

**CITY OF TRENTON  
REGULAR MEETING  
FEBRUARY 3, 2014**

After the Pledge of Allegiance to the Flag, a moment of silence was observed in memory of former City of Trenton Patrolman Earl Henegar; former Zoning Board of Appeals member Robert Butkowski; and former City of Trenton Patrolman Robert Pare, who passed away on February 9, 1968, in the line of duty. The Regular Meeting of the City Council of Trenton, Michigan, was called to order by Mayor Pro-Tem LeFevre, at 8:01 p.m. on the above date in the City Hall Council Chambers.

Present on roll call by City Clerk Gearhart: Baun-Crooks, Gillespie, Howey, LeFevre, McLeod, and Rzeppa.

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

Absent: Mayor Stack.

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

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; William Hogan, City Engineer; Jeff Evans, Fire Chief; Scott Church, Human Resources; Joann Gonyea, Parks and Recreation Director; Tim Beaker, Recreation Business Operations Manager; James Nardone, Director of Police and Fire Services; and Steven Voss, Police Chief.

**MINUTES**

Moved by Councilperson Rzeppa, seconded by Councilperson Howey, to approve the minutes of the Regular Meeting of January 20, 2014.

Carried unanimously.

**PRESENTATIONS AND PROCLAMATIONS**

Moved by Councilperson McLeod, seconded by Councilperson Rzeppa, to make the Presentation part of the regular minutes.

Carried unanimously.

**Fire Department Badge Ceremony**

Fire Chief Evans, along with Director of Police and Fire Services Nardone, welcomed and presented Badges to Fire Fighters: Chris Green, Joe Jergovich, and Tony Damiani.

**COMMUNICATIONS AGENDA**

**DEPARTMENT HEADS & OFFICIALS**

- D-1. CITY ATTORNEY: Ordinance 780, Transporting Useable Marijuana (2<sup>ND</sup> Rdg)
- D-2. CITY CLERK: Birth and Death Certificate Fees
- D-3. PARKS AND RECREATION: Pepsico Food Service Contract
- D-4. PARKS AND RECREATION: Dasher Board Repairs
- D-5. POLICE: Panasonic In-Car Mobile Workstations
- D-6. CITY ENGINEER: Request Extension of the 2013 Concrete Replacement Program
- D-7. CITY ENGINEER: Request to Advertise Lawn Mowing Contract

**LATE COMMUNICATIONS**

- L-1. ADMINISTRATION/HUMAN RESOURCES: Collective Bargaining Agreement with T.I.L.A.
- L-2. CITY ADMINISTRATOR: Cancel February 10th Study Session

**COMMUNICATIONS**

(D-1)

CITY ATTORNEY

Ordinance 780, Transporting Useable Marijuana (2nd Rdg)

**CITY OF TRENTON  
ORDINANCE NO.780**

**AN ORDINANCE TO AMEND CHAPTER 66, ENTITLED "OFFENSES AND MISCELLANEOUS PROVISIONS"; ARTICLE V, DIVISION 3. ENTITLED "DRUGS AND OTHER HARMFUL CHEMICAL SUBSTANCES", BY ADDING A NEW SECTION 66-274, ENTITLED "TRANSPORTING USEABLE MARIJUANA" TO PROHIBIT THE OPEN TRANSPORTING OF MARIJUANA IN A MOTOR VEHICLE.**

**THE CITY OF TRENTON, WAYNE COUNTY, MICHIGAN HEREBY ORDAINS:**

**Section 1.** A new Section 66-274 shall be added to the Trenton City Code entitled "Transporting Marijuana in a Motor Vehicle" to prohibit the open transporting of Marijuana in a Motor Vehicle in accordance with Public Act 460 of 2012, of the State of Michigan, which shall read as follows:

**Section 66-274. Transporting Marijuana.** No person shall transport or possess usable marijuana as defined in Michigan Compiled Laws 333.26423, in or upon a motor vehicle or any self-propelled vehicle designated and licensed for land travel unless such usable marijuana contained therein, is 1 or more of the following:

- a. Enclosed in a sealed case that is carried in the trunk of the vehicle.
- b. Enclosed in a sealed case that is not readily accessible from the interior of the vehicle, if the vehicle in which a person traveling does not have a trunk.

**Section 2. Penalty.** A person who violates this section is guilty of a misdemeanor punishable by imprisonment for not more than 93 days or a fine of not more than \$500.00 or both.

**Section 3. 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 4. 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 5. 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 6. Readings.** This Ordinance shall be given a first reading on January 20, 2014, shall be enacted on February 3, 2014, and shall be published on or before February 9, 2014, and shall be effective February 10, 2014.

**ADOPTED, APPROVED AND PASSED** by the City Council of the City of Trenton this 3rd day of February, 2014.

Moved by Councilperson Gillespie, seconded by Councilperson Howey, to approve the second reading of Ordinance 780, Transporting Useable Marijuana.

Carried unanimously.

(D-2)  
**CITY CLERK**  
**Birth and Death Certificate Fees**

Moved by Councilperson Baun-Crooks, seconded by Councilperson McLeod, to concur with the recommendation of the City Clerk and raise the fees for a certified birth or death record to \$20.00, for the first copy; and \$10.00, for each additional copy of the same record; and \$10.00, for each copy for senior citizens 65 years of age and older, for their record; with the increase to be effective on Monday, March 3, 2014.

Carried unanimously.

**(D-3)**  
**PARKS AND RECREATION**  
**Pepsico Food Service Contract**

Moved by Councilperson Baun-Crooks, seconded by Councilperson Howey, to enter into a five year contract with Pepsico Food Service, for exclusive beverage provider at the Kennedy Recreation Center; and allow the Mayor and City Clerk to sign the contract on the city's behalf.

Carried unanimously.

**(D-4)**  
**PARKS AND RECREATION**  
**Dasher Board Repairs**

Moved by Councilperson Gillespie, seconded by Councilperson Howey, to grant permission to the Parks and Recreation Department to solicit proposals for repairs to the dasher boards in all three arenas at the Kennedy Recreation Center.

Carried unanimously.

**(D-5)**  
**POLICE**  
**Panasonic In-Car Mobile Workstations**

Moved by Councilperson Gillespie, seconded by Councilperson Howey, to concur with the recommendation of the Police Chief to waive the usual bidding procedure, in the best interest of the city, and purchase twelve Panasonic in-car workstations, in the amount of \$19,520.00, from Advanced Wireless Telecom, through the Oakland County Bid program; with funding of four in-car mobile workstations from the COPS 2010 Technology Grant, four in-car mobile workstations from the SINC fund balance, and four in-car workstations from the Federal Forfeiture Account #289-307-985-032.

Carried unanimously.

**(D-6)**  
**CITY ENGINEER**  
**Request Extension of the 2013 Concrete Replacement Program**

Moved by Councilperson Gillespie, seconded by Councilperson Howey, to concur with the recommendation of the City Engineer waive the usual bidding procedure, in the best interest of the city, and extend the existing 2013 Concrete Replacement Program contract with Dominic Gaglio Construction Company, through December 31, 2014, with funding from the Major Street Capital Improvement Account #202-451-988.000, the Local Street Capital Improvement Account #203-451-988.000, and the Water Fund Concrete Account #592-563-974.010.

Carried unanimously.

**(D-7)**

**CITY ENGINEER**

**Request to Advertise Lawn Mowing Contract**

Moved by Councilperson Gillespie, seconded by Councilperson Howey, to grant permission to the City Engineer to prepare bid specifications and advertisement for a two year lawn mowing contract.

Carried unanimously.

**LATE COMMUNICATIONS**

**(L-1)**

**ADMINISTRATION/HUMAN RESOURCES**

**Ratification of T.I.L.A.**

Moved by Councilperson Howey, seconded by Councilperson Baun-Crooks, to approve the Ratified Collective Bargaining Agreement with the Trenton Police Department Inspectors and Lieutenants Association (T.I.L.A.), for a duration of one year, ending June 30, 2015.

Carried unanimously.

**(L-2)**

**CITY ADMINISTRATOR**

**Cancel February 10th Study Session**

Moved by Councilperson McLeod, seconded by Councilperson Baun-Crooks, to cancel the Study Session scheduled on Monday, February 10, 2014, and that the issue regarding the Summer Festival employee be addressed at a future meeting.

Carried unanimously.

Moved by Councilperson McLeod, seconded by Councilperson Howey, to place the issue regarding Parks and Recreation Trenton Summer Festival Part-time employment position on the next study session agenda on Monday, February 24, 2014.

Carried unanimously.

**DISBURSEMENTS AND STATEMENTS**

Moved by Councilperson McLeod, seconded by Councilperson Howey, that the Authorized Disbursements, per the February 3, 2014, schedule, be approved, in the amount of \$401,629.56.

Carried unanimously.

Moved by Councilperson McLeod, seconded by Councilperson Howey, to approve the disbursement payable to B & D Vacuum, in the amount of \$19.99.

Roll Call: Gillespie, Yes; Howey, Yes; LeFevre, Abstain; McLeod, Yes; Rzeppa, Yes; and Baun-Crooks, Yes.

Motion carried.

### **REPORTS**

Moved by Councilperson McLeod, seconded by Councilperson Gillespie, to receive and place on file the Fire and Police Pension Board Minutes, December 16, 2013.

Carried unanimously.

### **OTHER COUNCIL BUSINESS**

Moved by Councilperson McLeod, seconded by Councilperson Howey, to hold a Closed Session immediately following the regular meeting for the purpose of discussing labor negotiations.

Roll Call: Howey, Yes; LeFevre, Yes; McLeod, Yes; Rzeppa, Yes; Baun-Crooks, Yes; and Gillespie, Yes.

Motion Carried.

### **COMMENTS FROM THE COUNCIL AND OFFICIALS**

- |                                |  |
|--------------------------------|--|
| <b>Mayor Pro-Tem LeFevre</b>   | <b>* On behalf of Mayor Stack, Announced DTE Energy Foundation has approved a grant in the amount of \$5,000 for W. Jefferson Non Motorized Trail Project. Thanked City Employees for keeping our streets safe to drive, Urged residents to remove cars from the street during snow emergencies, Congratulated Mr. &amp; Mrs. Grossman on the birth of their 1st grandchild.</b> |
| <b>City Clerk Gearhart</b>     | <b>* City Hall will be closed on Monday, February 17th for Presidents Day; Next Council Meeting is Tuesday, February 18th.</b>   |
| <b>City Assessor Dahlquist</b> | <b>* Reminded Small Businesses, Commercial Industrial Personal Property Owners below \$80,000.00, Form 5076 is available to file an exemption through February 10th, Form 4175 through February 20th, Board of Review is in March.</b>   |

**RECORD OF CITY COUNCIL PROCEEDINGS  
CITY OF TRENTON, MICHIGAN  
HELD ON THE 3RD DAY OF FEBRUARY 2014**

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|------------------------------------|--|
| <b>City Treasurer McCullough</b>   | * <b>Property Taxes Due by Friday, February 14th without penalty.</b>  |
| <b>P &amp; R Director Gonyea</b>   | * <b>Daddy Daughter Date Night is February 10th and 11th.</b>  |
| <b>Rec. Bus. Oper. Mgr. Beaker</b> | * <b>Hockey Showcase Tournament this weekend, Shuttle Service Available, Volunteers Needed. Two hockey teams qualified for States last week: Squirts AA 2003 Trenton Blades, and Pee wee AA Woodhaven Leafs.</b> |
| <b>Fire Chief Evans</b>            | * <b>Thanked the Fire Fighter's Charities for Coat Drive to Arthur's Closet, Great Response.</b>   |

**MOTION TO ADJOURN** by Councilperson McLeod, seconded by Councilperson Howey, at 8:35 p.m.

**APPROVED BY:**

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**WILLIAM LEFEVRE, MAYOR PRO-TEM**

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**PATRICIA M. GEARHART, CITY CLERK**

**MINUTES PREPARED BY:** Debra R. Devitt, Deputy City Clerk  
**APPROVED ON:**\_\_\_\_\_

**INFORMATION ITEMS:**

- 1. COMCAST: Channel Changes (01/14/2014)**
- 2. DOWNRIVER COMMUNITY CONFERENCE: Community Return on Investment Report, January 2014.**