

**CITY OF TRENTON  
REGULAR MEETING  
MARCH 3, 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 8:01 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 Stack.

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

Absent: Councilperson Rzeppa.

Moved by Councilperson McLeod, seconded by Councilperson Gillespie, to excuse the absence of Councilperson Rzeppa.

Carried unanimously.

**Other Officers Present:** John Dahlquist, City Assessor; Michael McCullough, City Treasurer; Karen Sall, Deputy 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 Director; Joann Gonyea, Parks and Recreation Director; Tim Beaker, Recreation Business Operations Manager; James Nardone, Police and Fire Services Director; and Steven Voss, Police Chief.

**MINUTES**

Moved by Councilperson Baun-Crooks, seconded by Councilperson Howey, to approve the minutes of the Public Hearing and Regular Meeting of February 18, 2014.

Carried unanimously.

**PRESENTATIONS AND PROCLAMATIONS**

Moved by Councilperson LeFevre, seconded by Councilperson McLeod, to make the presentation part of the regular minutes.

Carried unanimously.

**ICE Homeland Security to Police Department**

Representatives from Homeland Security Immigrations and Customs Enforcement, First Special Agent In Charge Miller, Assistant Special Agent In Charge Hayes, and Assistant Special Agent In Charge Francis, presented a check to Police and Fire Services Director Nardone, Police Chief Voss, and Detective Sergeant Oakley, in the amount of \$524,007.13, for their assistance in the conviction of a \$2,000,000.00 seizure.

**Police Department Awards Ceremony**

Police and Fire Director Nardone and Police Chief Voss presented Certificates of Merit to Sergeant Fox, Patrolman Biniarz, and Patrolman Lyons; Department Compliments to Chief Voss, Lieutenant O'Connor, Detective Sergeant Oakley, Sergeant Allen, Sergeant Anderson, Sergeant Fox, Corporal Cheplick, Corporal Ward, Patrolman Arnoczki, Patrolman Biniarz, Patrolman Brewster, Patrolman Davis, Patrolman Durbin, Patrolman Falkey, Patrolman Grignon, Patrolman Hawkins, Patrolman Kerr, Patrolman Lyons, Patrolman Schmid, and Patrolman Szczepaniak.

**APPOINTMENTS**

**Civic Commission**

Moved by Councilperson McLeod, seconded by Councilperson Howey, to approve the Mayor's appointment of Janet Floyd to the Civic Commission, for a term expiring March 1, 2017.

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

Motion carried.

**COMMUNICATIONS AGENDA**

**AUTHORITIES, CITY COMMISSIONS, BOARDS, COMMITTEES**

A-1. SCOTT BARR: Resignation from the Civic Commission

**GENERAL**

B-1. THE SENIOR ALLIANCE: FY 2014 Local Match

B-2. DOWNRIVER GUIDANCE CENTER: 2013-2014 Voluntary Assessment

**DEPARTMENT HEADS & OFFICIALS**

D-1. CITY ADMINISTRATOR: Liability and Property Insurance Renewal

D-2. PARKS AND RECREATION: 4<sup>TH</sup> of July Fireworks Display Road Closure Request

D-3. PARKS AND RECREATION: Fuel Server Emergency Repair

D-4. PARKS AND RECREATION: Summer Festival Road Closure Request

- D-5. PARKS AND RECREATION: Summer Festival Expenditures**
- D-6. PARKS AND RECREATION: Downriver Hockey Academy Lease of Facility Contract**
- D-7. PARKS AND RECREATION: Buzz Magazine Bid Recommendation**

**LATE COMMUNICATIONS**

- L-1. CITY ATTORNEY: Ordinance 781, Define Duties and Responsibilities of Director of Police and Fire Services (1<sup>st</sup> Rdg)**

**COMMUNICATIONS**

**(A-1)**

**SCOTT BARR**

**Resignation from the Civic Commission**

Moved by Councilperson McLeod, seconded by Councilperson Howey, to receive and place on file the letter submitted by Scott Barr, resigning from the Civic Commission, and to request Administration to send a letter of appreciation to him for his services.

Carried unanimously.

**(B-1)**

**THE SENIOR ALLIANCE**

**FY 2014 Local Match**

Moved by Councilperson Gillespie, seconded by Councilperson Baun-Crooks, to approve the payment of \$1,567.00, to The Senior Alliance for the FY 2014 match.

Carried unanimously.

Maggie Watson, Care Transition Manager, represented Executive Director Bob Brown of The Senior Alliance, and gave a brief update on what is going on at the agency, representing communities of Southern and Western Wayne County.

**(B-2)**

**DOWNRIVER GUIDANCE CENTER**

**2013-2014 Voluntary Assessment**

Moved by Councilperson Baun-Crooks, seconded by Councilperson LeFevre, to approve the payment of the 2013-2014 Voluntary Assessment in the amount of \$8,000.00, to The Guidance Center.

Carried unanimously.

(D-1)  
**CITY ADMINISTRATOR**  
**Liability and Property Insurance Renewal**

Moved by Councilperson LeFevre, seconded by Councilperson Howey, to concur with the recommendation of the City Administrator to extend the Property and Liability Insurance Contract with Glatfelter Public Practice, for one year, April 1, 2014 through April 1, 2015, in the amount of \$268,526.00; and request the City Administrator to look into the cost of increasing the coverage of cyber liability insurance.

Carried unanimously.

(D-2)  
**PARKS AND RECREATION**  
**4<sup>TH</sup> of July Fireworks Display Road Closure Request**

**CITY OF TRENTON**  
**RESOLUTION 2014-4**

**WHEREAS**, the City wishes to make arrangements for the annual Independence Day Fireworks Display; and

**WHEREAS**, such arrangements require certain designations and approvals from various agencies.

**NOW, THEREFORE, BE IT RESOLVED**, by the City Council of the City of Trenton, that the Fourth of July Fireworks Display is hereby approved for Friday, July 4, 2014, with a rain date on July 5, 2014.

**BE IT FURTHER RESOLVED**, that the event is designated as a "Special Event" pursuant to Trenton Ordinance No. 537 of 1994 (the "Ordinance"), and that the below mentioned park, street and highway surfaces be subject to the provisions of the Ordinance.

**BE IT FURTHER RESOLVED**, that the City of Trenton designate Rotary Park as the site for the Fireworks Display.

**BE IT FURTHER RESOLVED**, that Third Street to the Detroit River, and Elizabeth Park to King Rd are within the designated Special Event area.

**BE IT FURTHER RESOLVED**, that the City of Trenton prohibit public boat launching and vehicular parking at Rotary Park on Wednesday, and Thursday, July 2nd through July 4<sup>th</sup>, 2014, or July 5<sup>th</sup> in the event of inclement weather.

**BE IT FURTHER RESOLVED** that the Wayne County Dept. of Public Services be requested to give permission to the City of Trenton to close the following street on the following dates:

**West Jefferson from Harrison to King Road, beginning at 7:00 p.m. Friday, July 4, 2014, until Saturday, July 5, 2014, at 1:00 a.m. or until such time as the road is returned to normal traffic operation by the City, or on Saturday July 5, 2014, until Sunday, July 6, 2014, at 1:00 a.m. in the event of inclement weather.**

**BE IT FURTHER RESOLVED** that, pursuant to Wayne County Regulations, the City shall release, hold harmless and indemnify Wayne County from liability for damages or judgments arising as a direct result of the above mentioned road closures.

**BE IT FURTHER RESOLVED** that the City Engineer, William Hogan, P.E., is hereby designated and authorized to sign the Road Closure Permit on behalf of the City of Trenton.

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

Moved by Councilperson Gillespie, seconded by Councilperson Howey, to authorize the Mayor to sign the Permit for Fireworks Display and approve the street closure for the event.

Carried unanimously.

**(D-3)**  
**PARKS AND RECREATION**  
**Fuel Server Emergency Repair**

Moved by Councilperson Gillespie, seconded by Councilperson Baun-Crooks, to approve the payment of \$3,528.00, to Michigan CNG Systems, for the emergency repair made to the fuel server at the Kennedy Recreation Center, with funding from the Building Improvement Account (208-696-976.000).

Carried unanimously.

**(D-4)**  
**PARKS AND RECREATION**  
**Summer Festival Road Closure Request**

**CITY OF TRENTON**  
**RESOLUTION 2014 -5**

**WHEREAS**, the City wishes to make arrangements for the annual Trenton Summer Festival; and

**WHEREAS**, such arrangements require certain designations and approvals from various agencies.

**NOW, THEREFORE, BE IT RESOLVED**, by the City Council of the City of Trenton, that the Trenton Summer Festival is hereby approved for Friday, June 27, 2014, through Sunday, June 29, 2014.

**BE IT FURTHER RESOLVED** that the event is designated as a "Special Event" pursuant to Trenton Ordinance No. 537 of 1994 (the "Ordinance"), and that the below mentioned street and highway surfaces be subject to the provisions of the Ordinance.

**BE IT FURTHER RESOLVED** that the Wayne County Dept. of Public Services give permission to the City of Trenton to close the following streets on the following dates:

Beginning at 4:00 a.m. Thursday, June 26, 2014, and continuing until Monday, June 30, 2014, at 5:00 p.m. or until the road is returned to normal traffic operation:

Close West Jefferson to through traffic from the north side of Walnut Street to the south side of Harrison.

Close West Road to through traffic from the east side of Third St. to the west side of Riverside Drive.

**BE IT FURTHER RESOLVED** that the City of Trenton will close the following streets:

St. Joseph Street to through traffic from the east side of Third St. to Riverside Drive;

Elm Street to through traffic from the alley west of Third Street to the alley east of Riverside Drive;

Cherry Street to through traffic from the alley west of Third Street to the alley east of Riverside Drive.

**BE IT FURTHER RESOLVED** that numerous booths, displays and tents will be set up and a variety of activities will take place as part of the Festival.

**BE IT FURTHER RESOLVED** that, pursuant to Wayne County Regulations, the City shall assume liability for any damages which may arise as a result of the above mentioned road closures.

**BE IT FURTHER RESOLVED** that the City Engineer, William Hogan, P.E., is hereby designated and authorized to sign the Road Closure Permit on behalf of the City of Trenton.

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

Moved by Councilperson Gillespie, seconded by Councilperson Baun-Crooks, to approve the road closure request for the Summer Festival to be held on June 27, 28, and 29, 2014.

Carried unanimously.

(D-5)  
**PARKS AND RECREATION**  
**Summer Festival Expenditures**

Moved by Councilperson Baun-Crooks, seconded by Councilperson Gillespie, to concur with the recommendation of the Parks and Recreation Director and approve the expenditures for the Trenton Summer Festival, and to approve the contract with Lamar Companies for bill board advertisement, in the amount of \$2,150.00; and the contract with Mega 80's band for entertainment, in the amount \$4,500.00; from the Festival Special Projects Account (285-692-985.035).

Carried unanimously.

(D-6)  
**PARKS AND RECREATION**  
**Downriver Hockey Academy Lease of Facility Contract**

Moved by Councilperson McLeod, seconded by Councilperson Howey, to approve the lease agreement with Downriver Hockey Academy to rent space on the main floor of the Kennedy Recreation Center from February 1, 2014, to August 31 2014, subject to modifications of the agreement to include minimum liability insurance in the amount of 1,000,000.00; that the rent is due on the first of each month; the agreement shall have expiration date of August 31, 2014; and authorize the Mayor and City Clerk to sign the modified agreement.

Roll Call: Howey, Yes; LeFevre, No; McLeod, Yes; Stack, Yes; Baun-Crooks, Yes; and Gillespie, Yes.

Motion carried.

(D-7)  
**PARKS AND RECREATION**  
**Buzz Magazine Bid Recommendation**

Moved by Councilperson McLeod, seconded by Councilperson Howey, to concur with the recommendation of the Parks and Recreation Director and award the bid for the Buzz Magazine to Dearborn Lithograph, in the amount of \$8,347.00, with funding from the Magazine Advertisements Sales Account (285-692-985.049), and to reject the other bids.

Carried unanimously.

**LATE COMMUNICATIONS**

(L-1)

**CITY ATTORNEY**

**Ordinance 781, Define Duties and Responsibilities of Director of Police and Fire Services (1<sup>st</sup> Rdg)**

**CITY OF TRENTON  
ORDINANCE NO. 781**

**AN ORDINANCE TO AMEND CHAPTER 2, "ADMINISTRATION" BY ADDING A NEW SECTION 2-71 OF THE TRENTON CITY CODE ENTITLED "DUTIES OF DIRECTOR OF POLICE AND FIRE SERVICES" TO ARTICLE III, "OFFICERS AND EMPLOYEES", ESTABLISHING THE DUTIES OF THE DIRECTOR.**

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

**Section 1. Section 2-71 of the Trenton City Code entitled "Duties of the Director of Police and Fire Services" shall be established which will read as follows:**

**Sec. 2-71. Duties of the Director of Police and Fire Services.**

- a) **The Director shall be responsible for the overall management of the police and fire departments as well as emergency communications and shall plan, develop and direct a complete program of police, fire and emergency communications service to enforce laws and ordinances, protect the lives and property of the public and to preserve overall peace in the city pursuant to the authority of Chapter IV, Section 4.9 of the City Charter.**
- b) **The Director may perform any or all of the essential job functions, duties and responsibilities of an officer in either department including but not limited to: planning, organizing and directing all aspects of departmental operations, recruitment and hiring of departmental personnel and coordination of proper supervision, work assignments and workload, performance evaluation, training and professional development opportunities; directing internal and high profile investigations; participating as a team member in the labor negotiation process for all bargaining units and for the administration of collective bargaining agreements, including grievances and arbitrations; develop policies and procedures to improve efficiency and safety; review and recommend ordinance additions and modifications; prepare and administer departmental budgets and enforce adherence thereto; prepare, monitor and control departmental grants; develop and maintain cooperative relations with outside law enforcement and fire agencies, including mutual aid compacts and inter-local agreements; establish, coordinate and monitor task force assignments, requirements and training; act as Departmental spokesperson and direct public relations; respond to public safety emergencies and major crime scene and accidents as warranted; establish departmental uniforms; and attend and participate in meetings of the City Council as required.**
- c) **The Mayor and Council may assign by resolution, such other duties and responsibilities to the Director as deemed necessary and appropriate.**

**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 March 3, 2014, shall be enacted on March 17, 2014, and shall be published on or before March 23, 2014, and shall be effective March 24, 2014.

Moved by Councilperson McLeod, seconded by Councilperson Baun-Crooks, to approve the first reading of Ordinance 781, Define Duties and Responsibilities of Director of Police and Fire Services.

Carried unanimously.

### **DISBURSEMENTS AND STATEMENTS**

Moved by Councilperson LeFevre, seconded by Councilperson McLeod, that the Authorized Disbursements, per the March 3, 2014, schedule, be approved, in the amount of \$1,592,737.71.

Carried unanimously.

Moved by Councilperson LeFevre, seconded by Councilperson McLeod, to approve the disbursement payable to B & D Vacuum, in the amount of \$419.98.

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

Motion carried.

Moved by Councilperson LeFevre, seconded by Councilperson McLeod, to approve the disbursement payable to Certified Alarm, in the amount of \$180.00.

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

Motion carried.

**REPORTS**

Moved by Councilperson LeFevre, seconded by Councilperson Gillespie, to receive and place on file the Commission and Board Reports, March 3, 2014; and Police Department Report, January 2014.

Carried unanimously.

**OTHER COUNCIL BUSINESS**

Moved by Councilperson LeFevre, seconded by Councilperson McLeod, to hold a Closed Session immediately following the regular meeting to discuss contract negotiations.

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

Motion carried.

**COMMENTS FROM THE COUNCIL AND OFFICIALS**

- |                                  |  |
|----------------------------------|--|
| <b>Councilperson LeFevre</b>     | * Congratulated the THS Hockey Team playing phenomenal; Congratulated THS Competitive Cheer Team on making it to States; Complimented Mayor Stack on State of the City address.  |
| <b>Councilperson Howey</b>       | * Thanked Trenton resident Carl Olds on help with assistance with ICE; Thanked Scott Barr for his years and service; Thanked Police and Fire Director Nardone for staff and commitment; Congratulated THS Hockey Coach Mike Turner on wins.  |
| <b>Councilperson Baun-Crooks</b> | * Proud of Police Department Presentation; Addressed pot hole issues on Grange Road.   |
| <b>Mayor Stack</b>               | * Thanked Mayor Pro-Tem LeFevre and Councilperson McLeod for filling in for her during her absence; Thoughts and prayers to Aaron Segedi and family, and Barb Olson granddaughter; Congratulated Irene Tinsley for 50 years of service at Seaway/Southshore; Thanked Congressman John Dingell and staff for their assistance in obtaining funding from ICE, and for attending the State of the City address; Congratulated Joann Gonyea, Howard Hammes, and Angie Siggia for receiving Paul Harris award for their service to the community. |
| <b>City Clerk Gearhart</b>       | * Next Council Meeting is Monday, March 17th.  |

- City Assessor Dahlquist** \* **Assessment notices were mailed February 26th; Board of Review Meetings start March 11th; Small Commercial Industrial Personal Property Owners L4035 due by March 18th.**
- Police and Fire Director Nardone\*** **Check received from ICE not a gift, it is Hard Earned Money; Thanked prior Council and Mayor, along with retired Police Chief Newsome, Deputy Chief Smith, and Homeland Security Employee Carl Olds for joining together 10 years ago, and getting the City of Trenton involved with ICE; Forfeiture money is used for the Police Department and helps the City general fund.**

**COMMENTS FROM THE PUBLIC**

- David Paz** \* **Owner of Ten Pins of Trenton, formerly Parkway Lanes, re-branding as of April 1st, Thanked Mayor, Council, and City Employees for their help and co-operation, Adding outside patio, Look for Grand Opening in May.**

**MOTION TO ADJOURN** by Councilperson Gillespie, seconded by Councilperson Howey, at 9:36 p.m.

**APPROVED BY:**

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

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

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