

**CITY OF TRENTON, MICHIGAN
REGULAR MEETING
February 1, 2010**

After the Pledge of Allegiance to the Flag, the Regular Meeting of the City Council of Trenton, Michigan was called to order by Mayor Brown, at 8:00 p.m. on the above date in the City Hall Council Chambers.

Present on roll call by City Clerk Stack: Mayor Brown, Councilpersons: Baun-Crooks, Gillespie, LeFevre, McLeod, Taylor, and Teifer.

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

Other Officers Present: John Dahlquist, City Assessor; Randy Schoen, City Treasurer; Wallace Long, City Attorney; Christine Arnoczki, City Controller; William Hogan, City Engineer; Bruce Vick, Fire Chief; Scott Church, Human Resource Director; Patrick Hawkins, Parks and Recreation Director; William Lilienthal, Police Chief; and Alan Bober, Department of Public Services, Director.

MINUTES

Moved by Councilman Taylor, seconded by Councilman Gillespie, to approve the minutes of the Regular Meeting of January 25, 2010.

Carried unanimously.

PRESENTATIONS AND PROCLAMATIONS

American Cancer Society Relay for Life of Riverview

Moved by Councilman Taylor, seconded by Councilman Gillespie, to make the presentation part of the regular minutes.

Carried unanimously.

Sarah Sherwood, Community Representative for the American Cancer Society, gave an overview of the services that they provide and the Relay For Life Walk.

COMMUNICATIONS AGENDA

DEPARTMENT HEADS, OFFICIALS, C.S.S. REFERRAL

D-1. ATTORNEY: Ordinance 724, Consumption or Possession of Alcohol by Underage Persons Amendment (1st Rdg)

LATE COMMUNICATIONS

L-1. ATTORNEY/TREASURER: ATM Agreement

COMMUNICATIONS

(D-1)

ATTORNEY

Ordinance 724, Consumption or Possession of Alcohol by Underage Persons Amendment (1st Rdg)

**CITY OF TRENTON
ORDINANCE NO. 724**

AN ORDINANCE TO AMEND SECTION 6-4 OF THE TRENTON CITY CODE CONCERNING THE PURCHASE, CONSUMPTION OR POSSESSION OF ALCOHOL BY UNDERAGE PERSONS TO PROVIDE FOR NEW SEARCH RESTRICTIONS.

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

Section 1. Section 6-4 is hereby amended by restating subsection (f), to read as follows:

- (f) A peace officer who has reasonable cause to believe a minor has consumed alcoholic liquor, or has any bodily alcohol content, may request the person to submit to a preliminary chemical breath analysis or require such a test pursuant to a warrant. A peace officer may arrest a person based in whole or in part upon the results of a preliminary chemical breath analysis. The results of a preliminary chemical breath analysis or other acceptable blood alcohol test are admissible in a criminal prosecution to determine whether the minor has consumed or possessed alcoholic liquor. A minor who refuses to submit to a preliminary chemical breath analysis as may be required in this subsection is responsible for a state civil infraction and may be ordered to pay a civil fine of not more than \$100.00.

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 February 1, 2010, shall be enacted on February 16, 2010, and shall be published on or before February 28, 2010, and shall be effective March 1, 2010.

Moved by Councilwoman Baun-Crooks, seconded by Councilwoman McLeod, to approve the first reading of Ordinance 724, Consumption or Possession of Alcohol by Underage Persons.

Carried unanimously.

(L-1)
ATTORNEY/TREASURER
ATM Agreement

Moved by Councilman Taylor, seconded by Councilwoman Baun-Crooks, to concur with the recommendation of the City Treasurer to act upon the City's behalf in changing the ATM service providers and approve the ATM Agreement between the City of Trenton and ATM of America to operate an ATM Machine on city property for a period of three years, and to authorize the Mayor to sign the agreement on behalf of the City.

Carried unanimously.

AUTHORIZED DISBURSEMENTS

Moved by Councilman LeFevre, seconded by Councilman Gillespie, that the Authorized Disbursements, per the February 1, 2010, schedule, be approved.

MONROE BANK & TRUST: Cash Disbursements	\$127,971.69
General Fund	52,478.05
Major Street Fund	208.78
Tax Receiving Funds	311.90
Trust & Agency Funds	1,000.00
Grant Funds	2,187.42
Capital Project Fund	324.50
Water & Wastewater Fund	34,141.31
Motor Vehicle Pool	1,282.51
Restricted Self Insurance	36,037.22

Carried unanimously.

REPORTS

Moved by Councilman LeFevre, seconded by Councilwoman McLeod, to receive and place on file the City Beautiful Commission Minutes, December 3, 2009.

Carried unanimously.

OTHER COUNCIL BUSINESS

Moved by Councilman LeFevre, seconded by Councilman Gillespie, to hold a Closed Session immediately following the meeting for the purpose of discussing property lease.

Carried unanimously.

COMMENTS FROM THE COUNCIL AND OFFICIALS

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| Councilwoman McLeod | * Happy 21 st Birthday to Her Son Eric; Nephew Playing for Penn State |
| DPS Director Bober | * Secured Transfer Station; Tree Removals on Trumbull |

PUBLIC COMMENT

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| John Savel | * Thanked Everyone for Support of Bond Issue, New Logo for Trenton Public Schools |
| Bruce Vick | * Thanked Everyone for Support for His Daughter and Grandchild |

MOTION TO ADJOURN BY Councilman LeFevre, seconded by Councilman Gillespie, at 8:28 p.m.

APPROVED BY:

GERALD R. BROWN, MAYOR

KYLE F. STACK, CITY CLERK

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

INFORMATION ITEMS:

1. COMCAST: Bundled Service Offerings. (01/25/2010)