

# Southgate City Council Agenda

## Council Chambers

Wednesday June 21, 2017

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### 6:30pm **Work Study Session**

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1. Presentations – Arbor Day Poster Contest Winners
2. Officials Reports
3. Discussions regarding agenda items.

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### 7:00 pm **Regular Meeting**

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#### *Pledge of Allegiance*

**Roll Call:** Colovos, Farrah, George, Graziani, Rauch, Rollet, Zamecki.

**Minutes:**

1. Work Study Session Minutes dated June 7, 2017.
2. Regular City Council Meeting Minutes dated June 7, 2017.

**Scheduled Persons in the Audience:**

**Consideration of Bids:**

**Scheduled Hearings:**

**Communications "A" –**

1. Memo from Administrator; Re: 16832 Helen Page 2
2. Letter from City Attorney; Re: DUWA/Stipulated Finance Plan Page 4
3. Memo from City Clerk; Re: Dominion Election Equipment Page 23

**Communications "B" – (Receive and File)**

**Ordinances:**

1. Ordinance to approve Ordinance updating and codification Page 25

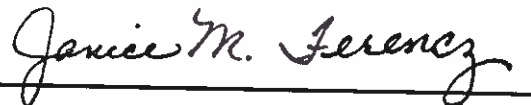
**Old Business:**

**New Business:**

**Unscheduled Persons in the Audience:**

**Claims & Accounts: Warrant # 1331** See Warrant

**Adjournment:**

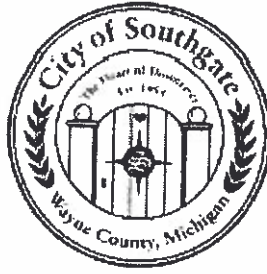


**Janice M. Ferencz, City Clerk**

JOSEPH G. KUSPA  
*Mayor*

JANICE M. FERENCZ  
*City Clerk*

JAMES E. DALLOS  
*Treasurer*



**City of Southgate**  
NORMA J. WURLINGER  
MUNICIPAL BUILDING

- CITY COUNCIL -

JOHN GRAZIANI  
*Council President*

KAREN E. GEORGE

MARK FARRAH

BILL COLOVOS

DALE W. ZAMECKI

PHILLIP J. RAUCH

CHRISTOPHER P. ROLLET

**Memorandum**

**To:** Honorable City Council Members

**From:** John J. Zech, City Administrator

**Date:** June 15, 2017

**Re:** 16832 Helen

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On December 7, 2016 you approved the bid submitted by McMillian Group, Inc. in the amount of \$8,250.00 for the demolition of 16832 Helen, which included the preparation of an asbestos removal survey. McMillian Group, Inc. has provided the City with a bid from Environmental Maintenance Engineers, Inc. in the amount of \$2,160.00 for the abatement of asbestos.

Therefore the Administration respectfully requests the City Council approve an amendment to the contract with McMillan Group, Inc. in the amount of \$2,160.00 for asbestos abatement. Like the demolition of the house, this would be paid for using Community Development Block Grant (CDBG) Program funds.

If you have any questions on this matter, please contact me.

**Cc:** Mayor Joseph G. Kuspa  
David Angileri  
Robert Tarabula  
Robert Casanova



**ENVIRONMENTAL  
MAINTENANCE  
ENGINEERS, INC.**

25851 Trowbridge St., Inkster, MI 48141 Office: 313.791.2600 · Fax: 313.791.2601

May 31, 2017

Ms. Kiara Barker  
McMillian Group, Inc.  
2051 Rosa parks Blvd.  
Detroit, MI 48216

RE: Asbestos Abatement Proposal  
16832 Helen St., Southgate, MI

Dear Ms. Barker:

Environmental Maintenance Engineers, Inc. (EME) is pleased to submit the following proposal for asbestos abatement at the following locations based on the Pre-Demolition Asbestos Survey's provided by Pure Air Environmental, LLC.

EME will provide all Michigan licensed labor/supervision, materials, equipment, regulatory notifications, and disposal necessary to complete the identified scope of work:

SCOPE 1: Mobilize to the site and prep work interior and exterior areas as required including engineering controls and HEPA filtration equipment. Remove window with caulk/glazing, 9" floor tile and mastic and linoleum floor sheeting as identified. Provide required third party air monitoring/inspection according to the laws of Michigan. \$ 2,160.00

Alt Add: Remove, categorize, package, transport and dispose/recycle universal waste as identified. None identified.

All asbestos abatement work will be completed utilizing the approved procedures for Class II work. EME to provide water and temporary electrical power. Scope of work does not include any board-up and water removal from basement.

We are prepared to file the required notification and proceed with the execution of this project. If you have any questions please do not hesitate to contact me.

Sincerely,

ENVIRONMENTAL MAINTENANCE ENGINEERS, INC.

Michael L. Kelly

Howard L. Shifman  
Brandon Fournier  
Robert J. Nyovich *of counsel*



370 E Maple Rd.  
Suite 200  
Birmingham, MI 48009  
Phone (248) 642-2383  
Fax (248) 642-1932

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June 14, 2017

Honorable Southgate Mayor and City Council  
City of Southgate  
14400 Dix-Toledo  
Southgate, MI 48915

Re: Downriver Utility Wastewater Authority (DUWA)/Stipulated Finance Plan

Dear Mayor and City Council,

In 2010, the City Southgate joined the DUWA to negotiate a new Service Agreement with the County of Wayne relative to the operation of the Downriver Sewage Disposal System (DSDS). In late 2016, a Tentative Agreement was reached that includes DUWA purchasing the DSDS from the County of Wayne and becoming the owner of the system. It is envisioned that DUWA would hire a private operator for the system and the savings achieved would cover the purchase price of the transaction. Due diligence is still being performed to determine if this course of action will ultimately be achieved.

In order for this to be allowable, it is necessary for the member communities to continue to levy a tax to pay for debt that was incurred in the late 1990s and early 2000s to improve the system to comply with the stipulated order entered into with the Federal Government to eliminate alleged violations of the Clean Water Act.

As such, it is recommended that the attached resolution be adopted that amends the 1994 Financing Plan to allow for the judgment tax levy to continue to be levied. Should you have any questions I would be happy to discuss this with you.

Sincerely,

A handwritten signature in black ink, appearing to read "B. Fournier", with a long horizontal line extending to the right.

Brandon Fournier, Esq.

**RESOLUTION TO APPROVE THE "STIPULATED AMENDMENT TO FINANCING PLAN AND FINAL JUDGMENT" IN *US, et al. v WAYNE COUNTY, et al.*, CASE NO. 87-70992, EASTERN DISTRICT COURT OF MICHIGAN**

**RESOLUTION NO. \_\_\_\_\_**

**City/Charter Township of \_\_\_\_\_**

**WHEREAS**, Wayne County presently operates the Downriver Sewage Disposal System ("DSDS") which provides sewage treatment and conveyance facilities for wastewater generated by thirteen downriver communities; and

**WHEREAS**, in 1987, the United States and the State of Michigan sued Wayne County and the downriver communities, alleging that Wayne County had violated the Clean Water Act and the Michigan Water Resources Commission Act (*US, et al. v Wayne County, et al.*, Case number 87-70992, Eastern District Court of Michigan); and

**WHEREAS**, in 1994, the Court entered a stipulated order which included a DSDS 1994 Financing Plan and Final Judgment; and

**WHEREAS**, the 1994 Financing Plan authorized Wayne County to finance sewer and pollution control improvements by selling bonds and collecting Judgment Payments from the downriver communities to repay the County's obligations; and

**WHEREAS**, in 2005, the Court entered a stipulated order which terminated the Consent Decree, which stated that the 1994 Financing Plan "will remain in full force and effect and within the Court's oversight"; and

**WHEREAS**, in 2016, Downriver Utility Wastewater Authority ("DUWA") provided Wayne County with a Letter of Intent which proposed a transfer of the facilities, operation, and

management of the DSDS to DUWA, contingent upon the occurrence of events and approvals which are under negotiation; and

**WHEREAS**, upon the transfer of DSDS to DUWA, Wayne County and the downriver communities intend that DUWA will thereafter be responsible for the financing and operation of the DSDS, and that Wayne County will have no continuing obligations concerning DSDS, except as required by the final agreement between the parties, and the requirements of the Financing Plan; and

**WHEREAS**, in order to continue the operation of the DSDS, DUWA and Wayne County desire to provide for the continuing payment of the outstanding Judgment Levy Debt, without any increase of the outstanding Judgment Levy Debt itself, including through tax levy supported Judgment Payments from the downriver communities as mandated by Section 8 of the Financing Plan; and

**WHEREAS**, in order to ensure these continued payments, it is necessary for the attached "Stipulated Amendment to Financing Plan and Final Judgment" ("Stipulation") to be approved and executed by: United States District Court Judge Sean F. Cox; Wayne County; and each of DUWA's thirteen member Cities and Charter Townships.

**WHEREAS**, the DUWA board, by motion on April 13, 2017, recommends the execution of the Stipulation by each of its thirteen members.

**NOW THEREFORE BE IT RESOLVED** by the \_\_\_\_\_ City Council/Township Board, that:

1. The attached "Stipulated Amendment to Financing Plan and Final Judgment in *US, et al. v Wayne County, et al.*, Case number 87-70992, Eastern District Court of Michigan, is hereby approved.

2. The Mayor/Supervisor and the City Clerk/Township Clerk are hereby authorized to execute the "Stipulated Amendment to Financing Plan and Final Judgment".

ON MOTION OF \_\_\_\_\_ SUPPORTED BY \_\_\_\_\_ the foregoing Resolution was adopted by the following vote:

ROLL CALL: ABSENT \_\_\_\_\_ AYE \_\_\_\_\_ NAY \_\_\_\_\_

I, \_\_\_\_\_, Clerk for the City/Charter Township of \_\_\_\_\_, hereby certify that the foregoing is a true and accurate copy of a Resolution adopted by the City Council/Township Board for the City/Charter Township of \_\_\_\_\_ at a regular meeting held on the \_\_\_\_ day of \_\_\_\_\_, 2017, and that said meeting was conducted and public notice of said meeting was given pursuant to and in full compliance with the Open Meeting Act, being Act 267, Public Acts of Michigan, 1976, and that the minutes of said meeting were kept and will be or have been available as required by said Act.

\_\_\_\_\_  
\_\_\_\_\_, City/Township Clerk

**FAUSONE BOHN LLP**  
ATTORNEYS AT LAW

May 12, 2017

Municipal Attorney

RE: DUWA & Stipulated Amendment to Financing Plan

Dear Attorney:

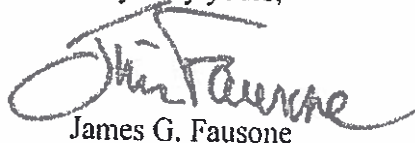
The Downriver Utility Wastewater Authority (DUWA) requests that your member client authorize a resolution for the execution of the attached "Stipulated Amendment to Financing Plan and Final Judgment" ("Stipulation"). The DUWA Board, by motion on April 13, 2017, recommended this action by its members.

If the DUWA purchases the downriver sewer system assets from Wayne County, the millage collection and payment of bonds until 2028 will continue as it has in the past. The County will continue to carry the bonds on its books and pay them off as it has been doing from the judgment millage revenue. The Stipulation will maintain the status quo on the collection of the judgment millage pursuant to the 1994 Financing Plan.

Please place this matter on your council or board agenda as soon as possible. Attached is a model resolution, in Word, the Stipulation and its exhibits. The executed signature page for the Stipulation should be scanned back to me no later than Thursday, July 13, 2017.

If you have any questions, please do not hesitate to contact me.

Very truly yours,



James G. Fausone

JGF:emf

Enclosure

cc: Mayor Sollars, DUWA Chair  
D. Hinson, DUWA Secretary

X:\UGF\DUWA\Correspondence\Municipal Attorney 051217.docx



**UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF MICHIGAN  
SOUTHERN DIVISION**

**United States of America, *et al.*,**

**Case No. 87-70992**

**Plaintiffs,**

**Hon. Sean F. Cox**

v.

**Wayne County, *et al.*,**

**Defendants.**

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**Stipulated Amendment to Financing Plan and Final Judgment**

Pursuant to this Court's continuing jurisdiction over its March 15, 1994 Downriver Sewage Disposal System 1994 Financing Plan and Final Judgment (Dkt. # 151) as described more fully below, and the stipulation of the Parties as are described herein, the Parties request the adoption and entry of this Stipulated Amendment to Financing Plan and Final Judgment, as follows.

**WHEREAS:**

a) Wayne County presently operates the Downriver Sewage Disposal System ("DSDS")<sup>1</sup> which provides sewage treatment and conveyance facilities for

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<sup>1</sup> At times and in other documents including those previously filed with this Court, DSDS has been referred to as the Downriver Collection and Treatment System or the Downriver Wastewater Treatment System.

wastewater generated by thirteen communities: the City of Allen Park, the City of Belleville, the Charter Township of Brownstown, the City of Dearborn Heights, the City of Ecorse, the City of Lincoln Park, the City of River Rouge, the City of Riverview, the City of Romulus, the City of Southgate, the City of Taylor, the Charter Township of Van Buren, and the City of Wyandotte (collectively, the “Downriver Communities”);

b) In 1987, Frank J. Kelley, Attorney General for the State of Michigan, ex rel, Michigan Natural Resources Commission and Director of the Michigan Department of Natural Resources (“State Plaintiffs,”) and the United States (together with State Plaintiffs, “Plaintiffs”) filed a Complaint with this Court alleging that the County had violated, among other things, the Clean Water Act and the Michigan Water Resources Commission Act, and in 1994, this Court entered a March 14, 1994 Consent Decree (Exhibit 1) requiring, *inter alia*, various sewer and pollution control improvements to be implemented by Wayne County and the Downriver Communities to bring the DSDS into compliance with state and federal law and otherwise resolve the claims of the Plaintiffs;

c) In 1994, in connection with the entry of the Consent Decree, this Court entered a stipulated Downriver Sewage Disposal System 1994 Financing Plan and Final Judgment (“Financing Plan”) (Exhibit 2);

d) The Financing Plan authorized Wayne County to finance the sewer and pollution control improvements by selling bonds and collecting amounts, including Judgment Payments mandated under § 8(b) of the Financing Plan, from the Downriver Communities to repay and otherwise fund Wayne County's obligations;

e) The Financing Plan authorized Wayne County to require payment by the Downriver Communities for Wayne County's debt service issued in connection with the Financing Plan through, among other means, the assessment of taxes by the Downriver Communities (Exhibit 2, § 8);

f) The Financing Plan provided that it "shall govern future financings of the improvements" comprising the DSDS "except as otherwise ordered by this Court, and so long as any ... bonds [issued by Wayne County under the 1994 Financing Plan and Final Judgment] remain outstanding and unpaid, this structure shall not be subject to any alteration or revision which would in any manner materially adversely affect either the security of the bonds or the prompt payment of principal or interest thereon" (Exhibit 2, § 15);

g) The Financing Plan further provided that nothing contained therein "shall be construed as a prohibition against the transfer of [DSDS] from Wayne [County] to the Downriver Communities, or any other entity, including an

authority created for that purpose, for the construction, operation and maintenance of said System” (Exhibit 2, § 19);

h) In the Financing Plan, this Court retained jurisdiction “with respect to any matter which may arise which may involve the interpretation of the terms of this 1994 Financing Plan and Final Judgment or affect the rights of any party arising out of this 1994 Financing Plan and Final Judgment” (Exhibit 2, § 21);

i) The Financing Plan provided further that the Michigan Department of Natural Resources was signing the Financing Plan solely for the purposes of effectuating the provisions of Section 1, and the Michigan Department of Treasury were signing solely for the purposes of effectuating the provisions of Sections 12 and 15 (Exhibit 2, §§ 23, 24);

j) In 2005, on stipulation of all parties, this Court entered an Order Approving Joint Motion to Terminate Consent Decree (“Termination Order”) (Exhibit 3), stating that the parties should endeavor to work cooperatively to solve new issues outside of the context of this litigation;

k) In the Termination Order, the Court noted that the parties to the Consent Decree, as then amended, made no motion to terminate the Financing Plan and stated that the Financing Plan “will remain in full force and effect and within this Court’s oversight” (Exhibit 3, p. 1, n. 1);

l) Since entry of the Financing Plan in 1994, Wayne County has, pursuant Act 451, Public Acts of Michigan, 1994 (“Act 451”) (MCL 324.101 – 324.90106), conducted multiple bond sales of judgment levy bonds to finance the construction and maintenance of improvements to the DSDS, and each bond sale has been the subject of a supplemental order entered in this case;<sup>2</sup>

m) Wayne County is presently collecting funds from the Downriver Communities to provide debt service to the outstanding judgment levy bonds as listed in Exhibit 4 (the “Outstanding Judgment Levy Debt”);

n) In 2010, twelve of the thirteen Downriver Communities formed the Downriver Utility Wastewater Authority (“DUWA”) under the provisions of Act 233, Public Acts of Michigan, 1955, as amended (“Act 233”) (MCL 124.181 – 124.294), *inter alia*, to acquire, construct, manage, improve, operate, or negotiate an agreement with Wayne County for the operation of a sewage disposal system, particularly the Downriver Sewage Disposal System (*See Amended Articles of*

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<sup>2</sup> See docket entries #159 (Supplement #1, entered September 2, 1994); #200 (Supplement #2, entered March 21, 1995); #202 (Amended Supplement #2, entered April 4, 1995); #208 (Supplement #3, entered August 29, 1995); #227 (Supplement #4, entered July 11, 1996); # 228 (Supplement #5, entered July 11, 1996); #262 (Supplement #6, entered October 4, 1996); #277 (Supplement #7, entered March 24, 1997); #281 (re-entry of Supplement #7, entered March 28, 1997); #294 (Supplemental #8, entered June 26, 1997); #302 (Supplement #9, entered August 27, 1997); #320 (Supplement #10, entered September 29, 1998); #331 (Supplement #11, entered February 5, 1999); #334 (Supplement #12, entered May 27, 1999); #340 (Supplement #13, entered August 23, 1999); #349 (Supplement #14, entered February 15, 2000); #606 (Supplement #15, entered June 26, 2007).

Incorporation of the Downriver Utility Wastewater Authority, Exhibit 5, Article III);

- o) In 2015, the City of Lincoln Park joined DUWA;
- p) On May 11, 2016, DUWA provided to Wayne County a Letter of Intent (Exhibit 6) setting forth a proposed transfer of the facilities comprising the DSDS and the obligations for operation and maintenance thereto from Wayne County to DUWA, with such transfer being contingent, among other things, on the occurrence of events and approvals as to be described and as contemplated by a final Definitive Agreement now under negotiation;
- q) Upon the transfer of DSDS to DUWA, Wayne County and the Downriver Communities intend that DUWA will be thereafter responsible for the financing and operation of the DSDS, and that Wayne County will have no continuing obligations to the Downriver Communities as concerns DSDS except as otherwise specified in an agreement between those parties and under the Financing Plan;
- r) The Downriver Communities, DUWA, and Wayne County desire, as part of the transfer of DSDS to DUWA, to provide for the continuing payment of the Outstanding Judgment Levy Debt, without any increase of the Outstanding Judgment Levy Debt itself, including through tax levy-supported Judgment

Payments from the Downriver Communities as mandated by § 8 of the Financing Plan;

s) The undersigned Parties believe it is in the best interest of the public to preserve the Outstanding Judgment Levy Debt and the payment structure of the Financing Plan in the transfer of DSDS to DUWA and to assure that the Outstanding Judgment Levy Debt is satisfied as originally contemplated through payment by Wayne County supported by taxation by the Downriver Communities;

t) The undersigned Parties believe it is in the best interest of the public to assure that the provisions of the Financing Plan requiring Judgment Payments to be assessed by the Assessing Officer of each Downriver Community on its respective levy date and on the taxable property of the Downriver Communities be preserved;

u) State Plaintiffs are not here joined as signatories as the provisions for which the State Plaintiffs signed the original 1994 Financing Plan—i.e., §§ 1, 12, and 15 (see Exhibit 2, §§ 23, 24)—are not altered by this Stipulation; and

v) Wayne County and the Downriver Communities consent to the entry of this Amendment in full, without adjudication;

NOW, THEREFORE, upon consent of the Parties hereto, it is hereby ordered, adjudged, and decreed as follows:

1. This Court has continuing jurisdiction under its prior orders to enter the stipulation of the Parties to amend the Financing Plan and to alter or adjudge the obligations of the Parties thereto.

2. The Court confirms that a transfer of DSDS or any portion thereof from Wayne County to DUWA (a “DUWA Transfer”) is a transfer as permitted and contemplated by §§ 15 and 19 of the Financing Plan.

3. In the event of and notwithstanding a DUWA Transfer as described above, the continuing validity and enforceability of the Financing Plan is hereby confirmed; the Financing Plan shall remain in full force and effect as to all liabilities issued thereunder or arising in connection therewith.

4. Further, in the event of and notwithstanding a DUWA Transfer, Wayne County may agree to retain all or any portion of the Outstanding Judgment Levy Debt as listed in Exhibit 4, and may agree to continue to provide debt service thereto, on whichever terms it may reach with DUWA, the Downriver Communities, and any necessary third parties, including the bondholders.

5. In the event Wayne County agrees to retain any of the Outstanding Judgment Levy Debt as described in paragraph 4, *supra*, the obligations of the Downriver Communities, both to make Judgment Payments and to assess Judgment Payments, and the remedies for nonpayment by the Downriver Communities, all as specified in § 8 of the Financing Plan, remain valid and



enforceable as if no DUWA Transfer had occurred, including specifically, but not limited to, the obligations of the Downriver Communities to make Judgment Payments and to levy taxes therefor under § 8 of the Financing Plan.

6. The continued application of the Financing Plan, as confirmed in this Order, is not contingent on the adoption or consummation of a DUWA Transfer or other transfer; the Financing Plan shall continue to govern the rights and obligations of the parties thereto even if DUWA and Wayne County fail to consummate such a transfer.

7. The ability of Wayne County and the Downriver Communities to promptly satisfy the Outstanding Judgment Levy Debt under and through the structures for payment from the Downriver Communities and their taxpayers as specified in the Financing Plan shall not, by the adoption and entry of this Stipulated Amendment or through a subsequent execution of a DUWA Transfer agreement, be materially or adversely affected.

IT IS SO ORDERED, this \_\_\_\_\_ day of \_\_\_\_\_, 2017

\_\_\_\_\_  
Sean F. Cox  
United States District Judge

By their signatures below, the parties hereby consent to the entry of this Stipulated Amendment:

COUNTY OF WAYNE

BY: \_\_\_\_\_

BY: \_\_\_\_\_

ITS: \_\_\_\_\_

ITS: \_\_\_\_\_

CITY OF ALLEN PARK

BY: \_\_\_\_\_

BY: \_\_\_\_\_

ITS: \_\_\_\_\_

ITS: \_\_\_\_\_

CITY OF BELLEVILLE

BY: \_\_\_\_\_

BY: \_\_\_\_\_

ITS: \_\_\_\_\_

ITS: \_\_\_\_\_

CHARTER TOWNSHIP OF BROWNSTOWN

BY: \_\_\_\_\_

BY: \_\_\_\_\_

ITS: \_\_\_\_\_

ITS: \_\_\_\_\_

CITY OF DEARBORN HEIGHTS

BY: \_\_\_\_\_

BY: \_\_\_\_\_

ITS: \_\_\_\_\_

ITS: \_\_\_\_\_

CITY OF ECORSE

BY: \_\_\_\_\_

BY: \_\_\_\_\_

ITS: \_\_\_\_\_

ITS: \_\_\_\_\_

CITY OF LINCOLN PARK

BY: \_\_\_\_\_

ITS: \_\_\_\_\_

BY: \_\_\_\_\_

ITS: \_\_\_\_\_

CITY OF RIVER ROUGE

BY: \_\_\_\_\_

ITS: \_\_\_\_\_

BY: \_\_\_\_\_

ITS: \_\_\_\_\_

CITY OF RIVERVIEW

BY: \_\_\_\_\_

ITS: \_\_\_\_\_

BY: \_\_\_\_\_

ITS: \_\_\_\_\_

CITY OF ROMULUS

BY: \_\_\_\_\_

ITS: \_\_\_\_\_

BY: \_\_\_\_\_

ITS: \_\_\_\_\_

CITY OF SOUTHGATE

BY: \_\_\_\_\_

ITS: \_\_\_\_\_

BY: \_\_\_\_\_

ITS: \_\_\_\_\_

CITY OF TAYLOR

BY: \_\_\_\_\_

ITS: \_\_\_\_\_

BY: \_\_\_\_\_

ITS: \_\_\_\_\_

CHARTER TOWNSHIP OF VAN BUREN

BY: \_\_\_\_\_

ITS: \_\_\_\_\_

BY: \_\_\_\_\_

ITS: \_\_\_\_\_

CITY OF WYANDOTTE

BY: \_\_\_\_\_

ITS: \_\_\_\_\_

BY: \_\_\_\_\_

ITS: \_\_\_\_\_

LANSING 9731-52 520661v6

# Memo

**To:** Honorable City Council  
**From:** Jan Ferencz, City Clerk  
**CC:**  
**Date:** 6/15/2017  
**Re:** Dominion Election Equipment

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As you are aware, the State of Michigan is replacing all City and Township election equipment starting with the November 2017 election. The Dominion Voting system was chosen by the majority of Wayne County Clerks.

We will be receiving a grant from the State of Michigan outlining the precinct tabulators, an Absent Voter counting board (AVCB) tabulator, accessible voting devices for use by individuals with disabilities, and related Election management system (EMS) software.

We are requesting Council approve the attached resolution authorizing the City Clerk to submit the Grant application to the State for voting equipment.

Should you have any questions, please do not hesitate to contact me.

**GRANT RESOLUTION  
NEW VOTING SYSTEM**

**WHEREAS**, the City of Southgate City Council wishes to apply to the Secretary of State for a grant to purchase a new voting system, which includes precinct tabulators, an Absent Voter counting board (AVCB) tabulator, accessible voting devices for use by individuals with disabilities, and related Election management system (EMS) software.

**WHEREAS**, partial funding for the new voting system will be provided by the State, and will include a combination of Federal Help America vote Act and State-appropriated funds.

**WHEREAS**, the City of Southgate City Council plans to begin implementation of the new voting system in November, 2017.

**WHEREAS**, the City of Southgate will submit the required State Grant Application in July 2017.

**NOW, THEREFORE, BE IT RESOLVED** that the City Clerk is authorized to submit this Grant Application on behalf of the City of Southgate, Wayne County on this day of June 21, 2017.



ORDINANCE NO. 990  
CITY OF SOUTHGATE  
WAYNE COUNTY, MICHIGAN

AN ORDINANCE TO APPROVE THE EDITING AND INCLUSION OF CERTAIN ORDINANCES AS PARTS OF THE VARIOUS COMPONENT CODES OF THE CODIFIED ORDINANCES AND TO REPEAL ORDINANCES AND RESOLUTIONS IN CONFLICT THEREWITH.

THE CITY OF SOUTHGATE ORDAINS:

Section 1: That American Legal Publishing, pursuant to authority previously granted by Council, has updated the Codified Ordinances of the City and in so doing has integrated into the Codified Ordinances the following ordinances of a general and permanent nature, passed by Council since the date of the last updating of the Codified Ordinances (November 5, 2014), and the editing, arrangement and numbering of such ordinances and parts of such ordinances are hereby approved as parts of the various component codes of the Codified Ordinances of the City, so as to conform to the classification and numbering system of the Codified Ordinances:

<u>Ord. No.</u>	<u>Date</u>	<u>C.O. Section</u>
15-972	12-16-15	1298.17
16-973	2-3-16	1260.07, 1268.03
16-974	2-3-16	1298.17
16-976	11-2-16	660.15
16-977	11-2-16	1060.04
16-978	11-2-16	1060.05
16-979	11-2-16	Repeals 1060.16
16-980	11-2-16	1060.08
16-981	11-2-16	1422.02
16-982	11-2-16	1422.02
16-983	11-16-16	468.02
16-984	11-16-16	468.03
16-985	11-16-16	468.99
16-986	11-16-16	468.99
17-987	3-1-17	1046.09
17-988	3-1-17	1422.01, 1422.02
17-989	3-15-17	660.15

Section 2: That if any section, clause or phrase of this ordinance is declared to be invalid, the same shall not affect the validity of the ordinance as a whole, or any part thereof other than the part so declared to be invalid.

Section 3: That all ordinances and resolutions in conflict with the provisions hereof shall be and the same hereby are repealed.

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Section 4: That this ordinance shall become effective upon publication by posting as provided by the City Charter.

AUTHENTICATION

This is to certify that the below signed do hereby authenticate the foregoing record of the ordinance herein set forth.

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JOSEPH G. KUSPA, Mayor

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JANICE M. FERENCZ, City Clerk

Adopted: \_\_\_\_\_

Published by posting:

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