

CITY OF MONROE
REGULAR COUNCIL MEETING
TUESDAY, FEBRUARY 22, 2011

Regular meeting of the City Council of the City of Monroe, Michigan held on Tuesday, February 22, 2011 at 7:30 p.m. in the City Hall Council Chambers.

Present: Council Members Paisley (7:40 p.m.), Bica, Molenda (7:37 p.m.), Conner, Beneteau, Hensley and Mayor Clark.

Rosalind Boswell, City Clerk Secretary gave the invocation.

Mayor Clark led the pledge of allegiance to the flag.

Presentation.

Presentation by Mayor Clark – Monroe Police Department's Officer of the Year – Officer Herrick.

Officer Terese Herrick thanked Mayor and Council for the recognition and thanked her fellow Officers and Command for nominating her this year. She introduced family members that were present.

Public Hearings.

13 This being the date set to hear public comments proposed 2011-2017 Capital Improvements Program Budget and 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.

270 This item was postponed at the January 18, 2011 meeting.

Communication from the Interim Director of Planning & Recreation, submitting an application for Obsolete Property Rehabilitation Tax Exemption from West Front Development, LLC for the buildings at 114 and 116 West Front Street, and recommending that Council delay action on this item until its meeting on January 18, 2011 in order to draft the terms of the above referenced agreement and to address outstanding issues pertaining to property maintenance code compliance. It was moved by Council Member Beneteau and seconded by Council Member Bica that item, 270 be postponed until the February 22, 2011 Council Meeting and that past due taxes and current year taxes be paid by the February 22, 2011 Council Meeting.

It was moved by Council Member Beneteau and seconded by Council Member Molenda that item 270 be placed on the floor for discussion.

Ayes: 7 Nays: 0

Motion carried.

Council Member Beneteau asked if the taxes have been brought up to date.

Dan Swallow, Director of Economic & Community Development said the owner stopped by his office and provided a receipt from the County Treasurer showing payment of the past due taxes and that they are clearly working towards an agreement for the improvements needed on the property and demolition.

Council Member Beneteau said he is not certain how to handle this item because as it is also related to the demolition item that follows.

Dan Swallow, Director of Economic & Community Development explained that at the time the agenda was being prepared the taxes were not paid which is a statutory requirement for the Obsolete Property Rehabilitation Tax Exemption. He said for that reason they did not deem it appropriate to recommend approval of the request and also not being sure what Council's thoughts were regarding the demolition.

It was moved by Council Member Beneteau and seconded by Council Member Conner that item 270 be postponed until the April 4, 2011 Council Meeting.

Ayes: 7 Nays: 0

Motion carried.

273 This item was postponed at the January 18, 2011 meeting.

Communication from the Building Official, reporting back on bids received for the demolition of a property located at 114 and 116 West Front Street, and recommending that Council table this action until January 18, 2011 Council Meeting in order to draft terms of an agreement to renovate the structures and further recommending that if an agreement cannot be reached the structure be demolished. It was moved by Council Member Molenda and seconded by Council Member Beneteau that item 273 be postponed until the February 22, 2011 Council Meeting.

It was moved by Council Member Molenda and seconded by Council Member Beneteau that item 273 be placed on the floor for discussion.

Ayes: 7 Nays: 0

Motion carried.

After a brief discussion, it was moved by Council Member Molenda and seconded by Council Member Hensley that item 273 be postponed until the April 4, 2011 Council Meeting.

Ayes: 7 Nays: 0

Motion carried.

9 This item was postponed at the February 7, 2011 meeting.

Communication from the City Manager's Office, reporting back on a request from the Monroe County Convention & Tourism Bureau for permission to display a banner across Monroe Street from January 1 – May 15, 2012, announcing the Michigan State Bowling Association Tournament, and recommending that the request be approved, as modified, for up to a four week period. It was moved by Council Member Conner and seconded by Council Member Hensley that item 9 be postponed until the February 22, 2011 Council Meeting to obtain a specific timeline from the Monroe County Convention & Tourism Bureau.

It was moved by Council Member Conner and seconded by Hensley that item 9 be placed on the floor for discussion.

Ayes: 7 Nays: 0

Motion carried.

It was moved by Council Member Conner and seconded by council Member Hensley that item 9 be approved as revised, for the banner to be displayed from February 1 – 29, 2012.

Ayes: 7 Nays: 0

Motion carried.

14 It was moved by Council Member Molenda and seconded by Council Member Beneteau that the communication from the Director of Economic & Community Development, submitting proposed Ordinance No. 11-001, an Ordinance to amend several sections of Chapter 374, Hawkers, Peddlers and Transient Merchants, of the Code of the City of Monroe, be placed on its first reading and that a public hearing be set for Monday, March 7, 2011.

Ayes: 7 Nays: 0

Motion carried.

Proposed Ordinance No. 11-001, was then presented for its first time and laid over for its second reading and the public hearing be set for Monday, March 7, 2011.

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 Council Meeting held on Monday, February 7, 2011.

B. Approval of payments to vendors in the amount of \$703,633.21.

Action: Bills be allowed and warrants drawn on the various accounts for their payment.

13 Proposed Capital Improvements Program Budget – FY 2011-2017.

1. Communication from the Director of Economic & Community Development, submitting the Proposed FY 2011-2017 Capital Improvements Program Budget, and recommending that the Proposed FY 2011-2017 Capital Improvements Program Budget be adopted.

2. Supporting documents.

3. Action: Accept, place on file and the recommendation be carried out.

15 Macomb Street Bridge Rehabilitation – Design Contract Award.

1. Communication from the Director of Engineering & Public Services, submitting a proposal for the design of the Macomb Street Bridge, and recommending that Council award a design contract for the rehabilitation of the Macomb Street bridge to Spalding DeDecker Associates, Inc., in an amount "Not to Exceed" \$99,897, and that the Director of Engineering & Public Services be authorized to execute the agreement on behalf of the City, and further recommending that a total of \$115,000 be encumbered for this work, should the Engineering Department determine during the design process that additional work activities or environmental studies are necessary.

2. Supporting documents.

3. Action: Accept, place on file and the recommendation be carried out.

16 East Elm Avenue Water Main Replacement – Change Order Award.

1. Communication from the Director of Engineering & Public Services, submitting a request for a change order to the East Elm Avenue Water Main Replacement Program, and recommending that Council award a change order to the 2010-11 Water Main Replacement Program Group 2 to C & D Hughes,

Inc., for the East Elm Avenue Water Main Replacement in the amount of \$350,386.20 and that a total of \$403,000 be encumbered to include a 15% project contingency, and further recommending that the Director of Engineering & Public Services be authorized to execute 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.

17 Annual Memorial Day Parade.

1. Communication from the City Manager's Office, reporting back on a request from the VFW Memorial Day Parade Committee for permission to hold the annual parade on May 30, 2011 at 2:00 p.m., and recommending that Council approve this request contingent upon items being met as outlined by the administration, subject to insurance requirements being met, parade permit, 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.

18 Monroe County Fair Parade Request.

1. Communication from the City Manager's Office, reporting back on a request from the Monroe County Fair Association to hold the 2011 Fair Parade on July 31, 2011 at 1:00 p.m., to close the affected streets and for assistance from the City and the Police Department, and recommending that Council approve this request contingent upon items being met as outlined by the administration, subject to insurance requirements being met, parade permit, 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.

19 Community Development Block Grant (CDBG) FIX Program Contracts.

1. Communication from the Director of Economic & Community Development, submitting the CDBG FIX Program Contracts for two recipients under the revised program, and recommending that Council authorize payment to Pranam GlobalTech in the amounts of \$22,350 and \$11,373 for the two CDBG FIX program projects located on Norwood Drive and Maple Avenue respectively.
2. Supporting documents.
3. Action: Accept, place on file and the recommendation be carried out.

20 St. Paul's United Methodist Church Temporary Sign and Vertical Pole Banner Request.

1. Communication from the City Manager's Office, reporting back on a request from St. Paul's United Methodist Church for permission to display a temporary sign on their property and vertical pole banner thru the end of the year announcing the church's anniversary, and recommending approval of the banner request, as well as the temporary sign request, contingent upon the applicant providing a site sketch identifying exact placement of the sign.
2. Supporting documents.
3. Action: Accept, place on file and the recommendation be carried out.

21 Dumpster Service Contract – 2011 to 2014 – Bid Award.

1. Communication from the Director of Engineering & Public Services, reporting back on bids received for Dumpster Service Contract, and recommending that Council award a contract with Allied Waste Services of Toledo for a baseline amount of \$8,862.64, with authorization to expend up to \$40,000 annually for total services given to the Public Services Department, and further recommending that the Mayor and Clerk-Treasurer be authorized to sign the contracts.
2. Supporting documents.
3. Action: Accept, place on file and the recommendation be carried out.

22 Police Vehicle Purchase.

1. Communication from the Director of Engineering & Public Services, reporting back on bids to purchase seven (7) Ford Crown Victoria Interceptors and One (1) Ford Fusion for the Monroe Police Department, and recommending that Council award a contract to purchase seven (7) 2011 Ford Crown Victoria Police Interceptor vehicles for a total of \$148,281, and one (1) 2011 Ford Fusion SE sedan at \$15,871 from Signature Ford of Owosso, Michigan, and further recommending that the Director of Engineering & Public Services be authorized to prepare a purchase order for the above total amount of \$164,152.
2. Supporting documents.
3. Action: Accept, place on file and the recommendation be carried out.

23 Renewal for a Natural Gas Supplier.

1. Communication from the Finance Director, submitting an agreement with Lakeshore Energy to serve as our natural gas supplier for city facilities, and recommending that Council approve entering into the attached agreement with Lakeshore Energy to provide natural gas to all City of Monroe facilities where the City is paying the natural gas service cost for the period of April 2011 through March 2012, a one year agreement.
2. Supporting documents.
3. Action: Accept, place on file and the recommendation be carried out.

24 Soft Body Armor Bids.

1. Communication from the Chief of Police, reporting back on bids received for replacing soft body armor for officers that is nearing or reached the manufactures expiration date, and recommending that Council approve the purchase of the "DX" model vest manufactured by Protective Products Equipment through the vendor "Great Lakes Emergency Products" for the sum of \$550 per vest, \$13,200 for the total number of 24 vests, and further recommending that the purchase of a special threat "Speed Plate" size 7"x9" in the amount of \$69.00 – plate be added to the request.
2. Supporting documents.
3. Action: Accept, place on file and the recommendation be carried out.

It was moved by Council Member Molenda and seconded by Council Member Bica that all items of the Consent Agenda be approved as presented.

Ayes: 7 Nays: 0

Motion carried.

Mayor Clark noted that there is an amendment to the Agenda, that Council will go into Closed Executive Session to discuss pending litigation at the end of the meeting.

Council Comments.

Council Member Conner reminded everyone about the scholarship fundraiser on Wednesday, February 23, 2011.

Mayor's Comments.

Mayor Clark added that the scholarship fundraising event will be held at Shottenheimers Rath Skeller, from 6:00 pm – 9:00 p.m. and that the tickets are \$15 at the door. He also added that another event occurring this weekend is the Maple Syrup Day at the Navarre Anderson Trading Post on Saturday, February 26, from 11:00 a.m. – 4:00 p.m.

It was moved by Council Member Molenda and seconded by Council Member Beneteau that Council go into Closed Executive Session to discuss pending litigation at 8:10 p.m.

Ayes: 7 Nays: 0

Motion carried.

It was moved by Council Member Conner and seconded by Council Member Hensley that Council reconvene to open session at 9:14 p.m.

Ayes: 7 Nays: 0

Motion carried.

Adjournment.

It was moved by Council Member Beneteau and seconded by Council Member Molenda that the meeting adjourn at 9:15 p.m. until the next Regular Meeting on Monday, March 7, 2010 at 7:30 p.m.

Ayes: 7 Nays: 0

Motion carried.

Rosalind Boswell
City Clerk-Treasurer Secretary

Robert E. Clark
Mayor