

CITY OF MONROE
REGULAR COUNCIL MEETING
MONDAY, AUGUST 16, 2010

Regular meeting of the City Council of the City of Monroe, Michigan held on Monday, August 16, 2010 at 7:30 p.m. in the City Hall Council Chambers.

Present: Council Members Council Members Paisley, Bica, Molenda, Conner, Beneteau, Hensley, and Mayor Clark.

Sharon C. Malotky, City Deputy Clerk gave the invocation.

Mayor Clark led the Pledge of Allegiance to the flag.

Presentation.

Presentation by Joseph Mominee, Fire Chief of the Carnegie Heroism Medal to Monroe Police Officer's Chad Tolstedt and Paul Marks.

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 Work Session held on Monday, August 2, 2010, and the Minutes of the Regular Meeting held on Monday, August 2, 2010.

B. Approval of payments to vendors in the amount of \$1,063,261.38.
Action: Bills be allowed and warrants drawn on the various accounts for their payment.

172 Additional Emergency Repairs – Centrifuge #2 Rehabilitation – Wastewater Department.

1. Communication from the Director of Water & Wastewater Utilities, submitting a quotation to do emergency repairs to rehabilitate Centrifuge #2, and recommending that Council confirm the administrative decision to complete the additional emergency repairs by making a direct purchase for completing the over rehabilitation of Centrifuge #2 in the amount of \$108,774 and that a total of \$115,000 be encumbered to include a 5% project contingency and that the purchase be allowed to proceed as scheduled.
2. Supporting documents.
3. Action: Accept, place on file and the recommendation be carried out.

173 Agreement with Oakland County for disbursement of Homeland Security Grant funds for 2007.

1. Communication from the Fire Chief, submitting an agreement with Oakland County for disbursement of Homeland Security grant funds for 2007, and recommending that the agreement with Oakland County be approved to facilitate faster processing of the Homeland Security grant funds as they are used.
2. Supporting documents.
3. Action: Accept, place on file and the recommendation be carried out.

- 174 Agreement with Oakland County for disbursement of Homeland Security Grant funds for 2008.
1. Communication from the Fire Chief, submitting an agreement with Oakland County for disbursement of Homeland Security grant funds for 2008, and recommending that the agreement with Oakland County be approved to facilitate faster processing of the Homeland Security grant funds as they are used.
 2. Supporting documents.
 3. Action: Accept, place on file and recommendation be carried out.
- 175 Water Department – Replacement of a Mini Excavator, Trailer & Buster Bids.
1. Communication from the Director of Water & Wastewater Utilities, reporting back on bids received to replace an existing Water Department Mini Excavator, Trailer and Buster, and recommending that a purchase order be issued to AIS Construction Equipment & Supplies out of Lenox, MI in the amount of \$64,790 to replace an existing Water Department Mini excavator, Trailer, and Buster in accordance with the bid specifications.
 2. Supporting documents.
 3. Action: Accept, place on file and recommendation be carried out.
- 176 City Policies and Procedures – Policy No. 20 – City of Monroe Municipal Employees’ Retirement System Educational Conferences, Seminars and Workshops.
1. Communication from the Director of Human Resources, submitting a revised policy to establish procedures for trustees on the Monroe Municipal Employees’ Retirement System to attend educational conferences, seminars and workshops, and recommending that Council approve the attached policy and direct City administration to proceed with implementation.
 2. Supporting documents.
 3. Action: Accept, place on file and the recommendation be carried out.
- 177 Water Department – Raw water Pump Station Roofing Renewal Project Bids.
1. Communication from the Director of Water & Wastewater Utilities, reporting back on bids received for the Raw Water Pump Station Roofing Renewal Project, and recommending that a purchase order in the amount of \$21,121 for the Raw Water Pump Station Roofing Renewal Project be issued to M.W. Morss Roofing, Inc out of Romulus, MI in accordance with the bid specifications.
 2. Supporting documents.
 3. Action: Accept, place on file and the recommendation be carried out.
- 178 Wastewater Department – Replacement of Sanitary Sewer Inspection Equipment Bids.
1. Communication from the Director of Water & Wastewater Utilities, reporting back on bids received to replace existing wastewater department Sanitary Sewer Inspection Equipment, and recommending that a purchase order be issued to Great Lakes Service & Supplies, Inc out of Petersburg, MI in the amount of \$48,900 to replace the existing Wastewater Department Sanitary Sewer Inspection Equipment in accordance with the bid specifications.
 2. Supporting documents.
 3. Action: Accept, place on file and the recommendation be carried out.

179 Mason Run 2 Infrastructure Bond Release Approval.

1. Communication from the Director of Engineering & Public Services, submitting a bond release request from Lexon Insurance Company for the Mason Run 2 Infrastructure paving project, and recommending that the attached General Release be approved and that the City Manager or his designee be authorized to execute it on behalf of the City of Monroe.
2. Supporting documents.
3. Action: Accept, place on file and the recommendation be carried out.

180 4th Annual River Raisin Labor Day Festival – Monroe County Convention & Tourism Bureau.

1. Communication from the City Manager, submitting a request from the Monroe County Convention & Tourism Bureau for permission to hold the 4th annual River Raisin Labor Day BBQ Festival on September 4, 2010 and to close E. Front Street between S. Monroe & S. Macomb Street, W. Front Street between Cass & Monroe Street, and Washington Street between Front and First Street on September 4th, 2010, from 12noon – 11:00 p.m., and recommending that Council approve the request contingent upon items being met as outlined by the administration, subject to cost recovery & fee waivers in accordance with City Council adopted policy, insurance requirements being met, Fire Department guidelines to be followed: 1. MFD SOG 5017, 2 International Fire Code 2403 & 2404, Tents and Canopies, 3. International Fire Code D103.1 Fire Apparatus Access Road, minimum of 20', and 4. Allow for Fire Department inspection prior to event, and that the City Manager be granted 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.

181 2010 Downtown Sidewalk Replacement Program – Final Balancing Change Order.

1. Communication from the Director of Engineering & Public Services, submitting a Change Order to the contract awarded for the 2010 Downtown Sidewalk Replacement Program on June 21, 2010, and recommending that Council award a change order in the amount of \$3,642.93 for the 2010 Downtown Sidewalk Replacement Program to Dominic Gaglio Construction, and further recommending that the Director of Engineering and Public Services be authorized to sign the change order on behalf of the City of Monroe.
2. Supporting documents.
3. Action: Accept, place on file and the recommendation be carried out.

182 Monroe Street/Third Street Intersection Repairs Bid Award.

1. Communication from the Director of Engineering & Public Services, reporting back on bids received for the Monroe Street / Third Street intersections repairs, and recommending that Council award the above contract to the low bidder, G.V. Cement Contracting Co., in the amount of \$22,567.02, and that a total of \$25,000 be encumbered to include an 11% project contingency, and further recommending that the Mayor and Clerk-Treasurer be authorized to sign the contracts on behalf of the City of Monroe.
2. Supporting documents.
3. Action: Accept, place on file and the recommendation be carried out.

183 Winchester Street Bridge Rehabilitation – Consultant Inspection Contract Extension.

1. Communication from the Director of Engineering & Public Services, submitting a request for an extension to the consultant inspection contract for the Winchester Street Bridge rehabilitation, and recommending that the City award a contract extension for construction inspection, testing, and project administration for the rehabilitation of the Winchester Street Bridge to the Mannik & Smith Group in the amount of up to \$49,700, and that the Director of Engineering & Public Services be authorized to execute the agreement on behalf of the City.
2. Supporting documents.
3. Action: Accept, place on file and the recommendation be carried out.

184 Munson Park Ball Diamond Concession Operations.

1. Communication from the Finance Director, submitting proposals for the operation of the Munson Park ball diamond concession stand, and recommending that Council approve entering into an agreement with Cravings, Inc for the operation of the Munson Park Ball Field Concession Stand beginning August 26, 2010 and ending at the end of the 2011 operating season with the agreement to be approved by the City Attorney, and the agreement will include compensation to the City of Monroe in the amount of 10% of gross sales.
2. Supporting documents.
3. Action: Accept, place on file and the recommendation be carried out.

185 Riverwalk Entry Signage.

1. Communication from the Executive Director, Main Street Monroe/DDA, submitting a design drawing and list of locations for the Riverwalk Entry Signage, and recommending that Council approve the locations and attached design for the Riverwalk Entry Signage with the understanding that minor revisions may be needed to ensure sound installation and longevity..
2. Supporting documents.
3. Action: Accept, place on file and the recommendation be carried out.

186 Elm / Dixie / Winchester Intersection Reconstruction MDOT Funding Contract.

1. Communication from the Director of Engineering & Public Services, submitting a proposed resolution delineating the terms of the reconstruction of the intersection at Elm / Dixie / Winchester to allow for extension of the bicycle pathway, and recommending that the attached resolution be approved, and that the local share of the costs be appropriated as detailed in the financial information attached.
2. Supporting documents.
3. Action: Accept, place on file and the resolution be adopted.

187 Elm / Dixie / Winchester Intersection Reconstruction – Professional Services Award for Construction Engineering.

1. Communication from the Director of Engineering & Public Services, submitting a contract for construction engineering services for the reconstruction of the Elm / Dixie / Winchester intersection and recommending that Council award a contract for construction engineering services for the Elm / Dixie / Winchester Intersection Reconstruction project to the Mannik & Smith Group in the amount of up to \$29,988, and further recommending that the Director of Engineering & Public Services be authorized to sign the attached proposal on behalf of the City of Monroe.

2. Supporting documents.
3. Action: Accept, place on file and the recommendation be carried.

It was moved by Councilman Molenda and seconded by Councilman Beneteau that items, 172, 173, 174, 175, 176, 177, 178, 180, 182, 183, 184, 185, and 187 be approved as indicated, and that items 179, 181 and 186 be removed and considered separately.

Ayes: 7 Nays: 0

Motion carried.

179 The communication from the Director of Engineering & Public Services, submitting a bond release request from Lexon Insurance Company for the Mason Run 2 Infrastructure paving project, and recommending that the attached General Release be approved and that the City Manager or his designee be authorized to execute it on behalf of the City of Monroe.

Councilman Molenda asked for Patrick Lewis, Director of Engineering & Public Services to give the total value of the bond and by paving of Noble Avenue will that essentially replace the paving of Mason Run streets?

Patrick Lewis, Director of Engineering & Public Services explained what the bond will pay for and that the amount is a little under \$300,000 but the city has put a number of about \$200,000. He further explained that they will not pay for Noble Avenue unless we actually do it now and they will only pay for Noble, they won't pay for the streets.

Councilman Molenda asked what the current status is with the lighting issue.

Patrick Lewis, Director of Engineering & Public Services said that DTE has indicated that they may take the existing system over with some improvements to it and we are waiting on a cost estimate.

It was moved by Councilman Molenda and seconded by Councilman Beneteau that item 179, be accepted, placed on file and the recommendation be carried out.

Ayes: 7 Nays: 0

Motion carried.

181 The communication from the Director of Engineering & Public Services, submitting a Change Order to the contract awarded for the 2010 Downtown Sidewalk Replacement Program on June 21, 2010, and recommending that Council award a change order in the amount of \$3,642.93 for the 2010 Downtown Sidewalk Replacement Program to Dominic Gaglio Construction, and further recommending that the Director of Engineering and Public Services be authorized to sign the change order on behalf of the City of Monroe.

Councilman Molenda asked Mr. Lewis to comment on the different sealants that are being used.

Patrick Lewis, Director of Engineering & Public Services explained how the sealant darkens the color of the concrete and adds a gloss to the stamped concrete.

It was moved by Councilman Molenda and seconded by Councilwoman Conner that 181 be accepted, placed on file and the recommendation be carried out.

Ayes: 7 Nays: 0

Motion carried.

186 The communication from the Director of Engineering & Public Services, submitting a proposed resolution delineating the terms of the reconstruction of the intersection at Elm / Dixie / Winchester to allow for extension of

the bicycle pathway, and recommending that the attached resolution be approved, and that the local share of the costs be appropriated as detailed in the financial information attached.

Councilman Molenda said that because he has had issues with C.D. Hughes, Inc in the past, he wonders if the City Manager might give reasons why he should not vote against a contract with them.

George Brown, City Manager explained that a meeting with the company ended with contrition on their part and that they addressed the issues that residents and Council had with them.

Patrice Lewis, Director of Engineering & Public Services explained that they have made a reasonable attempt to address the restoration problems and explained other options and problems in rebidding the project.

It was moved by Councilman Paisley and seconded by Councilman Bica that item 186 be accepted, placed on file and the resolution be adopted.

Ayes: 7 Nays: 0

Motion carried.

Mayor Comments.

Mayor Clark commented on the Jazz Festival and the festivities that came along with it, and commended the employees that put time into preparation and ongoing work throughout the weekend. He also commented on the Hofu Students and their time here and thanked the host families. He further commented on upcoming events to be held in the City.

Council Comments.

Councilman Bica commented on the Heritage Trail and his time on it.

Councilwoman Conner commented on the hazardous waste collection at the Multi Sports Complex, the Energy Council in Lansing, the Hofu Students, the November Election, and the Jazz Festival.

City Manager's Comments.

George Brown, City Manager pointed out that the Firefighters are providing emergency response service again.

Citizen's Comments.

Andrea Jones, Main Street Executive Director/DDA commented on the conceptual design plan for the United Way, Stepping Stone, Laurer-Finzel parking lot project, auditions for performers at the Tree Lighting Ceremony in November, the box lunch music series and events at St. Mary's Park on Thursday evenings.

Pat McElligott, 813 Reisig Street commented the Amish way of life, government assistance, and the community wide stewardship backpack project at Missionary Baptist Church on September 1, 2010 from 6:30 p.m. – 8:30 p.m.

Robert Lajiness, 4116 Breast Road, Newport commented on his property at 403 Smith Street and asked to retain possession immediately to get started on renovations of the property.

Mayor Clark explained that the first step is to speak to Mr. Ready, City Attorney.

Tom Ready, Attorney, explained that a resolution passed on May 17th declared the padlocking of the property located at 403 Smith Street for the period of 1 year and that the house was in foreclosure proceedings at the time of the

resolution and that there were no rights to possession at that time. He further stated that the resolution is still in force and it is his recommendation that the matter be referred to City Administration for review with the idea of bringing it back at the next meeting.

George Brown, City Manager mentioned that Joe Lehmann, Building Official has had conversations with Mr. Lajiness and that issues are being addressed.

Dave Roberts, 706 Broadway commented on the City Charter Revisions to being placed on the ballot and asked that Council make the revisions clear to the public.

Wendy Spicer, 14949 Nobile, School Board Trustee for Monroe Public Schools commented on the Kohl's contest and donation of \$500,000 to a school and explained how to participate in the contest and how to vote.

Adam Yeager, 1833 S. Custer Road commented on the Riverwalk and juvenile crime and how those kids could be put to work keeping the Riverwalk clean.

Adjournment.

It was moved by Councilman Molenda and seconded by Councilwoman Conner that meeting adjourn at 8:35 p.m. until the next Regular Meeting on Tuesday, September 7, 2010 at 7:30 p.m.

Ayes: 7 Nays: 0

Motion carried.

Sharon C. Malotky
Deputy City Clerk

Robert E. Clark
Mayor