

**CITY OF TRENTON, MICHIGAN  
REGULAR MEETING  
June 1, 2009**

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 8:01 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, LeFevre, McLeod, Taylor, and Teifer.

Absent: Councilman Gillespie.

Moved by Councilman Taylor, seconded by Councilwoman Baun-Crooks, to excuse the absence of Councilman Gillespie.

Carried unanimously.

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

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 Specialist; 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 Councilwoman McLeod, to approve the minutes of the Public Hearing and the Regular Meeting of May 18, 2009.

Carried unanimously.

**COMMUNICATIONS AGENDA**

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

A-1. FRAN MITCHELL: Letter of Resignation from the Civic Commission

**GROUPS AND ORGANIZATIONS**

C-1. HELEN STREET RESIDENTS: Block Party Request

C-2. ST. JOSEPH PARISH: Street Closure Request

C-3. TASTE OF THE SOUTH BBQ: Request to Waive Fees for Transient Merchant License

C-4. DYPAC: Permission to Sell Glow Necklaces at the 4<sup>th</sup> of July Celebration

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

D-1. ATTORNEY: Ordinance 720, Register Vacant Buildings (1<sup>st</sup> Rdg)

D-2. ATTORNEY: Ordinance 721, Bond Requirement for Demolition (1<sup>st</sup> Rdg)

- D-3. ENGINEER: 2009 Annual Wayne County Storm Water Maintenance Agreement
- D-4. CONTROLLER: Transfer from General Fund #101 to Capital Projects Fund #402
- D-5. CONTROLLER: Conversion of City-Wide Software
- D-6. CONTROLLER: Actuarial Contract for OPEB Liability
- D-7. CONTROLLER: Recommendation of Open Purchase Orders for Fiscal Year 2010
- D-8. PARKS & REC: Teifer Park Playground Equipment
- D-9. MAYOR: Resolution in Support of Modifications to Public Act 312

**COMMUNICATIONS**

(A-1)

FRAN MITCHELL

Letter of Resignation from the Civic Commission

Moved by Councilman Taylor, seconded by Councilwoman Baun-Crooks, to receive and place on file the letter submitted by Fran Mitchell, resigning from the Civic Commission, and to request Administration to send a letter of appreciation to her for her services.

Carried unanimously.

(C-1)

HELEN STREET RESIDENTS

Block Party Request

Moved by Councilman Taylor, seconded by Councilman LeFevre, to grant permission to the residents of Helen Street to hold a Block Party on Saturday, July 18, 2009, or in the event of inclement weather, Saturday July 25, 2009, from the hours of 10:00 a.m. to 10:00 p.m., and to approve the road blockage of Helen Street, between West Jefferson and the railroad tracks, under the direction of the Police Department and the Public Service Department.

Carried unanimously.

(C-2)

ST. JOSEPH PARISH

Street Closure Request

Moved by Councilman Taylor, seconded by Councilwoman Baun-Crooks, to grant permission to the St. Joseph Church Parish to close Elm Street from the alley behind the Church to Third Street, on Monday, June 15, 2009, from 11:00 am to 7:00 p.m., in order to hold a picnic, under the direction of the Department of Public Services and the Police Department.

Carried unanimously.

(C-3)

TASTE OF THE SOUTH BBQ  
Request to Waive Fees for Transient Merchant License

Moved by Councilman Taylor, seconded by Councilwoman McLeod, to waive the Transient Merchant License fees in the amount of \$250.00, for the initial fee, and twenty five dollars per day for the operation of a charcoal BBQ grill in the parking lot on Grange and West Road.

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

Motion failed.

(C-4)

DYPAC

Permission to Sell Glow Necklaces at the 4<sup>th</sup> of July Celebration

Moved by Councilwoman Baun-Crooks, seconded by Councilwoman McLeod, to grant permission to the Downriver Youth Performing Arts Center to sell glow necklaces at the Trenton Fourth of July Fireworks celebration.

Carried unanimously.

(D-1)

ATTORNEY

Ordinance 720, Register Vacant Buildings (1<sup>st</sup> Rdg)

**CITY OF TRENTON  
ORDINANCE NO. 720**

**AN ORDINANCE TO AMEND CHAPTER 18 OF TRENTON CITY CODE BY CREATING A NEW DIVISION 4, ENTITLED "VACANT PROPERTY REGISTRATION AND MAINTENANCE", TO REQUIRE REGISTRATION OF PROPERTIES THAT ARE VACANT FOR THE PURPOSES OF ASSURING CODE COMPLIANCE.**

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

**SECTION 1.** Chapter 18 of the Trenton City Code entitled "Buildings and Building Regulations" shall be amended to create a new Division 4. entitled: "Vacant Property Registration and Maintenance", to require the registration of vacant buildings located within the City, and shall read as follows:

**DIVISION 4. VACANT PROPERTY REGISTRATION AND MAINTENANCE**

**18-200. Scope**

The provisions of this chapter shall apply to all existing properties and structures.

**18-201. Purpose**

The purpose of establishing a registration process for vacant properties is to provide requirements for responsible parties to implement the required Vacant Property Maintenance Plan for such properties which will protect public health, safety and general welfare of the citizens and prevent neighborhood blight, ensure properties are secured, prevent deterioration, and protect property values and neighborhood integrity.

## **18-202. Definitions**

The following words, terms and phrases, when used in this division, shall have the meaning ascribed to them in this section, except where the context clearly indicates a different meaning.

*Abandoned* means a property that is vacant and is under a current Notice of Default and/or Notice of Trustee's Sale, pending Tax Assessor's Lien Sale, or a property that has been the subject of a foreclosure sale where the title was retained by or transferred to the beneficiary of the deed of trust involved with the foreclosure, or a property transferred under a deed in lieu of foreclosure/sale.

*Accessible Property* means real property that is accessible to the public, either, in general or through an open and unsecured door, window, gate, fence, wall, or other such openings.

*Beneficiary* means a lender participating in a real property transaction that holds a secured interest in the real property in question identified in a deed of trust.

*Days* means consecutive calendar days.

*Deed of Trust* means an instrument by which title to real estate is transferred to a third party trustee as security for a real estate loan. This definition includes any subsequent deeds of trust.

*Evidence of Vacancy* means any condition that on its own, or combined with other conditions present would lead a reasonable person to believe that the property is vacant. Such conditions include but are not limited to, overgrown or dead vegetation, accumulation of newspapers, circulars, flyers or mail, past due utility notices or disconnected utilities, accumulation of trash, junk or debris, the absence of window coverings such as curtains, blinds or shutters, the absence of furnishings or personal items consistent with residential habitation, statements by neighbors, passersby, delivery agents, or government employees that the property is vacant.

*Foreclosure* means the process by which a property, placed as security for a real estate loan, is sold at auction to satisfy the debt of the trustor (borrower) under deed of trust defaults.

*Notice of Default* means a recorded instrument that reflects and provides notice that a default has taken place with respect to a deed of trust, and that a beneficiary intends to proceed with a trustee's sale.

*Owner* means any person, co-partnership, agent, operator, firm, association, corporation, or fiduciary having a legal or equitable interest in the property; or recorded in the official records of the state, county, or municipality as holding title to the property; or otherwise having control of the property, including the guardian of the estate of any such person, and the executor or administrator of the estate of such person if ordered to take possession of real property by a court.

*Property* means any unimproved or improved real property, or portion thereof, located in the City of Trenton, including the buildings or structures located on the property regardless of condition.

*Securing* means such measures as may be directed by the Building Official or his or her designee that assist in rendering the property inaccessible to unauthorized persons, including but not limited to the repairing of fences and walls, chaining/padlocking of gates, the repair or boarding of doors, windows, or other openings.

*Trustee* means any person, partnership, association, corporation, fiduciary or other legal entity holding a Deed of Trust securing an interest in real property.

*Trustor* means any owner/borrower identified in a Deed of Trust, who transfers an interest in real property to a trustee as security for payment of debt by that owner/trustor.

*Vacant* means any building, structure or real property that is, or has been unoccupied, or occupied by a person without a legal right of occupancy.

*Yard* means the open unoccupied spaces on the same lot with a main building extending along the entire length of front, side, and rear lot lines.

#### **18-203. Eviction of personal property**

When an eviction by court order occurs, the owner shall place on the private area of the owner's property only and not on any public area adjacent to the owner's property, a movable container of sufficient size and type, which will allow access from its side for disposal of the personal property. Any personal property not relocated from the premises shall be placed and disposed of only in the movable container. The movable container shall be removed from the owner's property within forty-eight (48) hours of its placement.

#### **18-204. Registration of vacant property required**

Owners and/or owners' agents of real property are required to register all vacant property within 30 days of the vacancy or the effective date of this ordinance whichever is later. Registration pursuant to this section shall be renewed annually. Registration required by this division shall include the following information:

- 1) Name, address and contact number of the owner.
- 2) Name, address and contact number of the local agent or representative for the property.
- 3) Name, address and contact number of the management company assigned to the property for the security and maintenance of the property.
- 4) Common address and tax parcel identification number of the property.
- 5) The date on which the property became vacant.
- 6) Affirmation of utility connections or disconnections.
- 7) Signed Maintenance Plan Agreement as required by this division.

**18-205. Requirement to keep information current**

If at any time the information contained in the registration is no longer valid, the property owner shall file a new registration within 10 (ten) days containing current information. There shall be no fee to update the current owner's information.

**18-206. Vacant Property Maintenance Plan**

It is declared a public nuisance for any owner to cause, permit, or maintain any property condition contrary to the provisions of this section. The owner or owner's agent must adhere to the Vacant Property Maintenance Plan as contained in this section and the time schedule requirements on the registration.

- 1) The owner or owner's agent shall perform regular weekly inspections of the property to assure compliance with the requirements of this section.
- 2) The owner or owner's agent shall allow access to the Department of Engineering & Building for the purpose of inspection and in case of emergency.
- 3) Utilities must be properly disconnected or connected and in proper working order.
- 4) All doors, windows and other openings shall be secured as required in Section 18-207.
- 5) Weeds shall be removed from landscape beds, the perimeter of buildings, along fence lines, and in parking lot joints & cracks.
- 6) Grass height shall be maintained no higher than twelve (12) inches and the trimmings removed from the property.
- 7) Exterior properties shall be kept free of junk & debris, including, but not limited to, newspapers, flyers, circulars, furniture, appliances, containers, equipment, auto parts, garbage, clothing, inoperable vehicles, boats and campers, or any other items that give the appearance that the property is vacant.
- 8) Building appurtenances must be securely attached so as not to cause a blighting condition, including, but not limited to, gutters, downspouts, shutters, railings, guards, steps, awnings, canopies, signs, light fixtures, and fire-escapes.
- 9) Detached signs and lighting systems shall be structurally sound, and maintained so as not to cause a blighting condition, or removed.
- 10) Property fencing and retaining walls shall be maintained structurally sound. Any fence or wall with broken or hanging components shall be repaired, straightened, or removed.
- 11) Pools, spas, and ponds shall be drained and kept dry or kept in working order so that the water remains clear and free of pollutants and debris. Pools and spas must comply with the barrier requirements of the adopted International Property Maintenance Code.

- 12) The property shall be free of graffiti or similar markings by removal or painting over with a color that matches the exterior of the structure.
- 13) Perishables shall be removed from the interior of the structures.

#### **18-207. Security requirement**

Properties subject to this section shall be maintained in a secure manner so as not to be accessible to unauthorized persons. Secure manner includes, but is not limited to, closing and locking of windows, doors, and any other opening that may allow access to the interior of any structure on the property. Broken glass shall be secured by replacement, re-glazing, or boarding of the opening. The boarding of any opening shall be painted with a color that matches the exterior of the structure.

#### **18-208. Additional authority**

The Building Official or his or her designee shall have the authority to require the owner to implement additional maintenance, security, or other measures not specified in the Vacant Property Maintenance Plan, as may be reasonably required to prevent further decline.

#### **18-209. Fees**

The fees for registering and the renewal of registering a vacant property shall be the cost of administering the provisions of this division and in the amounts established by the City Council. In addition, in the case where the owner has failed to register, there shall be assessed the added costs of the City's expenses in having to determine ownership which may include, but are not limited to, title searches.

#### **18-210. Penalties**

Any owner of vacant property that fails to register, fails to report changes to registration information, or fails to renew a registration annually shall be responsible for a civil infraction and assessed a fine in an amount established from time to time by resolution of the City Council. Any owner or owner's agent of vacant property subject to the registration requirements of this division, and causes, permits, or maintains a violation of this division as to that property, shall be responsible for a civil infraction.

#### **18-211. Appeals**

Any person aggrieved by any of the requirements of this division may appeal a determination made hereunder in a manner specified in the adopted International Property Maintenance Code.

**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 1st day of June, 2009.

MAIN MOTION

Moved by Councilman Taylor, seconded by Councilwoman McLeod, to approve the first reading of Ordinance 720, Vacant Property Registration and Maintenance.

AMENDMENT TO MOTION

Moved by Councilwoman McLeod, seconded by Councilman Taylor, to approve the reading of Ordinance 720, Vacant Property Registration and Maintenance, to be given immediate effect as an emergency Ordinance, and that the initial registration fee of \$80.00, per year, will be imposed with the determination to be made at the next Council Meeting to establish the amount of the penalty fee, following research by the City Engineer relative to what other communities are charging.

Carried unanimously.

MAIN MOTION AS AMENDED

Carried unanimously.

(D-2)

ATTORNEY

Ordinance 721, Bond Requirement for Demolition (1<sup>st</sup> Rdg)

**CITY OF TRENTON**

**ORDINANCE NO. 721**

**AN ORDINANCE TO AMEND CHAPTER 18 OF THE TRENTON CITY CODE, ENTITLED "BUILDINGS AND BUILDING REGULATIONS", ARTICLE II THEREOF, ENTITLED "CONSTRUCTION CODE," BY CREATING A NEW SECTION 18-34, ENTITLED "PERMITS AND BOND".**

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

**Section 1. Code Amendment.** The City of Trenton's BUILDINGS AND BUILDING REGULATIONS Code, being the State Construction Code adopted by Article II, Chapter 18 of the Trenton City Code, entitled "Construction Code" is hereby amended to read as follows:

18-34- Permits and Bond.

Each applicant for a Permit for the performance of demolition work on a structure located within the City shall, at the time of application, post a Performance Bond with the City in an amount equal to the estimated cost of performing the demolition project, which bond shall be forfeited to the City, in the event the project is not commenced within 90 days of application, not completed within the time period set forth in the application, or is interrupted for a period in excess of 90 days, following commencement.

**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 June 1, 2009, shall be enacted on June 15, 2009, and shall be published on or before June 28, 2009, and shall be come effective June 29, 2009.

Moved by Councilwoman McLeod, seconded by Councilwoman Baun-Crooks, to approve the first reading of Ordinance 721, Permits and Bond.

Carried unanimously.

(D-3)

ENGINEER

2009 Annual Wayne County Storm Water Maintenance Agreement

**CITY OF TRENTON  
ANNUAL COMMUNITY RESOLUTION ACCEPTING  
LONG TERM MAINTENANCE OF STORM WATER MANAGEMENT SYSTEMS  
RESOLUTION 2009-19**

**WHEREAS**, chapter 7 of the Wayne County Storm Water Management Ordinance (“Wayne County Ordinance”), requires storm water management systems to be maintained in perpetuity to ensure that the systems function properly as designed;

**WHEREAS**, pursuant to chapter 4 of the Wayne County Ordinance, after reviewing and approving applications for storm water construction approval, Wayne County issues permits for the long-term maintenance of each storm water management systems, which permits are executed by Wayne County and the public entity that assumes jurisdiction over and accepts responsibility for long-term maintenance of the storm water management system;

**WHEREAS**, the City of Trenton has agreed to assume jurisdiction over and accept responsibility in perpetuity for maintenance of all storm water management system(s) constructed within the City of Trenton during the period referenced below, to ensure that the storm water management systems function properly as designed and constructed; and

**WHEREAS**, the City of Trenton has designated William R. Hogan P.E., the City Engineer of the City of Trenton as the person responsible for executing long-term maintenance permits on behalf of the City of Trenton for the period referenced below

**NOW THEREFORE BE IT RESOLVED**, that the City of Trenton assumes jurisdiction over and accepts responsibility for long-term maintenance of all storm water management systems constructed within the City of Trenton, during the period of June 2, 2009, through June 2, 2010, pursuant to the Wayne County Ordinance, the Administrative Rules, long-term maintenance plans for storm water management systems constructed within the City of Trenton, and the storm water construction approvals issued by Wayne County; and

**BE IT FURTHER RESOLVED**, that approval be and is hereby granted, authorizing the City Engineer to enter into and execute, on behalf of the City of Trenton, long-term maintenance permits issued by the Wayne County for storm water management systems constructed within the City of Trenton, during the period of June 2, 2009, through June 2, 2010.

**ADOPTED, APPROVED AND PASSED** by the City Council of the City of Trenton, this 1st day of June, 2009.

Moved by Councilwoman McLeod, seconded by Councilman Taylor, to concur with the recommendation of the City Engineer and renew the agreement with Wayne County for the Maintenance of Storm Water Management System and authorize the City Engineer to sign the permit on behalf of the City.

Carried unanimously.

(D-4)

**CONTROLLER**

Transfer from General Fund #101 to Capital Projects Fund #402

Moved by Councilman LeFevre, seconded by Councilwoman McLeod, to concur with the recommendation of the City Controller and approve the transfer from the General Fund to the Capital Project Fund.

101-265-989.006	Transfer to Capital Project Fund	\$1,000,000.	
402-000-697.001	Transfer from General Fund		\$1,000,000.

Carried unanimously.

(D-5)  
CONTROLLER  
Conversion of City-Wide Software

Moved by Councilman LeFevre, seconded by Councilwoman Baun-Crooks, to concur with the recommendation of the City Controller and waive the usual bidding procedure in the best interest of the City and authorize the purchase of the upgrade to the Property Based .NET Systems, the Fund Accounting NET Systems and for on site training, implementation and installation, in the amount of \$32,630.00, from BS &A Software, with funding from the Computer Equipment Software Maintenance Accounts (101-930-934.001) and (592-536-934.001).

Carried unanimously.

(D-6)  
CONTROLLER  
Actuarial Contract for OPEB Liability

Moved by Councilman Taylor, seconded by Councilman Teifer, to concur with the recommendation of the City Controller and waive the usual bidding procedure in the best interest of the City and enter into a professional service agreement with Gabriel Roeder Smith & Company, for an actuarial valuation, at the cost of \$16,235.00, with funds from the Self Insurance Fund (759-299-818.000).

Carried unanimously.

(D-7)  
CONTROLLER  
Recommendation of Open Purchase Orders for Fiscal Year 2010

Moved by Councilwoman Baun-Crooks, seconded by Councilwoman McLeod, to approve the open purchase orders for the fiscal year July 1, 2009, through June 30, 2010, for the following vendors:

**Department of Public Service:** Ajax Materials, Al & Sons Hydraulic, Amerigas Service, Bell Equipment, Bob's Welding Supply, Botticher Trucking, Cannon Equipment, Corporate Maintenance, Doan Concrete and Supply Co., East Jordan Iron Works: Etna Supply Company, Gonyea Auto Supply, Gorno Ford, Inc., Grainger, Hall Signs, Interstate Battery, J & R Farm Tractor, Jack Doheny Supplies, Inc., John Deere Landscapes, Keck Hardware, Inc, Mans Building Center, McInerney's, Metro Airport Truck, Michigan Cat, Napa Auto Parts, Parts Associates, Inc., Rio Supply Michigan Meter Inc., RKA Petroleum, Rodgers Chevrolet, Sherwin Williams, Shrader Tire, Southwest Brake & Parts, Tri County International, Vulcan Signs, W. F. Sell, Water Net, LLC and Wolverine Ford Truck.

**Waste Water Treatment Plant:** Bearing Services, Carus Chemical Co, DP Brown of Detroit, General Chemical, Jones Chemical, Keck Hardware, Madison Electric, McNaughton-McKay Electric, Motor City Pipe & Supply, N.A. Mans, Polydyne, Inc., Sherwin Williams, TestAmerica, VWR Scientific, W.W. Grainger and Wilco Machine & Electric.

**Fire Department:** Airgas Puritan Medical, Corporate Maintenance, Crest Industries, Eastman Fire Protection, Famous Photo, Keck Hardware, N.A. Mans, State Chemicals, and W.W. Grainger.

**Engineering:** Keck Hardware, Monroe Glass, Quint Plumbing, Reprographics One, Inc., and Trenton Printing.

**Parks and Recreation:** Acee-Deucee, Aramark, B & B Pools, Carefree Lawn Service, Corporate Maintenance, Downriver Pest Control, Drummond American Corp., Eradico, Expert Heating & Cooling, Expert Mechanical, Keck Hardware, Monroe Door, Monroe Glass, Mueller's, N.A. Mans, Nxtec, Otis Elevator, Quint Plumbing, Reliable Door Service, Serv-Ice Refrigeration, Inc., Share Corp, Sherwin Williams, Siemens Building Technologies, Temperature Control, United Laboratories, W.W. Grainger, and Wyandotte Electrical.

AMENDMENT TO MOTION.

Moved by Councilwoman McLeod, seconded by Councilwoman Baun-Crooks, that if a business in the City of Trenton is indebted to the City that they will not be issued a purchase order, and for businesses in the City of Trenton to be utilized when possible for purchases.

Carried unanimously.

MAIN MOTION AS AMENDED

Carried unanimously.

(D-8)  
PARKS & REC  
Teifer Park Playground Equipment

Moved by Councilman Taylor, seconded by Councilwoman Baun-Crooks, to concur with the recommendation of the Parks and Recreation Director waive the usual bidding procedure in the best interest of the City, and approve the purchase of a playground unit to be installed at Teifer Park, from Miracle of Michigan, in an amount not to exceed \$8,726.00, with funding from the Insurance Reimbursement Account (402-691-988.028) and the Facility Donations Escrow Account (285-692-985.023); contingent upon the warranty for the equipment not be voided if volunteers are used in the building process; and to allow Administration to determine if the equipment is paid for in advance or when the equipment is delivered.

Carried unanimously.

(D-9)

MAYOR

Resolution in Support of Modifications to Public Act 312

**CITY OF TRENTON  
RESOLUTION 2009-20**

**RESOLUTION TO SUPPORT AND CONCUR WITH EFFORTS TO MODIFY PUBLIC ACT 312 OF 1969 TO ADDRESS SPECIFIC CONCERNS REGARDING ABILITY TO PAY, INTERNAL COMPARABLES AND OTHER ISSUES.**

**WHEREAS**, in 1969, Public Act 312 was enacted to provide compulsory arbitration in regard to mandatory subjects of bargaining for local, county and state police officers and firefighters in exchange for an agreement not to strike; and

**WHEREAS**, while the initial intent of Public Act 312 was to provide a fair process for arriving at collective bargaining agreements, while at the same time promoting the safety and well-being of the public through the avoidance of strikes, the Act recently has been used as a tool to substantially drive up the costs associated with employee benefits, thereby reducing funds available for other municipal services; and

**WHEREAS**, a grass roots effort is underway at the local and state level to modify the provisions of Public Act 312 to ensure that it is applied fairly to all parties involved and to ensure that there is accountability and a substantive basis for decisions rendered as part of the Act 312 process; and

**WHEREAS**, as part of this grass roots effort, a variety of issues as set forth in Public Act 312 are being addressed, including concerns over the ability to pay, the requirement that strong consideration be given to internal comparables, as well as placing restrictions on arbitrator-ordered mandates that require a municipality to utilize funds for police and fire benefits as opposed to addressing other needed public services.

**NOW, THEREFORE, IT IS HEREBY RESOLVED**, that the Trenton City Council supports and concurs with the above-discussed grass roots efforts to make important modifications to Public Act 312 to ensure appropriate fairness and accountability.

**ADOPTED, APPROVED AND PASSED** by the City Council of the City of Trenton, this 1<sup>st</sup> day of June 2009.

Moved by Councilman Taylor, seconded by Councilwoman Baun-Crooks, to adopt the resolution to support and concur with efforts to modify Public Act 312 of 1969 to address specific concerns regarding ability to pay, internal comparables and other issues.

Carried unanimously.

**AUTHORIZED DISBURSEMENTS**

Moved by Councilman Taylor, seconded by Councilwoman Baun-Crooks, that the Authorized Disbursements, per the June 1, 2009, schedule, be approved.

MONROE BANK & TRUST: Cash Disbursements                      \$302,404.45

**RECORD OF CITY COUNCIL PROCEEDINGS  
CITY OF TRENTON, MICHIGAN  
HELD ON THE 1ST DAY OF JUNE 2009**

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General Fund	133,038.00
Major Street Fund	1,714.76
Local Street Fund	79.00
Kennedy Rec. Complex Fund	29,600.89
Library Operating Fund	8,987.44
Special Revenue Funds	3,003.88
Trust & Agency Fund	1,000.00
Grant Funds	6,987.63
Capital Project Fund	4,947.00
Water & Wastewater Fund	45,369.32
Motor Vehicle Pool	33,592.17
Restricted Self Ins.	34,090.36

Carried unanimously.

**REPORTS**

Moved by Councilman Taylor, seconded by Councilwoman Baun-Crooks, to receive and place on file the Commission and Board Reports, 1, 2009.

Carried unanimously.

**COMMENTS FROM THE COUNCIL AND OFFICIALS**

Councilwoman McLeod	* Wished Class of 2009 Much Success
Councilman Taylor	* Status of Riverside Hospital
Councilwoman Baun-Crooks	* Thanked Cindy Dingell for Getting the Weeds on Property on Fort Street Cut
Councilman Teifer	* Tour of New Trenton Chrysler Engine Plant, Looks Promising; Commended Al Bober Cost Sharing with DCC
Mayor Brown	* Fiat Executives Toured New and Old Plant Trenton Engine Plant, New Name Chrysler Group LLC; Nursery School Olympics, Wednesday at Elizabeth Park; Trenton Travelers Baseball Team, Spring Cleanup Day for Seniors
City Clerk Stack	* DTE Chili Christmas, Wednesday June 3rd
City Assessor Dahlquist	* Assessments for the former Riverside Hospital Property
Parks & Rec Director Hawkins	* Shared Services with the City of Riverview
DPS Director Bober	* Household Hazardous Waste Day, Northville, June 27th

City Administrator Cady

\* Taste of Trenton to Be Held in Elizabeth Park,  
September 20th

**OTHER COUNCIL BUSINESS**

**CHARTER AMENDMENT**

Moved by Councilman Taylor, seconded by Councilman LeFevre, to request the City Attorney to draft language for a Charter Amendment for placement on the November 3, 2009, ballot for changing the requirements of publishing notices in the local newspaper and using alternative methods.

Carried unanimously.

**SHARED SERVICES WITH CITY OF RIVERVIEW**

Moved by Councilman Teifer, seconded by Councilwoman Baun-Crooks, to concur with the recommendation of the Parks and Recreations and approve reciprocation of shared services with City of Riverview for use of the Kennedy Pool and swimming programs at residential rates in exchange for City of Trenton residents to use the Riverview Highlands Golf Course and associated programs at residential rates, to exclude season passes.

Carried unanimously.

**PUBLIC COMMENT**

Robert Baker

\* Shred It Day, Thanked Rotary, Parks & Rec, DPS; Thanked Everyone for Help with Parade; September 20<sup>th</sup>, 175<sup>th</sup> Birthday Bash at Somewhere in Time

**MOTION TO ADJOURN BY** Councilwoman McLeod, seconded by Councilwoman Baun-Crooks, at 10:09 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. DPS: Auctioned Vehicles Listing, April 27, 2009.
2. CITY CLERK: Seventh Day Adventist Church, Door to Door. (05/19/2009)
3. CITY OF FLAT ROCK: Resolution Opposing Further Reduction in State Revenue. (05/18/2009)
4. STATE OF MICHIGAN: Video/Cable Complaints. (05/12/2009)