

CITY OF RIVERVIEW, WAYNE COUNTY, MICHIGAN,
HELD ON MONDAY, MARCH 1, 2010 A.D.,
IN THE COUNCIL CHAMBERS OF
THE PETER ROTTEVEEL MUNICIPAL BUILDING
14100 CIVIC PARK DRIVE, RIVERVIEW, MICHIGAN 48193-7689

The meeting was called to order at 7:30 p.m.

Presiding: Mayor Pro Tem James Trombley

Present: Councilmembers Blanchette, Coffey, Priskorn, Swift, Elmer Trombley

Excused: Mayor Durand (Out of Town)

Also Present: City Manager Workman, City Clerk Bratcher, Human Resources Director Hajkus, Fire Chief Bosman, Finance Director Douglas Drysdale, Special Projects Coordinator Mark Drysdale, Recreation Director Dickman, Information Technology Director Harper, Public Works Director Hunter, Director of Solid Waste Bobeck, Golf Course Director Ford, Cornerstone Environmental Group Director Larky, Charles E. Raines Engineer Sabak, Attorney Pentiuik

The **Pledge of Allegiance** was led by Councilmember Blanchette.
The **Invocation** was led by Councilmember Coffey.

AWARDS, PROCLAMATIONS AND PRESENTATIONS:

None.

MINUTES:

Motion by Councilmember Blanchette, seconded by Councilmember Elmer Trombley, that the **Minutes** of the Regular Meeting of **February 16, 2010**, the Special Meeting of **February 22, 2010**, along with the condensed versions for publication be **approved** as presented.

Carried unanimously.

PUBLIC HEARINGS:

None.

PUBLIC COMMENTS:

At this time Mayor Pro Tem James Trombley asked if anyone wished to address the City Council.

ORGANIZATIONAL BUSINESS:

Motion by Councilmember Elmer Trombley, seconded by Councilmember Swift, that Mr. **Gerald Perry** be appointed to the **Zoning Board** of Appeals and Adjustments to fill the **unexpired term** of Mr. Raymond Lemons to July 31, 2011.

Carried unanimously.

CONSENT AGENDA:

Motion by Councilmember Coffey, seconded by Councilmember Priskorn, that the following items on the **Consent Agenda** be **approved**.

- Approve Annual Adoption of **Poverty Exemption Guidelines** and Formula as presented by the Assessor and approved by the Board of Review on February 23, 2010.
- **Budget Amendments** as follows.

A.

Description	Account Number	Current Appropriation	Amended Appropriation	Amendment or Change
2009/10 General Fund:				
Contractual Services	101-270-818.000	\$ 2,500.00	\$ 5,675.00	\$ 3,175.00
Full-Time Salaries	101-442-725.000	134,490.00	131,315.00	(3,175.00)
Net decrease (increase) to Fund Balance				\$ 0.00

JUSTIFICATION: To transfer funds from the Building Maintenance Department to the Human Resources Department for public works employee exams.

RESOLUTIONS:

Motion by Councilmember Coffey, seconded by Councilmember Blanchette, that Resolution 10-05 **Establishing Rates for Solid Waste Disposal Services** for the **Riverview Land Preserve** be adopted.

RESOLUTION NO. 10-05
 A RESOLUTION ESTABLISHING RATES FOR SOLID WASTE
 DISPOSAL SERVICES FOR THE RIVERVIEW LAND PRESERVE

WHEREAS, the City Council periodically establishes disposal and service rates and charges for the Riverview Land Preserve by resolution; and

WHEREAS, the Land Preserve Administrative Team comprised of the City Manager, City Attorney, Director of Solid Waste and Finance Director, has reviewed the proposed rates and concur therewith: and

WHEREAS, Land Preserve Committee has reviewed the service rates and charges outlined in this resolution and recommended same for consideration by the City Council.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF RIVERVIEW, MICHIGAN, AS FOLLOWS:

The City Council hereby approves the following rates for disposal and services at the Riverview Land Preserve:

(a) Disposal by rate schedule

<u>Tonnage per Calendar Month</u>	<u>Price per ton</u>
Less than 500 tons	\$15.50 - \$20.00
500 – 1,000 tons	\$15.00 - \$18.50
1,001 – 2,500 tons	\$14.50 - \$17.50
2,501 – 5,000 tons	\$13.50 - \$16.50
5,001 – 7,500 tons	\$12.75 - \$16.00
7,501 – 10,000 tons	\$12.00 - \$15.50
10,001 – 12,500 tons	\$11.50 - \$15.00
12,501 – 15,000 tons	\$11.00 - \$14.50
More than 15,000 tons	\$10.50 - \$14.00

(b) Special waste disposal for special wastes approved for disposal by resolution of the City Council.
 \$6.00 - \$18.00 per ton or \$5.00 – \$17.00 per cubic yard
 \$20.00 - \$40.00 for approved containers less than three (3) cubic yards in size

(c) Management of cover material, road material, uncontaminated and inert materials

<u>Material Type</u>	<u>Price per Unit</u>
Cover material, road material	\$0.00 - \$8.00 per ton or \$0.00 - \$6.00 per cubic yard
Uncontaminated or inert material	\$0.00 - \$8.00 per ton or \$0.00 - \$6.00 per cubic yard

(d) Event project waste disposal

Disposal charges for event projects in which waste is generated for a specific duration, generally not exceeding two (2) years, that arise from a single waste generating type of event or project.

\$12.50 - \$18.50 per ton or \$5.00 - \$12.00 per cubic yard

(e) Construction and demolition, industrial and commercial waste disposal

\$13.00 - \$18.00 per ton or \$5.00 - \$10.00 per cubic yard

(f) Large and bulky item disposal

Items that require special handling due their large size and/or shape.

\$12.50 - \$15.00 per cubic yard plus special handling charges.

(g) Prepaid disposal

<u>Vehicle Type</u>	<u>Disposal Rate</u>
Automobile	\$20.00 - \$35.00
Van and pick-up truck	\$30.00 - \$45.00
Other vehicle types or vehicles with trailers	\$18.00 - \$30.00 per ton with a minimum charge of \$40.00 - \$55.00

(h) Clean wood management

<u>Material Type</u>	<u>Management Rate</u>
Tree logs, limbs, brush, wood products	\$15.00 - \$25.00 per ton
Tree stumps	\$25.00 - \$35.00 per ton
Mixed tree stumps and other wood	\$18.50 - \$30.00 per ton
Pallets and non-treated, uncontaminated wood	\$ 5.00 - \$12.50 per ton

The minimum charge per load is \$10.00 - \$25.00.

Wood chips	\$0.00 - \$5.00 per ton
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(i) Service charges and fees

Monthly invoices of less than \$100.00: processing fee of \$10.00 - \$20.00

Checks returned due to non-sufficient funds or other reasons: \$30.00 - \$40.00

Fuel surcharge: \$1.00 - \$5.00 per load

Environmental recovery fee: \$0.00 - \$6.00 per load

Contract customer minimum charge per load: \$32.00 - \$50.00

Unloading assistance and special handling charge of \$135 per hour, minimum charge of \$10.00 - \$25.00.

Container storage fee: \$0.00 - \$25.00 per container per month

(j) Discounted pricing

Pricing may be discounted to customers in cases where delivered waste material may be removed for recycling, reuse or other management techniques that do not result in disposal. Any discounted pricing shall result in net pricing consistent with the pricing schedules and guidelines contained herein.

The City Council further authorizes the following terms and conditions for waste disposal and services:

All disposal rates will be established within the pricing ranges and charges set forth in the Riverview Land Preserve rate schedules and as required by contract. Disposal rates shall require the written authorization of the Director of Solid Waste and City Manager.

All fees and surcharges imposed by the State of Michigan and Wayne County are included, as applicable, in the disposal charges. Future increases or additions to Michigan, Wayne County or other governmental fees and surcharges are authorized to be added to the disposal charges as they become effective.

All volumes of waste, cover material, road material, clean wood and uncontaminated or inert material shall be recorded and reported to the City Council monthly.

This resolution shall be effective on the first day of April, 2010.

Adopted by the City Council on March 1, 2010.

James D. Trombley, Mayor Pro Tem
Carried unanimously.

Judith A. Bratcher, City Clerk

Motion by Councilmember Blanchette, seconded by Councilmember Coffey, that Resolution No. 10-06 Authorizing an **Increase** in the City's **Operating Millage** to the **Headlee Maximum** be adopted.

RESOLUTION NO. 10-06
ADOPT RESOLUTION AUTHORIZING AN INCREASE IN THE
CITY'S OPERATING MILLAGE TO THE HEADLEE MAXIMUM

WHEREAS, Due to economic times, the City of Riverview is faced with a projected \$1.6 million dollar shortfall in the 2010-2011 budget; and

WHEREAS, in order to balance the budget, it is estimated that a 5 mill increase is needed to prevent cuts in service as well as several employee layoffs; and

WHEREAS, citizen input on the budget deficit was received at a Special Meeting held on February 22, 2010; and

- WHEREAS, the City Charter authorizes an ad valorem tax levy up to 20.0000 mills; and
- WHEREAS, under the Headlee Amendment, the City’s allowable millage rate has been permanently reduced to 16.3352 mills (as of the 2009 tax levy); and
- WHEREAS, the City is currently levying 14.7100 mills for operating purposes, resulting in 1.6252 of available mills under the Headlee limit; and
- WHEREAS, the City Council approved language to place a three and four-tenths (3.4) mill increase on a Special Election ballot to aid in balancing the budget for 2010-2011 fiscal year on February 22, 2010; said 3.4 mills, if approved and levied, would raise approximately \$1,167,563 in the first year; and
- WHEREAS, the City Council can approve raising the City operating millage 1.6252 mills to the Headlee limit of 16.3352 mills prior to the vote of the people at the Special Election.

NOW, THEREFORE, BE IT RESOLVED, that the Riverview City Council hereby approves a 1.6252 mill increase on all taxable value of real and personal property for operating purposes for the fiscal year commencing July 1, 2010; subject to the successful passage of the ballot proposal to increase the millage by 3.4 mills.

Ayes: Mayor Pro Tem James Trombley, Councilmembers Blanchette, Coffey, Priskorn, Swift, Elmer Trombley
 Nays: None
 Excused: Mayor Durand

Resolution adopted this 1st day of March, 2010.

 James D. Trombley, Mayor Pro Tem
 Carried unanimously.

 Judith A .Bratcher, City Clerk

ADMINISTRATION:

Motion by Councilmember Elmer Trombley, seconded by Councilmember Coffey, to adopt the following resolution to approve the attached **Articles of Incorporation for the Downriver Utility Wastewater Authority**.

RESOLUTION NO. 10-07
 APPROVAL OF ARTICLES OF INCORPORATION FOR THE
 DOWNRIVER UTILITY WASTEWATER AUTHORITY

- WHEREAS, the Downriver Wastewater System (the "System") provides sewage treatment and conveyance for wastewater generated in thirteen communities (the "Downriver Communities"), including Allen Park, Belleville, Brownstown Charter Township, Dearborn Heights, Ecorse, Lincoln Park, River Rouge, Riverview, Romulus, Southgate, Taylor, Van Buren Charter Township and Wyandotte; and
- WHEREAS, the System is currently operated by Wayne County pursuant to the Downriver Sewage Disposal System Contract (the "Contract") as amended, which was approved and placed into effect as of March 1, 1962; and
- WHEREAS, the Contract has a 50-year term which will terminate on March 1, 2012; and
- WHEREAS, the Downriver Communities have expressed interest in revising the terms and conditions under which the System is administered so as to ensure the lowest cost of operation, while still maintaining compliance with all state and federal environmental requirements and duties; and
- WHEREAS, the Downriver Communities, since 1994, have invested over \$300 million in System Improvements pursuant to a Federal Consent Decree, and have continued to invest over \$20 million more in upgrades to the System to improve efficiency and ensure environmental compliance; and
- WHEREAS, the Downriver Communities have recently received a report from a consultant indicating that cost savings could potentially be realized through the establishment of a new Utility

Authority which would assume ownership, operation and administration of the System after the Contract expires; and

WHEREAS, the City of Riverview, one of the Downriver Communities, has previously adopted a Resolution to pursue the establishment of a Utility Authority pursuant to Act 233 of 1955 the "Sewage Disposal Authority Act" ("Act 233") so as to preserve all options for ensuring that the System is operated as efficiently as possible, including the negotiation of a new service agreement once the current Contract expires; and

WHEREAS, the individuals who represent the City of Riverview on the Joint Management Committee (the "JMC") have been directed to draft all documents necessary for the creation of the new Downriver Utility Authority with final documents to be presented to the City Council for its approval; and

WHEREAS, Articles of Incorporation for the establishment of the Downriver Utility Wastewater Authority (the "Authority") have been prepared and are required to be approved by each of the Downriver Communities desiring to become a member of the Authority; and

WHEREAS, upon approval of said Articles of the Authority, Act 233 requires the filing and publication of the Articles.

NOW, THEREFORE, BE IT RESOLVED that the City of Riverview hereby approves the attached Articles of Incorporation of the Downriver Utility Wastewater Authority; and

BE IT FURTHER RESOLVED that the City of Riverview hereby authorizes its Mayor and Clerk to execute the Articles of Incorporation; and

BE IT FURTHER RESOLVED that the said Articles of Incorporation be filed and published pursuant to Act 233; and

BE IT FINALLY RESOLVED that this Resolution be transmitted to Wayne County CEO Robert A. Ficano, Wayne County Commission Chairman Edward Boike, Wayne County Commission Environment, Drains & Sewers Committee Chairman Tim Killeen, all Wayne County Commissioners representing the JMC member communities, Wayne County DPS Director James Jackson, the Downriver Community Conference and the Conference of Western Wayne.

Yeas: Mayor Pro Tem James Trombley, Councilmembers Blanchette, Coffey, Priskorn, Swift, Elmer Trombley
Nays: None
Abstain: None
Absent: Mayor Durand

I certify that the above Resolution was adopted by the Riverview City Council on March 1, 2010.

Judith A. Bratcher, City Clerk Date

Carried unanimously.

ORDINANCES:

Motion by Councilmember Swift, seconded by Councilmember Blanchette, to Authorize the **First Reading**, by title only, of Proposed **Ordinance No. 629** – regarding Repealing Sections relating to **Myomassologist** License Requirements and the Adopt of Registration Requirements.

Carried unanimously.

The City Clerk gave the First Reading, by title only.

PROPOSED ORDINANCE NO. 629

AN ORDINANCE TO AMEND THE CODE OF ORDINANCES FOR THE CITY OF RIVERVIEW BY THE REPEAL OF SECTIONS 14-276, 14-277, 14-278, 14-279, 14-280, 14-281, 14-282, 14-283, AND 14-284 CONCERNING MYOMASSOLOGIST LICENSE REQUIREMENTS; EXEMPTIONS; LICENSE APPLICATION, FORM, CONTENTS AND FEE; QUALIFICATIONS FOR MYOMASSOLOGIST LICENSURE; PERSONS ENTITLED TO PRACTICE UPON EXAMINATION;

ISSUANCE OF LICENSE, CONTENTS AND SERIAL NUMBER; REVOCATION OR SUSPENSION OF LICENSE AND GROUNDS; HEARING ON CHARGES AND TIME; AND PERSONS LICENSED ELSEWHERE; RECIPROCITY AND ADOPTION OF STATE LICENSING AND CITY REGISTRATION REQUIREMENTS.

OTHER BUSINESS:

None.

CLOSED SESSION:

None.

ADJOURNMENT:

Motion by Councilmember Elmer Trombley, seconded by Councilmember Coffey, that the meeting be **adjourned**.

Carried unanimously.

Meeting **adjourned** at 8:20 p.m.

James D. Trombley, Mayor Pro Tem

Judith A. Bratcher, City Clerk