

**CITY OF TRENTON, MICHIGAN
REGULAR MEETING
JANUARY 9, 2012**

After the Pledge of Allegiance to the Flag, a moment of silence was observed in memory of former Police Chief, Don Harrison, former commissioner, Ethel Head and former City Attorney, Ian McDonald, who passed away. The Regular Meeting of the City Council of Trenton, Michigan was called to order by Mayor Stack, at 8:05 p.m. on the above date in the City Hall Council Chambers.

Present on roll call by City Clerk Gearhart: Councilpersons: Baun-Crooks, Howey, McLeod, Taylor, and Teifer.

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

Absent: Councilperson LeFevre.

Moved by Councilperson McLeod, seconded by Councilperson Baun-Crooks, to excuse the absence of Councilperson LeFevre.

Carried unanimously.

Other Officers Present: John Dahlquist, City Assessor; Michael McCullough, City Treasurer; James Wagner, City Administrator; Wallace Long, City Attorney; Christine Arnoczki, City Controller; Paul Haley, Emergency Management Coordinator; William Hogan, City Engineer; Bruce Vick, Fire Chief; Scott Church, Human Resources Director; JoAnn Perna, Parks and Recreation Director; Steven Voss, Deputy Police Chief; and James Nardone, Police Chief.

MINUTES

Moved by Councilperson Taylor, seconded by Councilperson McLeod, to approve the minutes of the Regular Meeting of December 19, 2011.

Carried unanimously.

PRESENTATIONS AND PROCLAMATIONS

Wayne County Commissioner Joseph Palamara and Cindy Dingell, Elizabeth Park Marina

Moved by Councilperson Baun-Crooks, seconded by Councilperson Taylor, to make the Presentations part of the regular minutes.

Carried unanimously.

Wayne County Executive Robert Ficano, along with Wayne County Commissioner Joseph Palamara, presented a signed Agreement between the County of Wayne and the City of Trenton for the Elizabeth Park Marina and Boat Launch Operations to the Mayor.

COMMUNICATIONS AGENDA

GENERAL

B-1. PETER BENSKEY: Riverview City Dump

DEPARTMENT HEADS & OFFICIALS

- D-1. ATTORNEY: Ordinance 758, Specific Base Flood Elevation Standards (1st Rdg)
D-2. ATTORNEY: Trenton War Memorial Perpetual Committee
D-3. PARKS AND RECREATION: Request to Bid Buzz Magazine
D-4. HUMAN RESOURCES: Modification to Collective Bargaining Agreement, Trenton Fire Fighters Union, IAFF Local 2701
D-5. FIRE: Sale of Ambulance 1171
D-6. MAYOR: Study Session Agenda, Tuesday, January 17, 2012

LATE COMMUNICATIONS

L-1. ATTORNEY: Ordinance 759, Police Department Vacancies (emergency reading)

COMMUNICATIONS

(B-1)
PETER BENSKEY
Riverview City Dump

Moved by Councilperson McLeod, seconded by Councilperson Taylor, to receive and place on file the letter submitted by Peter Benskey, regarding the conditions of the Riverview City Dump.

Carried unanimously.

(D-1)
ATTORNEY
Ordinance 758, Specific Base Flood Elevation Standards (1st Rdg)

**CITY OF TRENTON
ORDINANCE NO. 758**

AN ORDINANCE TO AMEND SECTION 46-82 OF THE TRENTON CITY CODE ENTITLED "SPECIFIC BASE FLOOD ELEVATION STANDARDS," TO INCORPORATE FEDERAL REGULATIONS ESTABLISHING MINIMUM REQUIREMENTS GOVERNING THE ADEQUACY OF THE FLOOD PLAIN MANAGEMENT REGULATIONS FOR FLOOD-PRONE AREAS.

THE CITY OF TRENTON, COUNTY OF WAYNE ORDAINS AS FOLLOWS:

Section 1. Section 46-82 of the Trenton City Code entitled "Specific base flood elevation standards" shall be repealed in its entirety and the following shall be substituted in its stead:

Sec. 46-82. - Specific base flood elevation standards.

(a) On the basis of the most recent available base flood elevation data, the following standards shall apply in an area of special flood hazard:

- (1) All new construction and substantial improvements of residential structures shall have the lowest floor, including basement, elevated to or above the base flood level.
- (2) All new construction and substantial improvements of nonresidential structures shall have either:
 - a. The lowest floor, including basement, elevated to or above the base flood level; or
 - b. Be constructed such that, below base flood level, together with attendant utility and sanitary facilities, the structure is watertight with walls substantially impermeable to the passage of water and with structural components having the capability of resisting hydrostatic and hydrodynamic loads and effects of buoyancy. A registered professional engineer or architect shall certify that the standards of this subsection are satisfied, and that the floodproofing methods employed are adequate to withstand the flood depths, pressures, velocities, impact and uplift forces and other factors associated with a base flood in the location of the structure. Such certification shall be submitted as provided in division 2 of this article, and shall indicate the elevation to which the structure is floodproofed.

(b) In accordance with CFR Title 44, entitled Emergency Management and Assistance, Part 60.3, regarding Flood plain management criteria for flood-prone areas, the City adopts and incorporates by reference the requirements of CFR 60.3(c), paragraphs (1) through (14) and in accordance with 60.3(d), the most recent base flood elevation data and maps received from the Federal Emergency Management Agency, including the most current flood insurance study (FIS) and flood insurance rate map (FIRM) which shall take precedence over data from other sources where less stringent.

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 January 9, 2012 shall be enacted on January 23, 2012, and shall be published on or before January 29, 2012 and shall be effective January 30, 2012.

Moved by Councilperson Taylor, seconded by Councilperson Baun-Crooks, to approve the first reading of Ordinance 758, Specific Base Flood Elevation Standards.

Carried unanimously.

(D-2)
ATTORNEY
Trenton War Memorial Perpetual Committee

**CITY OF TRENTON
RESOLUTION NO. 2012-1**

WHEREAS, the City of Trenton, has established a memorial district to honor its war veterans, located at the Trenton Library; and

WHEREAS, an ad hoc committee of citizens, otherwise known as the Trenton War Memorial Perpetual Committee, working with the City, has taken upon itself to erect a memorial honoring the Trenton War Dead (Memorial) on the site, with the assistance of private contributions solicited from citizens of the City; and

WHEREAS, it is contemplated that the Memorial will require perpetual maintenance for the preservation of the monuments erected, and

WHEREAS, the City has deemed it to be desirable and appropriate to preserve the tribute to the community's war veterans in perpetuity, and to establish an advisory commission to oversee fundraising for construction and preservation of the Memorial.

NOW THEREFORE BE IT RESOLVED, the Council of the City of Trenton does hereby establish and recognize the Trenton War Memorial Perpetual Committee as the official advisory body to the City for the preservation of the Veteran's War Memorial and its monuments, located at 2790 Westfield Rd, in the City of Trenton, which Committee shall be authorized to solicit contributions from the general public, to be used by the City for the sole purpose of completing and maintaining the Memorial and its Monuments;

BE IT FURTHER RESOLVED, that all funds collected by members of the Committee for the aforementioned purpose, be delivered to the Treasurer of City for deposit in an appropriate city account, designated for the purposes set forth herein, and that a running accounting of the funds therein be reasonably available for inspection during normal business hours, by members of the Committee at its request. As the Committee is advisory, the City shall have and retain sole discretionary authority to expend and to approve proposed uses of such funds.

BE IT FURTHER RESOLVED, that the initial members of the Veterans Memorial Commission shall be the following persons, each serving for term of four (4) years.

John Craven
Gail Craven
Larry Coleman
Jeff Wagar

BE IT FURTHER RESOLVED, that a copy of this Resolution be transmitted to the city Librarian.

ADOPTED, APPROVED AND PASSED by the City Council of the City of Trenton this 9th day of January 2012.

Moved by Councilperson Taylor, seconded by Councilperson Baun-Crooks, to establish and recognize the Trenton War Memorial Perpetual Committee as the official advisory body to the City for the preservation of the Veteran's War Memorial, located at 2790 Westfield Rd, and that John Craven, Gail Craven, Larry Coleman, and Jeff Wagar, be the initial members of the Veterans Memorial Committee each serving for term of four (4) years.

Carried unanimously.

(D-3)

PARKS AND RECREATION
Request to Bid Buzz Magazine

Moved by Councilperson Taylor, seconded by Councilperson Baun-Crooks, to grant permission to the Parks and Recreation Department to prepare bid specifications and advertisement for the printing of the Buzz Magazine.

Carried unanimously.

(D-4)

HUMAN RESOURCES
Modification to Collective Bargaining Agreement, Trenton Fire Fighters Union,
IAFF Local 2701

Moved by Councilperson Taylor, seconded by Councilperson McLeod, to approve the Memorandum of Understanding with the Trenton Fire Fighters Union, IAFF Local 2701, amending Section 4, Compensatory Time and authorize the Mayor and City Clerk to sign the agreement on behalf of the City of Trenton.

Carried unanimously.

(D-5)

FIRE
Sale of Ambulance 1171

Moved by Councilperson Taylor, seconded by Councilperson McLeod, to concur with the recommendation of the Fire Chief and authorize the sale of the old ambulance 1171 to DMG Transportation Inc, in the amount of \$8,500.00, instead of trading in the vehicle to Emergency Vehicle Plus, with the funds to be deposited in the Motor Vehicle Account (661-932-982.000), and to change the invoice price from \$165,706.00, to \$173,206.00.

Carried unanimously.

(D-6)

MAYOR

Study Session Agenda, Tuesday, January 17, 2012

Moved by Councilperson McLeod, seconded by Councilperson Howey, to approve the agenda for the Study Session to be held on Tuesday, January 17, 2012, at 7:30 p.m. to discuss the proposed demolition of the Haas Park Building and the proposed consolidation of central dispatch services and jail operations with other downriver communities.

Carried unanimously.

(L-1)

ATTORNEY

Ordinance 759, Police Department Vacancies

**CITY OF TRENTON
ORDINANCE NO. 759**

AN ORDINANCE TO AMEND CHAPTER 58 ENTITLED "LAW ENFORCEMENT", ARTICLE II, DIVISION 2, SECTION 58-62 OF THE TRENTON CITY CODE ENTITLED "APPOINTMENTS" TO MODIFY AND EXPEDITE THE APPLICATION PROCESS FOR FILLING VACANCIES IN THE POLICE DEPARTMENT AND ITS POSTING REQUIREMENTS CONSISTENT WITH RECENT CHARTER REVISIONS.

THE CITY OF TRENTON, COUNTY OF WAYNE ORDAINS AS FOLLOWS:

Section 1. Section 58-62 of the Trenton City Code entitled "Appointments" shall be repealed in its entirety and the following shall be substituted in its stead:

Sec. 58-62. - Appointments.

- (a) Appointments for employment as officers in the police department shall only be made after completely fulfilling the preliminary requirements. Such examination shall be conducted as provided in this division, and appointments shall be made from a revolving list of qualified applicants after confirmation by the city administrator or mayor.
- (b) Such list of applicants may be held in effect, and continuing appointments made therefrom, for a period of up to two years from the date of application, which may be periodically updated, or terminated earlier if found to be in the best interest of the city with approval of the mayor.
- (c) In the absence or shortage of currently available applicants in the department's revolving file, the police chief may contact local academies or cause public notice to be given for additional applicants, which notice shall be posted on the city's web-site and cable television or published in the local newspaper carrying official council proceedings, that applications for appointment and examination are being accepted by the city. Such applications shall be received and kept in a revolving file at the city's human resource office where it shall be periodically updated for eligibility.

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 immediate effect as an emergency Ordinance, pursuant to Section 7.3 of the City's Charter.

ADOPTED, APPROVED AND PASSED by the City Council of the City of Trenton this 9th day of January, 2012.

Moved by Councilperson Taylor, seconded by Councilperson Howey, to approve the emergency reading of Ordinance 759, Police Department Vacancies, and that the Ordinance shall be given immediate effect.

Carried unanimously.

AUTHORIZED DISBURSEMENTS

Moved by Councilperson Teifer, seconded by Councilperson Taylor, that the Authorized Disbursements, per the December 29, 2011, and January 9, 2012, schedule, be approved,

MONROE BANK & TRUST: Cash Disbursements	\$1,525,635.23
General Fund	120,614.50
	21,799.91
Major Street Fund	1,117.43
Local Street Fund	1,961.03
Kennedy Rec Complex	38.49
	28,394.10
Library Operating Fund	2,869.38
	2,037.59
Tax Receiving Fund	57,161.97
	1,158,223.43
Special Revenue Fund	2,682.27
	9,196.66
Grant Funds	3,537.05
	233.28
D.D.A. Fund	1,453.12

RECORD OF CITY COUNCIL PROCEEDINGS
CITY OF TRENTON, MICHIGAN
HELD ON THE 9TH DAY OF JANUARY 2012

Water & Wastewater Fund	57,043.65
	21,261.23
Motor Vehicle Pool Fund	4,902.76
	9,098.97
Restricted Self Insurance	18,555.01
	3,453.40

Carried unanimously.

REPORTS

Moved by Councilperson Teifer, seconded by Councilperson Baun-Crooks, to receive and place on file the Commission and Board Reports, January 9, 2012; Fiscal Year 2011/2012 Second Quarter Ambulance Revenue; DPS Report, December 2011; and the Fire Department Manpower Overtime for December 2011-FYI.

Carried unanimously.

COMMENTS FROM THE COUNCIL AND OFFICIALS

Councilperson McLeod	* Wished Everyone a Happy New Year
City Clerk Gearhart	* Presidential Election February 28 th , Voters Must Choose Party Ballot, Last Day to Register to Vote January 30 th
City Assessor Dahlquist	* Personal Property Tax Statements Due February 20 th
Police Chief Nardone	* Introduced Steven Voss as the New Deputy Police Chief
Deputy Police Chief Voss	* Stated It is a Privilege to Serve, Part of the Team

MOTION TO ADJOURN by Councilperson McLeod, seconded by Councilperson Baun-Crooks, at 8:38 p.m.

APPROVED BY:

KYLE F. STACK, MAYOR

PATRICIA M. GEARHART, CITY CLERK

MINUTES PREPARED BY: Patricia M. Gearhart, City Clerk
APPROVED ON: _____

INFORMATION ITEMS:

1. COMCAST: Channel Changes. (12/20/2011)
2. CITY CONTROLLER: 33rd District Court Revenues. (12/21/2011)
3. BEACON OF HOPE SERVICES: Fundraising Proposal. (01/07/2012)