

REGULAR MEETING OF THE RIVERVIEW CITY COUNCIL
CITY OF RIVERVIEW, WAYNE COUNTY, MICHIGAN,
HELD ON MONDAY, SEPTEMBER 18, 2006 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 7:33 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, Police Chief Ginestet, Fire Chief Bosman, Finance Director D. Drysdale, Acting Community Development Director M. Drysdale, Director of Solid Waste Bobeck, Department of Public Works Supervisor Phillips, IT Director Harper, Recreation Director Dickman, Acting Golf Course Superintendent Ford, Wade-Trim Engineer Eskin, Attorney Pentiuk.

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

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

AWARDS, PRESENTATIONS, AND PROCLAMATIONS

None.

MINUTES:

Motion by Councilmember Coffey, seconded by Councilmember Blanchette, that the **Minutes** of the regular meeting of **September 5, 2006**, 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 Elmer Trombley, seconded by Councilmember Swift, to confirm the appointment of Mr. **Timothy Bosman** to the position of **Fire Chief**.

Ayes: Mayor Durand, Councilmembers Coffey, Rudicil, Swift, E. Trombley, J. Trombley

Nays: Councilmember Blanchette

Motion carried.

At this time, Mayor Durand introduced the newly appointed Department of Public Works **Supervisor**, Mr. **Roger Phillips**.

CONSENT AGENDA:

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

- Agreement with the **Leukemia and Lymphoma Society's** "Light the Night" charity event and fun walk on **September 30, 2006**.
- **Execution** of an operational **agreement** between the City of Riverview and the **Riverview Co-op Nursery, Inc.**, for use of the City Scout Cabin from September 1, 2006 through May 31, 2007.
- **Authorize** the sale of Land Preserve **surplus equipment** of 2004 Michigan Cat **D8R Bulldozer** at a minimum bid of **\$170,000.00** at Land Preserve.
- **Budget Amendments** as follows:

A.

Description	Account Number	Current Appropriation	Amended Appropriation	Amendment or Change
<u>2006/07 General Fund -- Human Resources:</u>				
Background Investigations	101-270-803.400	\$ 1,500.00	\$ 2,000.00	\$ 500.00
Contractual Services	101-270-818.000	5,000.00	4,500.00	(500.00)
Net decrease (increase) to Fund Balance				\$ 0.00

Justification: To transfer funds within the Human Resources for background investigations of new employees.

B.

Description	Account Number	Current Appropriation	Amended Appropriation	Amendment or Change
<u>2006/07 General Fund -- Recreation:</u>				
Water Service	101-751-923.000	\$ 500.00	\$ 2,700.00	\$ 2,200.00
Net decrease (increase) to Fund Balance				\$ 2,200.00

Justification: To appropriate additional funds for water service at the Memorial Spray Pool after the installation of a new meter.

C.

Description	Account Number	Current Appropriation	Amended Appropriation	Amendment or Change
<u>2006/07 Major Streets:</u>				
Longsdorf Reconstruction	202-451-980.036	\$ 0.00	\$ 34,330.00	\$ 34,330.00
Net decrease (increase) to Fund Balance				\$ 34,330.00

Justification: To re-appropriate funds for the final payment on the landscaping project on Longsdorf. This expenditure was originally included in the 2000/01 budget, but never spent and the funds lapsed back to fund balance.

Carried unanimously.

RESOLUTIONS:

None.

ADMINISTRATION:

Motion by Councilmember Blanchette, seconded by Councilmember Swift, to **approve** bid award to **Michigan Cat** for two (2) **bulldozers** in the amount of **\$989,450.00** and accept **trade-in** offer for the **1996 D6H dozer** in the amount of **\$54,000** as endorsed by the Ad Hoc Land Preserve Committee at their Meeting on September 11, 2006.

Carried unanimously.

Motion by Councilmember Swift, seconded by Councilmember James Trombley, to **approve** financing for two (2) **bulldozers** and authorize execution of **financing** documents with **Wells Fargo Brokerage Services, LLC**, for a total cost of **\$1,099,057.51**.

Carried unanimously.

Motion by Councilmember Elmer Trombley, seconded by Councilmember James Trombley, to **reject** the multi-year **proposal** for **janitorial** services to **Jani-King of Michigan, Inc.**, for the bid amount of **\$95,225.00**. Further staff be directed to rebid same.

Carried unanimously.

ORDINANCES:

Motion by Councilmember Swift, seconded by Councilmember Rudicil, that the City Clerk be authorized to give the **Second Reading** by title of Proposed **Ordinance No. 597**.

Carried unanimously

The City Clerk gave the **Second Reading** of Proposed **Ordinance No. 597**.

1CITY OF RIVERVIEW
ORDINANCE NO. 597

AN ORDINANCE TO AMEND THE CODE OF ORDINANCES FOR THE CITY OF RIVERVIEW BY THE ADOPTION OF "DIVISION 4. PHASE II STORM WATER PERMIT" AND SECTIONS 70-300, 70-301, AND 70-302 TO ARTICLE IV "SEWER

SYSTEM” IN CHAPTER 70 “UTILITIES” TO ADOPT AND IMPLEMENT AN ILLICIT DISCHARGE ELIMINATION PLAN (I.D.E.P.) TO BE IN COMPLIANCE WITH MICHIGAN DEPARTMENT OF ENVIRONMENTAL QUALITY PHASE II STORM WATER REGULATIONS (AS REVISED JUNE 3, 2005).

THE CITY OF RIVERVIEW ORDAINS:

ARTICLE I. Adoption. That “Division 4. Phase II Storm Water Permit” and Sections 70-300, 70-301 and 70-302 of Article IV “Sewer System” in Chapter 70 “Utilities” is hereby adopted to read as follows:

CHAPTER 70. UTILITIES

ARTICLE IV. SEWER SYSTEM

DIVISION 4. ILLICIT DISCHARGE ELIMINATION PLAN (I.D.E.P)

Sec. 70-300. Illicit Discharge Elimination Plan (I.D.E.P).

- (a) Purpose. The City adopts the Illicit Discharge Elimination Plan (I.D.E.P) prepared in compliance with Michigan Department of Environmental Quality Phase II Storm Water Regulations (as revised June 3, 2005) designed to prohibit and effectively eliminate illicit discharges and illicit connections to the separate storm sewer system operated by the City of Riverview.
- (b) Definitions. The following definitions apply:
 - (1) Illicit discharge: Any discharge (or seepage) to the separate storm water drainage system that is not composed entirely of storm water or uncontaminated groundwater, as defined in General Permit No. MIG619000.
 - (2) Illicit connection: A physical connection to the separate storm water drainage system that 1) primarily conveys illicit discharges into the system and/or 2) is not authorized or permitted by the local authority (where the local authority requires such authorization or permit).
 - (3) Point source: An outfall from a drainage system to waters of the state, or a point where a storm water drainage system discharges into a system operated by another public body.
 - (4) Significant Illicit Discharge. A discharge that shows evidence of impairing water quality in the receiving water.
- (c) The City of Riverview has MS4s under its jurisdiction and as such, the I.D.E.P. describes the programs and activities that will be carried out to:
 - (1) Find, prioritize and eliminate illicit discharges and illicit connections identified during dry weather screening activities.
 - (2) Minimize infiltration of seepage from sanitary sewers and on-site sewage disposal systems into the City’s MS4s.
 - (3) Determine the effectiveness of illicit discharge elimination activities.
 - (4) Provide an updated map of the location of each known storm water point source and the respective receiving water or drainage system.

Sec. 70-301. Tracing of Illicit Connections and Owner Notification.

- (a) Description: The City, in conjunction with Wayne County and Riverview Community School District, shall trace suspected illicit connections found to their source and notify the owner or responsible jurisdiction of the problem in writing. The investigation may require entrance to the property for testing procedures. If the illicit connection or

discharge is a direct discharge to a City-owned (or school-owned) conveyance, then the City will direct the owner of the source to eliminate the illicit connection/discharge within a specified time frame and require a notification of correction. If the illicit discharge is to another jurisdiction's storm water conveyance and reaches a City of Riverview conveyance indirectly, then the City will require the owner of the system to provide updates on their investigation and inform the City when the connection has been eliminated. The time frame for eliminating the connection/discharge will depend on the type and significance of the illicit connection/discharge, and the expense and difficulty of repair. The goal of the plan is to have most illicit connections/discharges eliminated within 90 days of notification. Illicit connections/discharges that are more complex may take longer than 90 days to eliminate.

Sec. 70-302. Follow-up Enforcement for Non-correction.

The City, in conjunction with Wayne County and Riverview Community School District, will follow up with the owner of the source of an illicit discharge that is going directly to a City-owned or public school-owned drain to ensure that the connection/discharge has been eliminated. If the illicit discharge has not been eliminated, the City shall use its legal authority to obtain compliance. If the illicit discharge is an indirect source, the City will coordinate follow-up and enforcement with the jurisdiction in which the discharge originates. A violation of this ordinance shall be a misdemeanor 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 September 5, 2006, shall be given a second reading on September 18, 2006, shall be adopted on September 18, 2006, 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 18th day of September, 2006.

Motion by Councilmember Blanchette, seconded by Councilmember Elmer Trombley, to **adopt** Proposed **Ordinance No. 597**.

Carried unanimously.

OTHER BUSINESS:

None.

CLOSED SESSION:

Motion by Councilmember Rudicil, seconded by Councilmember Blanchette, to Recess into **Closed Session** for the purpose of discussing **Pending Litigation** and proposed **Purchase of Property**.

Carried unanimously.

The City Council recessed into Closed Session at 8:05 p.m.

The City Council reconvened at 8:30 p.m.

Roll call:

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

Motion by Councilmember Swift, seconded by Councilmember Coffey, to concur with recommendation of staff to **Reject the Purchase of Property** as outlined in the Minutes in **Closed Session** this date.

Carried unanimously.

ADJOURNMENT:

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

Carried unanimously.

Meeting **adjourned** at 8:32 p.m.

Tim Durand, Mayor

Judith A. Bratcher, City Clerk