



**CITY COUNCIL *REGULAR* MEETING
MARCH 5, 2018/7:30 P.M.
RIVERVIEW CITY HALL
COUNCIL CHAMBERS
14100 CIVIC PARK DR.
RIVERVIEW, MI 48193-7600
734-281-4201**

AGENDA

- 1. CALL TO ORDER/ROLL CALL.**
- 2. PLEDGE OF ALLEGIANCE:** Forest Elementary School Third Graders
- 3. INVOCATION:** Councilmember Towle

4. AWARDS, PRESENTATIONS, AND PROCLAMATIONS.

None.

5. APPROVAL OF MINUTES.

5.1 APPROVE MINUTES OF THE 02/20/18 REGULAR RIVERVIEW CITY COUNCIL MEETING - CITY CLERK.

6. PUBLIC HEARINGS.

None.

7. PUBLIC COMMENTS.

8. ORGANIZATIONAL BUSINESS.

8.1 APPOINTMENT TO THE CITY OF RIVERVIEW BUILDING AUTHORITY – CITY CLERK.

COMMUNITY IMPACT/BACKGROUND: One appointment on the City of Riverview Building Authority expired on February 20, 2018, the term currently held by Mr. Ronald Miller.

Commission vacancies have been advertised on City Cable and on the City Web Site.

Mr. Miller has submitted an application seeking reappointment to another term on the Building Authority.

ACTION REQUESTED: The City Council is requested to consider one appointment to the City of Riverview Building Authority for a six-year term set to expire February 20, 2024.

ATTACHMENT: Application dated February 5, 2018.

ENDORSEMENTS:

	Required	Date
City Manager Endorsement	X	02/16/18
Financial Certification	N/R	
City Attorney Endorsement	N/R	
Department Recommendation	X	02/16/18
Advisory Commission Recommendation	N/R	

9. CONSENT AGENDA.

9.1 AWARD BID AND AUTHORIZE EXECUTION OF AGREEMENT FOR THE PURCHASE OF TWO (2) ROLL OFF CONTAINERS TO WASTEQUIP MANUFACTURING COMPANY IN THE AMOUNT OF \$10,120.00 – LAND PRESERVE.

COMMUNITY IMPACT/BACKGROUND: On 12/19/2017, The City Manager authorized the seeking of bids for Two (2) Roll Off Containers. On 12/27/17 notice of Invitation to Bid for two (2) Roll Off Containers was published in the newspaper. In addition, notice was posted on MITN, and mailed to another 6 vendors as provided on the vendor list. Bid responses from two (2) vendors were opened on 01/11/2018. It is proposed that the bid be awarded to WASTEQUIP Manufacturing Company out of Charlotte, North Carolina for the total price of \$10,120.00.

The Ad Hoc Land Preserve committee concurred with this recommendation at their meeting of 02/12/2018. Executed copies of the agreements will be on file in the Purchasing Department.

ACTION REQUESTED: The City Council is requested to award bid and authorize execution of agreement with WASTEQUIP Manufacturing Company in the amount of \$10,120.00.

ATTACHMENT: Bid tabulation.

FINANCE CERTIFICATION: The finance director certifies that funds have been appropriated and are available.

ENDORSEMENTS:

	Required	Date
City Manager Endorsement	X	02/27/18
Financial Certification	X	02/27/18
City Attorney Endorsement	N/R	
Department Recommendation	X	02/27/18
Advisory Commission Recommendation	X	02/12/18

9.2 APPROVE TWO-YEAR EXTENSION WITH AMERICAN FIREWORKS COMPANY FOR ANNUAL SUMMERFEST FIREWORKS DISPLAY IN THE AMOUNT OF \$12,000.00 ANNUALLY - RECREATION.

COMMUNITY IMPACT/BACKGROUND: On 04/20/2015, City Council awarded a three-year extension to American Fireworks Company for the Summerfest fireworks display in the amount of \$12,000.00. This extension expired after the 2017 Summerfest. The event was very successful and the vendor very accommodating. The recreation director requested a proposal to extend the bid at the same price; the vendor agreed but requested a two-year extension. The City would retain the right to terminate the agreement with sixty days notice before the event.

ACTION REQUESTED: City Council is requested to consider approval of a two-year extension with American Fireworks Company for the annual Summerfest fireworks display in the amount of \$12,000.00 annually.

ATTACHMENT: American Fireworks Company Extension Request Letter.

FINANCE CERTIFICATION: The finance director certifies that funds have been appropriated and are available.

ENDORSEMENTS:

	Required	Date
City Manager Endorsement	X	02/27/18
Financial Certification	X	02/27/18
City Attorney Endorsement	N/R	
Department Recommendation	X	02/27/18
Advisory Commission Recommendation	N/R	

9.3 AUTHORIZE THE PREPARATION OF PLANS AND SPECIFICATIONS, THE SOLICITATION OF BIDS AND PERFORMING CONTRACT ADMINISTRATION, INSPECTION, TESTING, MARKING, AND AS BUILT MEASUREMENTS BY CHARLES E. RAINES COMPANY IN THE AMOUNT OF \$36,210.00 FOR THE 2018 SIDEWALK REPLACEMENT PROGRAM – DEPARTMENT OF PUBLIC WORKS.

COMMUNITY IMPACT/BACKGROUND: The City of Riverview intends to undertake a sidewalk replacement program in 2018. The Department of Public Works is requesting authorization for Charles E. Raines Company to prepare plans and specifications and authorization to seek proposals for this project and to perform contract administration, inspection, testing, marking and as built measurements. The sectioning funding breakdown is as follows:

PROJECT

BUDGET

Sidewalk replacement

\$250,000

Funds have been allocated in the appropriate accounts for the 2018 sidewalk replacement program subject to approval by the City Council.

ACTION REQUESTED: The City Council is requested to authorize the Charles E. Raines Company to prepare plans and specifications, to seek proposals for this project and to perform contract administration, inspection, testing, marking and as built measurements for a cost not to exceed **\$36,210.00**.

ATTACHMENT: None.

FINANCE CERTIFICATION: The finance director certifies that funds have been appropriated and are available for engineering, pending City Council approval.

ENDORSEMENTS:

	Required	Date
City Manager Endorsement	X	03/01/18
Financial Certification	X	03/01/18
City Attorney Endorsement	N/R	
Department Recommendation	X	03/01/18
Advisory Commission Recommendation	N/R	

10. RESOLUTIONS.

None.

11. ADMINISTRATION.

11.1 AUTHORIZE EXECUTION OF CHANGE ORDER #1 TO BID #2364 – CELL 7 PHASE 2 TO RYAN INCORPORATED CENTRAL IN THE AMOUNT OF \$237,000.00 – LAND PRESERVE.

COMMUNITY IMPACT/BACKGROUND: At the June 19, 2017 City Council Meeting, the City awarded Bid #2364 – Cell 7 Phase 2 Construction to Ryan Incorporated Central (Ryan) for the construction of a portion of Cell 7 at the Land Preserve. Part of their work was to replace some damaged litter fence. Additional areas were damaged in storm events after the bidding was completed, increasing the length of fence needing repair. Ryan agreed to increase the quantity of fencing at the unit price in their bid.

Also, as part of the contracted work, a new haul road was constructed on the west side of the RLP, to replace the existing road which is in the Cell construction area. The RLP planned to pave a portion of the haul road in summer 2018, to minimize potential for soil trackout. Due to local concerns, it was recommended to advance the paving schedule to be part of the Cell Construction project and be completed before the winter weather; both to allow for better snow plowing and to provide a section of pavement to knock soil off truck wheels before exiting the site.

The Ad Hoc Land Preserve Committee has reviewed these scope changes, to have Ryan install additional fencing and hire a subcontractor to pave approximately 1,000 feet of the haul road, at its October 9, 2017 meeting and is recommending execution of the change order by the City Council.

ACTION REQUESTED: City Council is requested to authorize the Mayor to execute Change Order #1 to Bid #2364 with Ryan Incorporated Central for \$237,000.

ATTACHMENT: Change Order #1 for Bid #2364 to Ryan Incorporated Central.

ENDORSEMENTS:

	Required	Date
City Manager Endorsement	X	03/01/18
Financial Certification	X	03/01/18
City Attorney Endorsement	N/R	
Department Recommendation	X	03/01/18
Advisory Commission Recommendation	X	10/09/17

12. ORDINANCES.

12.1 AUTHORIZE SECOND READING, BY TITLE ONLY, AND ADOPTION OF PROPOSED ORDINANCE NO. 700, UPDATING SECTIONS 86-247, “DENIAL, SUSPENSION OR REVOCATION” AND 86-248 “RIGHT OF APPEAL” IN REGARDS TO CONTRACTOR LICENSING – CITY ATTORNEY.

COMMUNITY IMPACT/BACKGROUND: The city attorney has prepared revisions to the Code of Ordinances related to contractor licensing. Revisions include changes to who may deny, suspend, or revoke a contractor’s license; rights for appealing the action; and designation of the city manager (or his designee) as the hearing officer. In addition, the city council shall be notified promptly of all appeals and decisions.

ACTION REQUESTED: Authorize the Second Reading, by title only, and adoption of Proposed Ordinance No. 700, updating Sections 86-247, “Denial, Suspension or Revocation”, and 86-248 “Right to Appeal” in regards to Contractor Licensing.

ATTACHMENT: Proposed Ordinance No. 700.

ENDORSEMENTS:

	Required	Date
City Manager Endorsement	X	02/27/18
Financial Certification	N/R	
City Attorney Endorsement	X	02/15/18
Department Recommendation	X	02/27/18
Advisory Commission Recommendation	N/R	

12.2 AUTHORIZE SECOND READING, BY TITLE ONLY, AND ADOPTION OF PROPOSED ORDINANCE NO. 701 REGARDING THE REPEAL AND READOPTION OF SECTIONS 14-48, 14-209, 14-391 IN REGARDS TO THE “DENIAL, REVOCATION AND SUSPENSION OF LICENSES AND PERMITS AND THE APPEAL PROCESS AS THEY PERTAIN TO BUSINESSES IN GENERAL, JUNK DEALERS AND PEDDLERS – CITY ATTORNEY.

COMMUNITY IMPACT/BACKGROUND: The city attorney has prepared revisions to the Code of Ordinances related to business licenses. Revisions include changes to who may deny, suspend, or revoke a contractor’s license; rights for appealing the action; and designation of the city manager (or his designee) as the hearing officer. In addition, the city council shall be notified promptly of all appeals and decisions.

ACTION REQUESTED: Authorize the Second Reading, by title only, and adoption of Proposed Ordinance No. 701, updating Sections 14-48, 14-209 and 14-391 in regards to the “Denial, Revocation and Suspension of Licenses and Permits and the Appeal Process as they pertain to Businesses, Junk Dealers and Peddlers.”

ATTACHMENT: Proposed Ordinance No. 701.

ENDORSEMENTS:

	Required	Date
City Manager Endorsement	X	02/27/18
Financial Certification	N/R	
City Attorney Endorsement	X	02/15/18
Department Recommendation	X	02/27/18
Advisory Commission Recommendation	N/R	

12.3 AUTHORIZE FIRST READING, BY TITLE ONLY, OF PROPOSED ORDINANCE NO. 702, AMENDING MINOR IN POSSESSION ORDINANCE SECTION 38-392 REGARDING ALCOHOL – CITY ATTORNEY.

COMMUNITY IMPACT/BACKGROUND: Michigan Legislature enacted two bills PA 33, 2016 (SB 357) and PA 89, 2017 (HB421). The changes took effect on 1/1/2018. Both affect the Minor in Possession ordinance.

The first amendment (PA 33, 2016) reduces the first time penalty from a misdemeanor to a civil infraction while the second and subsequent offenses continue to be misdemeanors.

The second amendment (PA 89, 2017) prohibits the administration of a preliminary breath analysis if a minor does not consent to it, but it allows a police officer to seek a court order for such a test.

The ordinance amendments would bring the current ordinance in line with current case law and practices.

ACTION REQUESTED: Authorize First Reading, by title only, of Proposed Ordinance No. 702, Amending Section 38-392, in regards to Minors in Possession of Alcohol.

ATTACHMENTS: 38-392 Sections A, subsection 1,2 and Section F.

ENDORSEMENTS:

	Required	Date
City Manager Endorsement	X	02/20/18
Financial Certification	N/R	
City Attorney Endorsement	X	02/20/18
Department Recommendation	X	02/20/18
Advisory Commission Recommendation	N/R	

13. OTHER BUSINESS.

14. CLOSED SESSION.

14.1 ADJOURN INTO CLOSED SESSION FOR THE PURPOSE OF DISCUSSING CITY ATTORNEY'S WRITTEN OPINION – CITY ATTORNEY.

15. ADJOURNMENT.