

CITY OF MONROE
REGULAR COUNCIL MEETING
MONDAY, JUNE 20, 2011

Regular meeting of the City Council of the City of Monroe, Michigan held on Monday, June 20, 2011 at 7:30 p.m. in the City Hall Council Chambers.

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

Charles D. Evans, City Clerk-Treasurer gave the invocation.

Mayor Clark led the pledge of allegiance to the flag.

Mayor Clark recognized and congratulated Patrick Lewis, Director of Engineering & Public Services, for being presented with the PEG, Professional Engineers in Government Division Engineer of the Year 2011 award from the Michigan Society of Professional Engineers in Government on June 10, 2011, for his outstanding leadership, achievements, contributions to engineering and professionalism in the community.

Public Hearings.

108 This being the date set to hear public comments on Proposed Ordinance No. 11-006, an Ordinance to adopt the 2009 Edition of the International Fire Code, 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.

124 This being the date set to hear public comments on proposed 2012 Wastewater System Wet Weather Improvements Project for the purpose of receiving comments from interested person, there being no comments on file in the Clerk-Treasurer's Office the Mayor declared the hearing open.

Mayor Clark said "I know that there's requirement's and mandates and I see that Mr. LaRoy is up to speak to that because there is a presentation that accompanies this for everybody's information. Barry..."

Barry LaRoy, Director of Water & Wastewater Utilities said "Thank you, Mayor and Council. For the record, I am Director of Water & Wastewater for the City of Monroe and with me I have Jan Houser from URS as well as Terry Woodward, they'll be assisting with the presentation as well." He said, "This is a short presentation that is required along with the public hearing for the state revolving fund, or SRF, process." "As far as the public participation component, there is a sign in sheet that's going around and we're just asking everybody to sign in, put their address so we can log that and submit that with the project plan that we anticipate submitting on, for July 1st." He continued, "As far as the Monroe Metropolitan Wastewater System Improvements 2012 SRF Project Plan, the purpose of the project is to reduce wet weather flows and modify the wet weather treatment process at the wastewater plant for permit compliance as well as repairing existing infrastructure and improving electrical system reliability, and we'll get into more detail on that in a few minutes." "The project plan is again, it's required to be eligible for a SRF low interest loan through the DDQ program." He continued, "The presentation, as pointed out earlier, to fulfill public involvement requirements of the project plan." "As far as project need, there's three (3) components: the first and the biggest one is our National Pollutant Discharge Elimination System, or NPDS, Permit Compliance, it's the wet weather handling." He continued, "This is the third attempt to hopefully convince or deem eligible with the state for our wet weather handling, and as far as what that includes, there's a few minor items that I'll touch base; there's INI removal that's part of that component, in the wet weather handling as far as all the flows that come into the plant will be required, after November 2015, to treat every, treat it to what's called the secondary standard, at the plant, we'll be required to

treat everything that comes through there.” He continued, “Right now we are able to partially blend above a certain flow level, it’s more of a capacity of the plant as well as being able to treat everything right now so we are able to partially blend the flows that go through the plant above a certain level, we won’t be eligible to do that. The EPA as well as the State of Michigan, that’s been one of their barks and goals to get all of the wastewater plants to be able to do that in the nation.” He continued, “The second component is infrastructure improvements, includes a maintenance building, repairs down at the wastewater plant, construction rehab and sludge pad reconstruction.” He said, “A lot of these items are left over from two phases so far and they were not deemed eligible, we couldn’t finance them through the first few phases. “And the last one is the electrical improvements, there’s some equipment that was found during the design of the phase II but the state, DEQ, did not deem it eligible to be funded so we’re proposing to include it in this project plan. As far as the project plan requirements, this is the project plan that we’ve had at our wastewater plant as well as here at city hall for viewing for the public; it’s quite a large document. The things that are included in there are the program, project background, analysis of different alternatives, selected alternatives, the environmental impacts that come with those types of improvements, mitigation measures and of course the public participation, which is what we’re here tonight for and what we’ve been able to do as far as public participation is we’ve had numerous Monroe Metropolitan Control Board Meetings where we’ve talked about this wet weather handling for several years.” “In 2009 we are calling that our phase II project, that was one of the components at that time, we discussed it at a public hearing and we’re discussing it here tonight as well.” “With that, I’m going to turn it over to Terry Woodward with URS to discuss in more detail the project components and costs.”

Terry Woodward, URS Corporation, “Good evening, my name is Terry Woodward; I’m with URS Corporation, Project Manager on this project. As Barry mentioned the biggest component of the project is the wet weather handling issues, the system as a whole has a lot of infiltration inflow that gets into the system during wet weather events and that taxes the ability to treat the wastewater at the plant.” “So one of the major components is to try and get some of this infiltration inflow out of the system as a first step.” “What we’ve done over the last year or so is a comprehensive sewer system evaluation survey of the complete regional system which included looking at all the manholes, looking at all the pipes, doing smoke testing to find downspouts that are connected to the system, things like that, and along with that we’ve done some testing at the treatment plant to show how much the plant can actually handle under peak wet weather conditions, so those are all pieces that go into this SRF program.” He continued, “As part of the SRCS program that we conducted, we identified that under a large storm condition, a twenty-five year twenty-four hour storm event, which is about equivalent of 3.6 inches of rainfall over a day, we could cost effectively eliminate about 13.7million gallons per day of water that gets into the system now that has to be treated.” He continued, “Now that’s a lot of flow and that’s a lot of improvements to the system to be able to get rid of that much INI, so what we looked at is in order to be able to complete as many of these programs as possible by the November 2016 date, working with Barry’s staff we came up with hitting the major components like the manhole rehabilitation lining of some of the sewer pipes and also enforcing some of the ordinances as far as downspout disconnections and things like that, then we could come up with 8.3 million gallons a day to be eliminated from the system by 2015.” “The wet weather facilities themselves, once the water gets to the plant, we’ve identified that there is, through our stress testing, that there is an increase in the plant, that the plant can be able to handle a little more peak wet weather than it’s currently rated for but to do that we’ve got to do some flow diversion, some pumping and conveyance modifications.” He said, “And then there were a couple of alternatives we looked at as far as how to treat the additional wastewater that still needs to be treated at that point, this is even after the INI elimination.” And what we identified was a two, or a couple of different options, one was a high rate treatment system which could be a component of the existing plant, built on the plant property, and the other was a detention tank which would store the wastewater and then return to the system to be treated once the once the flow is received at the plant.” “We identified that the size of the detention tank would need to be about 7 million gallons and the high rate treatment process added to the system would be about 16.1 a day of capacity.” He continued “As Barry mentioned, there were some other infrastructure improvements that were identified that really need to be done and have been included

in this project plan for the low interest funding; that's maintenance building work, doing some window/door replacements, siding, roof and repairs, painting, things like that." "There's a number of concrete structures out there that are 50/60 years old that are cracked, concrete is falling, that needs to be repaired, so that's all a component of this project, and then there's also a sludge pad that needs to be reconstructed for property drainage." "And the third piece of the project is the electrical equipment replacement as Barry mentioned, during the phase II design work we identified a few electrical components that weren't up to standard but it was already past the time when the other project plan work had been approved so we're including that in the next phase of the project." "As far as the estimated component costs, the INI removal work which is the manhole rehabilitation, lining some of the pipes, downspout disconnections, things like that, is about 2.2 million dollars." "The wet weather facilities themselves, there are two different options, either a 7.8 million dollar treatment process or an 8.2 million dollar detention tank option and then the maintenance building, sludge pad replacement, concrete rehabilitation and the electrical are smaller components of the project." "So the total project costs, with the detention base option are about 18 million dollars when you figure the component costs, the contingencies that the state will allow us to put on top of those, as well as engineering legal administrative fees, things like that." He explained, "With the high rate treatment process it would be a little bit lower total project cost, but we have had some preliminary indications from the state that they would not be in favor of the treatment process itself because although it's been approved for use in other states, it has not yet been approved by the State of Michigan for use for wet weather facilities." "As Barry mentioned, the state revolving fund is a low interest loan, the rate is currently set at 2.5%, and we'd be looking at 18 million dollars funded over a twenty year period." "What that does, as far as annual loan payments, the 2.5% is 1.1 million dollar per year, if it was financed at market values you are looking at 1.4 million dollars, so it's a savings of approximately 5 million dollars over a twenty year period by going through the SRF program, which is very beneficial." "(Inaudible...) made an increase in rates based on the revenues of 5.1 million dollars, you're looking at about a 5.4% rate increase and the impact on the average bill for a typical household using 2300 cubic feet per quarter, is a, there currently at \$72.70 per quarter, that would go up to \$76.61 per quarter, with a 5% increase or a yearly increase of \$15.64, and again, the rates in Monroe County are fairly cheap compared to surrounding communities, you're about the third lowest around." "There are certain environmental impacts that we have to look at to go through this SRF program, we've looked at those and we see very few social and environmental issues related to the construction project, there may be issues related to the property where we want to construct the retention tank, the detention tank, in that it is currently shown as a flood plain area although the property itself has been raised to above the flood plain elevation but those are issues that would have to be worked through during the design phase." "Construction related impacts; we don't see much, there will be, you know, typical construction dust and dirt that'll be taken care of by careful adherence to the construction specifications, keeping track of the contractor, how he's doing the work, but we don't see many adverse impacts from that construction." "The schedule that we've got together, the project plan has to be submitted by July 1st of this year, so we intend to submit it prior to that deadline." "The design would be initiated in January 2012 after all the approvals of the project plan and looking at the funding; the design would be complete in about a year with bids taken and received in February 2013; construction would start in the spring of 2013 and we'd be done with the total project in mid 2015 ahead of the deadline for the MPDS permit." He concluded, "So with that I'll take any questions or comments, and what we do need is if somebody has a question we need to record the name and address of the person so if you can just state that before you respond."

Mayor Clark said, "Very good Mr. Woodward; any comments or questions from Council, I'll start there; any comments or questions from those present this evening regarding this public hearing, this information, hearing none I'll.. Oh, Council Woman Conner, I'm sorry."

Council Member Conner asked, "I was just wondering if the retention pond would be under ground or above ground."

Terry Woodward, URS Corporation, answered "It would probably be a partially buried tank, we want to try and minimize the height impact on that property so we can go down into the ground partially but we don't want to go too far because the ground water conditions would make a difficult construction."

Council Member Conner said, "Thank You."

Mayor Clark said, "The first question was from Council Woman Conner; Mr. LaRoy..."

Barry LaRoy, Director of Water & Wastewater Utilities, said, "I just want to mention that, I just want to make sure that everybody has a chance to sign in on the sign in sheet that went around, so thank you."

Mayor Clark said, "There is a sign in sheet, and it is required and mandated for all signatures with addresses, and everybody here that is present, make sure you sign it if you have not already."

Council Member Conner asked "Should we be signing it."

Mayor Clark said, "Well that's a good question, I would think so, but..."

(Inaudible...)

Mayor Clark said, "We'll get that added on as well, from all of us here." "Hearing no other comments, Mr. LaRoy, anything further?" "Ok, and no other comments, hearing none I'll close the public hearing." "Thank you gentleman, thank you much."

Council Action.

108 It was moved by Council Member Molenda and seconded by Council Member Beneteau that Proposed Ordinance No. 11-006, an Ordinance to adopt the 2009 Edition of the International Fire Code, be placed on its final reading.

Ayes: 7 Nays: 0

Motion carried.

Propose Ordinance No. 11-006 was then presented for the second time after which the Mayor asked, "Shall this Ordinance pass?"

Ayes: 7 Nays: 0

Motion carried.

120 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. 11-007, an Ordinance to adopt the 2009 Edition of the International Property Maintenance Code, be placed on its first reading and that the public hearing be set for Tuesday, July 5, 2011.

Ayes: 7 Nays: 0

Motion carried.

Proposed Ordinance No. 11-007 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 Special Meeting held on Monday, June 6, 2011 and the minutes of the Regular Meeting held on Monday, June 6, 2011.
- B. Approval of payments to vendors in the amount of \$731,320.51.
Action: Bills be allowed and warrants drawn on the various accounts for their payment.

Charles D. Evans, Clerk-Treasurer noted that the fact sheet for item 130 of the Consent Agenda has been amended and that the Consent Agenda should be approved as amended or revised.

121 Computer Purchase Approval.

- 1. Communication from the Finance Director, submitting a quote from Dell in the amount of \$22,726.01 for replacement of twenty-three (23) desktop computers, seven (7) computers at \$1,018.39 per computer and sixteen (16) computers at \$974.83 per computer, and recommending that Council approve the purchase of twenty-three (23) desktop computers from Dell in the amount of \$22,726.01.
- 2. Supporting documents.
- 3. Accept, place on file and the recommendation be carried out.

122 Fund Balance Accounting Standard Implementation.

- 1. Communication from the Finance Director, submitting a proposed resolution committing certain funding sources to their budgeted purposes, and recommending that Council adopt the attached resolution committing certain funding sources to their budgeted purposes.
- 2. Supporting documents.
- 3. Accept, place on file and the resolution be adopted.

123 Price Increase for Monroe Multi-Sports Complex, MMSC.

- 1. Communication from the General Manager of the MMSC, submitting a proposed change to the fees and operating hours for the Monroe Multi-Sports Complex to co-inside with local industry standards, and recommending that Council approve the fee and operating hour changes as listed.
- 2. Supporting documents.
- 3. Accept, place on file and the recommendation be carried out.

124 Final Project Plan for the City of Monroe 2012 Wastewater System Improvements.

- 1. Communication from the Director of Water & Wastewater Utilities, submitting a proposed resolution to adopt a final project plan for wastewater system improvements and designating an authorized project representative, and recommending that Council adopt the proposed Resolution in order to meet the July 1, 2011 MDEQ SRF Loan Final Project Plan submittal deadline.
- 2. Supporting documents.
- 3. Accept, place on file and the resolution be adopted.

125 Drinking Water Monitoring Equipment Installation – Consultant Award.

1. Communication from the Director of Water & Wastewater Utilities, submitting a proposal for the installation and start-up of the drinking water monitoring equipment within the Monroe – Frenchtown Raw Water Pumping Facility, and recommending that Council award the attached proposal to Environmental Consulting & Technology, Inc (ECT) in the amount of \$17,000 as detailed above and that the Director of Water & Wastewater Utilities or his designee be authorized to sign the contracts on behalf of the City of Monroe, and further recommending that the Finance Director be authorized to amend the Raw Water Partnership Budget General Contracting account by \$17,000 so as to complete the work.
2. Supporting documents.
3. Accept, place on file and the recommendation be carried out.

126 2011 Curb Replacement and Resurfacing Program Bids.

1. Communication from the Director of Engineering & Public Services, reporting back on bids received for the 2011 Curb Replacement and Resurfacing Program which consists of six (6) locations as follow: Location A, Maple Avenue, Location B, Almyra Avenue, Location C, Riverside Drive, Location D, North Roessler Street, Location E, Winchester and Second Street intersection, and Location F, Monroe Multi-Sports Complex, and recommending that Council award a contract for the 2011 Curb Replacement and Resurfacing Program to C & D Hughes, Inc., in the amount of \$488,254.98, that a total of \$561,500 be encumbered to include a 15% project contingency, and that the Finance Director be authorized to make the necessary transfers, 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. Accept, place on file and the recommendation be carried out.

127 Leaf Bag Purchase Bids.

1. Communication from the Director of Engineering & Public Service, reporting back on bids received for the purchase of biodegradable paper compost bags for distribution to City residents for fall leaf collection, and recommending that the award for 72,000 bags be awarded to the Pabco Industries LLC, and that the Director of Engineering & Public Services be authorized to execute a purchase order for the 2011-12 Fiscal Year in the amount of \$22,802.40.
2. Supporting documents.
3. Accept, place on file and the recommendation be carried out.

128 Bulk Rock Salt Bids.

1. Communication from the Director of Engineering & Public Service, reporting back on bids received for the purchase of bulk rock salt for de-icing on our major streets and at intersection approaches on our local street system, and recommending that Council award a contract for up to 1,800 tons of bulk rock salt to The Detroit Salt Co. LLC., in the amount of \$87,282 for the 2011-12 season, and to award the second and third year options at \$49.95 per ton and \$51.44 per ton, respectfully, and further recommending that the Director of Engineering & Public Services be authorized to issue a purchase order for \$87,282 against the Fiscal Year 2011-12 budget.
2. Supporting documents.
3. Accept, place on file and the recommendation be carried out.

129 Trinity Lutheran Church Neighborhood Picnic.

1. Communication from the City Manager's Office, reporting back on a request from Kevin Weilnau on behalf of Trinity Lutheran Church for permission to hold a neighborhood picnic on July 17, 2011, specifically to close E. Fourth Street between Wadsworth and Scott Streets from 9:30 a.m. – 3:00 p.m., and recommending that Council approve the request contingent upon items being met as outlined by the administration, subject to no additional overtime and other costs to the city, and that the City Manager be granted authority to alter/amend the event due to health and/or safety reasons.
2. Supporting documents.
3. Accept, place on file and the recommendation be carried out.

130 Downtown Monroe Business Network – 8th Annual Fine Art Fair.

1. Communication from the City Manager's Office, reporting back on a request from the Downtown Monroe Business Network (DMBN) Fine Arts Fair Committee to hold the 8th Annual Fine Art Fair in conjunction with the 2011 Rive Raisin Jazz Festival on August 13 & 14, 2011, and requesting closure of the affected streets, and that all fees be waived, 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 in accordance with City Council adopted policy, and that the City Manager be granted authority to alter/amend the event due to health and/or safety reasons.
2. Supporting documents.
3. Accept, place on file and the recommendation be carried out.

131 Resolution Authorizing the Acquisition of 1259 East Front Street.

1. Communication from the Director of Economic & Community Development, submitting a proposed resolution authorizing the acquisition of 1259 East Front Street, 49-01460-001, from the Monroe County Treasurer through the tax foreclosure procedure in the General Property Tax Act, for use as expansion of the adjacent Hellenberg Field, a public park, and recommending that Council adopt the resolution which authorizes the acquisition of 1259 from the Monroe County Treasurer through the Tax Foreclosure Procedure in the General Property Tax Act.
2. Supporting documents.
3. Accept, place on file and the resolution be adopted.

132 Civil Service Commission.

1. Communication from the City Manager's Office, submitting a corrected resolution to a previous appointment by the City to the Monroe Civil Service, and recommending that the corrected resolution be adopted.
2. Supporting documents.
3. Action: Accept, place on file and the resolution be adopted.

It was moved by Council Member Molenda and seconded by Council Member Beneteau that item 122, 124, 125, 126, 127, 128, 129, 130, 131 and 132 of the Amended Consent Agenda be approved as presented and that item 121 and 123 be removed and considered separately.

Ayes: 7 Nays: 0

Motion carried.

121 Communication from the Finance Director, submitting a quote from Dell in the amount of \$22,726.01 for replacement of twenty-three (23) desktop computers, seven (7) computers at \$1,018.39 per computer and sixteen (16) computers at \$974.83 per computer, and recommending that Council approve the purchase of twenty-three (23) desktop computers from Dell in the amount of \$22,726.01.

Council Member Conner asked if this item was put out for bid.

Ed Sell, Finance Director explained that it was not put out for bid and that the City has been standardized with Dell for a long time because their pricing is very competitive.

Council Member Conner asked how that bides by Council's rules and regulations.

Ed Sell, Finance Director explained that the purchasing ordinance gives Council the authority to bypass the bid process.

Following discussion, it was moved by Council Member Conner and seconded by Council Member Hensley that item 121 be accepted, placed on file and the recommendation be carried out.

Ayes: 7 Nays: 0

Motion carried.

123 Communication from the General Manager of the MMSC, submitting a proposed change to the fees and operating hours for the Monroe Multi-Sports Complex to co-inside with local industry standards, and recommending that Council approve the fee and operating hour changes as listed

Council Member Conner congratulated the MMSC Management for at least trying to stay within their budget and asked how the increase in the figure skaters fees will set with that club because it seems that they are getting the biggest increase in fees.

Lou Lombardo, General Manager MMSC explained how the increases were established.

Council Member Conner also asked if the income from cage boxing was good compared to the costs involved with that.

Lou Lombardo, General Manager MMSC said that they were still in negotiations with them and he explained what the income is currently and the projected income.

following discussion, it was moved by Council Member Conner and seconded by Council Member Beneteau that item 123 be accepted, placed on file and the recommendation be carried out.

Ayes: 7 Nays: 0

Motion carried.

Council Comments.

Council Member Conner commented on the second neighborhood awareness meeting and the United Furniture Building transformation and welcomed the DDA to City Hall.

Mayor's Comments.

Mayor Clark commented on the Thursday night Jazz Series downtown, the Fife & Drum Muster Parade, the National Muster next year, and thanked those who organized and participated in the event. He commented on the July 4th Independence Day and a bicycle safety video. He asked that Victoria Wilcox, City of Monroe employee to step forward to be congratulated for the Minuteman Award she received at the Michigan Week meeting and expressed gratitude for all of her hard work that brought it about.

Council Member Conner read and presented the award to Ms. Wilcox.

Victoria Wilcox, Custodian, thanked Council for the award and said she will continue to do good work for them.

City Manager's Communication.

George Brown, City Manager commented on the professional employees who work at the City of Monroe.

Tom Ready, City Attorney commented on both of the employees who received awards.

Citizen's Comments.

Pat McElligott, 813 Reisig Street stated his appreciation for Patrick Lewis, Director of Engineering & Public Services and asked about the short term plans to fix the roads and commented on Comcast and their shoddy installation of cable.

Mayor Clark addressed some of Mr. McElligott's concerns about road construction.

George Brown, City Manager addressed some of Mr. McElligott's issues with Comcast.

Adjournment.

It was moved by Council Member Molenda and seconded by Council Member Bica that the meeting adjourn at 8:32 p.m. until the next Regular Meeting on Tuesday, July 5, 2011 at 7:30 p.m.

Ayes: 7 Nays: 0

Motion carried.

Charles D. Evans
City Clerk-Treasurer

Robert E. Clark
Mayor