

CITY OF MONROE
REGULAR COUNCIL MEETING
MONDAY, JUNE 16, 2008

Regular meeting of the City Council of the City of Monroe, Michigan held on Monday, June 16, 2008 at 7:30 p.m. in the City Hall Council Chambers.

Present: Council Members Beneteau, Clark, Conner, McGhee, Molenda, Paisley and Mayor Worrell.

Charles D. Evans, Clerk, City Clerk's Office, gave the invocation.

Mayor Worrell led the pledge of allegiance to the flag.

Presentations.

Presentation by Vince Rossi and the Monroe High School Varsity Softball Team.

Presentation by Doug Redding regarding the Sensory Garden at Veteran's Park.

Presentation by Mark Buis, Gabriel Roeder Smith & Company of the Retiree Health Care Plan Actuarial Valuation Report.

Presentation by Ed Sell, Finance Director regarding an update on the City's budget and financial projections.

Public Hearings.

140 This being the date set to hear public comments on Proposed Ordinance No. 08-008, an Ordinance to amend Section 692.07 of Chapter 692, Weeds, Trees and Refuse and there being no comments on file in writing in the Clerk-Treasurer's Office, the Mayor declared the hearing open.

Adam Yeager, 1833 South Custer Road, stated that he noticed as he was coming down Front Street that the weeds are pretty tall.

There being one person present commenting and no comments on file in writing in the Clerk-Treasurer's Office, the Mayor declared the hearing closed.

141 This being the date set for the purpose of review and hearing comments on an application for an Obsolete Property Rehabilitation Tax Exemption Certificate pursuant to Public Act 146 of 2000, as amended, from Mr. Scott Goocher for his property located at 206 South Monroe Street and there being no comments on file in writing in the Clerk-Treasurer's Office, the Mayor declared the hearing opened.

There being no persons present commenting and no comments on file in writing in the Clerk-Treasurer's Office, the Mayor declared the hearing closed.

Council Action

140 It was moved by Councilperson Paisley and seconded by Councilperson Beneteau that Proposed Ordinance No. 08-008, an Ordinance to amend Section 692.07 of Chapter 692, Weeds, Trees and Refuse, be placed on its final reading

Ayes: 7 Nays: 0

Motion carried.

Proposed Ordinance No. 08-008 was then presented for the second time, after which the Mayor asked, "Shall this ordinance pass?"

Ayes: 7 Nays: 0

Ordinance passed.

165 It was moved by Councilman Paisley and seconded by Councilman Beneteau that Proposed Ordinance No. 08-009, an Ordinance to amend Chapter 296, Municipal Employees' Retirement System adding the following Sections 296.11(e) and (f), be placed on its first reading and that the public hearing be set for Monday, July 7, 2008.

Ayes: 7 Nays: 0

Motion carried.

Proposed Ordinance No. 08-009 was then presented for the first time and laid over for its second reading and public hearing.

166 It was moved by Councilman Paisley and seconded by Councilman McGhee that Proposed Ordinance No. 08-010, an Ordinance to amend Chapter 296, Municipal Employees' Retirement System to revise Section 296.48(b)(2)A, Hybrid Pension retirement window, be placed on its first reading and that the public hearing be set for Monday, July 7, 2008.

Ayes: 7 Nays: 0

Motion carried.

Proposed Ordinance No. 08-010 was then presented for the first time and laid over for its second reading and public hearing.

Consent Agenda. (All items listed under the Consent Agenda are considered to be routine by Mayor and Council and may be approved by one motion. Any item may be removed for separate discussion by a Councilperson or citizen.)

A. Approval of the Minutes of the Regular Meeting held on Monday, June 2, 2008, the Minutes of the Special Meeting held on Thursday, June 5, 2008, the Minutes of the Work Session held on Monday, June 9, 2008 and the Minutes of the Special Meeting held on Monday, June 9, 2008.

B. Approval of payments to vendors in the amount of \$596,184.31.
Action: Bills be allowed and warrants drawn on the various accounts for their payment.

142 Water Treatment Plant 2008-2009 Chemical Requirements Bids.

1. Communication from the Director of Water and Wastewater Utilities, reporting back on bids received for the Water Treatment Plant Fiscal Year 2008 – 2009 Chemical Requirements, and recommending that the Liquid Oxygen contract amendment be executed, that the Mayor and City Clerk-Treasurer be authorized to sign the contract on behalf of the city and that purchase orders be awarded to the following vendors for the durations and estimated chemical requirements at the Water Treatment Plant based on the bid unit prices: Liquid Aluminum Sulfate to General Chemical Co. for 3 months for a total cost of \$32,832.00; Zinc Orthophosphate to Carus Chemical Co for 1 year for a total cost of \$49,200.00; Fluoride to Alexander Chemical Co. for 1 year for a total cost of \$42,395.00; Sodium Hypochlorite to JCI Jones Chemicals, Inc. for 1 year for a total cost of \$60,909.01; Liquid Oxygen to Air Liquid Industrial for 1 year for a total cost of \$29,482.00.
2. Supporting documents.
3. Action: Accept, place on file and the recommendation be carried out.

143 Wastewater Treatment Plant 2008-2009 Chemical/Sludge Disposal Requirements Bid.

1. Communication from the Director of Water and Wastewater, reporting back on bids received for the Wastewater Treatment Plant Fiscal Year 2008-2009 Chemical/Sludge Disposal Requirements, and recommending that purchase orders be awarded to the following vendors for the estimated chemical/sludge disposal requirements at the Wastewater Treatment Plant based on the bid unit prices: Liquid Ferric Chloride to PVS Technologies, Inc. for a total cost of \$12,625.00; Cationic Polymer to Polydine, Inc. for a total cost of \$52,250.00; Lime Fine Material to Carmeuse Lime Sales Corp. for a total cost of \$5,971.05; and WW Sludge Disposal to S & L Fertilizer for a total cost of \$322,930.00.
2. Supporting documents.
3. Action: Accept, place on file and the recommendation be carried out.

144 Insertion Valve Installation Bids.

1. Communication from the Director of Water and Wastewater, reporting back on bids received for an Insertion Valve Installation within the Water Distribution System on North Roessler Street, and recommending that a purchase order in the amount of \$7,450.00 be issued to A-1 Specialty Services of Milan, MI in accordance with the bid specifications.
2. Supporting documents.
3. Action: Accept, place on file and the recommendation be carried out.

145 Monroe Family YMCA Banner Request.

1. Communication from the City Manager's Office, reporting back on a request from the Monroe Family YMCA for permission to display a banner across Monroe Street from March 3 – 31, 2009, announcing their annual campaign, and recommending that the request be approved.
2. Supporting documents.
3. Action: Accept, place on file and the recommendation be carried out.

146 First Presbyterian Church Picnic Request.

1. Communication from the City Manager's Office, reporting back on a request from the First Presbyterian Church for permission to close Washington Street between First and Second Streets on August 17, 2008 from 8:00 a.m. to 3:00 p.m. for their annual picnic, and recommending that Council approve the request contingent upon items being met as outlined by the administration, subject to no additional overtime or other costs to the city, and that the City Manager be granted the authority to alter/amend the event due to health and/or safety reasons.
2. Supporting documents.
3. Action: Accept, place on file and the recommendation be carried out.

147 Scottwood Avenue Block Party.

1. Communication from the City Manager's Office, reporting back on a request from Susan Rothenberger and Jennifer Pirlot on behalf of the residents of Scottwood Avenue for permission to hold their annual block party on July 12, 2008 and to close the 500 block of Scottwood Avenue from 4:00 p.m. to 10:00 p.m., and recommending that Council approve the request contingent upon items being met as outlined by the administration, subject to no additional overtime or other costs to the city, and that the City Manager be granted the authority to alter/amend the event due to health and/or safety reasons.
2. Supporting documents.
3. Action: Accept, place on file and that the recommendation be carried out.

148 St. Joseph Church Festival.

1. Communication from the City Manager's Office, reporting back on a request from St. Joseph Church for permission to close Kentucky Avenue between Second and Third Streets from 12 noon on Saturday, September 6 to 5:00 p.m. on Sunday, September 7, 2008 for their annual festival, and recommending that Council approve the request contingent upon items being met as outlined by the administration, subject to the condition that the City incur no overtime costs or be reimbursed for overtime costs if incurred, and that the City Manager be granted the authority to alter/amend the event due to health and/or safety reasons.
2. Supporting documents.
3. Action: Accept, place on file and the recommendation be carried out.

149 Gabby's Ladder Annual Picnic.

1. Communication from the City Manager's Office, reporting back on a request from Gabby's Ladder for permission to use Munson Park's pavilion #3 on Tuesday, August 5, 2008 from 4:00 p.m. to 7:00 p.m. for their annual picnic and that the fees be waived or reduced, and recommending that Council approved the request contingent upon items being met as outlined by the administration, and that the City Manager be granted the authority to alter/amend the event due to health and/or safety reasons.
2. Supporting documents.
3. Action: Accept, place on file and the recommendation be carried out.

150 River Raisin Independence Festival.

1. Communication from the City Manager's Office, reporting back on a request from the Monroe County Convention & Tourism Bureau for permission to hold the annual River Raisin Independence Festival on July 2, 2008, to install a temporary stage at the intersection of Washington and East Front Street for the purpose of holding a pops concert by the Toledo Symphony and to close the affected streets from 2:00 p.m. until approximately midnight, and recommending that Council approve the request contingent upon items being met as outlined by the administration, subject to the condition that the City incur no overtime costs or be reimbursed for overtime costs if incurred, and that the City Manager be granted the authority to alter/amend the event due to health and/or safety reasons.
2. Supporting documents.
3. Action: Accept, place on file and the recommendation be carried out.

141 Obsolete Property Rehabilitation Certificate Application – 206 South Monroe Street.

1. Communication from the Director of Engineering and Planning, submitting an application for Obsolete Property Rehabilitation Tax Exemption from Trail Crew, LLC for improvements proposed to be made at 206 South Monroe Street, and recommending that Council approve the request in accordance with the recommendation of the EDRC, in the form of the attached resolution and authorize staff to forward the application to the State Tax Commission for their review and action, following a public hearing at its June 16, 2008 meeting.
2. Supporting documents.
3. Action: Accept, place on file and the resolution be adopted.

151 Special Assessment Resolution Number 2 – Installation of New Public Storm Sewer Relief Outlet – St. Mary's Gardens Subdivision.

1. Communication from the Director of Engineering and Planning, submitting a proposed resolution for the installation of a new public storm sewer relief outlet to alleviate drainage problems between

Roessler Street and John L Drive, and recommending that the attached Resolution 2 be adopted and that a public hearing be scheduled for July 7, 2008 at 7:30 p.m. in the City Council Chambers.

2. Supporting documents.
 3. Action: Accept, place on file and the resolution be adopted.
- 152 Special Assessment Resolution Number 2 – Installation of New Water Main – East Eighth Street between Washington and Custer.
1. Communication from the Director of Engineering and Planning, submitting a proposed resolution for the installation of a new public water main on East Eighth Street between Washington and Custer, and recommending that the attached Resolution 2 be adopted and that the public hearing be scheduled for July 7, 2008 at 7:30 p.m. in the City Council Chambers.
 2. Supporting documents.
 3. Action: Accept, place on file and the resolution be adopted.
- 153 Computerized Maintenance Management Software (CMMS) Purchase.
1. Communication from the Director of Finance, reporting back on proposals received for the purchase of Computerized Maintenance Management Software (CMMS), and recommending that a purchase order be issued to Cartegraph Systems, Inc. in the amount of \$40,550, that the annual support contract be approved, and that the Mayor and Council authorize the City Manager to sign the contract after approval by the City Attorney.
 2. Supporting documents.
 3. Action: Accept, place on file and the recommendation be carried out.
- 154 Ltc. Matt Louis Urban Monument.
1. Communication from the Director of Public Services, reporting back on a request from Wayne Blank on behalf of the American Legion Post 40 of Monroe for permission to erect a monument at Veteran's Park in honor of Ltc. Matt Louis Urban, and recommending that the request be approved, that the City Manager or his designee be authorized to negotiate an agreement with the requestor for installation, landscaping and perpetual care of the monument, that any required permits be obtained and that any City permit fees be waived.
 2. Supporting documents.
 3. Action: Accept, place on file and the recommendation be carried out.
- 155 Handicap Accessible Ramp Fees.
1. Communication from the Building Official, reporting back on a request from the Monroe County Commission on Aging to waive the permit fees for handicap accessible ramps, and recommending that Council accept the proposed resolution approving a fee schedule of \$123.00 for all Handicap Accessible ramps.
 2. Supporting documents.
 3. Action: Accept, place on file and the resolution be adopted.
- 156 Police Officers Ratification for Retirement Incentive.
1. Communication from the Human Resources Director, submitting a Police Officers Ratification for Retirement Incentive Agreement for police officers who are presently eligible to retire and have not submitted an application for retirement prior to June 7, 2008 for a one-time only lump-sum severance allowance of \$13,250, and recommending that the agreement be approved.

2. Supporting documents.
 3. Action: Accept, place on file and the recommendation be carried out.
- 157 Replacement Parking Meters and Associated Equipment Purchase.
1. Communication from the Police Department, submitting a request to purchase 100 Eagle CK (Standard Eagle) Electronic Duncan Parking Meters as a continuation of the meter replacement program which began last year, and recommending that Duncan be considered a sole source vendor for this equipment for a cost of \$135.00/meter, \$1.65/dome and for a total cost of \$15,365.00/software and training.
 2. Supporting documents.
 3. Action: Accept, place on file and the recommendation be carried out.
- 158 Vehicle Equipment Changeover.
1. Communication from the Police Department, reporting back on bids received to transfer police equipment from 4 old vehicles to the replacements, and recommending that Code 5 Emergency Vehicle Outfitters be contracted to perform the 2008 vehicle changeovers for a price \$8,050.00.
 2. Supporting documents.
 3. Action: Accept, place on file and the recommendation be carried out.
- 159 Replacement of Thirteen Patrol Vehicle Notebook Computers.
1. Communication from the Police Department, submitting a request to replace thirteen notebook computers used in patrol vehicles, and recommending that the purchase be made from Advanced Wireless Telecom for a total cost of \$81,098.90, a \$1,481.56 savings over the state bid contract price.
 2. Supporting documents.
 3. Action: Accept, place on file and the recommendation be carried out.
- 160 Appointment of City Attorney
1. Communication from the City Manager's Office, submitting a proposal for legal services from Ready Sullivan and Ready, and recommending that council appoint Thomas Ready as City Attorney for the term of July 1, 2008 to June 30, 2010.
 2. Supporting documents.
 3. Action: Accept, place on file and the recommendation be carried out.
- 161 Michigan Avenue Bridge Analysis
1. Communication from the Director of Engineering and Planning Department, submitting a proposal for Michigan Avenue Bridge Analysis and Preliminary Design services, and recommending that the City award a contract for design services to the Mannik and Smith Group, in the amount of \$33,605.00, and that the Director of Engineering and Planning be authorized to execute the agreement on behalf of the City, and further recommending that the Finance Director be authorized to make a budget transfer as necessary from unallocated fund balances in the Major Street Fund, Local Street Fund and/or General Fund in the amount of \$215,000, to cover both the above contract amount, and the expected construction costs of the project.
 2. Supporting documents.
 3. Action: Accept, place on file and the recommendation be carried out.

162 Recreation Management Website Software

1. Communication from the Director of Finance, submitting a request to enter into an agreement with Active Network for recreation management software, and recommending that council approve the City Manager to enter into an agreement with Active Network pending review and approval of the contract by the City Attorney.
2. Supporting documents.
3. Action: Accept, place on file and the recommendation be carried out.

163 Fire and EMS Billing

1. Communication from the Fire Department, submitting a request for renewal of the billing contract services with Accumed Billing for EMS and recommending we agree to the new contract.
2. Supporting documents.
3. Action: Accept, place on file and the recommendation be carried out.

164 Employment Agreement

1. Communication from the Director of Human Resources, submitting an employment agreement with Scott H. Davidson, to re-employ Mr. Davidson on a contractual basis as Coordinator of Public Services commencing June 23, 2008 and shall continue for an indeterminate period of time and recommending that the agreement be approved..
2. Supporting documents.
3. Action: accept, place on file and the recommendation be carried out.

It was moved by Councilman Paisley and seconded by Councilman McGhee that items 141, 142, 143, 144, 145, 146, 147, 148, 149, 150, 151, 152, 153, 156, 157, 158, 160, 162, 163, be approved as indicated and that items 154, 155, 159, 161, and 164 be removed and considered separately.

Ayes: 7 Nays: 0

Motion Carried.

154 Communication from the Director of Public Services was presented, submitting a request from Wayne Blank on behalf of the American Legion Post 40 of Monroe for permission to erect a monument at Veteran's Park in honor of Ltc. Matt Louis Urban, and recommending that the request be approved.

Wayne Blank, 13489 Canterbury Lane, gave a presentation on the fundraising plan and schedule and placement of the Ltc. Matt Urban Monument.

Stan Opfermann, 2333 Hollywood Drive, spoke about the autobiography "The Hero We Nearly Forgot" written by Ltc. Matt Urban and co-authored by Charles Conrad, and the history of Matt Urban's injury, recovery and his remarkable life before and after.

It was moved by Councilperson Conner and seconded by Councilman Beneteau that item 154 be accepted, placed on file, and the recommendation be carried out.

Ayes: 7 Nays: 0

155 Communication from the Building Official was presented, submitting a request from the Monroe County Commission on Aging to waive the permit fees for handicap accessible ramps, and recommending that Council accept the proposed resolution approving a fee schedule of \$123.00 for all Handicap Accessible ramps.

Terry Hamad, Director of the Monroe County Commission on Aging, 2525 N. Monroe Street, explained the Commission requests that the homeowner pull the permit but if they do not have the funding, the County offsets the

fee with their ramp funds, which depletes the County's installation/fabrication funds. She also stated that the ramp fees are funded through the levied senior millage and that the average cost of a ramp is \$7,000.

Joe Lehmann, Building Official explained that home owners and various other non-profit organizations pull permits for work being done on property and pay the same fee. He also stated that permit fees are based on the actual cost of the project but that the minimum permit fee cost is \$123.00.

George Brown, City Manager, recommended that the City keep a base fee in place for some cost recovery so it doesn't turn into a donation.

It was moved by Councilman Beneteau and seconded by Councilman McGhee that item 155 be accepted, placed on file, and the resolution be adopted.

Ayes: 7 Nays: 0

Motion passed.

159 Communication from the Police Department was presented, submitting a request to replace thirteen notebook computers used in patrol vehicles, and recommending that the purchase be made from Advanced Wireless Telecom for a total cost of \$81,098.90.

Cory Solomon, 782 Windsor Court, stated that the current equipment in the patrol vehicles is Panasonic Toughbook which we have had good luck with but the equipment is aging. He also stated that Dell is rated 23% faster with comparable pricing, and thinks it would be prudent to hold off and wait for the test results from the County.

John Michrina, Chief of Police, read a letter from Colleen Hinzmann, Information Technology of Monroe County that stated it was time to upgrade the laptops currently used in police vehicles, due to their age it is apparent that the new technologies will be impossible to run and the parts are more difficult to find causing delays in repairs. He also stated that they use Panasonic Toughbook because they live up to their name.

It was moved by Councilman Clark and seconded by Councilman Paisley that item 159 be accepted, placed on file, and the recommendation be carried out.

Ayes: 7 Nays: 0

Motion passed

161 Communication from the Director of Engineering and Planning was presented, submitting a proposal for Michigan Avenue Bridge Analysis and Preliminary Design services, and recommending that the City award a contract to Mannik and Smith Group, in the amount of \$33,605.00.

Patrick Lewis, Director of Engineering and Planning, gave a brief history of the project explaining that in response to a citizens complaint of a pothole they found it actually to be a hole through the deck that was about 5 foot in width and subsequently found issues in other areas of the bridge ultimately leading to a full replacement of the structure.

It was moved by Councilman Clark and seconded by Councilman McGhee that item 161 be accepted, placed on file, and the recommendation be carried out.

Ayes: 7 Nays: 0

Motion passed

164 Communication from the Director of Human Resources was presented, submitting an employment agreement with Scott H. Davidson, to re-employ Mr. Davidson on a contractual basis as Coordinator of Public Services commencing June 23, 2008 and shall continue for an indeterminate period of time and recommending that the agreement be approved.

Councilwoman Conner congratulated Mr. Davidson for his term of 29 years with the City and questioned the details of the re-employment contract.

George Brown, City Manager, explained the terms and length of the agreement.

It was moved by Councilwoman Conner and seconded by Councilman Paisley that item 164 be accepted, placed on file, and the recommendation be carried out.

Ayes: 7 Nays: 0

Motion passed

Mayor Comments.

The Mayor complimented the Eden Garden Club on the Blue Star Monument Marker at Veterans Park, the Elks for the Flag Day Ceremony in Loranger Square. And, also acknowledged Monroe Bank & Trust on their 150th Anniversary Celebration and he expressed his gratitude for their support to the groups, organizations and worthy causes in the community.

Council Comments.

Councilman Beneteau would like an update on the proposal for the downtown bicycle ordinance and would like to have another meeting to discuss the fee schedule for non profit organizations.

Councilman Paisley commented on the non profit fee schedule, and also about employees and residents of the City talking to him about contract rumors.

Councilman Molenda commented on the Elm Street entrance to Hollywood Drive and that it needs some cosmetic help and he would like to be the contact person for anyone interested in helping to beautify it.

City Manager Comments.

George Brown, City Manager, commented on the article in the Monroe Evening News about the City's Action Line.

Citizen's Comments.

Jeanne Micka, 47 E. Elm Street, commented on the Drum & Fife itinerary for the year that the Annual Art Show this weekend, and also announced the Annual Lotus Tour on July 26, 2008.

John Michrina, Chief of Police, commented on the complaints about the police department and the dispatch operation presented at the last council meeting. He stated there has been an investigation into the complaint made against the police department and it has been determined that the officers did nothing wrong. He requested that there be time set aside at the next council meeting to replay the dispatch tapes so council could review them.

Adjournment.

It was moved by Councilwoman Conner and seconded by Councilperson Paisley that the meeting adjourn at 9:47p.m. until the Regular Meeting on Monday, July 7, 2008 at 7:30 p.m.

Ayes: 7 Nays: 0

Motion carried.

Charles D. Evans
Clerk, Clerk's Office

Mark G. Worrell

Mayor