

CITY OF MONROE
REGULAR COUNCIL MEETING
MONDAY, JUNE 16, 2014

Regular meeting of the City Council of the City of Monroe, Michigan held on Monday, June 16, 2014 at 7:30 p.m. in the City Hall Council Chambers.

Present: Council Members Sisk, Hensley, Iacoangeli, Vining, Molenda, Rafko and Mayor Clark.

Michelle J. LaVoy, Clerk-Treasurer gave the invocation.

Mayor Clark led the pledge of allegiance to the flag.

Council Member Iacoangeli asked that Council and guests share in a moment of silence in honor of Corporal Foley, City Police Officer, and Public Safety Department, who passed away unexpectedly.

Public Hearings.

104 This being the date set to hear public comments on Proposed Ordinance No. 14-003, an Ordinance to add Chapter 528, Property Tax Exemptions, to provide a service charge in lieu of taxes for a proposed multiple family dwelling project, of the Code of the City of Monroe 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 the Clerk-Treasurer's Office, the Mayor declared the hearing closed.

107 This being the date set to hear public comments on the installation of a New Public Sanitary Sewer, West Fourth Street between Hubble and Harrison Streets, Special Assessment Resolution Number 4, Sewer SAD # 232 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 the Clerk-Treasurer's Office, the Mayor declared the hearing closed.

120 This being the date set to hear public comments on the FY 2014-15 Community Development Block Grant Annual Action Plan 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 the Clerk-Treasurer's Office, the Mayor declared the hearing closed.

Council Action.

104 It was moved by Council Member Molenda and seconded by Council Member Hensley Ordinance No. 14-003, an Ordinance to add Chapter 528, Property Tax Exemptions, to provide a service charge in lieu of taxes for a proposed multiple family dwelling project, of the Code of the City of Monroe, be placed on its final reading.
Ayes: 7 Nays: 0
Motion carried.

Proposed Ordinance No. 14-003, was then presented for the second time after which the Mayor asked, "Shall this ordinance pass?"
Ayes: 7 Nays: 0
Motion carried.

114 Communication from the Director of Economic & Community Development, submitting proposed Ordinance No. 14-004, an Ordinance to amend Chapter 720, Zoning, Sections 720-9, 720-39, 720-40, 720-41, 720-57, 720-75, 720-144, 720-162, and 720-192 related to Salvage Yards, of the Codified Ordinances of the City of Monroe.

Council Member Molenda said that he would like to propose a couple of minor changes, grammatical and structural, beginning with line 18, the paragraph that begins with storage containers. He said that since both of the them are excluded from the definition, he believes that line 18 and going forward should read "storage containers and processing activities which are located on the premises of a residential, commercial or manufacturing use, and which are used solely for the recycling of materials generated by the residential property, business or manufacturer are excluded from this definition".

Mayor Clark asked Council Member Molenda for a page number to reference the issue.

Council Member Molenda said it is on page 56. He also noted that in lines 134 and 135 he would propose that the word "junk yard" be changed to salvage yard. He also noted other changes that he would suggest in line 201.

Council Member Iacoangeli said that he appreciates the effort by Council Member Molenda but would suggest that in the future the grammatical changes be given to the City Manager or the City Attorney so that the changes can be made prior to the City Council Meeting.

Council Member Molenda said that he decided not to push and stress staff out with the eleventh hour corrections, knowing that Council has two (2) weeks to work with it.

Mayor Clark said it is up for the first reading so he thinks that some recommendations can be taken into consideration before it comes back to Council.

It was moved by Council Member Molenda and seconded by Council Member Sisk that Proposed Ordinance No. 14-004, an Ordinance to amend Chapter 720, Zoning, Sections 720-9, 720-39, 720-40, 720-41, 720-57, 720-75, 720-144, 720-162, and 720-192 related to Salvage Yards, of the Codified Ordinances of the City of Monroe be placed on its first reading and that the public hearing be set for Monday, July 7, 2014.

Ayes: 7 Nays: 0

Motion carried.

Proposed Ordinance No. 14-004, was then presented for the first time and laid over for its second reading and public hearing on Monday, July 7, 2014.

Consent Agenda.

- A. Approval of the Minutes of the Work Session Meeting held on June 2, 2014 and the Minutes of the Regular City Council Meeting held on Monday, June 2, 2014.
- B. Approval of payments to vendors in the amount of \$2,192,440.03.
Action: Bills be allowed and warrants drawn on the various accounts for their payment.

115 2014 Curb Replacement and Resurfacing Program Bids.

- 1. Communication from the Director of Engineering & Public Services, reporting back on bids received for the 2014 Curb Replacement and Resurfacing Program, and recommending that Council award a contract for the 2014 Curb Replacement and Resurfacing Program to Cadillac Asphalt, LLC in the amount of \$509,248.58, that a total of \$563,000 be encumbered to include a 15% project contingency, and that the Finance Director be authorized to make the necessary transfers as shown in the financial details, 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.

116 Mercy Memorial Cancer Connection 5K *Run For Hope*.

1. Communication from the City Manager's Office, reporting back on a request from Karen Whitmire on behalf of the Mercy Memorial Cancer Connection for permission to hold the 5K *Run For Hope* on September 6, 2014 from 8:00 a.m. – 1:00 p.m., beginning at the Food Town Supermarket, 211 N. Telegraph Road, through the Riverside Manor neighborhood, and ending at the Supermarket, and that all fees to hold the 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, 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.

117 Installation of New Public Sanitary Sewer – Sewer SAD #232 – West Fourth Street Between Hubble and Harrison Streets – Special Assessment Resolution Number 5.

1. Communication from the Director of Engineering & Public Services, submitting Resolution No. 5, confirming the special assessment roll and reporting back on bids received for the installation of new public sanitary sewer on West Fourth Street between Hubble and Harrison Streets, and recommending that the attached Resolution 5 be adopted, that the Sewer Special Assessment District 232 be confirmed, and further recommending that Council award a contract for the work to G.V. Cement Contracting Co., in the amount of \$216,034.65, and that the Finance Director be authorized to transfer the necessary funding as listed in the financial detail provided.
2. Supporting documents.
3. Action: Accept, place on file and the resolution be adopted.

118 Sunset Pump Station Grinding Unit Replacement – Wastewater Department.

1. Communication from the Director of Water & Wastewater Utilities, submitting a quote for the replacement of the sewage grinding unit (Channel Monsters) at the Sunset Pump Station, and recommending that a purchase order in the amount of \$23,861.20 and a total amount of \$25,000 be encumbered to include a 5% contingency, be issued to JWC Environmental Care of Hamlett Environmental Technologies Company to repair and upgrade the existing Channel Monster grinding unit used at the Sunset Pump Station per their quote # 20400 dated May 20, 2014 to re-establish the intended pump station operation and efficiencies, and that the bid process be waived, 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.

119 Firefighter Turnout Gear Bid Award.

1. Communication from the Fire Chief, reporting back on bids received for three (3) sets of Janesville firefighter turnout gear for personnel, and recommending that a purchase order in the amount of \$5,394 be awarded to Phoenix Safety Outfitters of Springfield, Ohio for the purchase of three (3) sets of Janesville turnout gear in accordance with the bid specification.
2. Supporting documents.
3. Action: Accept, place on file and the recommendation be carried.

120 FY 2014-15 Community Development Block Grant Annual Action Plan.

1. Communication from the Director of Economic & Community Development, submitting the Community Development Block Grant Annual Action Plan for Fiscal Year 2014-15 as required by the Department of Housing and Urban Development (HUD), and recommending that Council approve the draft of the proposed FY 2014-15 CDBG Annual Action Plan, and after considering any comments at the public hearing, authorize staff to submit it in accordance with federal regulations.
2. Supporting documents.
3. Action: Accept, place on file and the recommendation be carried out.

121 Classification & Compensation Study, RFP Award.

1. Communication from the Director of Human Resources, reporting back a proposal to conduct a Classification & Compensation Study of all its non-union and employee groups, excluding public safety, and recommending that Council award a contract for the City's Classification & Compensation Study project to Municipal Consulting Services, Inc. in the amount of \$42,170, and that the Finance Director be authorized to make a budget transfer of \$45,000 from the General Fund Contingency to the Human Resources Department, and further recommending that the Mayor and Clerk-Treasurer be authorized to execute any necessary agreements on behalf of the City of Monroe.
2. Supporting documents.
3. Action: Accept, place on file and the recommendation be carried out.

122 Water Treatment Plant Fiscal Year 2014-2015 Chemical Requirements.

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 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 Sulfate, for a total cost of \$116,000, Alexander Chemical Corporation, Fluoride, for a total cost of \$20,480, Linde, LLC, Liquid Oxygen, for a total cost of \$37,500, JCI Jones Chemicals, Inc, Sodium Hypochlorite, for a total cost of \$56,941.89, and Shannon Chemical Corporation, Zinc Orthophosphate, for a total cost of \$31,330.20, 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.

123 Funding Agreement between the City of Monroe and the River Raisin National Battlefield Park Foundation, Inc.

1. Communication from the Director of Economic & Community Development, submitting a proposed Funding Agreement between the City of Monroe and the River Raisin National Battlefield Park Foundation, Inc. for the establishment and initial staffing of the River Raisin National Battlefield Park Foundation, and recommending that Council approve the proposed Funding Agreement between the City of Monroe and the River Raisin National Battlefield Park Foundation, Inc., and that the Mayor and Clerk-Treasurer be authorized to execute the agreement, and approve payment of the first installment of \$25,000 as outlined in the Agreement.
2. Supporting documents.
3. Action: Accept, place on file and the recommendation be carried out.

124 Google Apps Agreement.

1. Communication from the Finance Director, submitting an agreement with Onix Networking Corporation to upgrade our software and replace our network server to Google Apps, and recommending that Mayor and Council approve the Onix Networking Government Customer Agreement that is attached and approve up to \$16,000 to be encumbered to cover the first year licensing, up to forty (40) hours of technical support from Onix, and contingencies, and further recommending that the City Manager be approved to execute any necessary agreements related to the implementation of Google Apps on behalf of the City of Monroe.
2. Supporting documents.
3. Action: Accept, place on file and the recommendation be carried out.

125 FY 2013-14 Budget Amendment.

1. Communication from the Finance Director, submitting an amendment to the fiscal year 2013-14 budget, and recommending that Mayor and Council approve a budget amendment to add \$20,000 to the Refuse Fund Refuse Pick-Up account, increase the Brownfield Authority budget by \$692,195 and increase the Stores and Equipment Fund Repair and Maintenance Supplies line item by \$25,000.
2. Supporting documents.
3. Action: Accept, place on file and the recommendation be carried.

126 Railroad Street Block Party.

1. Communication from the City Manager's Office, submitting a request from Candice McIntosh for permission to hold a block party in the 400 block of Railroad Street on June 28, 2014, from 6:00 p.m. – 10:00 p.m., and to close the 400 block of Railroad Street between Third and Fifth Streets, 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.

127 Autism Speaks Walk.

1. Communication from the City Manager's Office, submitting a request from Kristen Gibson on behalf of Autism Speaks for permission to hold a Walk/Charity event at St. Mary's Park on June 29, 2014, from 10:00 a.m. – 3:00 p.m. with use of the bandshell, electricity, and that the fees to use St. Mary's Park be reduced, 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.

It was moved by Council Member Molenda and seconded by Council Member Iacoangeli that items 115, 116, 117, 118, 119, 120, 122, 123, 124, 125, 126 and 127 of the Consent Agenda be approved as presented and that item 121 be removed and considered separately.

Ayes: 7 Nays: 0

Motion carried.

121 The communication from the Director of Human Resources was presented, reporting back a proposal to conduct a Classification & Compensation Study of all its non-union and employee groups, excluding public safety, and recommending that Council award a contract for the City's Classification & Compensation Study project to

Municipal Consulting Services, Inc. in the amount of \$42,170, and that the Finance Director be authorized to make a budget transfer of \$45,000 from the General Fund Contingency to the Human Resources Department, and further recommending that the Mayor and Clerk-Treasurer be authorized to execute any necessary agreements on behalf of the City of Monroe.

Council Member Sisk said that he is disappointed that only one bid was generated in the rebid process for this project and asked Mr. Brown if it is our normal practice to send RFP's to just one publication.

George Brown, City Manager said that he can speak to what he understands but that Mr. Sell is here and can give details on the vendor solicitation process.

Ed Sell, Finance Director said that there isn't always one single practice used, that it usually depends on the bid. He noted that the purchasing ordinance states that it is up "us" to decide whether to publish it in the paper or not, depending on what the item is that they're trying to get proposals or bids on. He explained that in this case they wouldn't have advertised it in the paper because it wouldn't have made much sense to do that, but after that our normal source is to advertise it on the Michigan Intergovernmental Trade Network (MITN) which is a website that was formed by a cooperative agreement of municipalities in this state and vendors go there to sign up to receive RFP's or requests for Bids from various governmental entities. He said that the first time this item was posted it went to almost 500 firms and the second time around we sent it to about 200 Firms. He explained that they started advertising on MITN because it allowed them to reach a larger variety of potential vendors.

Council Member Molenda asked if half of the cost of this study was funded out of the general fund last year.

Ed Sell, Finance Director said that \$40,000 was budgeted for this study in the 2014 Budget. He noted that because of the various vacancies that have been in place this year that have either been tested for, had to have physicals, background checks or lists created to fill a position, costs have been incurred that weren't budgeted for, so some of that \$40,000 was used for those costs.

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

Ayes: 6 Nays: 1 (Council Member Sisk)

Motion carried.

Council Comments.

Council Member Hensley commented on the plantings at the intersection of Third and Front Streets and thanked everyone who was involved to bring the project to fruition.

Council Member Iacoangeli noted that Beckett & Rader dedicated the landscaping plan for the median part of that project to the City of Monroe. He asked if Council could get a copy of the minutes of various boards and commissions in their packets because it would give Council an opportunity to know what issues and topics the boards and commissions cover at their meetings. He commented on the presentation given to Council by Keith Woodcock, Building Official and Dan Swallow, Economic & Community Development and wonders where they are in the process of getting some of the programs the presented up and running.

Dan Swallow, Director of Economic & Community Development said they are bringing the current program up to speed, that they've hired a part time position to work on the rental inspection program and she is actively working to make contact with inactive rental property owners and to address new property maintenance issues. He spoke to the fee structure set by Ordinance and the Neighborhood Enterprise project.

Council Member Iacoangeli asked if Mr. Swallow thought that the Garage sale ordinance needs to be modified.

Dan Swallow, Director of Economic & Community Development noted that he has looked into that section of the ordinance and found some changes that may need to be made to that section, but not immediately.

Mayor Clark spoke regarding signage placement, quantity and type used to advertise garage sales.

Council Member Rafko thanked Betsy Pipis and Kristie LaRoy for opening the Art Gallery downtown and spoke to all of the assets that Monroe has to offer, including the Historic Museum, Jazz Bands at various businesses during spring and summer, and the bands at St. Mary's Park every Thursday evening. She commented about the beauty of the flowers at Memorial Park, and at the junction of Third and Front Street. She commented about the Commission on the Environment meeting that she attended and the improvements to the River Raisin.

Mayor's Comments.

Mayor Clark also commented on the Commission on the Environment, the River Raisin Watershed Council, Concerts in the Park, The Michigan High School State Fishing Tournament, the National Association of Regional Councils, NARC, and the TEMACOG and SEMCOG.

Clerk-Treasurer's Comments.

Michelle J. LaVoy, Clerk-Treasurer reiterated that the Clerk's Office is the repository for City Documents and that includes meeting minutes of all boards, commissions and committees and she asked that all current meeting minutes be forwarded to the Clerk's Office and they will forward on to Council Members. She noted that approved minutes will be available on the City's Website for Council as well as residents. She announces that the State Primary Election is on August 5th and said the last day to register to vote for that Election is July 7th, either at the Clerk's Office or at the Secretary of State Office or on their website. She also noted that the Clerk's Office is looking for individuals who would like to be Election Inspectors and applications are available at the Clerk's Office.

City Manager's Comments.

George Brown, City Manager noted that the bands playing at the Concert in the Park on June 19th is Shades of Blue and their music is blues and doo whop and on June 26th is the Dean Sokoll Project and they do blues, funky and classic rock.

Citizen's Comments.

Don Kroeger, 433 Toll Street said the drainage ditch behind his house needs to be cleaned out and he gave Council a short presentation on the issue.

Matt Vititoe, 114 Glendale Court, President of the Civil Service Commission said he was looking at the job vacancy posting for the Firefighter Paramedic and he noticed that it was really long, which is not necessarily a bad thing and that there are about 11 more qualifications listed that weren't on the list in 2007. He named a few of the qualifications that were added but said he is not sure how MCOLES, Michigan Commission on Law Enforcement Standards, got on the list. He said that the City's Civil Service is required to approve or scrutinize eligibility lists, promotions and hiring's, etc. He said that since he has been on the Commission he hasn't seen much scrutiny. He continued and discussion was lengthy.

Executive Closed Session.

It was moved by Council Member Iacoangeli and seconded by Council Member Rafko that Council convene to Closed Executive Session to discuss Potential Real Estate Acquisition at 9:15 p.m.

Ayes: 7 Nays: 0

Motion carried.

It was moved by Council Member Iacoangeli and seconded by Council Member Rafko that Council reconvene to Open Session at 10:03 p.m.

Ayes: 7 Nays: 0

Motion carried.

Adjournment.

It was moved by Council Member Iacoangeli and seconded by Council Member Hensley that the meeting adjourn at 10:03 p.m. until the Regular Meeting on Monday, July 7, 2014 at 7:30 p.m.

Ayes: 7 Nays: 0

Motion carried.

Michelle J. LaVoy
City Clerk-Treasurer

Robert E. Clark
Mayor