

CITY OF MONROE
REGULAR COUNCIL MEETING
MONDAY, JULY 15, 2013

Regular meeting of the City Council of the City of Monroe, Michigan held on Monday, July 15, 2013 at 7:30 p.m. in the City Hall Council Chambers.

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

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

Mayor Clark led the Pledge of Allegiance.

Public Hearing.

152 This being the date to receive and review comments on the assessment roll for the installation of a storm sewer in the alley between Riverview and Arbor, south of Noble, Special Assessment District Number 233 and there being no comments on file in writing in the Clerk-Treasurer's Office, the Mayor declared the hearing open.

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.

160 This being the date to receive and review comments on an Industrial Facilities Tax Exemption Certificate for 399 Detroit Avenue, Parcel #59-00417-0005 and there being no comments on file in writing in the Clerk-Treasurer's Office, the Mayor declared the hearing open.

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.

161 This being the date to receive and review comments on an application for transfer of an Obsolete Property Rehabilitation Act Tax Exemption Certificate from Webber Properties, LLC to WC Slicker Enterprises, LLC for property located at 54 S. Monroe Street, Parcel #29-00171-00 and there being no comments on file in writing in the Clerk-Treasurer's Office, the Mayor declared the hearing open.

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.

162 This being the date to receive and review comments on an application for Obsolete Property Rehabilitation Act Tax Exemption Certificate for Property located at 11 Washington Street, Parcel #39-00171-000, and there being no comments on file in writing in the Clerk-Treasurer's Office, the Mayor declared the hearing open.

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.

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 City Council Work Session Meeting held on Monday, July 1, 2012 and the Minutes of the Regular City Council Meeting held on Monday, July 1, 2013.

- B. Approval of payments to vendors in the amount of \$662,645.10.
Action: Bills be allowed and warrants drawn on the various accounts for their payment.

Charles D. Evans, Clerk-Treasurer noted that item 173, Appointment's Resolution, is amended to add the appointment of Tilman Crutchfield to the Civil Service Commission.

160 Application for Industrial Facilities Tax Exemption Certificate Located at 399 Detroit Avenue.

1. Communication from the Director of Economic & Community Development, submitting an application for an Industrial Facilities Property Tax Exemption for Industrial Inspection Company for its facility located at 399 Detroit Avenue, and recommending that Council grant a 12 year Industrial Facilities Exemption to Industrial Inspection Company for the real and personal property improvements to its facility located at 399 Detroit Avenue in the form of the attached resolution, after considering any comments at the public hearing, and further recommending that Council authorize the Mayor and Clerk-Treasurer to execute an Agreement between the City of Monroe and Industrial Inspection Company that enumerates the proposed conditions in accordance with Public Act 334 of 1993, Section 22; and authorize City staff to submit the application and require documentation to the State Tax Commission for their review and certification.
2. Supporting documents.
3. Action: Accept, place on file and the recommendation be carried out.

161 Application for Transfer of an Obsolete Property Rehabilitation Act Tax Exemption Certificate for Property located at 54 S. Monroe Street, Parcel #29-00171-000.

1. Communication from the Director of Economic & Community Development, submitting a proposed resolution to approve an application for transfer of an Obsolete Property Rehabilitation Act Tax Exemption Certificate to WC Slicker Enterprises, LLC, for its facility located at 54 South Monroe Street, and recommending that Council approve the transfer of the Obsolete Properties Rehabilitation Act Exemption for 54 South Monroe Street (Certificate No. 3-07-0019) from Webber Properties, LLC, to WC Slicker Enterprises, LLC, with an expiration date of December 30, 2019, in the form of the attached resolution after considering any comments at the public hearing; and authorize City staff to forward the application to the State Tax Commission for their review and decision.
2. Supporting documents.
3. Action: Accept, place on file and the resolution be adopted.

162 Application for Obsolete Property Rehabilitation Act Tax Exemption Certificate, 11 Washington Street, Parcel #39-00170-000.

1. Communication from the Director of Economic & Community Development, submitting a proposed resolution to approve an application for Obsolete Property Rehabilitation Tax Exemption Certificate for Monroe Bank and Trust for its facility located at 11 Washington Street, and recommending that Council grant a 12-year Obsolete Property Rehabilitation Act Exemption Certificate to Monroe Bank and Trust for proposed improvements to its facility located at 11 Washington Street in form of the attached resolution, following consideration of any comments received at the public hearing; and authorize staff to forward the application to the State Tax Commission for their review and action.
2. Supporting documents.
3. Action: Accept, place on file and the resolution be adopted.

163 2013 Bituminous Pavement Maintenance Program Bids.

1. Communication from the Director of Engineering & Public Services, reporting back on bids received for the 2013 Bituminous Pavement Maintenance Program, and recommending that Council award the above

contract to D.G. Slurry Seal of Toledo in the amount of \$81,017.53, and that a total of \$97,200 be encumbered to include a 20% 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.

164 Leaf Bag Purchase Bids.

1. Communication from the Department of Engineering & Public Services, 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 Dano Enterprises, Inc., and that the Director of Engineering and Public Services be authorized to execute a purchase order for the 2013-14 Fiscal Year in the amount of \$23,004.
2. Supporting documents.
3. Action: Accept, place on file and the recommendation be carried out.

165 Mast Arm Installation for Monroe and Elm Traffic Signals – Funding Allocation.

1. Communication from the Director of Engineering & Public Services, submitting a proposed resolution to approve the installation of a Mast Arm for Monroe and Elm Traffic Signals, and recommending that the attached resolution be adopted, and further recommending that up to \$50,000 be appropriated from the Major Street Fund to provide for the upgrade to mast arm-mounted traffic signals at the intersection of Monroe Street (M-125) and Elm Avenue as a part of the 2014 resurfacing of M-125, and that the Director of Engineering & Public Services or his designee be authorized to coordinate with the Michigan Department of Transportation and expend funds as needed on behalf of the City of Monroe as well as any additional funds that may be appropriated by the Downtown Development Authority.
2. Supporting documents.
3. Action: Accept, place on file and the resolution be adopted.

166 Maybee Elevated Storage Tank Mixing System Purchase – Water Department.

1. Communication from the Director of Water & Wastewater Utilities, submitting a request to purchase one GS-12-120 volt mixer and one GS-12 Control Box with SCADA Monitoring for the Maybee Elevated storage Tank, and recommending that a purchase order in the amount of \$8,950 be issued to Medora Corporation out of Dickinson, ND to provide on GS-12-120 volt mixer and one GS-12 Control Box with SCADA Monitoring in accordance with their quote dated 7-1-13 and that the bid process be waived, and further recommending that the Director of Water & Wastewater or his designee be authorized to sign all necessary documents on behalf of the City of Monroe (if needed).
2. Supporting documents.
3. Action: Accept, place on file and the recommendation be carried out.

167 Police K-9 Vehicle Purchase – Ford Explorer.

1. Communication from the Director of Engineering & Public Services, submitting a request to purchase a Ford Explorer for use as a Police K-9 Vehicle, and recommending that Council award a contract to purchase one (1) 2014 Utility Interceptor All Wheel Vehicle for a total price of \$27,560. 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 amount.
2. Supporting documents.
3. Action: Accept, place on file and the recommendation be carried out.

168 River Raisin Dam Remediation – Phase Two – Bids.

1. Communication from the Director or Engineering & Public Services, reporting back on bids received for the River Raisin Dam Remediation, Phase Two, and recommending that Council award a contract to Lee and Ryan Environmental Consulting, Inc. in the amount of \$1,139,448.60, and that up to \$1,310,000 be encumbered to include a 15% contingency, subject to grant funding limitations, and further recommending that the Mayor and Clerk-Treasurer be authorized to execute the contracts on behalf of the City of Monroe, and further recommending that an increase in the professional services award to Cardno JFNew from City Council on November 7, 2011 of up to \$70,000 be authorized, subject to grant funding limitations, and that the Director of Engineering & Public Services or his designee be authorized to execute any necessary documents on behalf of the City.
2. Supporting documents.
3. Action: Accept, place on file and the recommendation be carried out.

169 Storm Sewer Special Assessment District Number 233 – Alley between Riverview and Arbor, South of Noble – Resolution Number 5 and District Confirmation.

1. Communication from the Director of Engineering & Public Services, submitting Resolution No. 5, confirming the Storm Sewer Special Assessment District Number 233, and recommending that the attached Resolution 5 be adopted, and that Sewer Special Assessment District 233 be confirmed, and further recommending that a change order to the 2012 Concrete Paving Program be awarded to G.V. Cement Contracting Co. in the amount of \$45,155.90, that a total of \$51,929.29 be encumbered to include a 15% contingency, and that \$6,773.39 be allocated to staff engineering costs, and \$600 to advertising costs.
2. Supporting documents.
3. Action: Accept, place on file and the resolution be adopted.

170 Water Department – West High Service Pump Station & Boiler Room Roofing Renewal Project Bid.

1. Communication from the Director of Water & Wastewater Utilities, reporting back on bids received for the West High Services Pump Station & Boiler Room Roofing Renewal Project, and recommending that a purchase order in the amount of \$23,523 and a total amount of \$24,700 be encumbered to include a 5% contingency for the West High Service Pump Station and Boiler Room 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.

171 Western Avenue / Huron Street Water Main Replacement and Resurfacing Bid.

1. Communication from the Director of Engineering & Public Services, reporting back on bids received for the Western Avenue / Huron Street Water Main replacement and resurfacing, and recommending that Council award a contract for the Western Avenue / Huron Street Water Main Replacement and Resurfacing project to Salenbien Trucking and Excavating, Inc. in the amount of \$416,231.35, that a total of \$480,000 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. Action: Accept, place on file and the recommendation be carried out.

172 Engineering Design Service Proposals – Ozone System Modifications at the Water Treatment Plant – Water Department.

1. Communication from the Director of Water & Wastewater Utilities, reporting back on proposals for Engineering Design Services for the Ozone System Modifications at the Water Treatment Plant, and recommending that the proposal to provide professional consulting services for providing the related Engineering Services to complete the Ozone System Modifications at the Water Treatment Plant be awarded to URS Corporation out of Southfield, MI in the amount of \$170,000 in accordance with their proposal, and further recommending that the Finance Director be authorized to transfer funds from Water Fund Reserves between the necessary accounts to provide for the described services, and further recommending that the Director of Water & Wastewater Utilities or his designee be authorized to sign all necessary documents on behalf of the City of Monroe (if needed).
2. Supporting documents.
3. Action: Accept, place on file and the recommendation be carried out.

173 Appointments Resolution.

1. Communication from the Mayor's Office, submitting a proposed resolution for appointments to various boards, commissions and committees, and recommending that the resolution be adopted.
2. Supporting documents.
3. Action: Accept, place on file and the resolution be adopted.

174 Trinity Lutheran Church Neighborhood Picnic.

1. Communication from the City Manager's Office, submitting a request from Valerie Parron on behalf of Trinity Lutheran Church for permission to hold the 3rd annual neighborhood picnic on August 24, 2013, close the affected street from 2:00 p.m. – 8:00 p.m., and use of the City of Monroe employee parking lot, 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 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.

175 Miss Monroe County Scholarship Program 5K Walk/Run at Munson Park on July 27, 2013.

1. Communication from the City Manager's Office, submitting a request from KT Maviglia, Miss Monroe County 2012, on behalf of the Miss Monroe County Scholarship Program for permission to hold a 5K Walk/Run at Munson Park on July 27, 2013 from 8:00 a.m. – 12:00 p.m., use of picnic shelter #2 (gazebo), and that all fees be waived, 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, **with no reduction in fees to use Munson Park**, 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.

176 Zion Evangelical Lutheran Church and School Concert at St. Mary's Park.

1. Communication from the City Manager's Office, submitting a request from Robert Krueger on behalf of Zion Evangelical Lutheran Church and School for permission to hold a concert at St. Mary's Park on September 14, 2013 in the afternoon/early evening, use of the bandshell and picnic shelter, electricity, and that all fees for this event be waived, 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, **with no reduction in fees to use St. Mary's Park** 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.

177 Park Facilities Study & Design – Professional Architectural Services Award.

1. Communication from the Director of Engineering & Public Services, submitting a request for Parks Facilities Study and Design Professional Architectural Services, and recommending that Council authorize the professional services work as described above on a "Not to Exceed" basis as described in the attached documents to John D. Kohler Architect, P.C. in an amount not to exceed \$9,000 for the St. Mary's Park bandshell project and in an amount not to exceed \$17,000 for the Munson Park restroom rehabilitation project, and further recommending that the Director of Engineering & Public Services be authorized to execute any necessary and appropriate agreements 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 Kansier that item 160, 161, 162, 163, 164, 165, 166, 167, 168, 169, 170, 172, 173, 174, 175, 176 and 177 of the Amended Consent Agenda be approved as indicated and item 171 be removed and considered separately.

Ayes: 6 Nays: 0

Motion carried.

171 The communication from the Director of Engineering & Public Services was presented, reporting back on bids received for the Western Avenue / Huron Street Water Main replacement and resurfacing, and recommending that Council award a contract for the Western Avenue / Huron Street Water Main Replacement and Resurfacing project to Salenbien Trucking and Excavating, Inc. in the amount of \$416,231.35, that a total of \$480,000 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.

Council Member Beneteau asked what would be a "traffic control" for \$9,500.

Patrick Lewis, Director of Engineering & Public Services said that amount is probably a little high but is not considered so out of line to be unbalanced. He explained that even though they're only resurfacing and replacing curbs from south of Huron to north of Erie, they are replacing water main all the way to South Custer so they are having to do a pavement cut into South Custer Road. He noted that total probably includes aero boards and compliance with MDOT's permit.

Following discussion, it was moved by Council Member Beneteau and seconded by Council Member Hensley that item 171 be accepted, placed on file and the recommendation be carried out.

Ayes: 6 Nays: 0

Motion carried.

Mayor's Comments.

Mayor Clark noted that the Miss Monroe County 2012 Scholarship Program 5K Walk/Run Fundraiser will be held at Munson Park on Saturday, July 27, 2013 from 8:00 a.m. – 12:00 p.m. He commented on the Tot Lot Program through the Recreation Department and said that the art work from the children who attend the

program is displayed on the wall outside of the Council Chambers. He also noted, Thursday, July 18 is the Concert in the Park, and that this week "Shout" will be performing. He said the "Pizza Challenge" fundraiser will be held on that evening also to benefit the United Way. He also commented on the Appointments to various boards and commissions, and thanked those who give of their time.

Citizen's Comments

Richard Micka, 47 East Elm Avenue thanked Council for re-appointing him the Commission on the Environment and Barry LaRoy, Director of Water & Wastewater Utilities for all of his hard work. He commented on the Great Lakes National Program Office of the EPA Chicago, and said someone will be here from that office on Wednesday, July 17, at 1:30 p.m. He also commented on the Citizens Action Team, Resilient Monroe and LIAA.

Tom Veres, 315 Arbor Avenue thanked Council for passing the Resolution to have the alley and storm sewer work done in his neighborhood but suggested that Council have the alley vacated to save money.

Tony Donofrio, 607 Toledo Avenue commented on making a left turn onto Roessler from Front Street and asked if a left turn arrow can be put in.

Mayor Clark referred Mr. Donofrio to speak with Patrick Lewis, Director of Engineering & Public Services to have his request brought to the next Traffic Committee Meeting.

Tony Donofrio, 607 Toledo Avenue also asked if the city will have a Hazardous Waste pickup date.

Mayor Clark said that there will be a pickup in August at the Monroe Multi-Sports Complex and the date will be noted on the city's website or the Monroe County Health Department will have the date and time because they coordinate that event.

Jeanne Micka, 47 East Elm Avenue noted that the annual Lotus Tour will be held on Saturday, July 27, and said tickets are available through Wednesday. To get a ticket, email her at rgm@core.com.

Dina Vannice, 1423 North Raisinville Road commented on the focus of the Resilient Monroe Committee, which is for the redevelopment of the Monroe County area and said that she has attended meetings as a representative of a group of Monroe citizens who are concerned about property land rights being violated with this project. She asked how future redevelopment projects will affect property rights in the County and why elected officials and environmental agencies within the City have the ability to make decisions regarding county property.

Mayor Clark explained that part of the Resilient Monroe is the collection of information from residents and from that will be information that the community may encompass into their comprehensive plan that will be filtered through their Planning Commissions and Council. He said that the meetings are open to the residents so that they can present their concerns to the committee.

Isaac Owens, 1410 Arbor Avenue thanked Mayor and Council for the opportunity to serve on the Environment on Water Quality Committee.

Council Member McKart recognized and thanked Mr. Lambert, Vice-Chairman of the County Board of Commissioners for being at the meeting.

Adjournment.

It was moved by Council Member Molenda and seconded by Council Member Beneteau that the meeting adjourn at 8:02 p.m. until the next Regular Meeting on Monday, August 5, 2013 at 7:30 p.m.

Ayes: 6 Nays: 0

Motion carried.

Charles D. Evans
City Clerk-Treasurer

Robert E. Clark
Mayor