

REGULAR MEETING OF THE RIVERVIEW CITY COUNCIL
CITY OF RIVERVIEW, WAYNE COUNTY, MICHIGAN,
HELD ON MONDAY, JULY 16, 2007 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 **7:31** p.m.

Presiding: Mayor Durand

Present: Councilmembers Blanchette, Coffey, Rudicil, Swift, Elmer Trombley, James Trombley

Also Present: City Manager Workman, City Clerk Bratcher, Human Resources Director Hajkus, Fire Chief Bosman, Fire Inspector Jensen, Finance Director D. Drysdale, Acting Community Development Director M. Drysdale, Public Works Director Hunter, Director of Solid Waste Bobeck, Assessor/Purchasing Director Kuch, Recreation Director Dickman, IT Director Harper, Acting Golf Course Director Ford, Wade-Trim Engineer Eskin, Wade-Trim Planner Johnston, Cornerstone Environmental Group Project Engineer Haque, Attorney Kobiljak

The **Pledge of Allegiance** was led by Councilmember James Trombley.

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

AWARDS, PROCLAMATIONS AND PRESENTATIONS:

None.

MINUTES:

Motion by Councilmember Elmer Trombley, seconded by Councilmember Coffey, that the **Minutes** of the Regular Meeting of **June 18, 2007** along with the condensed version for publication be **approved** as presented.

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 Blanchette, seconded by Councilmember Coffey, to appoint Ms. **Carol Mayerich** as an alternate member to the **Board of Zoning Appeals** for a three-year term set to expire **July 31, 2010**.

Carried unanimously.

Motion by Councilmember Elmer Trombley, seconded by Councilmember Blanchette, to re-appoint Mr. **Michael Ross** to the **Riverview Planning Commission** for a three-year term set to expire **July 31, 2010**.

Carried unanimously.

CONSENT AGENDA:

At the requests of the City Manager and Councilmember Elmer Trombley, the following items were removed from the Consent Agenda:

- Lease agreement with Trenton Federal Credit Union pending further negotiation.
- Bid for Towing Services.

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

- **Waiver** of fees for use of **Community Center** by **Riverview Firefighters** for their annual Shriners Children's Hospital Benefit Volleyball Tournament on August 18, 2007.
- Solicitation of **bids** for an **Ambulance** for **Fire Department**.
- Solicitation of bids for a replacement **Water Truck** for **Land Preserve**.

- Solicitation of **bids** for **Asphalt Road Paving** to newly constructed Cell 5 at **Land Preserve**.
- **Special Waste Review Engineering Services** by **Shaw Environmental, Inc.**, for the operation of the Landfill in the amount of **\$18,750.00**.
- Bid **award** and execute **Agreement** with **Evangelista Corporation** for **ADA Compliant Doors** near the Senior Center in City Hall and Pro Shop area of Riverview Highlands Golf Course in the amount of **\$21,450.00** with a **contingency** of **\$2,145.00** with CDBG funding.
- The **Third Amendment** to the **Twenty-Seventh District Court Joint Management Agreement** addressing meetings, times, operating budget annual appropriations, and prisoner housing.
- Bid **award** and execution of three-year **Agreement** with **Mercury Mechanical** for **HVAC Maintenance and Repairs** for all municipal buildings at **\$61.00** per hour for labor, **\$91.50** per hour after hours, and cost plus **25% for materials**.
- Usage of **Riverview Cell Tower** by the **City of Trenton** for their wireless phone and data network and in exchange Trenton will offer Riverview their 75' Aerial ladder for emergencies.
- **Engineering Study** regarding **Water Supply** to the City of Riverview by Wyandotte Municipal Services authorizing one-half the cost, estimated at **\$15,000.00**.
- **Budget Amendments** as follows:

A.

| Description | Account Number | Current Appropriation | Amended Appropriation | Amendment or Change |
|---|-----------------|-----------------------|-----------------------|---------------------|
| <u>2007/08 General Fund -- Revenues:</u> | | | | |
| Grant -- Homeland Security | 101-000-501.000 | \$ 0.00 | \$ 6,745.00 | \$ 6,745.00 |
| <u>2007/08 General Fund -- Fire Dept:</u> | | | | |
| Turn Out Gear | 101-336-970.520 | \$ 0.00 | \$ 6,745.00 | 6,745.00 |
| Net decrease (increase) to Fund Balance | | | | \$ 0.00 |

Justification: To carry forward funds related to the Homeland Security grant received by the Fire Department during fiscal year 2006/07. The amount being carried forward represents the remaining amount of the grant which will be reimbursed to the City.

B.

| Description | Account Number | Current Appropriation | Amended Appropriation | Amendment or Change |
|---|-----------------|-----------------------|-----------------------|---------------------|
| <u>2007/08 Major Streets Fund:</u> | | | | |
| Street Sectioning | 202-463-818.027 | \$ 60,000.00 | \$ 160,000.00 | \$ 100,000.00 |
| Net decrease (increase) to Fund Balance | | | | \$ 100,000.00 |

Justification: To carry forward funds from the prior fiscal year related to street sectioning on Huntington Street. This project was ongoing as of year-end, and funds need to be brought forward into the current fiscal year for payment .

C.

| Description | Account Number | Current Appropriation | Amended Appropriation | Amendment or Change |
|---|-----------------|-----------------------|-----------------------|---------------------|
| <u>2007/08 CDBG Fund -- Revenues:</u> | | | | |
| CDBG 2006 Grant Reimbursements | 275-000-665.006 | \$ 0.00 | \$ 25,000.00 | \$ 25,000.00 |
| <u>2007/08 CDBG Fund -- Projects:</u> | | | | |
| ADA Exit Doors | 275-712-993.208 | \$ 0.00 | \$ 15,000.00 | \$ 15,000.00 |
| ADA Doors - Senior Ctr Restrooms | 275-712-993.209 | 0.00 | 10,000.00 | 10,000.00 |
| Net decrease (increase) to Fund Balance | | | | \$ 0.00 |

Justification: To carry forward CDBG funding for prior year projects that will be completed in the current fiscal year.

D.

| Description | Account Number | Current Appropriation | Amended Appropriation | Amendment or Change |
|---|-----------------|-----------------------|-----------------------|---------------------|
| <u>2007/08 Water/Sewer Fund:</u> | | | | |
| Water Study | 592-536-820.000 | \$ 0.00 | \$ 15,000.00 | \$ 15,000.00 |
| Net decrease (increase) to Fund Balance | | | | \$ 15,000.00 |

Justification: To appropriate funds for the City's estimated share of an engineering study to be done with Wyandotte Municipal Services regarding water supply to the city. This item was discussed at the July 9th study session with City Council.

Carried unanimously.

Motion by Elmer Trombley, seconded by Councilmember James Trombley, to award the **Bid** for **Towing Services** to **Riverview Towing**.

Ayes: Councilmembers Blanchette, Elmer Trombley, James Trombley

Nays: Mayor Durand, Councilmembers Coffey, Rudicil, Swift

Motion failed.

Motion by Councilmember Blanchette, seconded by Councilmember Swift, to **reject current bids** for **towing services** and to authorize staff to conduct a **new solicitation**.

Ayes: Mayor Durand, Councilmembers Coffey, Rudicil, Swift

Nays: Councilmembers Blanchette, Elmer Trombley, James Trombley

Motion carried.

RESOLUTIONS:

None.

ADMINISTRATION:

Motion by Councilmember Blanchette, seconded by Councilmember James Trombley, to approve the **reprogramming of funds** within the Community Development Block Grant (**CDBG**) **program** as follows:

| HUD # | Approved Project | Original Budget | Available Budget to Reprogram | New Budget after Reprogram | Requested Project for Reprogrammed Funds | Original Project Budget | New Budget after Reprogramming |
|-----------|------------------|-----------------|-------------------------------|----------------------------|--|-------------------------|--------------------------------|
| 04-26-03F | ADA Chair Lift | \$35,000 | \$ 511 | \$0 | Road Improvements | \$63,190 | \$ 63,701 |
| 04-26-03L | ADA Sidewalks | \$30,000 | \$19,789.53 | \$0 | Road Improvements | \$63,190 | \$ 83,490.53 |
| 05-26-03 | ADA Projects | \$50,000 | \$25,000 | \$25,000 | Road Improvements | \$63,190 | \$108,490.53 |
| 06-26-05A | Senior Services | \$12,000 | \$12,000 | \$ 8,000 | Guidance Center | \$0 | \$ 4,000 |

Carried unanimously.

Motion by Councilmember Coffey, seconded by Councilmember Rudicil, to approve bid process for Community Development Block Grant (**CDBG**) **Street Sectioning Project** for the City of Riverview with a budget of **\$12,600.00** for **Wade Trim Associates** to perform the following services: Bid Specifications/Contract Documents, Advertisement of Bid, Bid Evaluation Assistance, Award Recommendation, Project Administration, and CDBG Voucher Documentation/Payments.

Carried unanimously.

Motion by Councilmember Swift, seconded by Councilmember James Trombley, to approve the **Audit Engagement Letter** with **Plante & Moran, PLLC**, in the amount of **\$48,300.00**, and fees for **SAS 96** and **SAS 99** audit work in the amount of **\$4,570.00**.

Carried unanimously.

Motion by Councilmember James Trombley, seconded by Councilmember Coffey, to authorize **Environmental Engineering Services** in the amount of **\$381,340.00** by **Cornerstone Environmental Group, LLC**, for the following **2007/08 project work**:

| | |
|---|---------------------|
| General Site Support | \$ 71,140.00 |
| Air Pollution Control Compliance | 38,650.00 |
| Leachate Management Regulatory Support & Discharge Sampling | 46,570.00 |
| Routine Landfill Grade/Volume Surveying & Aerial Photography | 18,120.00 |
| Routine Inspections | 18,330.00 |
| Environmental Monitoring | 36,240.00 |
| Health & Safety/Operations Training | 17,520.00 |
| Construction Forecasting | 17,650.00 |
| Nike Missile Site Engineering Services & Regulatory Support | 44,000.00 |
| Site Vertical Surveying | 18,120.00 |
| Cell 6 Design Plans | 30,000.00 |
| Storm Water System Upgrades | 25,000.00 |
| TOTAL | \$381,340.00 |

Carried unanimously.

Motion by Councilmember Swift, seconded by Councilmember James Trombley, to approve Change Order No. 4 to **B. & V. Construction, Inc.**, for the Riverview Land Preserve **Cell 5 Construction** in the amount of **\$51,421.19** to reconcile final quantities.

Carried unanimously.

ORDINANCES:

Motion by Councilmember Blanchette, seconded by Councilmember Swift, to authorize the **Second Reading**, by title only, of Proposed **Ordinance No. 608** regarding the **Exclusive Supply of the Water and Sewer Service** by the city.

The City Clerk gave the Second Reading, by title only:

CITY OF RIVERVIEW
PROPOSED ORDINANCE NO. 608

AN ORDINANCE TO AMEND THE CODE OF ORDINANCES FOR THE CITY OF RIVERVIEW BY THE ADDITION OF SECTION 70-79 TO ARTICLE III, "WATER SYSTEM" IN CHAPTER 70 "UTILITIES" TO CODIFY A PROVISION OF RESOLUTION NO. 05-15, FEES RESOLUTION, SPECIFICALLY SECTION (k) OF "WATER AND SEWER RATES AND METER CHARGES", (EXCLUSIVE WATER SERVICE) AND TO RELOCATE WHAT WAS PREVIOUSLY SECTION 26-6(k) TO SECTION 70-79, TO PROVIDE THAT THE WATER AND SEWER SERVICE PROVIDED BY THE CITY SHALL BE THE EXCLUSIVE SUPPLY OF SUCH SERVICE IN THE CITY.

THE CITY OF RIVERVIEW ORDAINS:

ARTICLE I: AMENDMENT: That Section 70-79, Exclusive Water Service, under Chapter 70, Utilities, Article III, Water System, is hereby added to hereafter read as follows:

Section 70–79. Exclusive Water Service.

- (a) The water and sewer service provided by the city shall be the exclusive supply for such service. It is unlawful for any person within the City to have a water or sewer service connection with any other service provider without the express prior consent of the City Council of the City.
- (b) Any person, business or customer found to be in violation of this section, or of any written order relating to water service by the building or engineering departments for the City in the enforcement of this section shall be deemed guilty of a misdemeanor. Each day of existence of the condition of premises prohibited by this section after due notice by the building inspector of the existence of such condition shall be deemed a separate violation.

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, sentence, 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 June 18, 2007 shall be given a second reading on July 16, 2007, shall be adopted on July 16, 2007 and shall be published and become effective upon publication. 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 16th day of July, 2007.

The undersigned hereby certifies that the foregoing is a true and accurate copy of the ordinance adopted by the City Council of the City of Riverview at a regular meeting held on July 16, 2007.

Judith A. Bratcher, City Clerk

Carried unanimously.

Motion by Councilmember James Trombley, seconded by Councilmember Coffey, that proposed **Ordinance No. 608 be adopted** as presented.

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 **8:35** p.m.

Tim Durand, Mayor

Judith A. Bratcher, City Clerk

I, Judith A. Bratcher, duly authorized City Clerk of the City of Riverview, do hereby certify that the foregoing is a true copy of the Minutes of the Riverview City Council at their Regular City Council meeting held on July 16, 2007.

(S E A L)

Judith A. Bratcher, City Clerk