

**CITY OF TRENTON
REGULAR MEETING
SEPTEMBER 7, 2021**

After the Pledge of Allegiance to the Flag, the Regular Meeting of the City Council of Trenton, Michigan, was called to order by Mayor Rzeppa, at 7:05 p.m. on the above date in the Council chambers.

Present on roll call by City Clerk Debra Devitt: Councilpersons Timber Baun-Crooks, Richard Benedetti, Scott Cabauatan, Wendy Pate, Nelson Perugi and Mayor Steven Rzeppa.

Absent: Councilman William LeFevre.

Moved by Councilwoman Baun-Crooks, seconded by Councilman Cabauatan, to excuse the absence of Councilman LeFevre.

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

Councilman LeFevre entered the meeting at 7:06 p.m.

Other Officers Present: Alan Ackerman, City Attorney; Dean Creech, Acting City Administrator; Joanie Barnett, Acting City Assessor; Michael McCullough, City Treasurer; Dennis Chegash, City Engineer; John Laub, Human Resources Director; Tim Beaker, Parks and Recreation Director; Keith Anderson, Actin Fire Chief; Todd Scheffler, Police Chief; Mike Oakley, Deputy Police Chief; and Kevin Sargent, DPS Superintendent.

Other Officers Present via Zoom: Karen Sall, City Controller; and Theresa Monthei, I.T. Administrator.

MINUTES

Moved by Councilman Benedetti, seconded by Councilwoman Baun-Crooks, to approve the minutes of the Regular Meeting of August 16, 2021.

Carried unanimously.

PRESENTATIONS AND PROCLAMATIONS

Retirement Plaque: Randy Washburn

Moved by Councilwoman Baun-Crooks, seconded by Councilman Cabauatan, to make the presentation part of the regular minutes.

Carried unanimously.

Mayor Rzeppa, along with Acting Fire Chief Anderson, presented a retirement plaque to Captain Randy Washburn, congratulated him on his retirement and thanked him for his service of 25 years.

Randy Washburn thanked the City for giving him the opportunity to work in the City. It was a pleasure and will be missed.

Acting Fire Chief Anderson thanked Captain Washburn for his years of dedicated service to the Fire Department.

COMMUNICATIONS AGENDA

GENERAL

- H-1. Zanglin and Associates: Free Band Entertainment
- H-2. The Vintage Market, LLC: Downtown Trenton Sip, Shop & Stroll

DEPARTMENT HEADS AND OFFICIALS

- J-1. City Attorney: Ordinance No. 802-1 Amend Zoning Ordinance, Restaurant, Fast Food Drive-Through (1st Reading)
- J-2. Acting City Assessor: Appointment of Deputy Assessor
- J-3. Acting Fire Chief: Amended Request for Purchase of 2021 Dodge Ram truck
- J-4. Police Chief: Purchase of Two Police Patrol Vehicles
- J-5. Department of Public Services Director: Emergency Water Main Repair
- J-6. Department of Public Services Director: Request to Purchase Fire Hydrants
- J-7. Department of Public Services Director: Request to Purchase Trash Carts
- J-8. City Engineer: 2021 Sanitary Sewer Cleaning, Televising and Cured-In Place Pipe (CIPP) Lining Project, Contract No. 2020-04
- J-9. Mayor: Study Session, Monday, September 20, 2021

LATE COMMUNICATIONS

- K-1 Acting Fire Chief: Request to Purchase Portable Radios

COMMUNICATIONS

H-1

Zanglin and Associates
Free Band Entertainment

Moved by Councilman Benedetti, seconded by Councilwoman Pate, to approve a four-piece band to provide free musical entertainment in the Zanglin and Associates office parking lot, from 5:00 p.m. to 8:00 p.m., starting in October on Fridays only, contingent on weather conditions.

Carried unanimously.

H-2
The Vintage Market, LLC
Downtown Trenton Sip, Shop & Stroll

Moved by Councilman Benedetti, seconded by Councilman Cabauatan, to grant permission to The Vintage Market, LLC, to hold a Downtown Trenton Sip, Shop & Stroll on Saturday, September 25, 2021, from 2:00 p.m. to 7:00 p.m. under the direction of the police department.

Carried unanimously.

J-1
City Attorney
Ordinance No. 802-1 Amend Zoning Ordinance, Restaurant, Fast Food Drive-Through (1st Reading)

**CITY OF TRENTON
ORDINANCE NO. 802-1**

An Ordinance to make amendments to the city of Trenton Zoning Ordinance Articles II, XIII, and XXVI; “Definitions,” “B-2 District,” and “Off-Street Parking, Parking Layout, and Loading and Unloading,” respectively. There are currently 36 parcels zoned B-2 (out of 7,783 zoned parcels) located on the following streets: West Road, Van Horn Road, King Road, and Fort St. The number of parcels designated to B-2 will not change as a result of this text amendment.

Section 1. Article II, Section 110-28, Definitions, is hereby amended as follows:

- A. Shall include the new definition for a “restaurant, fast food drive-through”: A business establishment designed and intended to provide a driveway approach and temporary motor vehicle standing space or stacking space where customers *shall* receive food or nonalcoholic beverage service from *a window or booth* while in their motor vehicles.

Section 2. Article XIII, Section 110-273, Special Land Use, is hereby amended as follows:

- A. Section 110-273(6) shall be amended to include: “restaurant fast food sit-down *with or without* a drive-through.”
- B. Section 110-273(6) Fast food drive-throughs shall meet the following standards:
 - a. When a public address system will be used to take orders from an outdoor menu board or display from drive-through customers, the drive-through lane and the menu board display must be located in the nonrequired front yard when the use abuts a residential district or an office service district. In the event the narrowness of the site prevents the location of the menu display board in the nonrequired front yard, it may be placed in the nonrequired side yard that is farthest from a residential district or office service district.

- b. Any drive-through lane shall be separate from a road, public right of way, loading and unloading area, or vehicle maneuvering lane.
 - c. *Only one ingress and egress shall be provided on major thoroughfares but shall not be located within 60 feet from an intersection.*
 - d. *Given the nature of this use, parking standards for a drive-through can be reduced or waived entirely by the Planning Commission in circumstances where the applicant can prove that existing parking spaces are sufficient. Landscaping standards based on parking spaces still apply according to the number of spaces that would be required based on the parking formula and the dimensions of the drive-through lane.*
- C. Section 110-273(e) shall remove the following: “*restaurants of any kind*” and “*and when such uses will be accessed only from an interior service drive or marginal access drive system serving the center, there being no direct access permitted to any abutting public street from any ancillary freestanding use.*”

Section 3. Article XXVI, Off-Street Parking, Parking Layout, and Loading and Unloading is hereby amended as follows:

- A. Section 110-551 (16) Numerical Off-Street Parking Requirements shall now include “fast food drive-through” under “business and commercial” under column letter “u” with an updated parking formula “1 space for every two employees in the largest working shift and one space for every four seats”
- B. 110-552 (1) Vehicle Stacking Spaces shall now include “fast food drive-through” in the first row of the table.

Section 4. Savings 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 5. 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 6. 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 7. Readings. This Ordinance shall be given a first reading on September 7, 2021, shall be enacted on September 20, 2021.

Moved by Councilwoman Pate, seconded by Councilwoman Baun-Crooks, to approve the first reading of Ordinance No. 802-1, Amending the zoning ordinance Articles II, XIII, and XXVI, to include restaurant, fast food drive-through.

Carried unanimously.

J-2
Acting City Assessor
Appointment of Deputy Assessor

Moved by Councilwoman Baun-Crooks, seconded by Councilwoman Pate, to concur with the recommendation of the Acting City Assessor and approve the appointment of Christine Eichler as the Deputy Assessor, per Section 4.24, page 25 of the City Charter.

Carried unanimously.

J-3
Acting Fire Chief
Amended Request for Purchase of 2021 Dodge Ram truck

Moved by Councilman Cabauatan, seconded by Councilman Benedetti, to amend the previous request for a 2021 Dodge Ram 4x4 quad cab, and approve the purchase of a 2021 Dodge Ram 4x4 Crew cab, for a cost of \$27,562.00, utilizing the State of Michigan MIDeal contract pricing, with funding from Fire Equipment Fleet Replacement Funds Account #101-336-982.011.

Carried unanimously.

J-4
Police Chief
Purchase of Two Police Patrol Vehicles

Moved by Councilman Cabauatan, seconded by Councilwoman Baun-Crooks, to approve the purchase of two 2021 Ford Utility Interceptor patrol vehicles, to be purchased from Gorno Ford through the MIDeal program, for a total cost of \$78,402.00, with funding from Police State Forfeiture Account #289-307-988.00.

Carried unanimously.

J-5

Department of Public Services Director
Emergency Water Main Repair

Moved by Councilman Cabauatan, seconded by Councilwoman Pate, to authorize payment on two invoices from an emergency water main repair in the intersection of Bridge and Syckelmoore Ave., the first to Compeau Brothers Inc. in the amount of \$17,000.00 and the second to East Jordan Iron Works in the amount of \$8,670.58, for a total amount of \$25,670.58, with funding from Water Main Replacement Account #592-563-980.001.

Carried unanimously.

J-6

Department of Public Services Director
Request to Purchase Fire Hydrants

Moved by Councilman Cabauatan, seconded by Councilman Benedetti, to purchase thirty (30) East Jordan 5BR250 fire hydrants, at a total cost of \$69,303.10 from East Jordan Iron Works and waive the formal bid process, with funding from Water Main Replacement Account #592-563-980.001.

Carried unanimously.

J-7

Department of Public Services Director
Request to Purchase Trash Carts

Moved by Councilwoman Pate, seconded by Councilman Benedetti, to authorize to purchase 429 trash collection carts from the Schaefer Systems International Inc. per Quote #018979-2 in the total amount of \$27,568.00, with funds available from the designated Special Revenue Account #285-528-985.044 from the previous purchases of containers, and to waive the formal bid procedure in the best interest of the City.

Roll call: Benedetti, yes; Cabauatan, abstain; LeFevre, yes; Pate, yes; Perugi, yes; Rzeppa, yes; and Baun-Crooks, yes.

Motion carried.

J-8

City Engineer
2021 Sanitary Sewer Cleaning, Televising and Cured-In Place Pipe (CIPP) Lining Project,
Contract No. 2020-04

Moved by Councilman Cabauatan, seconded by Councilman Benedetti, to award the contract for the 2021 Sanitary Sewer Cleaning, Televising and Cured-In-Place Pipe (CIPP) Lining Project, Contract No. 2020-04, to Insituform Technologies, USA, LLC, in the amount

of \$2,478,802.50 and establish a budget of \$2,603,000.00 for the project, including contingencies, with funding from the Water and Wastewater Contractual Services Account #592-532-818.000.

Carried unanimously.

J-9
Mayor
Study Session, Monday, September 20, 2021

Moved by Councilman Cabauatan, seconded by Councilman Benedetti, to schedule a Study Session to be held on Monday, September 20, 2021, immediately following the Regular meeting, for the purpose of discussing recycling.

Carried unanimously.

LATE COMMUNICATIONS

K-1
Acting Fire Chief
Request to Purchase Portable Radios

Moved by Councilwoman Baun-Crooks, seconded by Councilman Benedetti, to concur with the recommendation of the Acting Fire Chief and approve the purchase of five (5) Kenwood portable radios from Digicom Global, Inc., in the amount of \$11,335.10, with funding from the Fire Fighting Supplies Account #101-336-754.000.

Carried unanimously.

DISBURSEMENTS AND STATEMENTS

Moved by Councilman Benedetti, seconded by Councilman Cabauatan, to approve the Authorized Disbursements, September 7, 2021, in the amount of \$1,870,245.83.

Carried unanimously.

REPORTS

Moved by Councilman Benedetti, seconded by Councilwoman Baun-Crooks, to approve the City Beautiful Commission Minutes, July 8, 2021; Fire and Police Pension Board Minutes, July 21, 2021; Historical Commission Minutes, July 12, 2021; and the Planning Commission Minutes, July 28, 2021.

Carried unanimously.

COMMENTS FROM THE COUNCIL AND OFFICIALS

Mayor Rzeppa	Experienced power outage at City Hall a couple weeks ago. Recycling Study Session after Regular Council Meeting September 20. Update on Flat Rock leak (evacuation zone). Echoed Deputy Chief Oakley's words on Police Department golf outing. Invited Chief Scheffler to speak. Thanked and congratulated Chief Scheffler and wished him all the best. Introduced Mike Oakley, the new Police Chief as of Saturday, September 11.
Police Chief Scheffler	Announced his retirement. September 10 will be his last day on the job. Thanks to Mayor, elected officials, department heads and employees. Thanked and congratulated Deputy Chief Oakley who will be the new Police Chief upon his retirement. Thanked wife and family; Trenton Police Department for the opportunities.
Councilwoman Pate	Congratulations to Chief Scheffler and Deputy Chief Oakley. Awarded MML grant; Sept. 19 at 1:00 to assemble city artwork. Mural going up at McArthur Park. Thanked Police Department for Facebook post regarding back to school safety.
Councilman Cabauatan	Son started kindergarten today. Thanked Lt. Tanguay and Trenton Police Department for maintaining safety at schools. Congrats to Captain Washburn, Chief Scheffler and Deputy Chief Oakley; thanked them for their service.
Councilwoman Baun-Crooks	Thanked Chief Scheffler and Deputy Chief Oakley.
Councilman Benedetti	Please pay attention when driving by schools; slow down. Congratulations to Chief Scheffler and Deputy Chief Oakley.
Councilman LeFevre	Congratulations to Chief Scheffler and Deputy Chief Oakley.
Councilman Perugi	Congratulations to Chief Scheffler and Deputy Chief Oakley.
City Clerk Devitt	Congratulated Captain Washburn and Chief Scheffler on their retirement. Congratulations to Deputy Chief Oakley on becoming the new Police

	Chief. Next Regular Council Meeting Monday, September 20 at 7:00 p.m.
Acting City Assessor	Congratulations to Chief Scheffler and Deputy Chief Oakley.
City Treasurer McCullough	Congratulations to Chief Scheffler and Deputy Chief Oakley.
Parks and Rec. Director Beaker	Congratulations to Chief Scheffler and Deputy Chief Oakley. McArthur Park Mural Project September 11 from 1:00 to 6:00 p.m. for ages 16 and up; will continue on Sept. 18 for 11-15 year olds and Sept. 25 for ages 5-10.
Deputy Police Chief Oakley	Police Department golf outing was a tremendous success; thanked those who participated for their contributions and for putting on the event.
DPS Superintendent Sargent	Trash collection delayed by one day this week due to Labor Day.

COMMENTS FROM THE PUBLIC

David Heatherly	Excessive speed on Lathrop. Hazard regarding access to subdivision due to railroad crossings. Asked to have Traffic Safety Commission review and study closure of Toledo Crossing. Should utilize technology/cameras on railroad crossings to give data. Mayor Rzeppa responded.
Jaime Churches	Introduced herself; running for State Representative seat; teacher in Grosse Ile township.

MOTION TO ADJOURN by Councilman Cabauatan, seconded by Councilwoman Baun-Crooks, at 8:31 p.m.

Carried unanimously.

APPROVED BY:

STEVEN J. RZEPPA, MAYOR

DEBRA R. DEVITT, CITY CLERK

MINUTES PREPARED BY: Eric J. Hoshaw, Deputy City Clerk
APPROVED ON: _____

INFORMATION ITEMS:

1. AT&T: Attachment 2 to Video Service Local Franchise Agreement between AT&T Michigan and the City of Trenton
2. EGLE General Permit Authorization: Permit No. WRP030447 v.1, Site Name 82-West Jefferson Ave.-Riverview
3. EGLE General Permit Authorization: Permit No. WRP030059 v.1, Site Name 82-Elizabeth Park-Trenton