

**CITY OF TRENTON, MICHIGAN
REGULAR MEETING
JUNE 4, 2012**

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 8:03 p.m. on the above date in the City Hall Council Chambers.

Present on roll call by City Clerk Gearhart: Councilpersons: Baun-Crooks, Howey, 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, Michael McCullough, City Treasurer; James Wagner, City Administrator; Wallace Long, City Attorney; Christine Arnoczki, City Controller; William Hogan, City Engineer; Bruce Vick, Fire Chief Joann Perna, Parks and Recreation Director; Tim Beaker, Recreation Business Operations Manager; James Nardone, Police Chief; and Steven Voss, Deputy Police Chief.

MINUTES

Moved by Councilperson McLeod seconded by Councilperson Howey, to approve the minutes of the Public Hearing and Regular Meeting of May 21, 2012.

Carried unanimously.

PRESENTATIONS AND PROCLAMATIONS

Moved by Councilperson Taylor, seconded by Councilperson Baun-Crooks, to make the presentation part of the regular minutes.

Carried unanimously.

Mayor Stack introduced Joseph Geza Wash, and then Mayor Stack and Senator Colbeck presented Proclamations to Mr. Wash recognizing his 100th birthday.

APPOINTMENTS

Moved by Councilperson Taylor, seconded by Councilperson Baun-Crooks, to approve the appointments of Ruth Ann Brewer and Nada Frost to the Historical Commission, terms ending July 1, 2015; Ilene Flanagan and John MacDonald to the Recreation Commission, terms ending July 1, 2015; William LeFevre to the Brownfield Authority, term ending June 1, 2015; Milo Gaynier to the Planning Commission and the Zoning Board of Appeals and Adjustments, term ending July 1, 2015; Ted Hageman to the Civic Commission term ending July 1 2015; and Virginia Skiwiera to the City Beautiful Commission, term ending July 1, 2015.

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

Motion carried.

COMMUNICATIONS AGENDA

GENERAL

B-1. JESSE POMRENKE: Eagle Scout Project, Collect Retired American Flags

GROUPS AND ORGANIZATIONS

C-1. TRENTON PUBLIC SCHOOLS: Annual Homecoming Parade Road Closure Request

DEPARTMENT HEADS & OFFICIALS

- D-1. CITY ATTORNEY: Ordinance 764, Updated Fees and Charges for City Trash Collection Services (2nd Rdg)
- D-2. CITY ATTORNEY: Ordinance 765, Permit for Conducting Auctions (1st Rdg)
- D-3. CITY ATTORNEY: Revised Resolution for 2012 Fireworks Display, Special Event Boundary
- D-4. ADMINISTRATION: Mutual Aid Agreement with Brownstown Township
- D-5. ADMINISTRATION: Medical Insurance/Pension Committee
- D-6. ADMINISTRATION: Request Public Hearing re: Community Development Block Grant Program
- D-7. ADMINISTRATION: Budget Follow-up Sessions
- D-8. CONTROLLER: Request to Outsource Printing and Mailing of Water Bills
- D-9. CONTROLLER: Open Purchase Orders Requested Fiscal Year 2013
- D-10. DEPT. OF PUBLIC SERVICES: Request to Dispose of Obsolete Vehicles
- D-11. PARKS & RECREATION: Mid-Summer Festival Shuttle Bus Request

LATE COMMUNICATIONS

- L-1. ST JOSEPH CHURCH: Picnic Road Closure Request
- L-2. 33RD DISTRICT COURT: Caseflow Assistance Fund

COMMUNICATIONS

(B-1)

JESSE POMRENKE

Eagle Scout Project, Collect Retired American Flags

Moved by Councilperson McLeod, seconded by Councilperson Baun-Crooks, to grant permission to Jesse Pomrenke to place a collection box in City Hall for donations of old tattered and worn out flags from June 1st to August 1st.

Carried unanimously.

(C-1)
TRENTON PUBLIC SCHOOLS
Annual Homecoming Parade Road Closure Request

**CITY OF TRENTON
RESOLUTION 2012-16**

RESOLVED, by the City Council of the City of Trenton, that the annual Trenton High School Homecoming Parade be, and hereby is approved for Friday, October 5, 2012, and that the Wayne County Department of Public Services is hereby requested to give permission to the City of Trenton to close West Road from Gorno to Westfield, between the hours of 6:00 p.m. to 7:00 p.m.; and to close Gorno between Charlton and West from 5:15 p.m. to 6:00 p.m. and that the City of Trenton will assume liability for any damage claims which may arise as a result of the road closure; and 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, on this 4th day of June 2012.

Moved by Councilperson Taylor, seconded by Councilperson LeFevre, to approve the road closure request for the Trenton High School Homecoming Parade to be held on Friday, October 5, 2012.

Carried unanimously.

(D-1)
CITY ATTORNEY
Ordinance 764, Updated Fees and Charges for City Trash Collection Services
(2nd Rdg)

**CITY OF TRENTON
ORDINANCE NO. 764**

AN ORDINANCE TO AMEND ARTICLE I, SECTIONS A-12 AND A-13 OF APPENDIX "A" ENTITLED "FEES AND CHARGES" OF THE CITY CODE BY ESTABLISHING UPDATED FEES AND CHARGES FOR CITY TRASH COLLECTION SERVICES.

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

Section 1. Article I, Sections. A-12 and A-13 of Appendix A of the Trenton City Code entitled "Solid Waste Collection" and "Refuse Transfer Station" respectively, shall be amended to establish updated fees and charges associated with trash collection and disposal services provided by the City, which shall read as follows:

ARTICLE II. LICENSES

Sec. A-12. Solid Waste Collection.

- (a) Loader pickups. The fee for loader pickups of solid waste shall be \$50.00 per cubic yard of material collected, with a \$50.00 minimum charge. Debris, such as concrete, dirt, bricks, sod, or loose leaves collected other than during the free fall pickup, is collected by front loader. Debris from work performed by a commercial contractor is not eligible for this service.
- (b) Collection from commercial establishments and churches. The collection charge for each container of commercial and church garbage emptied by the City pursuant to chapter 74, article II, division 3 shall be as follows:
 - i) first pickup: \$6.00 monthly, per cubic yard of container capacity with 2 cubic yard minimum of \$12.00.
 - ii) additional pickups: \$12.00 per cubic yard, with 2 cubic yard minimum of \$24.00.
- (c) Collection from condominiums and individual apartment units and public schools: no charge.
- (d) Purchase of residential trash carts from City by commercial establishment: \$75.00 each, limit 2. Used trash carts may not be returned for credit.
- (e) Special pick-ups from residential property: \$ 20.00 per load.

Sec. A-13. Refuse Transfer Station drop-off rates.

Persons and businesses located within the City shall be allowed dumping privileges at the refuse transfer station (excluding recyclables,) at the following rates:

(a) *Business rate:*

- (i) \$ 35.00 per cyd, with a \$75.00 min. charge per dump.
(Shingle dumping is not permitted).

(b) *Resident Rate:*

- (i) \$ 5.00 per car, van or suv
- (ii) \$10.00 per pickup truck, trailer (8 foot max. length)

(c) *Non-resident rates*, when authorized by City Council:

- (i) \$30.00 per car, van or suv
- (ii) \$45.00 per pickup truck or trailer (8 foot max. length),
inclusive of any lawful materials.

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 May 21, 2012, shall be enacted on June 4, 2012, and shall be published on or before June 17, 2012, and shall become effective July 1, 2012.

ADOPTED, APPROVED AND PASSED by the City Council of the City of Trenton this 4th day of June, 2012.

Moved by Councilperson Taylor, seconded by Councilperson McLeod, to approve the second reading of Ordinance 764, Updated Fees and Charges for City Trash Collection Services.

Carried unanimously.

(D-2)

CITY ATTORNEY

Ordinance 765, Permit for Conducting Auctions (1st Rdg)

**CITY OF TRENTON
ORDINANCE NO. 765**

AN ORDINANCE TO AMEND ARTICLE II OF CHAPTER 22 OF THE TRENTON CITY CODE ENTITLED "BUSINESS LICENSES AND PERMITS" BY ADDING A NEW SECTION 22-52 TO ESTABLISH A PERMIT FOR CONDUCTING AUCTIONS WITHIN THE CITY OF TRENTON.

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

Section 1. Article II of Chapter 22 of the Trenton City Code entitled "Business Licenses and Permits" shall be amended by adding a new Section 22-52 to establish a permitting process for conducting auctions with the City of Trenton, which Section shall then read as follows:

Sec. 22-52 Auctions.

- (a) No person shall conduct an auction of any real estate, goods, wares or merchandise of any description with the city without first procuring a permit from the city clerk, at least 5 days prior to the sale.
- (b) A permit required pursuant to this section shall be granted by the clerk for a fee of \$ 20.00, payable to the City upon making application.
 - a. The permit application shall disclose the following information:
 - (i) A complete description of the property sought to be sold including an itemized inventory of any personalty.
 - (ii) An address of the location and times at which the auction is to be held.
 - (iii) The name of the auctioneer conducting the sale.
 - (iv) The state license number of the Auctioneer, and a copy of the license.
 - (iv) A receipt indicating the payment of any and all taxes due and owing on the property.

- (c) All auction sales shall be conducted by an auctioneer duly licensed by the State of Michigan.
- (d) No auction shall be conducted or continued before 9 AM or after 6PM
- (e) Whenever any auction sale is one of used or secondhand goods, no new goods, wares merchandise or personal property shall be offered or included at such sale.
- (f) Each auctioneer shall keep an accurate record of all goods and chattels sold, together with the name and address of the person from whom such goods and chattels were received, which shall be open to inspection by any police officer or the city clerk, at all reasonable times.
- (g) All taxes, together with any penalties or interest which have become a lien on the property, shall have first been paid prior to being sold at auction.
- (i) The provisions of this section shall not apply to any sale conducted by any sheriff or court officer, or any person acting under the license, direction or authority of any court.

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. Pursuant to Section 13(5) of the Act, if Section 8 of the Act is found to be invalid or unconstitutional, the modification of fees under Section 11 above shall be void from the date the modification was made.

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 4, 2012, shall be enacted on June 18, 2012, and shall be published on or before July 1, 2012, and shall be effective July 2, 2012.

Moved by Councilperson McLeod, seconded by Councilperson Howey, to approve the first reading of Ordinance 765, Permitting Process for Conducting Auctions.

Carried unanimously.

(D-3)

CITY ATTORNEY

Revised Resolution for 2012 Fireworks Display, Special Event Boundary

CITY OF TRENTON

RESOLUTION 2012-17

(Revision of Resolution 2012-9, adopted on March 19, 2012)

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 Wednesday, July 4, 2012, with a rain date on July 5, 2012.

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 Parks 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, July 4th, 2012.

ADOPTED, APPROVED AND PASSED by the City Council of the City of Trenton, this 4th day of June, 2012.

Moved by Councilperson Taylor, seconded by Councilperson Baun-Crooks, to approve the revised boundaries of the Special Event area for the 2012 Fireworks Display.

Carried unanimously.

(D-4)

ADMINISTRATION

Mutual Aid Agreement with Brownstown Township

Moved by Councilperson McLeod, seconded by Councilperson Howey, to refer the Letter of Understanding for the Automatic Mutual Aid Between the Township of Brownstown and the City of Trenton to a Study Session.

Carried unanimously.

(D-5)

ADMINISTRATION

Medical Insurance/Pension Committee

Moved by Councilperson Baun-Crooks, seconded by Councilperson McLeod, to approve a Medical Insurance/Pension Committee to meet on a quarterly basis to discuss ways to control pension and medical costs to consist of the City Administrator, Deputy City Administrator, City Controller, a member from each bargaining unit of the unions, a non-union member, and a Councilperson.

Carried unanimously.

(D-6)

ADMINISTRATION

Request Public Hearing re: Community Development Block Grant Program

Moved by Councilperson Taylor, seconded by Councilperson Baun-Crooks, to schedule a Public Hearing on Monday, June 18, 2012, at 7:45 p.m. for the purpose of taking public comment on the proposed use of the remaining 2010-2011 Block Grant funds received from Wayne County in the estimated amount of \$28,000.00.

Carried unanimously.

(D-7)

ADMINISTRATION

Budget Follow-up Sessions

Moved by Councilperson McLeod, seconded by Councilperson Baun-Crooks, to concur with the recommendation of the City Administrator and schedule study session dates for follow up on budget assumptions for 7:30 p.m. on Monday, August 13, 2012, November 19, 2012, January 14, 2013 and March 11, 2013.

Carried unanimously.

(D-8)

CONTROLLER

Request to Outsource Printing and Mailing of Water Bills

Moved by Councilperson Teifer, seconded by Councilperson Baun-Crooks, to refer the request from the City Controller regarding outsourcing of printing and mailing of the city's monthly water bills to a Study Session.

Carried unanimously.

(D-9)

CONTROLLER

Open Purchase Orders Requested Fiscal Year 2013

Moved by Councilperson Baun-Crooks, seconded by Councilperson McLeod, to approve the open purchase orders for the fiscal year July 1, 2012, through June 30, 2013, for the following vendors:

Department of Public Service: Ajax Materials, Al's Auto Glass, Al & Sons Hydraulic, Amerigas Service, Aramark, Bell Equipment, Bob's Welding Supply, Botticher Trucking, Budget Tire, Cannon Equipment, East Jordan Iron Works: Eradico, Etna Supply Company, Expert Heating & Cooling, Expert Mechanical, Fleet Pride, Gonyea Auto Supply, Gorno Ford, Inc., Grainger, Great Lakes Service, Hall Signs, Halt Fire, Interstate Battery, Interstate Truck Source, J & R Farm Tractor, Jack Doheny Supplies, Inc., John Deere Landscapes, Keck Hardware, Inc, Mans Building Center, McInerney's, McNeilus Truck & Mfg., Metro Airport Truck, Michigan Cat, Michigan Meter Technology Group, Napa Auto Parts, Osburn Industries, Parts Associates, Inc., Reliable Door Service, Rio Supply Michigan Meter Inc., RKA Petroleum, Rodgers Chevrolet, Sherwin Williams, Shrader Tire, Siemens Building Technologies, Temperature Control, Tri County International, W. F. Sell, Wolverine Ford Truck, and Wyandotte Electric.

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

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, B & B Pools, Carefree Lawn Service, Corporate Maintenance, Downriver Pest Control, Drummond American Corp., Keck Hardware, N.A. Mans, Otis Elevator, Quint Plumbing, Serv-Ice Refrigeration, Inc., Sherwin Williams, and United Laboratories.

Carried unanimously.

(D-10)

DEPT. OF PUBLIC SERVICES

Request to Dispose of Obsolete Vehicles

Moved by Councilperson McLeod, seconded by Councilperson LeFevre, to grant permission to the Department of Public Services to dispose of the following obsolete vehicles: 1999 Ford Explorer, 1998 Jeep Grand Cherokee, and 1988 Case Wheel Loader, to be auctioned with the services of Martin's Towing Auto Auction.

Carried unanimously.

(D-11)
PARKS & RECREATION
Mid-Summer Festival Shuttle Bus Request

Moved by Councilperson McLeod, seconded by Councilperson Howey, to approve Royal Transportation, as the provider for shuttle transportation for the Mid-Summer Festival, in the amount of \$4,000.00, with funds from the Mid-Summer Festival Account (285-692-985.035), and to reject the other quotes.

Carried unanimously.

LATE COMMUNICATIONS

(L-1)
ST JOSEPH CHURCH
Picnic Road Closure Request

Moved by Councilperson McLeod, seconded by Councilperson LeFevre, to approve the request from St. Joseph Church to change the date for their annual picnic from June 25, 2012, to Monday June 11, 2012.

Carried unanimously.

(L-2)
33RD DISTRICT COURT
Caseflow Assistance Fund

Moved by Councilperson LeFevre, seconded by Councilperson Taylor, to receive and place on file the communication submitted by the 33rd District Court, regarding payment in the amount of \$6,205.62, from the Caseflow Assistance Fund received from the State of Michigan.

Carried unanimously.

AUTHORIZED DISBURSEMENTS

Moved by Councilperson Teifer, seconded by Councilperson McLeod, that the Authorized Disbursements, per the June 4, 2012, schedule, be approved,

MONROE BANK & TRUST: Cash Disbursements	\$290,654.82
General Fund	110,650.12
Major Street Fund	78.29
Kennedy Rec Complex	32,451.02
Community Block Grant Fd	15.00
Library Operating Fund	19,556.36
Special Revenue Fund	5,500.97
Grant Funds	1,167.72
Capital Project Fund	720.00

Water & Wastewater Fund	50,075.94
Motor Vehicle Pool Fund	31,145.66
Restricted Self Insurance	39,293.74

Carried unanimously.

REPORTS

Moved by Councilperson Teifer, seconded by Councilperson McLeod, to receive and place on file the Commission and Board Reports, June 4, 2012.

Carried unanimously.

OTHER COUNCIL BUSINESS

Moved by Councilperson Teifer, seconded by Councilperson McLeod, to hold a Closed Session immediately following the regular Council Meeting for the purpose of discussing negotiations.

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

Motion carried.

Moved by Councilperson Teifer, seconded by Councilperson McLeod, to request the City Attorney to look into options to see if Henry Ford Health Systems is responsible for the environmental clean up of the former Riverside Hospital site.

Carried unanimously.

COMMENTS FROM THE COUNCIL AND OFFICIALS

- | | |
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| Councilperson Teifer | * Complimented the Memorial Day Parade, Couldn't Stop the Rain, the Presentations were Very Moving and Great to Have Congressman Dingell Present |
| Councilperson LeFevre | * Echoed Teifers Sentiments on Parade, Unbelievable the Amount of People that Stayed in the Rain to Honor the Vets; DYPAC Garden of Eden Event, this Saturday; Grosse Ile Fireworks were Phenomenal, Trenton's Fireworks will be Bigger and Better, Urged Everyone to Attend July 4th |
| Councilperson McLeod | * Status of the Foundation of the Museum, Concerned About Fund Raising Efforts and Unknown Status of Building Repairs |
| Mayor Stack | * Thanked Civic Commission, Mayor Pro Tem Teifer and Councilperson LeFevre for Their Help on |

RECORD OF CITY COUNCIL PROCEEDINGS
CITY OF TRENTON, MICHIGAN
HELD ON THE 4TH DAY OF JUNE 2012

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- Parade; Attended Ribbon Cutting for Colors By Kim;
Attended Dedication of Greenway, on GI Parkway
- City Clerk Gearhart * Animal Licenses Expire July 1st, On Sale at City Clerks Office
- Police Chief Nardone * State Senate Working on Ban for K2 Spice, Bath Salts
- Fire Chief Vick * Very Successful Car Wash Bake Sale, Well Attended; Saturday June 16th Edge Ross Charity Motorcycle Ride
- Parks & Rec. Director Perna * Nursery School Olympics, June 6th, Elizabeth Park; Trenton Business Association Biz Blast Dedication of Kayak Launch Site at Elizabeth Park, June 7; Kennedy Pool Opens Saturday, June 9th

PUBLIC COMMENT

- Scott Barr * Thanked Councilpersons LeFevre and Teifer, for Parade Attendance and Help; City Wide Garage Sale in August; Future City Awards Banquet Will Be Held at DYPAC Theatre
- Dr. Nasir * Asked For Help With Negotiations with Henry Ford Health Systems Regarding Deed Restriction on the Former Riverside Hospital Property

MOTION TO ADJOURN by Councilperson McLeod, seconded by Councilperson Taylor, at 9:10 p.m.

APPROVED BY:

KYLE F. STACK, MAYOR

PATRICIA M. GEARHART, CITY CLERK

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

INFORMATION ITEMS:

1. COMCAST: Charge for Digital Adapter Additional Outlet Service. (05/17/2012)
2. TRENTON FIRE/POLICE CHARITY: Edge Ross Charity Motorcycle Ride (05/25/2012)