

**CITY OF TRENTON
REGULAR MEETING
JULY 7, 2014**

After the Pledge of Allegiance to the Flag, the Regular Meeting of the City Council of Trenton, Michigan, was called to order by Mayor Kyle Stack, at 8:01 p.m. on the above date in the City Hall Council Chambers.

Present on roll call by City Clerk Patricia Gearhart: Councilpersons Timber Baun-Crooks, Dan Gillespie, Robert Howey, William LeFevre, MaryEllen McLeod, Steven Rzeppa, and Mayor Kyle Stack.

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, Controller; Paul Haley, Emergency Management Coordinator; William Hogan, City Engineer; Jeff Evans, Fire Chief; Tim Beaker, Recreation Business Operations Manager; and Steven Voss, Police Chief.

MINUTES

Moved by Councilperson Howey, seconded by Councilperson McLeod, to approve the minutes of the Regular Meeting of June 16, 2014.

Carried unanimously.

PRESENTATIONS AND PROCLAMATIONS

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

Carried unanimously.

DTE Chili Christmas

DTE Energy Representatives Molly Luempert-Coy and Mike Dunlap, along with Trenton Fire Chief Evans presented a check to the Trenton Food Pantry in the amount of \$933.00; and the Salvation Army in the amount of \$110.00, from the proceeds of the 16th Annual "Chili Christmas"; and announced the DTE Energy Employees are winners of the "Chili Christmas" cook off.

APPOINTMENTS

Civic Commission and Historical Commission

Moved by Councilperson McLeod, seconded by Councilperson Howey, to approve the Mayor's appointment of Brenda Oaks to the Civic Commission, for a term ending May 1, 2017; the appointment of Linda Murdock to the Historical Commission, for a term ending July 1, 2017; and the appointment of Laurie Milley to the Civic Commission, for a term ending July 1, 2017.

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

Motion carried.

COMMUNICATIONS AGENDA

AUTHORITIES, CITY COMMISSIONS, BOARDS, COMMITTEES

A-1. SUMMER FESTIVAL: Verbal Report

GENERAL:

B-1. DOWNRIVER HOCKEY ACADEMY: Kennedy Recreation Center Proposal for Lease

GROUPS AND ORGANIZATIONS

C-1. TRENTON HOCKEY ASSOCIATION: Annual Decal Sale

DEPARTMENT HEADS & OFFICIALS

- D-1. MAYOR: Resolution Supporting State Proposal 1, August 5, 2014, Primary Ballot
- D-2. CITY ADMINISTRATOR: Budget Review Dates
- D-3. CITY ADMINISTRATOR: Request to Bid, Computers, Hardware and Software
- D-4. CITY ATTORNEY: Proposed Charter Amendment Ballot Question, Appointment of City Assessor
- D-5. PARKS AND RECREATION: Request to Purchase Fencing for Kennedy Pool
- D-6. PARKS AND RECREATION: Haas Park Playground Equipment Bid Recommendation

COMMUNICATIONS

(A-1)

SUMMER FESTIVAL
Verbal Report

Moved by Councilperson McLeod, seconded by Councilperson LeFevre, to allow Scott Barr to speak.

Carried unanimously.

Scott Barr, Chairman of the Summer Festival gave a final report of the Summer Festival. Thanked everyone who supported and assisted with the wine tasting and the summer festival.

(B-1)

DOWNRIVER HOCKEY ACADEMY
Kennedy Recreation Center Proposal for Lease

Moved by Councilperson Howey, seconded by Councilperson McLeod, to refer the Kennedy Recreation Center Lease Proposal from Downriver Hockey Academy to Administration, Parks and Recreation and the City Attorney for review.

Carried unanimously.

(C-1)

TRENTON HOCKEY ASSOCIATION
Annual Decal Sale

Moved by Councilperson McLeod, seconded by Councilperson Rzeppa, to grant permission to the Trenton Hockey Association to hold their annual decal sale on Saturday, September 13, 2014, going door to door in the City of Trenton between the hours of 9:00 a.m. to 3:00 p.m., with adult supervision, under the direction of the Police Department, subject to approval of the Civic Commission.

Carried unanimously.

(D-1)

MAYOR

Resolution Supporting State Proposal 1, August 5, 2014, Primary Ballot

**CITY OF TRENTON
RESOLUTION SUPPORTING PROPOSAL 1 ON THE AUGUST 5, 2014 BALLOT
2014-22**

WHEREAS, local governments in Michigan have struggled with unstable funding needed to provide services; and

WHEREAS, Michigan businesses have struggled with an uncompetitive tax on business; and

WHEREAS, small businesses and manufacturers power our economy and are the largest contributor to job growth in Michigan; and

WHEREAS, no other state in our region taxes business equipment the way Michigan does – and most of those states don't tax it at all, which makes Michigan significantly less competitive when it comes to job creation and business investment; and

WHEREAS, Michigan communities have struggled for years to pay for essential services like police, fire, ambulances, schools and jails; and

WHEREAS, Michigan communities have relied on this shrinking source of Personal Property Tax revenue to provide other community services as well, including roads, transportation and libraries; and

WHEREAS, with bipartisan support the Michigan Legislature has voted to reform the antiquated personal property tax to help increase Michigan's competitiveness with other states and remove an onerous tax that will allow more business investment and create more jobs while providing a stable revenue source for local communities; and

WHEREAS, this is not a constitutional amendment but the state constitution requires Michigan voters to approve certain changes in local taxes; and

WHEREAS, local governments have struggled with unstable funding needed to provide services and businesses have struggled with an uncompetitive tax on equipment for years; and

WHEREAS, Proposal 1 on the August 5, 2014 ballot, will make Michigan more competitive, which will help local communities to attract more businesses and talent and create local jobs; and

WHEREAS, Proposal 1 is supported by the Michigan Municipal League, the Michigan Townships Association, Michigan Association of Chiefs of Police, Michigan Association of Police Organizations, Michigan Community College Association, Michigan Farm Bureau, the Small Business Association of Michigan, Michigan Sheriffs Association, Michigan Chamber of Commerce, National Association of Independent Businesses and the Michigan Manufacturers Association, among others; and

NOW, THEREFORE, BE IT RESOLVED, the City of Trenton hereby expresses its strong support for Proposal 1 to eliminate the unfair double tax and strengthen our communities. We urge our residents to vote YES on Proposal 1 on the August 5, 2014, ballot.

ADOPTED, APPROVED AND PASSED by the City Council of the City of Trenton, this 7th day of July, 2014.

Moved by Councilperson McLeod, seconded by Councilperson Baun-Crooks, to support Proposal 1, to eliminate the unfair double tax and strengthen our communities, on the August 5, 2014 ballot.

Carried unanimously.

(D-2)
CITY ADMINISTRATOR
Budget Review Dates

Moved by Councilperson Baun-Crooks, seconded by Councilperson Rzeppa, to approve the schedule submitted by the City Administrator for budget review meetings, to discuss fiscal year 2013-2014 and 2014-2015 budgets.

SUBSTITUTE MOTION

Moved by Councilperson McLeod, seconded by Councilperson Rzeppa, to table the budget review dates agenda item for FY 2013-2014, 2014-2015 budgets to the Council meeting of July 21, 2014.

Carried unanimously.

(D-3)

CITY ADMINISTRATOR

Request to Bid, Computers, Hardware and Software

Moved by Councilperson Rzeppa, seconded by Councilperson McLeod, to grant permission to the IT Director to prepare bid specifications and advertisement for computer hardware and software.

Carried unanimously.

(D-4)

CITY ATTORNEY

Proposed Charter Amendment Ballot Question, Appointment of City Assessor

**CITY OF TRENTON
RESOLUTION NO. 2014-23
CHARTER AMENDMENT FOR THE APPOINTMENT OF A CERTIFIED
CITY ASSESSOR**

WHEREAS, Section 3.6 of the City Charter, entitled "Elective Officers and Terms of Office" provides for the election of all City Officers; and

WHEREAS, Section 4.3 of the City Charter, entitled "Clerk, Treasurer and Assessor" provides for the nomination and election of these officers by the electors of the City at-large; and

WHEREAS, Section 4.7(c) of the City Charter, entitled "Compensation of Elective Officers provides for the compensation of the Clerk, Treasurer and Assessor; and

WHEREAS, Section 4.9 of the City Charter entitled "Administrative Services" identifies the Assessor as an elective officer of the City; and

WHEREAS, Section 5.6(b) of the City Charter, entitled "Filling Vacancies in Elective Offices" provides for filling vacancies in the elective office of Assessor; and

WHEREAS, Section 5.6(c) of the City Charter, provides for special elections in the event of a vacancy in the office of the Assessor; and

WHEREAS, the City Council believes it to be in the best interests of the City to provide the electorate with the opportunity to determine if the City's Charter shall be amended to provide for the appointment by the Mayor, of a qualified individual or entity employing a qualified individual, who has attained formal certification, to serve as City Assessor, with approval by no fewer than four (4) members the Council.

NOW THEREFORE, BE IT RESOLVED, that an amendment to Sections 3.6, 4.3, 4.7(c), 4.9, 5.6(b) and 5.6(c) of the Trenton City Charter be placed on the November 4, 2014 Ballot for consideration by the Electorate, which amendment will provide for the appointment of a certified City Assessor by the Mayor with the concurrence of four other members of the City Council, eliminating the office of Assessor from the list of elective officers.

BE IT FURTHER RESOLVED, that the amended Trenton City Charter shall then read as follows:

Section 3.6. – Elective Officers and Terms of Office

The elective officers of the City shall be a Mayor, six members of Council, a Clerk and a Treasurer, all of whom shall be nominated and elected from the City-at-large.

Beginning November 3, 2015, there shall be elected a Mayor for a term of office of four years. Beginning November 3, 2015, there shall be elected a Clerk for a term of office of four years. Beginning November 3, 2015, there shall be elected a Treasurer for a term of office of four years.

At each regular city election, there shall be elected three Council members for a term of four years and such additional number of Council members as may be required to fill vacancies, pursuant to the provisions of Section 5.6 of this Charter.

All such terms of office shall commence at 8:00 p.m. on the Monday next following the regular City election at which they are elected.

Vacancies in the office of Mayor, Clerk and Treasurer shall be filled in accordance with Section 5.6 of this Charter.

BE IT FURTHER RESOLVED, that the amended Trenton City Charter shall read as follows:

Section 4.3 Clerk and Treasurer.

There shall be a Clerk and a Treasurer, each of whom shall be nominated and elected by the electors of the City-at-large.

BE IT FURTHER RESOLVED, that the amended Trenton City Charter shall read as follows:

Section 4.7 Compensation of Elective Officers

(d) Clerk and Treasurer. The compensation for each of the Clerk and Treasurer under this Charter, shall be fixed by ordinance. No ordinance changing the annual salaries of the Clerk, and/or Treasurer may be enacted or amended less than sixty days before the next election at which the Clerk and Treasurer are to be nominated or elected, whichever comes first.

BE IT FURTHER RESOLVED, that the amended Trenton City Charter read as follows:

Section 4.9 Administrative Services.

The administrative elective officers of the City shall be the Mayor, City Clerk and City Treasurer, each of whom shall be selected by election from the city-at-large and the following administrative appointive officers shall be: A full time administrative assistant officer, a Controller, a certified Assessor, a City Attorney, a City Engineer, a Chief of Police,

a Fire Chief, a Director of Public Works and a Health Officer, and such additional administrative officers or departments as may be created by ordinance. The Council may by ordinance create additional administrative officers and departments, and may by ordinance combine any administrative offices and departments in any manner it deems necessary or advisable for the proper and efficient operation of the City, and shall prescribe the functions of each office and department and the duties, authorities and responsibilities of the officers of each department.

BE IT FURTHER RESOLVED that the amended City Charter be amended as follows:

Section 5.6 Filling Vacancies in Elective Offices.

(b) Offices of Clerk and Treasurer. Vacancies in the office of Clerk, Treasurer occurring sixty days or more before the next City election shall be filled on or before the second regular Council meeting following such vacancy by a majority vote of the members of the Council, said appointee or appointees to hold office until the Monday following such election at which election such vacancies shall be filled as provided in Section 3.6 for any balance of the original unexpired term.

Vacancies in the office of Clerk or Treasurer occurring sixty days or less before the next city election, shall not be filled.

(c). Office of Council. Vacancies occurring in the office of Council for more than one hundred twenty days before the next regular City election shall be filled on or before the third regular Council meeting following such vacancy by a majority vote of the remaining members of the Council, said appointee to hold office until the Monday following such election at which election such vacancies shall be filled as provided in Section 3.6 for any balance of the original unexpired term.

Any vacancies which occur for one hundred twenty days or less before the next regular City election shall not be filled.

If any such vacancy in the office of Clerk, Treasurer or Council which the Council is authorized to fill is not so filled within the hereinabove specified time after such vacancies occur, or if three or more vacancies exist simultaneously in the office of Council, such vacancies shall be filled for the respective unexpired terms at a special election. In connection with any special election to fill a vacancy or vacancies in any elective office no primary shall be held; candidates shall be nominated by petitions in a manner identical to that provided in Section 3.8 to 3.11 inclusive; the names of all qualified candidates who file sufficient valid nomination petitions thirty days before each special election shall be certified to the Election Commission and placed on the ballot; and all other provisions of this charter, not inconsistent with this Section 5.6 shall govern

The provisions of this Section 5.6 shall not apply to the filling of vacancies resulting from recall.

BE IT FURTHER RESOLVED, that the proposed Charter Language be submitted to the Attorney General and Governor of the State of Michigan for their approval pursuant to MCLA 117.22, and for placement on the November 4, 2014, ballot.

PROPOSED CHARTER QUESTION

Shall Sections 3.6, 4.3, 4.7(c), 4.9, 5.6(b) and 5.6(c) of the Trenton City Charter be amended to provide for the selection of a certified City Assessor by appointment of the Mayor, with confirmation by the City Council, rather than by election?

YES

NO

ADOPTED, APPROVED AND PASSED by the City Council of the City of Trenton this 7th day of July, 2014.

Moved by Councilperson McLeod, seconded by Councilperson Baun-Crooks, to approve the language for an Amendment to Sections 3.6, 4.3, 4.7(c), 4.9, 5.6(b), and 5.6(c) of the Trenton City Charter to be placed on the November 4, 2014, ballot for consideration by the Electorate.

Carried unanimously.

(D-5)

PARKS AND RECREATION

Request to Purchase Fencing for Kennedy Pool

Moved by Councilperson McLeod, seconded by Councilperson Howey, to concur with the recommendation of the Parks and Recreation Director and award the purchase and installation of fencing for Kennedy Pool to Mustang Fence Company, in the amount of \$3950.00.

SUBSTITUTE MOTION

Moved by Councilperson McLeod, seconded by Councilperson Howey, to table the item to purchase fencing for Kennedy pool.

Carried unanimously.

(D-6)

PARKS AND RECREATION

Haas Park Playground Equipment Bid Recommendation

Moved by Councilperson McLeod, seconded by Councilperson LeFevre, to concur with the recommendation of the Parks and Recreation Director to utilize the National Joint Powers Alliance competitive bidding process and pricing and waive the usual bidding procedure and purchase playground equipment for Haas Park from Miracle Midwest, in the amount not to exceed \$39,371.00, with monies received from through the Wayne County Parks Millage and the DNR Passport Grant.

Carried unanimously.

DISBURSEMENTS AND STATEMENTS

Moved by Councilperson LeFevre, seconded by Councilperson McLeod, to approve the Authorized Disbursements, per the July 7, 2014 schedule, be approved in the amount of \$576,053.69.

Carried unanimously.

Moved by Councilperson LeFevre, seconded by Councilperson McLeod, to approve the disbursement payable to Certified Alarm, in the amount of \$6,833.56.

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

Motion carried.

REPORTS

Moved by Councilperson LeFevre, seconded by Councilperson McLeod, to receive and place on file the Commission and Board Reports, July 7, 2014; Schedule of Investments and Cash on Hand, June 30, 2014; and the DPS Report, June 2014.

Carried unanimously.

COMMENTS FROM THE COUNCIL AND OFFICIALS

- | | |
|---------------------------|---|
| Councilperson McLeod | * Phenomenal Fireworks display! Thanked the Fritz Family for an amazing show; Proud to live in Trenton; Thanked the City Employees for their help. |
| Councilperson Howey | * Echoed sentiments regarding fireworks, 1 st class event; Complimented Scott Barr on street fair. |
| Councilperson Rzeppa | * Thanked everyone for summer festival, great job; Council did not approve hazardous waste to be stored at DSC site; Requested to have his personal email and cell phone number posted on the City website. |
| Councilperson Baun-Crooks | * Echoed sentiments on Fireworks, honored Mr. Fritz; Summer Festival was great; Congratulated City Clerk on receiving Michigan Association of Municipal Clerks certification; Reassured resident that Council will not allow anything hazardous on DSC site; Asked Administration for update on Riverside Hospital Brownfield news. |

RECORD OF CITY COUNCIL PROCEEDINGS
CITY OF TRENTON, MICHIGAN
HELD ON THE 7TH DAY OF JULY 2014

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- Councilperson LeFevre * 10 year old Marco Kolcheff gave out free hotdogs and lemonade last Sunday, very nice; DSC, Dr. Nasir and Councilperson Howey helped with parking for the fireworks; Fireworks, great success; Brownfield meetings at Riverside Hospital site making progress; Complaint regarding bars having outdoor bands till 1:30 a.m.
- Mayor Stack * Thanked everyone for their help with set up of summer festival and who assisted with safety and crowd control at the Fireworks; Thanked the Fritz Family for their support of the Fireworks; Congratulated City Clerk on receiving CMMC certification; Asked residents to support "Turn the Town Teal" campaign in September to create awareness on ovarian cancer.
- City Clerk Gearhart * August Primary is Tuesday, August 5th; Absentee ballots are available; Next Council Meeting is Monday, July 21st.
- City Assessor Dahlquist * Tax foreclosed list from Wayne County, does not recommend purchase by City of any; July Board of Review is Tuesday, July 22nd.
- City Treasurer McCullough * Tax bills have typo, should read "2014" taxes due not 2013, apologized for inconvenience.
- Recreation Bus. Opr. Mgr. Beaker * Thanked everyone for their help with the 39th Annual Summer Festival; Thanked the Fritz Family for the fireworks display.
- Police Chief Voss * Thanked the Mayor, Council and Police and Fire Director Nardone, for allowing him to attend FBI Academy, best training ever experienced.

COMMENTS FROM THE PUBLIC

- Tim Buhse * Troubled by remarks made by DSC Representative's at last Council meeting; Very concerned about DSC property.
- Alfred Foster * Humbug Marsh Volunteer, against hazardous waste disposal.
- Jim Boomer * Summer festival problems with excessive noise level, abuse of property; Asked Committee to consider residents in area.
- Tom Kinney * Riverview landfill complaint; Truck traffic on King Road.

RECORD OF CITY COUNCIL PROCEEDINGS
CITY OF TRENTON, MICHIGAN
HELD ON THE 7TH DAY OF JULY 2014

Charlene Olson

* Concerned about what will be transported from DSC property.

MOTION TO ADJOURN by Councilperson McLeod, seconded by Councilperson Howey, at 10:14 p.m.

APPROVED BY:

KYLE F. STACK, MAYOR

PATRICIA M. GEARHART, CITY CLERK

MINUTES PREPARED BY: Debra R. Devitt, Deputy City Clerk
APPROVED ON: _____

INFORMATIONAL ITEMS:

1. DTE Energy: Natural Gas Pipeline Safety, What You Need to Know.