

CITY OF MONROE
REGULAR COUNCIL MEETING
MONDAY, JULY 7, 2014

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

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

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

Mayor Clark led the pledge of allegiance to the flag.

Presentations.

Presentation by Mark Buis of Gabriel Roeder, Smith & Company regarding the Retiree Healthcare Valuation.

Presentation by Monroe Public Schools and the Monroe County Library System regarding "Mini-Library."

Barry Martin, Superintendent Monroe Public Schools introduced June Knabusch-Taylor, Board of Education, Monroe Public Schools and Lawrence VanWassenova, Board of Education, Monroe Public Schools, and Nancy Bellaire, Monroe County Library System and said that they would provide Council with information regarding the "Mini Library" project.

Public Hearings.

114 This being the date set to hear public comments on 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 and there being no comments on file in writing in the Clerk-Treasurer's Office, the Mayor declared the hearing open.

Council Member Molenda noted that there have been minor grammatical changes since the last meeting to the ordinance.

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.

114 It was moved by Council Member Molenda and seconded by Council Member Iacoangeli that 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 final reading.

Ayes: 7 Nays: 0

Motion carried.

Proposed Ordinance No. 14-004, was then presented for the second time after which the Mayor asked, "Shall this ordinance pass?"

Ayes: 7 Nays: 0

Motion carried.

Consent Agenda.

- A. Approval of the Minutes of the Work Session Meeting held on June 16, 2014 and the Minutes of the Regular City Council Meeting held on Monday, June 16, 2014.
 - B. Approval of payments to vendors in the amount of \$748,484.83.
Action: Bills be allowed and warrants drawn on the various accounts for their payment.
- 128 2014 Bituminous Pavement Maintenance Program Bids.
- 1. Communication from the Director of Engineering & Public Services, reporting back on bids received for the 2014 Bituminous Pavement Maintenance Program, and recommending that Council award the above contract to D.G. Slurry Seal of Toledo in the amount of \$90,865.51, and that a total of \$109,000 be encumbered to include a 20% project contingency, and further recommending that the Finance Director be authorized to make the necessary fund transfers from the Major Street and Local Street fund balance, 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.
- 129 2014 Bridge Inspections Consultant Award.
- 1. Communication from the Director of Engineering & Public Services, reporting back on a contract for the 2014 Bridge Inspection Consultant Award, and recommending that the City award a contract for inspection services to the Great Lakes Engineering Group, LLC, in the amount of \$3,000 and that the Director of Engineering & Public Services be authorized to execute the agreement on behalf of the City.
 - 2. Supporting documents.
 - 3. Action: Accept, place on file and the recommendation be carried out.
- 130 2014 Sanitary Sewer Rehabilitation Program Bids.
- 1. Communication from the Director of Engineering & Public Services, reporting back on bids received for the 2014 Sanitary Sewer Rehabilitation Program, and recommending that Council award the above contract to Insituform Technologies USA, Inc., in the revised amount of \$77,758.80, that a total of \$85,500 be encumbered to include a 10% project contingency, and that the Finance Director be authorized to make any necessary transfers between individual project accounts, 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.
- 131 2014 Sidewalk Program – Final Notice to Affected Property Owners.
- 1. Communication from the Director of Engineering & Public Services, reporting back on the final notice to the affected property owners included in the 2014 Sidewalk Program, and recommending that Council resolve to direct the Engineering Department to repair the walks of those property owners on the attached list that do not do so within the next ten (10) calendar days, and to authorize the Engineering Department to bill the cost to them following repairs.
 - 2. Supporting documents.
 - 3. Action: Accept, place on file and the recommendation be carried out.

132 2014 Sidewalk Replacement Program Bid.

1. Communication from the Director of Engineering & Public Services, reporting back on bids received for the 2014 Sidewalk Replacement Program, and recommending that Council award the above contract to G.V. Cement Contracting Co. in the amount of \$64,906.10, and that a total of \$81,500 be encumbered to include a 20% project contingency and additional funding for the Manor Park shelter pad, and further recommending that the Mayor and Clerk-Treasurer be authorized to sign the contracts on behalf of the City of Monroe, and that the Finance Director be authorized to make any necessary funding transfers.
2. Supporting documents.
3. Action: Accept, place on file and the recommendation be carried.

133 Self Contained Breathing Apparatus (SCBA).

1. Communication from the Fire Chief, reporting back on bids received for the purchase of 6 Scott-Self Contained Breathing Apparatus for use in fire suppression and chemical, biological, nuclear and explosive incidents, and recommending that a purchase order in the amount of \$41,404 be awarded to Argus-Hazco of Chesterfield, Michigan for the purchase of 6 SCBA's in accordance with the bid specifications.
2. Supporting documents.
3. Action: Accept, place on file and the resolution be adopted.

134 Bulk Rock Salt Bids.

1. Communication from the Director of Engineering & Public Services, reporting back on bids received for Bulk Rock Salt for de-icing of major streets and 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 \$95,364 for the 2014-15 season, and to award the second and third year options at \$54.57 per ton and \$56.21 per ton, respectively, and further recommending that the Director of Engineering & Public Services be authorized to issue a purchase order for up to \$95,364 against the Fiscal Year 2014-15 budget as needed.
2. Supporting documents.
3. Action: Accept, place on file and the recommendation be carried out.

135 COMEA Unit II (City of Monroe Employee's Association).

1. Communication from the Director of Human Resources, submitting an agreement with COMEA Unit II to extend the current collective bargaining agreement dated January 1, 2012 through December 31, 2014 for an additional year, and recommending that Mayor and Council approve the attached extension of the COMEA Unit II Collective Bargaining Agreement.
2. Supporting documents.
3. Action: Accept, place on file and the recommendation be carried out.

136 Keegan Road, Albain Road, and Main Court Water Main Replacement Chang Order.

1. Communication from the Director of Engineering & Public Services, submitting a Change Order to the Keegan Road, Albain Road and Main Court Water Main Replacement, and recommending that Council award a change order to the East Noble Avenue Water Main Replacement to Salenbien Trucking and Excavating, Inc. for water main replacement on Keegan Road, Albain Road and Main Court in the amount of \$200,514, that a total of \$230,000 be encumbered to include a 15% contingency, and that the Finance Director be authorized to make any necessary transfers from available capital projects in the Water Fund, and further recommending that the Director of Engineering & Public Services be authorized to sign a change order for this work on behalf of the City of Monroe.

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

137 Monroe County Convention & Tourism Bureau Labor Day Parade Request.

1. Communication from the City Manager's Office, submitting a request from the Monroe County Convention & Tourism Bureau for permission to hold a Labor Day Parade on August 30, 2014, specifically to close Monroe Street from Jones Avenue to Elm Avenue, ending at St. Mary's Park and for assistance from the City, and recommending that Council approve this request contingent upon items being met as outlined by the administration, including **insurance requirements being met, a parade permit being obtained, emergency vehicle access being maintained, that the MCCTB pay ½ of the City's out-of-pocket cost to hold the parade,** 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.

138 Mobis North America Annual "Mobis Day" Company Event.

1. Communication from the City Manager's Office, submitting a request from Mobis North America for permission to hold their annual "Mobis Day" Company Event at Munson Park on August 10, 2014 from 10:00 a.m. – 6:00 p.m., specifically to erect a tent with tables, bounce house, use of the volleyball and tennis courts, soccer field, playground and that the application fee be waived, and recommending that Council approve this request contingent upon items being met as outlined by the administration, subject to costs recovery and payment of fees 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.

139 Monroe Firefighters Association, Local 326.

1. Communication from the Director of Human Resources, submitting an agreement with Monroe Firefighters Association, Local 326 to extend the current collective bargaining agreement dated September 14, 2011 through December 31, 2014 for an additional year, and recommending that Mayor and Council approve the attached extension of Firefighters Collective Bargaining Agreement.
2. Supporting documents.
3. Action: Accept, place on file and the recommendation be carried out.

140 River Raisin Dam Remediation – Phase Two Change Order.

1. Communication from the Director of Engineering & Public Services, submitting a change order to the River Raisin Dam Remediation Phase Two for additional work, and recommending that Council authorize additional expenditures of up to \$143,000 for Phase Two grant-eligible activities to Lee and Ryan Environmental Consulting, Inc., and /or Cardno JFNew as needed, subject to grant funding limitations, and further recommending 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.

- 141 Professional Services Contract for Provision of an Analysis of Impediments to Fair Housing for the City's CDBG Program.
1. Communication from the Director of Economic & Community Development, reporting back on bids received for a Professional Services Contract for provisions of an Analysis of Impediments to Fair Housing for the City's CDBG, and recommending that Council award the Community Development Block Grant Analysis of Impediments to Fair Housing to Fair Housing Center of Metropolitan Detroit with a budget of \$16,000 and authorize the City Manager to execute any required contract documents.
 2. Supporting documents.
 3. Action: Accept, place on file and the recommendation be carried out.
- 142 Consider Awarding Community Development Block Grant FIX Projects to Pranam GlobalTech.
1. Communication from the Director of Economic & Community Development, reporting back on bids received for the recipients of the CDBG FIX Program, and recommending that Council award the Community Development Block Grant FIX contracts to Pranam GlobalTech with a budget of \$19,100 plus an additional \$3,820 in contingencies, and further recommending that Council authorize staff to take the necessary steps to complete each project in compliance with federal regulations, including drafting agreements to be signed by each homeowner and contractor.
 2. Supporting documents.
 3. Action: Accept, place on file and the recommendation be carried out.
- 143 Resolution Authorizing the Acquisition of 19 Winchester Street from the Monroe County Treasurer through the Tax Foreclosure Procedure in the General Property Tax Act.
1. Communication from the Director of Economic & Community Development, submitting a resolution authorizing the acquisition of 19 Winchester Street from the Monroe County Treasurer through the Tax Foreclosure Procedure in the General Property Tax Act, and recommending that Council approve the resolution authorizing acquisition of 19 Winchester Street from the Monroe County Treasurer through the Tax Foreclosure Procedure; and authorize the expenditure of up to \$1,100 to cover the minimum bid price estimated by the County Treasurer 's Office.
 2. Supporting documents.
 3. Action: Accept, place on file and the resolution be adopted.
- 144 Cost Sharing with the Monroe County Treasurer for the Demolition of the Buildings Located at 1102-1114 East Second Street.
1. Communication from the Director of Economic & Community Development, reporting back on cost sharing with the Monroe County Treasurer for the demolition of 1102-1114 East Second Street, and recommending that Council approve \$34,300 from the City's demolition service budget to cost share with the Monroe County Treasurer for the demolition of the buildings located at 1102-1114 East Second Street; in accordance with the low bid received by the Monroe County Treasurer's Office from McBee Trucking & Excavating, and further recommending that Council approve and encumber an additional \$11,075 in contingency funding to cover the cost of a survey and abatement of any Asbestos Containing Materials (ACM) resulting in a total City contribution of up to \$45,375.
 2. Supporting documents.
 3. Action: Accept, place on file and the recommendation be carried out.

145 Appointments Resolution.

1. Communication from the City Manager'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.

It was moved by Council Member Molenda and seconded by Council Member Rafko that items 128, 129, 130, 132, 133, 134, 135, 136, 137, 138, 139, 141, 142, 143 and 145 of the Consent Agenda be approved as presented and that item 131, 140 and 144 be removed and considered separately.

Ayes: 7 Nays: 0

Motion carried.

131 The communication from the Director of Engineering & Public Services was presented, reporting back on the final notice to the affected property owners included in the 2014 Sidewalk Program, and recommending that Council resolve to direct the Engineering Department to repair the walks of those property owners on the attached list that do not do so within the next ten (10) calendar days, and to authorize the Engineering Department to bill the cost to them following repairs.

John Timko, 1034 Bentley Drive said that this program has been around a long time and he thinks it should be discontinued and to put the money to something that is more important like pot holes.

Mayor Clark said that this is a program that rotates every 8-10 years so every sidewalk is not looked at every year. He noted that if there are sidewalks that are marked and someone has a question, they can contact the Engineering Department to get an explanation. He said that he understands the cost issue but there is also the trip hazard issue and also to make them walkable.

Adam Yeager, 1833 South Custer said that the fact sheet does not give the location where the repairs will take place.

Following discussion, it was moved by Council Member Hensley and seconded by Council Member Iacoangeli that item 131 be accepted, placed on file and the recommendation be carried out.

Ayes: 7 Nays: 0

Motion carried.

140 The communication from the Director of Engineering & Public Services was presented, submitting a change order to the River Raisin Dam Remediation Phase Two for additional work, and recommending that Council authorize additional expenditures of up to \$143,000 for Phase Two grant-eligible activities to Lee and Ryan Environmental Consulting, Inc., and /or Cardno JFNew as needed, subject to grant funding limitations, and further recommending that the Director of Engineering & Public Services or his designee be authorized to execute any necessary documents on behalf of the City.

Council Member Iacoangeli noted that there is a discrepancy in the information regarding the grant amount and asked if we're over the grant amount or under the grant amount.

Patrick Lewis, Director of Engineering & Public Services said that the purchase orders in the system slightly exceed the grant amount but because the change order has not been authorized he cannot put in for reimbursement for anything that has not been authorized. He noted that the money has been encumbered and that the contractor has been deliberately held off so that they would not exceed the amount that was authorized.

Following discussion, it was moved by Council Member Iacoangeli and seconded by Council Member Sisk that item 140 be accepted, placed on file and the recommendation be carried out.

Ayes: 7 Nays: 0
Motion carried.

144 The communication from the Director of Economic & Community Development was presented, reporting back on cost sharing with the Monroe County Treasurer for the demolition of 1102-1114 East Second Street, and recommending that Council approve \$34,300 from the City's demolition service budget to cost share with the Monroe County Treasurer for the demolition of the buildings located at 1102-1114 East Second Street; in accordance with the low bid received by the Monroe County Treasurer's Office from McBee Trucking & Excavating, and further recommending that Council approve and encumber an additional \$11,075 in contingency funding to cover the cost of a survey and abatement of any Asbestos Containing Materials (ACM) resulting in a total City contribution of up to \$45,375.

Adam Yeager, 1833 South Custer Road asked about cost sharing with the Monroe County Treasurer and if the property is a private homestead.

Dan Swallow, Director of Economic & Community Development said that 1102-1114 East Second Street is a foreclosed property and that at one time it belonged to a private individual. He said that through the County Treasurer tax foreclosure cycle, the County now owns the property. He explained that this property cannot be sold in the tax foreclosure auction and put into the hands of an individual because it is hazardous and/or dangerous so it needs to be demolished.

Following discussion, it was moved by Council Member Iacoangeli and seconded by Council Member Rafko that item 144 be accepted, placed on file and the recommendation be carried out.

Ayes: 7 Nays: 0
Motion carried.

Council Comments.

Council Member Hensley said that he has read several times, in the Monroe Evening News, about issues at 1250 North Dixie Highway, Knight's Inn and noted that within the last eighteen months there have been 212 police call responses, 47 fire responses, 46 of which were EMS and the most recent call was a group of people smoking marijuana outside. He said that in Ordinance 296 is says that the City leadership can pursue this as a drug nuisance property. He continued to cite other concerns about the problems and concerns that surround the property.

Council Member Iacoangeli also commented to Council Member Hensley's concerns.

Tom Ready, Attorney commented on Chapter 296 and said that when a property is declared a drug nuisance the action can be to padlock the property.

Council Member Rafko said that on July 4th a marker was dedicated that signified "Camp Monroe" in a specific neighborhood. She also commented on the annual parade in the neighborhood of Godfroy, Borgess and St. Mary's.

Mayor's Comments.

Mayor Clark commented on the DDA Wine Crawl Event on Friday, July 18th, and the presentation by Monroe Public Schools and the Monroe County Library System regarding "Mini-Library."

Clerk-Treasurer's Comments.

Michelle J. LaVoy, Clerk-Treasurer noted that the absentee ballots went out today and should be at the voters' home within the week. She also noted that it is not too late to request an absentee ballot, and to contact the Clerk's Office

or to visit the Secretary of State Office or their website to print an absentee ballot application and return it to the Clerk's Office.

Citizen's Comments.

Adam Yeager, 1833 South Custer Road commented about standing water on M50 in front of his house. He said he called the City several times to report that the drain was clogged.

Mayor Clark said that he will speak with the department regarding that issue.

Jeannie Micka, 47 East Elm Avenue provided Council with a copy of a Proclamation from the City of Monroe and the National Garden Clubs Blue Star Award, both were given to the Lotus Garden Club at the dedication of the Blue Star Memorial at the Sawyer House. She noted that the Sawyer Homestead was also presented with the Monroe County Volunteer Leadership Award for Michigan Week. She invited everyone to the Lotus Tour on Saturday, July 26th and to register for the event please email rgm@core.com.

Adjournment.

It was moved by Council Member Iacoangeli and seconded by Council Member Molenda that the meeting adjourn at 8:35 p.m. until the Regular Meeting on Monday, July 21, 2014 at 7:30 p.m.

Ayes: 7 Nays: 0

Motion carried.

Michelle J. LaVoy
City Clerk-Treasurer

Robert E. Clark
Mayor