

REGULAR MEETING OF THE RIVERVIEW CITY COUNCIL
 CITY OF RIVERVIEW, WAYNE COUNTY, MICHIGAN,
 HELD ON APRIL 18, 2005 A.D., IN THE
 COUNCIL CHAMBERS OF THE MUNICIPAL BUILDING
 14100 CIVIC PARK DRIVE, RIVERVIEW, MICHIGAN 48192-7689

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

Presiding: Mayor Durand

Present: Councilmembers Capezza, Coffey, Elmer Trombley

Excused: Councilmember Blanchette (working), Priskorn (working), James Trombley (ill)

Also Present: City Manager Workman, City Clerk Bratcher, Human Resources Director Hajkus, Police Chief Knight, Fire Chief Hale, Finance Director Drysdale, Director of Public Works Perry, Community Development Director Couch, Director of Solid Waste Bobeck, Recreation Director Dickman, IT Coordinator Harper, Acting Golf Course Director Zula, Acting Assessor/Purchasing Director Anderson, Golf Course Superintendent Ford, Special Projects Director M. Drysdale, Wade Trim Engineer Eskin, EMCON Engineer Larkey, Attorney Pentiuk

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

The **Invocation** was given by Councilmember Capezza.

AWARDS, PROCLAMATIONS AND PRESENTATIONS:

Mayor Durand declared May 1, 2005 as '**Law Day**' in the City of Riverview.

MINUTES:

Motion by Councilmember Coffey, seconded by Councilmember Elmer Trombley, that the **Minutes** of the regular meeting of **April 4, 2005** along with the condensed version for publication be **approved as corrected**.

Carried unanimously.

PUBLIC HEARINGS:

None.

PUBLIC COMMENTS:

At this time, Mayor Durand asked if anyone wished to address the City Council.

ORGANIZATIONAL BUSINESS:

Motion by Councilmember Coffey, seconded by Councilmember Elmer Trombley, that Mr. **Mahmoud M. Awad** be appointed to the **Board of Canvassers** to fill an unexpired term to December 31, 2007.

Carried unanimously.

CONSENT AGENDA:

At the request of Councilmember Capezza, the following item was removed from the Consent Agenda:

- Platform Stairway Lift.

Motion by Councilmember Elmer Trombley, seconded by Councilmember Coffey, that the following items on the **Consent Agenda** be **approved**:

- Bid Award for **Roll-Off Container** to **Wasterquip-Detroit** in the amount of **\$20,669.17** for the Land Preserve.
- Payment to **Blue Clay Consulting** for Water Data Services provided in the amount of **\$382.50**.
- **Budget Amendments:**

A.

Description	Account Number	Current Appropriation	Amended Appropriation	Amendment or Change
2004/05 General Fund – Fire Department				
Medical Supplies	101-336-780.600	\$ 10,000.00	\$ 12,000.00	\$ 2,000.00
Uniforms – Laundry/Cleaning	101-336-740.175	14,300.00	12,300.00	(2,000.00)
Increase/(Decrease)				\$ 0.00

B.

Description	Account Number	Current Appropriation	Amended Appropriation	Amendment or Change
2004/05 General Fund – Revenues				
Ambulance Billings	101-000-680.020	\$175,000.00	\$210,000.00	\$ 35,000.00
				35,000.00
2004/05 General Fund – Fire Department				
Ambulance Billings	101-336-818.110	\$ 13,500.00	\$ 18,200.00	\$ 4,700.00
Increase/(Decrease) – Expenses				4,700.00

C.

Description	Account Number	Current Appropriation	Amended Appropriation	Amendment or Change
2004/05 CIEF Fund				
DPW Truck	402-902-974.023	\$ 54,000.00	\$ 41,114.00	\$(12,886.00)
Security Card System	402-901-973.061	10,500.00	0.00	(10,500.00)
Increase/(Decrease)				\$(23,386.00)

D.

Description	Account Number	Current Appropriation	Amended Appropriation	Amendment or Change
2004/05 Golf Course Fund				
Janitorial Contract	584-542-819.000	\$ 7,000.00	\$ 9,915.00	\$ 2,915.00
Golf Pro Commissions	584-542-725.106	18,000.00	15,085.00	(2,915.00)
Increase/(Decrease)				\$ 0.00

E.

Description	Account Number	Current Appropriation	Amended Appropriation	Amendment or Change
2004/05 Land Preserve Fund				
Diesel Fuel & Oil	596526-775.100	\$ 190,000.00	\$ 275,249.00	\$ 85,249.00
Clean Wood – Grind & Removal	596-526-816.675	101,235.00	15,986.00	(85,249.00)
Increase/(Decrease)				\$ 0.00

F.

Description	Account Number	Current Appropriation	Amended Appropriation	Amendment or Change
2004/05 Land Preserve Fund				
Citizens Drop-Off Facility	596-526-994.057	\$ 0.00	\$ 78,200.00	\$ 78,200.00
Increase/(Decrease)				\$ 78,200.00

Carried unanimously.

Motion by Councilmember Capezza, seconded by Councilmember Coffey, to approve Bid Award and Execution of **Agreement** for **Platform Stairway Lift** with **Michigan Accessibility Lifts**, LLC in the amount of **\$33,539.00**; and Bid Award to **AC Electric Services** in the amount of **\$1,000.00**.

Carried unanimously.

RESOLUTIONS:

Motion by Councilmember Coffey, seconded by Councilmember Elmer Trombley, that Council adopt Resolution 05-05 authorizing the Mayor to execute an **Agreement** between the City of Riverview and the Michigan Chapter of the **American Cancer Society** for the **Relay for Life** Special Event scheduled for May 21 –May 22, 2005.

Carried unanimously.

ADMINISTRATION:

Motion by Councilmember Coffey, seconded by Councilmember Elmer Trombley, that Council approve the Bid Award for a used **Roll-Off Truck** at the Land Preserve, to **Bell Equipment** Company in the amount of **\$57,500.00**.

Carried unanimously.

ORDINANCES:

Motion by Councilmember Elmer Trombley, seconded by Councilmember Coffey, to approve **Second Reading**, by title only of Proposed **Ordinance No. 586**.

Carried unanimously.

City Clerk gave Second Reading, by title only of Proposed Ordinance No. 586.

PROPOSED ORDINANCE NO. 586

AN ORDINANCE TO AMEND THE CODE OF ORDINANCES FOR THE CITY OF RIVERVIEW BY THE REPEAL AND READOPTION OF SECTION 14-552 OF ARTICLE XI “TRANSIENT MERCHANTS” IN CHAPTER 14 “BUSINESSES” TO INCREASE THE MUNICIPAL CIVIL INFRACTION FINE FROM \$50.00 TO A FINE OF \$500.00 FOR A FIRST OFFENSE AND \$1,000.00 FOR ANY SUBSEQUENT OFFENSE.

THE CITY OF RIVERVIEW ORDAINS:

ARTICLE I. Amendment: That Section 14-552, “Violations and Penalty” under Chapter 14, “Business”, Article XI, “Transient Merchants” is hereby repealed and readopted to hereafter read as follows:

Sec. 14-552. Violations and penalty

Except as stated otherwise in this article, violations of this article are a municipal civil infraction for which a person is responsible for a civil fine of \$500.00 for a first offense and \$1,000.00 for any subsequent offense.

ARTICLE II. Penalty: A person violating this ordinance shall be punished in accordance with Section 1-8 of the Code of Ordinances of the City of Riverview, unless a different penalty is expressly provided in this ordinance.

ARTICLE III. Severability: Should any word, sentence, phrase or any portion of this Ordinance be held in a manner invalid by any Court of competent jurisdiction or by any agency having authority to do so for any reason whatsoever, such holding shall be construed and limited to such word, sentence, phrase or any portion of the Ordinance held to be invalid and shall not be construed as affecting the validity of any remaining words, sentences, phrases or portions of the Ordinance.

ARTICLE IV. Conflicting Ordinances: All prior existing ordinances adopted by the City of Riverview inconsistent or in conflict with the provisions of this Ordinance are, to the extent of such conflict or inconsistency, hereby expressly repealed.

ARTICLE V. Reading and Publication: This Ordinance shall be given a first reading on April 4, 2005, shall be given a second reading on April 18, 2005, shall be adopted on April 18, 2005 and shall be published and become effective upon publication without delay, the reading and acceptance of the minutes of the Council meeting of April 18, 2005 being waived for purposes of expediting the effective date of this Ordinance, only. The Clerk shall publish a summary of this ordinance and include in the publication notice that a true copy of the Ordinance can be inspected or obtained at the Clerk’s office.

ADOPTED, APPROVED AND PASSED by the City Council of the City of Riverview this 18th day of April, 2005.

Motion by Councilmember Capezza, seconded by Councilmember Elmer Trombley, that Proposed **Ordinance** No. 586 be **adopted**.
Carried unanimously.

Motion by Councilmember Coffey, seconded by Councilmember Elmer Trombley, to approve **Second** Reading, by title only of Proposed **Ordinance No. 587**.
Carried unanimously.

City Clerk gave Second Reading, by title only of Proposed Ordinance No. 587.

PROPOSED ORDINANCE NO. 587

AN ORDINANCE TO AMEND THE CODE OF ORDINANCES FOR THE CITY OF RIVERVIEW BY THE REPEAL AND READOPTION OF SECTION 14-482 OF ARTICLE X “SOLICITORS” IN CHAPTER 14 “BUSINESSES” TO INCREASE THE MUNICIPAL CIVIL INFRACTION FINE FROM \$50.00 TO A FINE OF \$500.00 FOR A FIRST OFFENSE AND \$1,000.00 FOR ANY SUBSEQUENT OFFENSE.

THE CITY OF RIVERVIEW ORDAINS:

ARTICLE I. Amendment: That Section 14-482, “Violations and Penalty” under Chapter 14,

“Business”, Article X, “Solicitors” is hereby repealed and readopted to hereafter read as follows:

Sec. 14-482. Violations and penalty.

Except as stated otherwise in this article, violations of this article are a municipal civil infraction for which a person is responsible for a civil fine of \$500.00 for a first offense and \$1,000.00 for any subsequent offense.

ARTICLE II. Penalty: A person violating this ordinance shall be punished in accordance with Section 1-8 of the Code of Ordinances of the City of Riverview, unless a different penalty is expressly provided in this ordinance.

ARTICLE III. Severability: Should any word, sentence, phrase or any portion of this Ordinance be held in a manner invalid by any Court of competent jurisdiction or by any agency having authority to do so for any reason whatsoever, such holding shall be construed and limited to such word, sentence, phrase or any portion of the Ordinance held to be invalid and shall not be construed as affecting the validity of any remaining words, sentences, phrases or portions of the Ordinance.

ARTICLE IV. Conflicting Ordinances: All prior existing ordinances adopted by the City of Riverview inconsistent or in conflict with the provisions of this Ordinance are, to the extent of such conflict or inconsistency, hereby expressly repealed.

ARTICLE V. Reading and Publication: This Ordinance shall be given a first reading on April 4, 2005, shall be given a second reading on April 18, 2005, shall be adopted on April 18, 2005 and shall be published and become effective upon publication without delay, the reading and acceptance of the minutes of the Council meeting of April 18, 2005 being waived for purposes of expediting the effective date of this Ordinance, only. The Clerk shall publish a summary of this ordinance and include in the publication notice that a true copy of the Ordinance can be inspected or obtained at the Clerk's office.

ADOPTED, APPROVED AND PASSED by the City Council of the City of Riverview this 18th day of April, 2005.

Motion by Councilmember Coffey, seconded by Councilmember Elmer Trombley, that Proposed Ordinance No. 587 be **adopted**.
Carried unanimously.

Motion by Councilmember Coffey, seconded by Councilmember Elmer Trombley, approve **Second** reading, by title only of Proposed **Ordinance No. 588**.
Carried unanimously.

City Clerk gave Second Reading, by title only of proposed Ordinance No. 588.

PROPOSED ORDINANCE NO. 588

AN ORDINANCE TO AMEND THE CODE OF ORDINANCES FOR THE CITY OF RIVERVIEW BY THE REPEAL AND READOPTION OF SECTION 14-362 OF ARTICLE VIII "PEDDLERS" IN CHAPTER 14 "BUSINESSES" TO INCREASE THE MUNICIPAL CIVIL INFRACTION FINE FROM \$50.00 TO A FINE OF \$500.00 FOR A FIRST OFFENSE AND \$1,000.00 FOR ANY SUBSEQUENT OFFENSE.

THE CITY OF RIVERVIEW ORDAINS:

ARTICLE I. Amendment: That Section 14-362, "Violations and Penalty" under Chapter 14, "Business", Article VIII, "Peddlers" is hereby repealed and readopted to hereafter read as follows:

Sec. 14-362. Violations and penalty.

Except as stated otherwise in this article, violations of this article are a municipal civil infraction for which a person is responsible for a civil fine of \$500.00 for a first offense and \$1,000.00 for any subsequent offense.

ARTICLE II. Penalty: A person violating this ordinance shall be punished in accordance with Section 1-8 of the Code of Ordinances of the City of Riverview, unless a different penalty is expressly provided in this ordinance.

ARTICLE III. Severability: Should any word, sentence, phrase or any portion of this Ordinance be held in a manner invalid by any Court of competent jurisdiction or by any agency having authority to do so for any reason whatsoever, such holding shall be construed and limited to such word, sentence, phrase or any portion of the Ordinance held to be invalid and shall not be construed as affecting the validity of any remaining words, sentences, phrases or portions of the Ordinance.

ARTICLE IV. Conflicting Ordinances: All prior existing ordinances adopted by the City of Riverview inconsistent or in conflict with the provisions of this Ordinance are, to the extent of such conflict or inconsistency, hereby expressly repealed.

ARTICLE V. Reading and Publication: This Ordinance shall be given a first reading on April 4, 2005, shall be given a second reading on April 18, 2005, shall be adopted on April 18, 2005 and shall be published and become effective upon publication without delay, the reading and acceptance of the minutes of the Council meeting of April 18, 2005 being waived for purposes of expediting the effective date of this Ordinance, only. The Clerk shall publish a summary of this ordinance and include in the publication notice that a true copy of the Ordinance can be inspected or obtained at the Clerk's office.

ADOPTED, APPROVED AND PASSED by the City Council of the City of Riverview this 18th day of April, 2005.

Motion by Councilmember Coffey, seconded by Councilmember Elmer Trombley, that Proposed Ordinance No. 588 be **adopted**.
Carried unanimously.

Motion by Councilmember Coffey, seconded by Councilmember Capezza, to approve **Second Reading**, by title only of Proposed Ordinance No. 589.
Carried unanimously.

City Clerk gave Second Reading, by title only of Proposed Ordinance No. 589.

PROPOSED ORDINANCE NO. 589

AN ORDINANCE TO AMEND THE CODE OF ORDINANCES FOR THE CITY OF RIVERVIEW BY THE REPEAL AND READOPTION OF SECTION 14-31 OF ARTICLE II "LICENSES AND PERMITS" IN CHAPTER 14 "BUSINESSES" TO INCREASE THE MUNICIPAL CIVIL INFRACTION FINE FROM \$50.00 TO A FINE OF \$500.00 FOR A FIRST OFFENSE AND \$1,000.00 FOR ANY SUBSEQUENT OFFENSE.

THE CITY OF RIVERVIEW ORDAINS:

ARTICLE I. Amendment: That Section 14-31, "Violations and Penalty" under Chapter 14, "Business", Article II, "Licenses and Permits" is hereby repealed and readopted to hereafter read as follows:

Sec. 14-31. Violations and penalty.

Except as stated otherwise in this article, violations of this article are a municipal civil infraction for which a person is responsible for a civil fine of \$500.00 for a first offense and \$1,000.00 for any subsequent offense.

ARTICLE II. Penalty: A person violating this ordinance shall be punished in accordance with Section 1-8 of the Code of Ordinances of the City of Riverview, unless a different penalty is expressly provided in this ordinance.

ARTICLE III. Severability: Should any word, sentence, phrase or any portion of this Ordinance be held in a manner invalid by any Court of competent jurisdiction or by any agency having authority to do so for any reason whatsoever, such holding shall be construed and limited to such word, sentence, phrase or any portion of the Ordinance held to be invalid and shall not be construed as affecting the validity of any remaining words, sentences, phrases or portions of the Ordinance.

ARTICLE IV. Conflicting Ordinances: All prior existing ordinances adopted by the City of Riverview inconsistent or in conflict with the provisions of this Ordinance are, to the extent of such conflict or inconsistency, hereby expressly repealed.

ARTICLE V. Reading and Publication: This Ordinance shall be given a first reading on April 4, 2005, shall be given a second reading on April 18, 2005, shall be adopted on April 18, 2005 and shall be published and become effective upon publication without delay, the reading and acceptance of the minutes of the Council meeting of April 18, 2005 being waived for purposes of expediting the effective date of this Ordinance, only. The Clerk shall publish a summary of this ordinance and include in the publication notice that a true copy of the Ordinance can be inspected or obtained at the Clerk's office.

ADOPTED, APPROVED AND PASSED by the City Council of the City of Riverview this 18th day of April, 2005.

Motion by Councilmember Coffey, seconded by Councilmember Elmer Trombley, that Proposed Ordinance No. 589 be **adopted**.

Carried unanimously.

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 8:30 p.m.

Tim Durand, Mayor

Judith A. Bratcher, City Clerk