board; Traffic Safety Commission

Moved by Councilperson Rzeppa, seconded by Councilperson Baun-Crooks, to approve the Mayor's re-appointment of David Heatherly, to the Traffic Commission, for term ending December 1, 2017; the appointment of Bruce Jocks and the re-appointment of Norris Blackledge to the Fire and Police Pension Board, with terms ending December 1, 2017.

Roll call: Howey, Yes; McLeod, Yes; Rzeppa, Yes; Stack, Abstain; and Baun-Crooks, Yes.

Motion carried.

**COMMUNICATIONS AGENDA**

**DEPARTMENT HEADS & OFFICIALS**

- D-1. CITY ATTORNEY: Ordinance 705-10, Textile and Donation Bins (1<sup>st</sup> Rdg)
- D-2. CITY ENGINEER: Request to Purchase Water Department Vehicle, Backhoe
- D-3. PARKS AND RECREATION: Honeywell Contract for Energy Conservation, KRC
- D-4. PARKS AND RECREATION: Electrical Submeter Request for Kennedy Recreation Center

**COMMUNICATIONS**

(D-1)

CITY ATTORNEY

Ordinance 705-10, Textile and Donation Bins (1<sup>st</sup> Reading)

**CITY OF TRENTON  
ORDINANCE NO. 705-10**

**AN ORDINANCE TO AMEND THE TRENTON CITY ZONING CODE, BEING SECTION 110 ENTITLED ZONING, TO CREATE A NEW SUBSECTION 110-641 ENTITLED RECYCLING BINS, REGULATING THE PLACEMENT OF TEXTILE RECYCLING AND DONATION BINS**

**THE CITY OF TRENTON ORDAINS:**

**SECTION 1.** Section 110 shall be amended to regulate the placement of textile recycling and donation bins as follows:

**Sec. 110-28. Definitions.**

**Textile Recycling and Donation Bins (Bins)** –A publicly accessible bin or container placed on private property by a private company or non-profit organization with permission of the property owner, for the purpose of collecting donation of items such as textiles, shoes, toys, books, and other non-perishables in order to reuse or recycle these items.

**Sec. 110-642. Textile Recycling and Donation Bins.**

- (1) Bins shall not be placed on any property without express written permission from the property owner and after receiving approval and a permit (sticker) from the City of Trenton.
- (2) Bins shall only be allowed in the B-1, B-2, and B-3 zoning districts.
- (3) There shall be not more than two (2) bins per property.
- (4) Bins shall not be located adjacent to any public right of ways, public sidewalks or greenways, to the maximum extent practicable.
- (5) Bins shall not be located within required parking spaces or landscape areas.
- (6) Each Bin shall be placed on a concrete pad not to exceed eight (8) feet wide by five (5) feet long and in a manner that is publicly accessible.
- (7) Except for the opening slot for donations, Bins shall remain locked at all times to prevent access by unauthorized persons.
- (8) Bins shall be emptied and refuse around them collected and removed promptly.

- (9) Bin operator and property owner on which Bins are located shall have two business days after receipt of a notice from the City to correct any violations of this Ordinance.
- (10) Applicant for a Bin shall:
  - a. Provide a plan detailing
    - (i) The access route of the vehicle used to unload the contents of the Bin.
    - (ii) The dedicated parking space used for patrons to unload donations.
  - b. Provide a schedule for normal pick up of donations and abide by it.
  - c. Provide written permission from the property owner.
  - d. File an application with the City each year. The filing of an application does not designate approval of a Bin. Approval of a Bin is only received after an application is submitted, reviewed, and stamped “approved” by the Engineering Department of the City of Trenton if all requirements are met. Upon approval of an application the applicant will receive a sticker from the City to be placed in the appropriate location on the Bin.
- (11) Aesthetic Standards:
  - a. Bins shall not exceed six and a half (6.5) feet in height.
  - b. Bins shall be constructed of a durable, UV-resistant metal, molded hard plastic or fiberglass material that is painted or constructed to match the façade of adjacent buildings.
  - c. Bins shall prominently display the name, address, and telephone number of the owner/operator of the Bin in characters no less than four (4) inches in height and not greater than six (6) inches in height.
  - d. Bins shall at all times be maintained in good repair, rust free and clean condition, and shall remain free of graffiti, or other markings.
  - e. Bins shall not be utilized for the display of any advertising, signage or promotional materials other than the information of the owner/operator of the bin as stated in Section 641(11) (c) above.
- (12) Fee required per Bin:
  - a. Initial Application (one year period) \$ 110.00
  - b. Renewal Application (one year period ) \$ 60.00

**Section 2. Saving Clause.** Nothing in this Ordinance or in the Code hereby adopted shall be construed to affect any suit or proceeding pending in any court, or any rights acquired, or liability incurred, or any cause or causes of action acquired or existing, under any act or ordinance hereby repealed; nor shall any just or legal right or remedy of any character be lost, impaired or affected by this Ordinance.

**Section 3. Severability.** Should any word, sentence, phrase or any portion of this Ordinance be held in a manner invalid by any court of competent jurisdiction or by any state agency having authority to do so for any reason whatsoever, such holdings shall be construed and limited to such work, sentence, phrase or any portion of the Ordinance held to be so invalid shall not be construed as affecting the validity of any of the remaining words, sentences, phrases or portions of this Ordinance.

**Section 4. Conflicting Ordinances.** All prior existing ordinances adopted by the City of Trenton inconsistent or in conflict with the provisions of this Ordinance are, to the extent of such conflict or inconsistency, hereby expressly repealed.

**Section 5. Readings.** This Ordinance shall be given a first reading on December 15, 2014, shall be enacted on January 5, 2015, and shall be posted or before Monday, January 12, 2015, and shall be effective Tuesday, January 13, 2015.

Moved by Councilperson Howey, seconded by Councilperson McLeod, to approve the first reading of Ordinance 705-10, Textile and Donation Bins.

Carried unanimously.

(D-2)  
CITY ENGINEER  
Request to Purchase Water Department Vehicle, Backhoe

Moved by Councilperson Baun-Crooks, seconded by Councilperson Rzeppa, to concur with the recommendation of the City Engineer and approve the purchase of a new Caterpillar Model 420FITA Backhoe for the Water Department, from Michigan CAT, utilizing the MiDeal Bid Program, less the trade-in value on the equipment being replaced, in the amount of \$85,985.00, with funding from the Designated Water Department Restricted Asset Account (592-563-982.000).

Carried unanimously.

(D-3)  
PARKS AND RECREATION  
Honeywell Contract for Energy Conservation, KRC

Moved by Councilperson Baun-Crooks, seconded by Councilperson Howey, to concur with the recommendation of the Parks and Recreation Director and approve the contract, as memorialized here, with Honeywell International, Inc., for Energy Conservation improvements at the Kennedy Recreation Center.

Dick Williams, Nelson Brikho, and Barry Tinsley, of Honeywell International, Inc., spoke to the Mayor and City Council and explained the scope of project.

Councilperson LeFevre arrived at 8:21 p.m.

Carried unanimously.

(D-4)  
PARKS AND RECREATION  
Electrical Submeter Request for Kennedy Recreation Center

Moved by Councilperson McLeod, seconded by Councilperson Rzeppa to concur with the recommendation of the Parks and Recreation Director and approve the installation of circuit panels and submeters at the Kennedy Recreation Center by Honeywell International, Inc., in the amount of \$17,066.00, with funding from the Capital Improvement Account (402-265-988.025).

**SUBSTITUTE MOTION**

Moved by Councilperson Howey, seconded by Councilperson Rzeppa, to amend the Honeywell Contract for Energy Conservation at the Kennedy Recreation Center, to include that Honeywell International, Inc., will absorb the cost of the submeters and circuit panels, providing the City of Trenton will increase the down payment to 33 percent plus \$17,066.00, per Attachment E, Payment Schedule.

Carried unanimously.

**DISBURSEMENTS AND STATEMENTS**

Moved by Councilperson McLeod, seconded by Councilperson Howey, to approve the Authorized Disbursements, per the December 15, 2014 schedule, in the amount of \$456,122.92.

Carried unanimously.

Moved by Councilperson McLeod, seconded by Councilperson Howey, to approve the ACH Transactions, November 2014, in the amount of \$592,254.98.

Carried unanimously.

Moved by Councilperson McLeod, seconded by Councilperson Howey, to receive and place on file the Financial Summary, November 30, 2014.

Carried unanimously.

**REPORTS**

Moved by Councilperson McLeod, seconded by Councilperson Howey, to receive and place on file the Commission and Board Reports, December 15, 2014; Schedule of Investments and Cash on Hand, November 30, 2014; the Police Department Report, November 2014; and the Fire Department Report, November 2014.

Carried unanimously.

**OTHER COUNCIL BUSINESS**

Moved by Councilperson McLeod, seconded by Councilperson Baun-Crooks, to hold a closed session at the close of the Regular Council Meeting for the purpose of discussing negotiations.

Roll call: LeFevre, Yes; McLeod, Yes; Rzeppa, Yes; Stack, Yes; Baun-Crooks, Yes; and Howey, Yes.

Motion carried.

**COMMENTS FROM THE COUNCIL AND OFFICIALS**

- Councilperson McLeod \* Wished Everyone Happy Holidays, Merry Christmas and a Happy, Healthy, and Prosperous “2015”.
- Councilperson Howey \* Echoed Councilperson McLeod; Requested Building Official to present an update on sign ordinance in January; Asked Administration to give an update on Historical Museum.
- Councilperson Rzeppa \* Waste Collection/Recycling Bid Opening is scheduled for January 13<sup>th</sup>; Wished Everyone a Merry Christmas and Great New Year.
- Councilperson Baun-Crooks \* Good Wishes to Congressman Dingell; Congratulated Debbie Dingell; Invite Dingell’s to City; Looking forward to working with Honeywell; Thanked Dick Williams, Nelson Brikho, and Barry Tinsley, will do a great job for the City.
- Mayor Stack \* Wished Everyone a Merry Christmas and a Safe and Healthy New Year; Arthurs Middle School Competitive Cheer Competition; Introduced Bruce Jocks, new Fire and Police Pension Board Member.
- City Clerk Gearhart \* City Hall will be Closed December 24, 25, 26, 31, and January 1 and 2; Next Council Meeting is January 5, 2015; Goodfellows is still taking donations; Wished Everyone a Merry Christmas and Happy New Year.
- Administrator Wagner \* Historical Museum project moving forward, working with vendors to have project completed by Labor Day.
- Parks & Rec. Director Gonyea \* This Saturday and Sunday is the last weekend the Cultural Center will be open for Country Christmas; Saturday Reindeer Games; Pictures with Santa.
- Police Chief Voss \* Police Department signed up with Nixel Service Alerts, free service informing of police situations, power outages, etc., if you wish to receive text alerts, text 48183 to 888777; Social Media, Police Department now has a Facebook page, Twitter and Instagram.

**COMMENTS FROM THE PUBLIC**

- Bruce Jocks \* Jingle Drive, thanked the City for the use of parking lot, successful event, collected clothes, toys, cash and food.

**MOTION TO ADJOURN** by Councilperson McLeod, seconded by Councilperson Howey, at 8:47 p.m.

APPROVED BY:

\_\_\_\_\_  
KYLE F. STACK, MAYOR

\_\_\_\_\_  
PATRICIA M. GEARHART, CITY CLERK

MINUTES PREPARED BY: Debra R. Devitt, Deputy City Clerk

APPROVED ON: \_\_\_\_\_

INFORMATION:

1. COMCAST: Channel Changes (December 2, 2014).