

CITY OF MONROE
REGULAR COUNCIL MEETING
MONDAY, JUNE 3, 2013

Regular meeting of the City Council of the City of Monroe, Michigan held on Monday, June 3, 2013 at 7:30 p.m. in the City Hall Council Chambers.

Present: Council Members Beneteau, Hensley, McKart, Bica, Molenda, Kansier and Mayor Clark.

Rosalind Boswell, Secretary to the Clerk-Treasurer, gave the invocation.

Mayor Clark led the Pledge of Allegiance.

Public Hearing.

114 This being the date set to review and receive comments on Proposed Ordinance 13-005, amendments to Chapter 720, Zoning, Article IV, Zoning District Regulations, Section 720-23, Zoning Map, of the Code of the City of Monroe and there being no comments on file in the Clerk-Treasurer's Office, the Mayor declared the hearing open.

David Smith, 530 Hollywood Blvd. noted that the property is currently in foreclosure and this will get it solidly on the tax rolls and in the hands of a solid business person.

Council Member Molenda said that the applicant has been interested in expanding the business and using it for different purposes but that they've been limited with the zoning. He noted that this is just one of those examples where things are slow to come about.

Mayor Clark said he knows that there have been desires to work through this process in that area and he thinks that this is a resolution to give more opportunities to present themselves in this fashion for that portion of Dixie Highway.

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

132 This being the date set to review and receive comments on the approval of the Brownfield Plan for Site No. 11, Third Plan, Frenchtown Settlement – River Raisin Battlefield Site, Pump House Redevelopment and there being no comments on file in the Clerk-Treasurer's Office the Mayor declared the hearing open.

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

Council Action.

69 FY 2013-14 Community Development Block Grant Annual Action Plan.

Communication from the Director of Economic & Community Development, submitting the Community Development Block Grant Annual Action Plan for Fiscal Year 2013-14 as required by the Department of Housing and Urban Development (HUD), and recommending that Council approve distribution of the proposed FY 2013-14 CDBG Annual Action Plan for a 30-day public comment period. The public hearing was held on Monday, May 20, 2013.

Dan Swallow, Director of Economic & Community Development noted that the 30-day public viewing and comment period has been fulfilled and the CDBG Annual Action Plan is ready to be adopted.

Council Member Molenda asked if the 30-day period was triggered as of May 20th.

Dan Swallow, Director of Economic & Community Development said that at the time of the May 20th public hearing, that time period was concluded.

69 It was moved by Council Member Molenda and seconded by Council Member Beneteau that item 69, the Community Development Block Grant Annual Action Plan for Fiscal Year 2013-14, be accepted, placed on file and the recommendation be carried out.

Ayes: 7 Nays: 0

Motion carried.

114 It was moved by Council Member Molenda and seconded by Council Member Kansier that the Proposed Ordinance 13-005, amendments to Chapter 720, Zoning, Article IV, Zoning District Regulations, Section 720-23, Zoning Map, of the Code of the City of Monroe be placed on its final reading.

Ayes: 7 Nays: 0

Motion carried.

Proposed Ordinance No. 13-005, was then presented for the second time after which the Mayor asked, "Shall this ordinance pass?"

Ayes: 7 Nays: 0

Motion carried.

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 City Council Meeting held on May 20, 2013.

B. Approval of payments to vendors in the amount of \$486,972.87.

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

126 American Heart Association Monroe Heart Chase.

1. Communication from the City Manager's Office, submitting a request from the American Heart Association Youth Marketing Director Amy Hobley for permission to hold the 3rd annual Monroe Heart Chase to raise awareness and help raise money for heart disease on Saturday, August 24, 2013, specifically to use Loranger Square, St. Mary's Park, Altrusa Park, Soldier & Sailors Park, and use of the city sidewalks from 9:00 a.m. – 12 noon, 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. Action: Accept, place on file and the recommendation be carried out.

127 Water Department Distribution Service Truck Purchase.

1. Communication from the Director of Water & Wastewater Utilities, submitting a request to purchase a 2013 Distribution Service Truck, and recommending that a purchase order in the amount of \$60,259 be issued to Signature Ford Lincoln out of Owosso, MI in accordance with their quote dated May 22, 2013, state bid contract requirements (#071B130009) and that the bid process be waived.
2. Supporting documents.
3. Action: Accept, place on file and the recommendation be carried out.

128 Downtown Monroe Business Network – 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 10th Annual Fine Art Fair in conjunction with the 2013 River Raisin Jazz Festival on August 10 & 11, 2013, and requesting use of utilities, services, personnel from the City, closure of the affected streets, picnic tables and extra trash cans, 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, that the DMBN make arrangements to provide porta potties, 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.

129 Mercy Memorial Hospital Group Bicycle Ride thru the City of Monroe.

1. Communication from the City Manager's Office, reporting back on a request from Jackie Swearingen on behalf of Mercy Memorial Hospital for permission to hold a Group Bicycle Ride on August 24, 2013 at 9:00 a.m. and to allow the bike ride to proceed on the affected streets and into Munson Park, and recommending that Council approve this request contingent upon items being met as outlined by the administration, subject to costs recovery & fee waivers 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. Action: Accept, place on file and the recommendation be carried out.

130 Water Treatment Plant Fiscal Year 2013-2014 Chemical Requirements Bid.

1. Communication from the Director of Water & Wastewater Utilities, reporting back on bids received for Liquid Aluminum Sulfate, Fluoride, Liquid Oxygen, Sodium Hypochlorite, and Zinc Orthophosphate for use at the Monroe Water Treatment Plant, and recommending that the Liquid Oxygen contract amendment (#9) be executed and that the Mayor and City Clerk-Treasurer be authorized to sign the contract amendment on behalf of the City of Monroe 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: General Chemical LLC, Liquid Aluminum, for a total cost of \$120,000, PVS Nolwood Chemicals, Fluoride, for a total cost of \$21,560, Air Liquide Industrial, Liquid Oxygen, for a total cost of \$39,300, PVS Nolwood Chemicals, Sodium Hypochlorite, for a total cost of \$59,195.64, and Shannon Chemical Corporation, Zinc Orthophosphate, for a total cost of \$31,636.20.
2. Supporting documents.
3. Action: Accept, place on file and the recommendation be carried out.

131 2012 Sanitary Sewer Rehabilitation Program – Change Order Award.

1. Communication from the Director of Engineering & Public Services, submitting a change order to the 2012 Sanitary Sewer Rehabilitation Program for 2013 projects, and recommending that Council Award a change order to the 2012 Sewer Rehabilitation Program contract to Lanzo Lining Services, Inc. in the amount of \$308,816, and that a total of \$324,400 be encumbered to include a 5% project contingency, and further recommending that the competitive bidding process be waived for this award, for the reasons stated above, 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.
- 132 Approval of the Brownfield Plan for Site No. 11, Third Plan, Frenchtown Settlement – River Raisin Battlefield Site, Pump House Redevelopment.
1. Communication from the Director of Economic & Community Development, submitting a proposed resolution approving a Brownfield Plan for Site No. 11, approximately 0.562 acres owned by the Port of Monroe, former Union Camp/Jefferson Smurfit companies "Pump House", and recommending that Council approve the Brownfield Plan for Site No. 11, Third Plan Frenchtown Settlement – River Raisin Battlefield Site, Pump House Redevelopment, in the form of the attached resolution, following consideration of any comments at the public hearing.
 2. Supporting documents.
 3. Action: Accept, place on file and the resolution be adopted.
- 133 Wastewater Effluent Sampler Replacement at the Wastewater Treatment Plant Bids.
1. Communication from the Director of Water & Wastewater Utilities, reporting back on bids received for the Effluent Sampler Replacement at the Wastewater Treatment Plant, and recommending that a purchase order be awarded to the Hach Company out of Loveland, CO in the amount of \$7,683 to supply a Replacement Effluent Sampler for the Wastewater Treatment Plant in accordance with the bid specifications.
 2. Supporting documents.
 3. Action: Accept, place on file and the recommendation be carried out.
- 134 Utility Service Area Geographic Information System Development – Professional Services Award.
1. Communication from the Director of Engineering & Public Services, reporting back on Request for Proposals for the Utility Service Area Geographic Information System Development, and recommending that a professional services award be made to OHM Advisors for the above work in the amount of up to \$145,000 including reimbursable expenses, and that the Director of Engineering & Public Services be authorized to execute any necessary agreement documents on behalf of the City.
 2. Supporting documents.
 3. Action: Accept, place on file and the recommendation be carried out.
- 135 Agreement with Monroe Public Schools and the Monroe Family YMCA to Operate the Dick Waters Swimming Pool at Arborwood South.
1. Communication from the Director of Economic & Community Development, submitting a proposed agreement between the Monroe Public Schools and the Monroe Family YMCA to reopen and operate the Dick Waters Swimming Pool at Arborwood South, and recommending that Council approve entering into the proposed operations and service agreement with the Monroe Public Schools and the Monroe

Family YMCA to operate the Dick Waters Swimming Pool at the Arborwood South facility for the 2013 season, and authorize the Mayor and Clerk-Treasurer to execute the Agreement, with a financial commitment not to exceed \$15,000; subject to final review and approval of the agreement language by the City Attorney.

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

136 2013-2015 Ball Field Maintenance Contract – Change Order for Field Improvements.

1. Communication from the Director of Economic & Community Development, submitting a Change Order to the 2013-2015 Ball Field Maintenance Contract with World Class Landscaping & Contracting, Inc. for drainage improvements to adult diamond #4 and replacement of the infields of the youth baseball diamonds at Munson Park, and recommending that Council approve the proposed Change Order No. 1 to the Ball Field Maintenance Contract 2013-2015 Seasons with World Class Landscaping & Contracting, Inc. in the amount of \$9,690.00 for the above items, and that the Director of Engineering & Public Services be authorized to execute it on behalf of the City.
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 Hensley that item 126, 127, 128, 129, 130, 131, 132, 133, and 134 of the Consent Agenda be approved as indicated and that item 135 and 136 be removed and considered separately.

Ayes: 7 Nays: 0
Motion carried.

135 The communication from the Director of Economic & Community Development was presented, submitting a proposed agreement between the Monroe Public Schools and the Monroe Family YMCA to reopen and operate the Dick Waters Swimming Pool at Arborwood South, and recommending that Council approve entering into the proposed operations and service agreement with the Monroe Public Schools and the Monroe Family YMCA to operate the Dick Waters Swimming Pool at the Arborwood South facility for the 2013 season, and authorize the Mayor and Clerk-Treasurer to execute the Agreement, with a financial commitment not to exceed \$15,000; subject to final review and approval of the agreement language by the City Attorney.

Council Member Molenda commented on the opening of the Dick Waters Pool, the partnership between the City of Monroe, the Monroe Public Schools and the YMCA and asked if there may be other partnership possibilities as a result of the statistical review of those who utilize the pool and he said that he would like to see what those breakdowns indicate.

Dan Swallow, Director of Economic & Community Development noted that on the statistics collected from last year's attendance numbers, residency was not included in the breakdown. He recalled that Council requested they look at residency statistics this year and in talking to the YMCA they are willing to randomly select people and have the lifeguards ask them what city, township, village or neighborhood they are from.

Council Member Kansier asked if there is a cost estimate on the ADA lift.

Dan Swallow, Director of Economic & Community Development explained that a basic portable lift is estimated at \$3,500, but he is in talks with the school system to see if they'd rather have the lift be permanent. He said that he would look into cost share because a permanent lift will be about double the amount of a portable lift.

Following discussion, it was moved by Council Member Molenda and seconded by Council Member Beneteau that item 135 be accepted, placed on file and the recommendation be carried out.

Ayes: 7 Nays: 0

Motion carried.

136 The communication from the Director of Economic & Community Development was presented, submitting a Change Order to the 2013-2015 Ball Field Maintenance Contract with World Class Landscaping & Contracting, Inc. for drainage improvements to adult diamond #4 and replacement of the infields of the youth baseball diamonds at Munson Park, and recommending that Council approve the proposed Change Order No. 1 to the Ball Field Maintenance Contract 2013-2015 Seasons with World Class Landscaping & Contracting, Inc. in the amount of \$9,690.00 for the above items, and that the Director of Engineering & Public Services be authorized to execute it on behalf of the City.

Council Member McKart asked why the ball field maintenance cannot be done in-house and asked if we used to do it in the past.

Patrick Lewis, Director of Engineering & Public Services said there are two different distinct processes contained in this item, one of which could have been approved administratively, the drainage improvement on the adult ball diamond #4. He said the youth field process is more comprehensive and he doesn't know when the last time was that they would have done that level of maintenance on a field. He said it could be done in-house but that it's a question of economics and available time by city staff, and it would displace staff from another duty that is of higher and better use of their talents.

It was moved by Council Member Hensley and seconded by Council Member Bica that item 136 be accepted, placed on file and the recommendation be carried out.

Ayes: 5 Nays: 2 (Council Member's McKart and Kansier)

Motion carried.

Council Member Comments.

Council Member Molenda commented on the rehabilitation of the building adjacent to the RRCA and expressed his gratitude to the City Attorney, City Manager and the Director of Economic & Community Development for their expertise in reaching the goals to get these properties taken care of.

Mayor's Comments.

Mayor Clark commented on the Recreation Department's free Concerts in the Park every Thursday, the development of the River Raisin National Battlefield Park and the long term plan surrounding it. He also noted that there will be an open house at City Hall on Friday, June 7 from 3 p.m. – 6 p.m. for those who want to see the future development of the River Raisin Heritage Corridor draft plan and on Saturday, June 8 is the Monroe County Historical Society's annual meeting and dinner at the Monroe Country Club.

City Manager's Comments.

George Brown, City Manager noted that the drop off on the north end of the Macomb Street Bridge was there because of changes in the design grade of the bridge and because work was discontinued for the winter, prior to the completion of construction.

Citizens Comments.

David Smith, 530 Smith Street commented on the Macomb Street Bridge project and city services that are contracted out.

Jeannie Micka, President of the Sawyer Homestead thanked Council for the Resolution that acknowledges Founders Day and said that there were more that 400 people in attendance.

Closed Executive Session.

It was moved by Council Member McKart and seconded by Council Member Bica that Council go into Quarterly Closed Executive Session to discuss Pending Litigation at 7:57 p.m.

Ayes: 7 Nays: 0

Motion carried.

It was moved by Council Member McKart and seconded by Council Member Molenda that Council reconvene to Open Session at 8:28 p.m.

Ayes: 7 Nays: 0

Motion carried.

Adjournment.

It was moved by Council Member Molenda and seconded by Council Member Hensley that the meeting adjourn at 8:29 p.m. until the next Regular Meeting on Monday, June 17, 2013 at 7:30 p.m.

Ayes: 7 Nays: 0

Motion carried.

Rosalind Boswell
Secretary to the City Clerk-Treasurer

Robert E. Clark
Mayor