

**CITY OF TRENTON, MICHIGAN  
PUBLIC HEARING  
MARCH 7, 2011**

A Public Hearing of the City Council of Trenton, Michigan was called to order by Mayor Brown at 7:46 p.m. on the above date in the City Hall Chambers to receive community input regarding the City of Trenton's proposed use of the Community Development Block Grant (CDBG) funding for 2011-2012 program year.

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

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

Absent: Councilperson Gillespie.

Other Officers Present: John Dahlquist, City Assessor; Randy Schoen, City Treasurer; Robert Cady, City Administrator; Wallace Long, City Attorney; William Hogan, City Engineer; Bruce Vick, Fire Chief, Patrick Hawkins, Parks and Recreation Director; and Eric Witte, Department of Public Services Director.

The City Clerk read the Notice of Public Hearing that was published in the News Herald on Sunday, February 13, and February 20, 2011.

Mayor Brown asked for comments from the public.

There were no written or spoken comments from the public.

MOTION TO ADJOURN By Councilperson Baun-Crooks, seconded by Councilperson McLeod, at 7:59 p.m.

APPROVED BY:

\_\_\_\_\_  
GERALD R. BROWN, MAYOR

\_\_\_\_\_  
KYLE F. STACK, CITY CLERK

MINUTES PREPARED BY: Patricia M. Gearhart, Deputy City Clerk

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

**CITY OF TRENTON, MICHIGAN  
REGULAR MEETING  
March 7, 2011**

After the Pledge of Allegiance to the Flag, led by Ryan Lynch, Boy Scout Troop 1721, the Regular Meeting of the City Council of Trenton, Michigan was called to order by Mayor Brown, at 8:01 p.m. on the above date in the City Hall Council Chambers.

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

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

Absent: None.

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

**MINUTES**

Moved by Councilperson Gillespie, seconded by Councilperson McLeod, to approve the minutes of the Regular Meeting of February 22, 2011.

Carried unanimously.

**PRESENTATIONS**

Moved by Councilperson Gillespie, seconded by Councilperson LeFevre, to make the Presentation part of the regular minutes.

Carried unanimously.

**“SENATOR BRUCE PATTERSON”**

Mayor Brown presented a plaque to Senator Patterson in appreciation for his dedication and commitment to the City of Trenton as State Senator, 7<sup>th</sup> District from 2003-2011.

**COMMUNICATIONS AGENDA**

**GROUPS AND ORGANIZATIONS**

C-1. TRENTON EXCHANGE CLUB: National Child Abuse Prevention Month Blue Ribbon Sale

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

- D-1. ATTORNEY: Ordinance 746, Amendment to the Salary of the City Clerk (2nd Rdg)
- D-2. ATTORNEY: Ordinance 747, Amendment to Utilities to Regulate Residential and Non-Residential Water Shut-Offs (2nd Rdg)
- D-3. ATTORNEY: Ordinance 748. Adoption of International Property Maintenance Code 2009 (2nd Rdg)
- D-4. ATTORNEY: Ordinance 749, Amendment to Appendix A, "Fees and Charges" for the purpose of updating assessments made by the City (2nd Rdg)
- D-5. ATTORNEY: Ordinance 750, Adoption of 2009 Edition of the International Fire Code (1st Rdg)
- D-6. ATTORNEY: Ordinance 751, Consolidation of the Number of Election Precincts (1st Rdg)
- D-7. ATTORNEY: Ordinance 705-2, Amendment to Section 110-252, Principal Uses Permitted, in a B-1 Local Business District (1st Rdg)
- D-8. ATTORNEY: Ordinance 752, Adoption of Michigan Building Code and Michigan Residential Code, 2009 Editions (1st Rdg)
- D-9. ATTORNEY: Kennedy Recreation Center Beverage Agreement
- D-10. FIRE: Request for 2011 Grant Application
- D-11. ASSESSOR: Request to Change Regular Board of Review Member
- D-12. ADMINISTRATION: 2011-2012 Community Development Block Grant Program Recommendation
- D-13. PARKS & RECREATION: Part-Time Employment
- D-14. PARKS & RECREATION: Ice Show Lighting
- D-15. DPS: Request to Bid, Solar Arrow Boards
- D-16. DPS: 2011/2012 Salt Order
- D-17. POLICE: K-9 Unit
- D-18. ENGINEER: WWTP Underground Diesel Fuel Tank Removal

**COMMUNICATIONS**

(C-1)

TRENTON EXCHANGE CLUB

National Child Abuse Prevention Month Blue Ribbon Sale

Moved by Councilperson Gillespie, seconded by Councilperson McLeod, to concur with the recommendation of the Civic Commission and grant permission to the Trenton Exchange Club to distribute Blue Ribbon cutout cards for the prevention of child abuse, on April 8 - 9<sup>th</sup>, April 14 -16<sup>th</sup>, and April 30<sup>th</sup>, 2011.

Carried unanimously.

(D-1)

ATTORNEY

Ordinance 746, Amendment to the Salary of the City Clerk (2nd Rdg)

**CITY OF TRENTON**

**ORDINANCE NO. 746**

**AN ORDINANCE TO AMEND SECTION 2-62 OF THE TRENTON CITY CODE ENTITLED "SALARY OF CITY CLERK" TO SET FORTH COMPENSATION GUIDELINES AND BENEFITS.**

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

**Section 1.** Section 2-62 of the Trenton City Code entitled "Salary of City Clerk" shall be repealed in its entirety and the following shall be substituted in its stead:

**Sec. 2-62. City Clerk.**

- (a) Compensation of the city clerk shall be determined by the city's local officer's compensation commission in accordance with Section 2-65 of the code and for each of two (2) different levels of achievement: i) Certified Municipal Clerk, by the Institute of Municipal Clerks, and accreditation by the state as an Election Inspector Training Coordinator; ii) not a Certified Municipal Clerk and accredited Training Coordinator.
- (b) Fringe benefits shall include health, prescriptive drug, dental and optical insurance coverages, which are subject to periodic adjustment, and shall mirror those provided to other non-union employees, incorporating equivalent benefit levels, co-payments, deductibles and premium sharing, as well as a group life insurance policy rounded to the nearest one thousand dollars (\$1,000.00) of salary, including accidental death and dismemberment during their term of office, shall be paid for the city clerk. The city clerk may elect supplemental life insurance through the city's group insurance carrier subject to the provisions of the insurance company, but the cost of the supplemental coverage must be paid by the city clerk.

**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 22, 2011 shall be enacted on March 7, 2011, and shall be published on or before March 20, 2011, and shall be effective November 14, 2011.

**ADOPTED, APPROVED AND PASSED** by the City Council of the City of Trenton this 7th day of March, 2011.

Moved by Councilperson Taylor, seconded by Councilperson Baun-Crooks, to approve the second reading of Ordinance 746, Amendment to the Salary of the City Clerk.

Carried unanimously.

(D-2)

ATTORNEY

Ordinance 747, Amendment to Utilities to Regulate Residential and Non-Residential Water Shut-Offs (2nd Rdg)

**CITY OF TRENTON  
ORDINANCE NO. 747**

**AN ORDINANCE TO AMEND CHAPTER 98 ENTITLED "UTILITIES", IN ARTICLE 2, DIVISION 1 OF THE CITY CODE BY ADDING NEW SUBSECTIONS 98-34(c), (d), (e) and (f), TO REGULATE RESIDENTIAL AND NONRESIDENTIAL WATER SHUT-OFFS.**

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

**Section 1.** Article 2, Division 1 of Chapter 98 of the Trenton City Code shall be amended by retitling and adding to Section 98-34, additional subsections regulating suspension and disconnection of service to residential and non-residential premises located within the City, which shall read as follows:

**Sec. 98-34. Disconnection of Water Service; reconnection fees.**

(a) *(Same).*

(b) *(Same)*

(c) Any premises which is known to be vacant and having a past due water balance, or has no heat or electrical service, may have the supply of water withheld or suspended by the city in order to reduce or eliminate water losses incurred by freezing and breakage, or damage to the structure on the premises. The controller's office will advise the water department of any of its invoices returned by the US Postal Service as "undeliverable" or marked "vacant", for action. Water service shall not be restored to the premises until such time as all invoices due and owing have been paid in full.

(d) Any premises, occupied or vacant, in which the plumbing is damaged and in need of repair such that is causing un-metered water loss, or damage to premises; or is non-compliant with the city's plumbing code so as to adversely affect public health, including those involving back flow or cross connections, may have the supply of water withheld or suspended by the city.

(e) Any premises which exhibits meter tampering, theft of water, or for which access to inspect and/or test the meter or plumbing is denied to water department personnel or their agents, may have the supply of water withheld or suspended.

(f) Any non-residential premises for which water payments are more than 3 billing cycles in arrears, may have the supply of water withheld or suspended by the city,

provided a notice is mailed no less than 21 days before the suspension of service and a copy of the notice is conspicuously posted on the property no less than 7 days before the suspension of service.

**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 22nd, 2011, shall be enacted on March 7, 2011, and shall be published on or before March 20, 2011, and shall be effective March 21, 2011.

**ADOPTED, APPROVED AND PASSED** by the City Council of the City of Trenton this 7th day of March, 2011.

Moved by Councilperson Gillespie, seconded by Councilperson Taylor, to approve the second reading of Ordinance 747, Amendment to Utilities to Regulate Residential and Non-Residential Water Shut-Offs.

Carried unanimously.

(D-3)

ATTORNEY

Ordinance 748. Adoption of International Property Maintenance Code 2009  
(2nd Rdg)

**CITY OF TRENTON  
ORDINANCE NO. 748**

**AN ORDINANCE OF THE CITY OF TRENTON ADOPTING THE 2009 EDITION OF THE INTERNATIONAL PROPERTY MAINTENANCE CODE, REGULATING THE DESIGN, CONSTRUCTION, ALTERATION, ENLARGEMENT, REPAIR, DEMOLITION, REMOVAL, MAINTENANCE AND USE OF ALL BUILDINGS AND STRUCTURES; PROVIDING FOR THE ISSUANCE OF PERMITS, COLLECTION OF FEES, MAKING OF INSPECTIONS; PROVIDING PENALTIES FOR THE VIOLATION THEREOF BY AMENDING SECTION 18-151 OF THE CITY CODE AND ALL OTHER ORDINANCES AND PARTS OF THE ORDINANCES IN CONFLICT THEREWITH.**

**THE CITY OF TRENTON, WAYNE COUNTY, MICHIGAN DOES ORDAIN  
AS FOLLOWS:**

**Section 1.** Section 18-151 of Article V entitled "Housing and Property Maintenance," is hereby repealed and the following shall be substituted in its stead:

**Section 18-151. International Property Maintenance Code.**

(a) *Adoption.* That a certain document, three (3) copies of which are on file in the office of the City Clerk of City of Trenton, being marked and designated as the *International Property Maintenance Code, 2009 Edition*, as published by the International Code Council, be and is hereby adopted as the code of the City of Trenton for regulating the design, construction, alteration, enlargement, repair, demolition, removal, maintenance and use of all building and structures; providing for the issuance of permits and collection of fees therefore; each and all of the regulations, provisions, penalties, conditions, and terms of said maintenance code on file in the office of the City Clerk are hereby referred to, adopted and made a part hereof as if fully set out in this ordinance, with additions, assertions, deletions and changes prescribed in subsection (b) of this ordinance.

(b) *Same*

**Section 2.** That this ordinance and the rules, regulations, provisions, requirements, orders and matters established and adopted hereby shall take effect and be in full force and effect from and after the date of its final passage and adoption.

**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 February 22nd, 2011, shall be enacted on March 7, 2011, and shall be published on or before March 20, 2011, and shall be effective March 21, 2011.

A full copy of the text of the ordinance with amendments and 2009 Edition of the International Property Maintenance Code is available for review in the office of the City Clerk.

**ADOPTED, APPROVED AND PASSED** by the City Council of the City of Trenton this 7th day of March, 2011.

Moved by Councilperson Taylor, seconded by Councilperson Gillespie, to approve the second reading of Ordinance 748, Adoption of International Property Maintenance Code 2009.

Carried unanimously.

(D-4)

ATTORNEY

Ordinance 749, Amendment to Appendix A, "Fees and Charges" for the purpose of updating assessments made by the City (2<sup>nd</sup> Rdg)

**CITY OF TRENTON**

**ORDINANCE NO. 749**

**AN ORDINANCE TO AMEND CERTAIN SECTIONS OF APPENDIX A OF THE CITY CODE ENTITLED "FEES AND CHARGES" FOR THE PURPOSE OF UPDATING ASSESSMENTS MADE BY THE CITY.**

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

**Section 1.** Certain sections of Appendix A of the Trenton City Code entitled "Fees and Charges" shall be modified to update the City's assessments for certain permits and services, which shall read as follows:

**Sec. A-14. Water connect and disconnect fees.**

- (a) Whenever water is turned off for any premises because of any violation of chapter 98, article II, pertaining to water service, a foreclosure, or a resident request, the fee to cover the cost of labor for turning the water "off" or "on" during normal business hours, shall be \$ 35.00, or \$ 125.00, if undertaken during holidays or outside normal business hours. In the event both the "turn off" and "turn on" are accomplished within any one regular shift, or within any one 4 hour over-time shift, a single charge shall be will be applied
- (b) The fee for a "final read" of a meter shall be \$35.00.
- (c) The fee for a final read in conjunction with a shutoff shall be \$45.00.

**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 22nd, 2011, shall be enacted on March 7, 2011, and shall be published on or before March 20, 2011, and shall be effective March 21, 2011.

**ADOPTED, APPROVED AND PASSED** by the City Council of the City of Trenton this 7th day of March, 2011.

Moved by Councilperson Gillespie, seconded by Councilperson Baun-Crooks, to approve the second reading of Ordinance 749, Amendment to Appendix A, "Fees and Charges" for the purpose of updating assessments made by the City.

Carried unanimously.

(D-5)

ATTORNEY

Ordinance 750, Adoption of 2009 Edition of the International Fire Code (1<sup>st</sup> Rdg)

**CITY OF TRENTON  
ORDINANCE NO. 750**

**AN ORDINANCE OF THE CITY OF TRENTON ADOPTING THE 2009 EDITION OF THE INTERNATIONAL FIRE CODE, REGULATING AND GOVERNING THE SAFEGUARDING OF LIFE AND PROPERTY FROM FIRE AND EXPLOSION HAZARDS ARISING FROM THE STORAGE, HANDLING AND USE OF HAZARDOUS SUBSTANCES, MATERIALS AND DEVICES, AND FROM CONDITIONS HAZARDOUS TO LIFE OR PROPERTY IN THE OCCUPANCY OF BUILDINGS AND PREMISES IN THE CITY OF TRENTON; AND PROVIDING FOR THE ISSUANCE OF PERMITS FOR HAZARDOUS USES OR OPERATIONS.**

**THE CITY OF TRENTON, WAYNE COUNTY, MICHIGAN DOES ORDAIN AS FOLLOWS:**

**Section 1.** Section 42-181 of Article III entitled "Fire Prevention Code" is hereby repealed and the following shall be substituted in its stead:

**Section 42-181 International Fire Code, Adopted.**

That a certain document, three (3) copies of which are on file in the office of the City Clerk and Fire Chief of City of Trenton, being marked and designated as the *International Fire Code 2009 Edition*, including Appendix Chapters A-G, as published by the International Code Council, be and is hereby adopted as the code of the City of Trenton for

regulating and governing the safeguarding of life and property from fire and explosion hazards arising from the storage, handling and use of hazardous substances, materials and devices, and from conditions hazardous to life or property in the occupancy of buildings and premises as herein provided; providing for the issuance of permits and collection of fees therefore; each and all of the regulations, provisions, penalties, conditions, and terms of said fire code on file in the office of the City Clerk and Fire Chief are hereby referred to, adopted and made a part hereof as if fully set out in this article, with additions, assertions, deletions and changes, if any, prescribed in Section 2 of this ordinance.

**Section 2.** That the following sections are hereby revised:

Section 101.1 (Name of Jurisdiction) Insert: City of Trenton

Section 109.3 (Specify Offense) Insert: Misdemeanor

(Specify Amount) Insert: \$500

(Specify Number of Days) Insert: 93

Section 111.4 (Specify Amount) Insert: Not less than \$100 per day

(Specify Amount) Insert: Not more than \$500 per day

**Section 3.** That if any section, subsection, sentence, clause or phrase of this ordinance is, for any reason, held to be unconstitutional, such decision shall not affect the validity of the remaining portions of this ordinance. The City hereby declares that it would have passed this ordinance, and each section, subsection, clause or phrase thereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses and phrases be declared unconstitutional.

**Section 4.** That this ordinance and the rules, regulations, provisions, requirements, orders and matters established and adopted hereby shall take effect and be in full force and effect from and after the date of its final passage and adoption.

**Section 5. 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 6. 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 7. 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 8. Readings.** This Ordinance shall be given a first reading on March 7 2011, shall be enacted on March 21, 2011 and shall be published on or before April 3, 2011 and shall be effective April 4, 2011.

Moved by Councilperson McLeod, seconded by Councilperson Gillespie, to approve the first reading of Ordinance 750, Adoption of 2009 Edition of the International Fire Code.

Carried unanimously.

(D-6)

ATTORNEY

Ordinance 751, Consolidation of the Number of Election Precincts (1<sup>st</sup> Rdg)

**CITY OF TRENTON  
ORDINANCE NO. 751**

**AN ORDINANCE TO AMEND THE TRENTON CITY CODE, CHAPTER 30, ENTITLED "ELECTIONS" BY AMENDING SECTION 30-2 ENTITLED "PRECINCTS ESTABLISHED" FOR THE PURPOSE OF REDUCING THE NUMBER OF PRECINCTS THROUGH CONSOLIDATION.**

**THE CITY OF TRENTON ORDAINS:**

Section 1. That Section 30-2, Chapter 30 of the Trenton City Code, entitled "Elections and Precincts Established" is hereby amended for the purpose of reducing the number of precincts through consolidation, to read as follows:

**Sec. 30-2. PRECINCTS ESTABLISHED.**

The City is hereby divided in seven (7) election precincts, the boundaries of which shall be as follows:

**PRECINCT NO. 1** – This precinct shall embrace all that part of the City beginning at a point at the center line of Sibley Road and its extensions and the easterly city limits; thence westerly along the center line of Sibley Road to the center line of Fort Street; thence southerly along the center line of Fort Street to the center line of West Road; thence easterly along the center line of West Road to the easterly right-of-way line of the New York Central Railroad; thence southwesterly along the easterly right-of-way line of the New York Central Railroad to the center line of Van Horn Road; thence easterly along the center line of Van Horn Road and its extensions to the easterly city limits; thence northerly along the easterly city limits to the center line of Sibley Road and its extensions, the point of beginning.

**PRECINCT NO. 2** – This precinct shall embrace all that part of the City beginning at a point at the center line of King Road and the center line of the Frank and Poet Drain; thence southerly along the center line of the Frank and Poet Drain to the center line of Harrison Avenue; thence easterly along the center line of Harrison Avenue to the center line of Fort Street; thence northerly along the center line of Fort Street to the center line of King Road; thence westerly along the center line of King Road to the center line of the Frank and Poet Drain, the point of beginning.

**PRECINCT NO. 3** – This precinct shall embrace all that part of the City beginning at a point at the center line of the Frank and Poet Drain and the center line of West Road; thence westerly along the center line of West Road to the westerly city limits; thence northerly along the westerly city limits to the center line of King Road; thence easterly along the center line of King Road to the center line of the Frank and Poet Drain; thence southerly along the center line of the Frank and Poet Drain to the centerline of West Road, the point of beginning.

**PRECINCT NO. 4** – This precinct shall embrace all that part of the City beginning at a point at the center line of West Road and the westerly city limits; thence easterly along the center line of West Road to the center line of the Frank and Poet Drain; thence southerly along the center line of the Frank and Poet Drain to the northerly right-of-way line of the Detroit, Toledo and Ironton Railroad; thence westerly along the northerly right-of-way line of the Detroit, Toledo and Ironton Railroad to the westerly city limits; thence northerly along the westerly city limits to the center line of West Road, the point of beginning.

**PRECINCT NO. 5** – This precinct shall embrace all that part of the City beginning at a point at the center line of West Road and the easterly right-of-way line of the New York Central Railroad; thence southwesterly along said easterly right-of-way of the New York Central Railroad to the northerly right-of-way line of the Detroit, Toledo and Ironton Railroad; thence westerly along the northerly right-of-way line of the Detroit, Toledo and Ironton Railroad to the center line of the Frank and Poet Drain; thence northerly along the center line of the Frank and Poet Drain to the center line of West Road; thence easterly along the center line of West Road to the easterly right-of-way of the New York Central Railroad, the point of beginning.

**PRECINCT NO. 6** – This precinct shall embrace all that part of the City beginning at a point at the center line of West Road and the center line of the Frank and Poet Drain; thence northerly along the center line of the Frank and Poet Drain to the center line of Harrison Avenue; thence easterly along the center line of Harrison Avenue to the center line of Fort Street; thence southerly along the center line of Fort Street to the center line of West Road; thence westerly along the center line of West Road to the center line of the Frank and Poet Drain, the point of beginning.

**PRECINCT NO. 7** – This precinct shall embrace all that part of the City beginning at a point at the northerly right-of-way line of the Detroit, Toledo and Ironton Railroad and the westerly city limits; thence southerly along the westerly city limits to the center line of Vreeland Road; thence easterly along the center line of Vreeland Road and its extensions to the easterly city limits; thence northerly along the easterly city limits to the center of Van Horn Road and its extensions; thence westerly along the center line of Van Horn Road to the easterly right-of-way line of the New York Central Railroad; thence northeasterly along the easterly right-of-way line of the New York Central Railroad to the northerly right-of-way line of the Detroit, Toledo and Ironton Railroad; thence westerly along the northerly right-of-way line of the Detroit, Toledo & Ironton Railroad to the westerly city limits, the point of beginning.

**Section 2.** Severability. This Ordinance shall be construed as supplemental to and in conjunction with the laws of the State of Michigan and of the United States and not in derivation of them; should any portion of this Ordinance be held invalid for any reason, such holding shall not be construed to affect the validity of any of the remaining portions of this Ordinance, but shall be confined in its operation to the clause, sentence, paragraphs or part thereof directly involved in the controversy in which said holding shall have been rendered.

**Section 3.** Repeal. All Ordinances or parts of Ordinances in conflict herewith are repealed only to the extent necessary to give this Ordinance full force and effect.

**Section 4.** 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 7th day of March, 2011.

Moved by Councilperson Baun-Crooks, seconded by Councilperson Taylor, to approve the emergency reading of Ordinance 751, Consolidation of the Number of Election Precincts and that the Ordinance be given immediate effect.

Carried unanimously.

(D-7)

ATTORNEY

Ordinance 705-2, Amendment to Section 110-252, Principal Uses Permitted, in a B-1 Local Business District (1<sup>st</sup> Rdg)

**CITY OF TRENTON**

**ORDINANCE NO. 705-2**

**AN ORDINANCE TO AMEND SECTION 110-252 OF THE TRENTON CITY CODE ENTITLED "PRINCIPAL USES PERMITTED" TO ADD BUSINESS SCHOOLS AND COLLEGES OR PRIVATE SCHOOLS TO THE PERMISSABLE USES IN A B-1 LOCAL BUSINESS DISTRICT, IN THE TRENTON CITY ZONING CODE, WHICH SHALL READ AS FOLLOWS:**

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

**Section 1.** Section 110-252 of the Trenton City Zoning Code entitled "Principal uses permitted." shall be amended to add business schools and colleges or private schools operated for profit as a permissible use in the district as a Subsection 9, and renumber the remaining sections, which shall read as follows:

**Sec. 110-252 Principal uses permitted.**

In a B-1 Local Business District, no building or land shall be used and no building shall be erected except for one or more of the following specified uses unless otherwise provided by this chapter.

- (1) *(same)*
- (2) *(same)*
- (3) *(same)*
- (4) *(same)*
- (5) *(same)*
- (6) *(same)*
- (7) *(same)*
- (8) *(same)*
- (9) Business schools and colleges or private schools, operated for profit.
- (10) Other uses that are directly similar to the above uses.
- (11) Accessory structures and uses customarily incident to the above permitted uses.

**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 7 2011, shall be enacted on March 21, 2011 and shall be published on or before April 3, 2011 and shall be effective April 4, 2011.

Moved by Councilperson Taylor, seconded by Councilperson Gillespie, to approve the first reading of Ordinance 705-2, Amendment to Section 110-252, Principal Uses Permitted, in a B-1 Local Business District.

Carried unanimously.

(D-8)

ATTORNEY

Ordinance 752, Adoption of Michigan Building Code and Michigan Residential Code, 2009 Editions (1<sup>st</sup> Rdg)

CITY OF TRENTON

ORDINANCE NO. 752

**AN ORDINANCE TO AMEND CHAPTER 18, ENTITLED: "BUILDINGS AND BUILDING REGULATIONS", DIVISION 2, ENTITLED: "STATE HOUSING LAWS", SECTION 18-171, ENTITLED "ADOPTION", OF THE CITY CODE TO INCORPORATE THE 2009 EDITIONS OF THE STATE BUILDING CODES.**

The City of Trenton, Wayne County, hereby ordains as follows:

**Section 1.** Section 18-171 of the City Code is hereby amended to provide as follows:

**Sec. 18-171 Adoption.** The Michigan Building Code and Michigan Residential Code, 2009 Editions, are hereby adopted, incorporated by reference, and shall be applied and enforced by the City pursuant to 1999 PA 245, together with their rules, promulgated pursuant to 1999 PA 230.

**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 7 2011, shall be enacted on March 21, 2011 and shall be published on or before April 3, 2011 and shall be effective April 4, 2011.

Moved by Councilperson Gillespie, seconded by Councilperson Baun-Crooks, to approve the first reading of Ordinance 752, Adoption of Michigan Building Code and Michigan Residential Code, 2009 Editions.

Carried unanimously.

(D-9)  
ATTORNEY  
Kennedy Recreation Center Beverage Agreement

Moved by Councilperson Taylor, seconded by Councilperson Baun-Crooks, to concur with the recommendation of the City Attorney and approve the 2011 Beverage Agreement with Pepsi Beverages Company, and approve the Addendum to the Pepsi Beverage Agreement for a period of three years, and insert the word “annually” to number 4, of the Addendum.

Carried unanimously.

(D-10)  
FIRE  
Request for 2011 Grant Application

Moved by Councilperson Gillespie, seconded by Councilperson McLeod, to grant permission to the Fire Department to apply for a 2011 FEMA Assistance to Firefighters Grant for a fire engine with a combination pumper/rescue.

Carried unanimously.

(D-11)

ASSESSOR

Request to Change Regular Board of Review Member

Moved by Councilperson Taylor, seconded by Councilperson LeFevre, to concur with the recommendation of the City Assessor and approve the appointment of Stan Gruzdaitis to the Board of Review as a regular member, term expiring December 31, 2013, and the appointment of Thomas Dickman as an alternate member, term expiring December 31, 2011.

Carried unanimously.

(D-12)

ADMINISTRATION

2011-2012 Community Development Block Grant Program Recommendation

Moved by Councilperson Taylor, seconded by Councilperson Baun-Crooks, to approve the allocation of the 2011 – 2012 Community Development Block Grant funds to subsidize transportation services for senior citizens in the amount of \$21,470.00; replace and repair various streets and or parks in the eligible block grant area in the amount of \$80,230.00; and administration fees in the amount of \$11,300.00, for execution of CDBG activities.

Carried unanimously.

(D-13)

PARKS & RECREATION

Part-Time Employment

Moved by Councilperson McLeod, seconded by Councilperson Taylor, to approve the part time employment of John Crooks, at the Kennedy Recreation Center.

Roll Call: Brown, Yes; Gillespie, Yes; LeFevre, Yes; McLeod, Yes; Taylor, Yes; Teifer, Yes; Baun-Crooks, Abstain.

Motion carried.

(D-14)

PARKS & RECREATION

Ice Show Lighting

Moved by Councilperson Baun-Crooks, seconded by Councilperson LeFevre, to authorize the payment of \$3,500.00, to Fantasee Lighting, for the cost of lighting, set up and take down for the Ice Show, with funds from the Special Events Account (208-696-745.001), and to reject the other quote.

Carried unanimously.

(D-15)  
DPS

Request to Bid, Solar Arrow Boards

Moved by Councilperson Gillespie, seconded by Councilperson Baun-Crooks, to authorize the Department of Public Services to prepare bid advertisement and specifications for two trailer mount solar/battery powered flashing arrow boards.

Roll Call: Gillespie, Yes; LeFevre, No; McLeod, Yes; Taylor, Yes; Teifer, Yes; Baun-Crooks, Yes; and Brown, Yes.

Motion carried.

(D-16)  
DPS

2011/2012 Salt Order

Moved by Councilperson McLeod, seconded by Councilperson Taylor, to concur with the recommendation of the DPS Director and authorize the Department to utilize the MIDEAL Bid to supply the 2011/2012 road salt requirements and grant permission for the placement of an order for 500 tons of early delivery pre-season fill up, and 600 tons of seasonal backup rock salt.

Carried unanimously.

(D-17)  
POLICE  
K-9 Unit

Moved by Councilperson Gillespie, seconded by Councilperson McLeod, to concur with the recommendation of the Police Department and waive the usual bidding procedures in the best interest of the city and approve the use of a second K-9 unit, and the purchase of a K-9 from the Von Der Haus Gill German Sheperds Kennels in the amount of \$6,800.00; and to utilize the MI-Deal extended purchasing program with the State of Michigan and approve the purchase of a Ford Expedition 4-wheel drive sport utility vehicle in the amount of \$34,777.00, from Gorno Ford, who provided the lowest quote, with funding from the State Forfeiture Account.

SUBSTITUTE MOTION

Moved by Councilperson Teifer, seconded by Councilperson Taylor, to concur with the recommendation of the Police Department and waive the usual bidding procedures in the best interest of the city and approve the use of a second K-9 unit, and the purchase of a K-9 from the Von Der Haus Gill German Sheperds Kennels in the amount of \$6,800.00; and to utilize the MI-Deal extended purchasing program with the State of Michigan and approve the purchase of a Dodge Durango 4-wheel drive sport utility vehicle in the amount of \$37,552.77, from Snethkamp, with funding from the State Forfeiture Account.

Carried unanimously.

(D-18)  
ENGINEER  
WWTP Underground Diesel Fuel Tank Removal

Moved by Councilperson Baun-Crooks, seconded by Councilperson Gillespie, to concur with the recommendation of the City Engineer and approve the emergency request for the removal of the underground storage tank located at the Waste Water Treatment Plant, and approve the Agreement for Services with The Mannik and Smith Group to perform the removal of the tank, in an amount not to exceed \$20,000.00, and authorize the filing of an insurance claim for any reimbursements or additional costs associated with discovered contamination, with funding from the Waste Water Fund Account (592-529-933.000).

Carried unanimously.

**AUTHORIZED DISBURSEMENTS**

Moved by Councilperson LeFevre, seconded by Councilperson McLeod, that the Authorized Disbursements, per the March 7, 2011, schedule, be approved

MONROE BANK & TRUST: Cash Disbursements	\$304,275.87
General Fund	116,979.22
Major Street Fund	1,880.47
Local Street Fund	722.80
Kennedy Rec Complex	37,422.38
Library Operating Fund	5,354.34
Special Revenue Fund	6,276.35
Grant Funds	272.47
Water & Wastewater Fund	99,760.88
Motor Vehicle Pool	31,889.73
Restricted Self Insurance	3,717.23

Carried unanimously.

**REPORTS**

Moved by Councilperson LeFevre, seconded by Councilperson McLeod, to receive and place on file, the Traffic Safety Division Report, January 2011; DPS Report, February 2011; and the Police Department 2010 Annual Report.

Carried unanimously.

**OTHER COUNCIL BUSINESS**

Moved by Councilperson LeFevre, seconded by Councilperson McLeod, to hold a Closed Session immediately following the regular meeting for the purpose of discussing pending litigation and negotiations.

Carried unanimously.

**COMMENTS FROM THE COUNCIL AND OFFICIALS**

- |                              |   |
|------------------------------|---|
| Councilperson LeFevre        | * Complimented Councilperson Baun-Crooks for a Great Job on Beach Blast |
| Councilperson Taylor         | * Apologized to Chief Lilienthal for Questions                          |
| Councilperson Baun-Crooks    | * Wished Wally Long a Happy Birthday                                    |
| City Assessor John Dahlquist | * Reminded Citizens of Board of Review Dates                            |
| Mayor Brown                  | * Asked Citizens to Serve on Various Boards and Commissions             |

**PUBLIC COMMENT**

- |          |   |
|----------|---|
| Joe Oaks | * City Wide Garage Sale, April 16th; Easter Egg Hunt, April 22 <sup>nd</sup> ; Memorial Day Parade, May 28 <sup>th</sup> ; Looking for members for Civic Commission |
|----------|---|

**MOTION TO ADJOURN AT:** 9:17 p.m.

APPROVED BY:

\_\_\_\_\_  
GERALD R BROWN, MAYOR

\_\_\_\_\_  
KYLE F. STACK, CITY CLERK

MINUTES PREPARED BY: Patricia M. Gearhart, Deputy City Clerk  
APPROVED ON: \_\_\_\_\_

**INFORMATION ITEMS:**

1. COMCAST: Video Related Prices. (02/25/2011)