

City of Southgate
Regular City Council Meeting
June 5, 2013

A Regular Meeting of the Council of the City of Southgate was held in the Municipal Council Chambers, 14400 Dix-Toledo Highway, Southgate, Michigan on Wednesday, June 5, 2013 and was called to order at 8:00 PM by Council President Karen George.

This meeting began with the Pledge of Allegiance, followed by roll call.

Present: Bill Colovos, Jan Ferencz, Patricia Ganzberger, Karen George, Phillip Rauch, Christopher Rollet.

Absent: Dale Zamecki* *(excused)*

Also Present: Mayor Joseph G. Kuspa, City Administrator Brandon Fournier, City Attorney Ed Zelenak, Deputy City Clerk Michelle Kessler, City Treasurer James Dallos, Administrator/Finance Director David Angileri, Public Safety Director Thomas Coombs, Police Chief Jeff Smith, Fire Chief Doug Gildner, Building Inspections Director Bob Casanova, DPS Director Keith VanSparrentak, and Recreation Program Director Jody Truel.

Minutes:

Moved by Rollet, supported by Colovos, RESOLVED, that the minutes of the Regular City Council Meeting dated May 15, 2013 be approved as presented. Carried unanimously.

Moved by Ferencz, supported by Rauch, RESOLVED, that the minutes of the City Council Study Session dated May 15, 2013 be approved as presented. Carried unanimously.

Persons in Audience:

Valerie Hayhurst, women's Auxiliary American Legion Post 478, presented the City Council with a "Thank You" plaque for allowing them to sell poppies on May 18, 2013. They sold out of poppies in an hour and a half raising approximately \$1400 to assist local veterans.

Consideration of Bids:

1. Letter from Mayor; re: Superior Road Reconstruction, was read:

Moved by Ferencz, supported by Ganzberger, RESOLVED, that the Southgate City Council concurs with the recommendation of the City Engineer and Mayor and awards the bid for Superior Road Reconstruction and Extension to GV Cement Contracting Company **(20000 Dix-Toledo Road, Brownstown, MI 48183)** in the amount of \$668,428.00. FURTHER RESOLVED, that sufficient funds are available in the Municipal Street Fund to cover costs associated with this purchase. Motion carried unanimously.

2. Letter from ACA/Finance Director; re: Liability Insurance, was read:

Moved by Rollet, supported by Rauch, RESOLVED, that the Southgate City Council concurs with the recommendation of the ACA/Finance Director and awards the bid for Liability Insurance to Michigan Municipal League **(26255 American Drive, Southfield, MI 48034-6112)** at a fixed cost of \$425,212.00 (with a \$25,000 deductible). FURTHER RESOLVED, that the Mayor and Deputy City Clerk be authorized to sign this agreement on behalf of the City.

Discussion took place.

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Motion carried unanimously.

Scheduled Hearings:

Moved by Ganzberger, supported by Rauch, RESOLVED, that Council enters public hearings. Carried unanimously.

The regular meeting adjourned at 8:38 PM for scheduled hearings and reconvened at 8:54 pm.

Moved by Rauch, supported by Ferencz, RESOLVED, that public hearings be closed. Carried unanimously.

Communications A:

1. Memo from Mayor; re: Appointment to Tax Increment Finance Authority, was read:

Moved by Ferencz, supported by Rollet, RESOLVED, that the Southgate City Council concurs with the appointment of Doug Drysdale (*15310 Cameron, Southgate, MI*) to the Tax Increment Finance Authority for a term expiring December 2014.

Motion carried unanimously

2. Memo from Administrator; re: Dix-Toledo Water Main Relining, Bid Waiver, was read:

Moved by Ganzberger, supported by Rollet, RESOLVED, that the Southgate City Council concurs with the recommendation of the DPS Director waives the bid and awards the contract to Liqui-Force Services (USA) (*28529 Goddard Rd, Ste 106, Romulus, MI 48174*) to complete the water main relining project in the amount of \$215,962.50. FURTHER RESOLVED that adequate funding is available in the Water and Sewer Capital Fund to cover the cost of this contract.

Motion carried unanimously

3. Memo from Administrator; re: Downriver Consolidated Assessing, was read:

Moved by Rauch, supported by Rollet, RESOLVED, that the Southgate City Council concurs with the recommendation of Administration and hereby authorizes the City to enter into an Interlocal Agreement for the Downriver Consolidated Assessing services, which includes the cities of, but not limited to, Wyandotte, Riverview, Southgate and Woodhaven. FURTHER RESOLVED, that the Mayor is authorized to sign said agreement on behalf of the City of Southgate.

Discussion took place.

Motion carried unanimously.

4. Memo from Administrator; re: S2 Grant Final Project Plan, was read:

Moved by Ganzberger, supported by Colovos,

WHEREAS, the City of Southgate recognizes the need to make improvements to its existing wastewater collection system within a neighborhood with the boundaries of Eureka Road to the north, Leroy Avenue

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to the south, Devoe Avenue to the west and Ford Line Road to the east experience frequent basement backups and surcharging of the existing collection system.

WHEREAS, the City of Southgate authorized Hennessy Engineers, 13500 Reeck Road, Southgate, Michigan 48195 under the supervision of John J. Hennessey, P.E. to conduct a S2 grant program and prepare a comprehensive Project Plan for submittal to the Michigan Department of Environmental Quality which recommends the following wastewater collection system improvements:

1. The sectional replacement of existing sewers in two (2) locations located on Devoe Avenue and Drake Avenue where the sewer is broken, missing or has completely failed.
2. The elimination of storm water entering the sanitary sewer by replacing a failed bulkhead at Plum Avenue and Cameron Avenue and repair of broken storm and sanitary sewers where they cross at Plum Avenue and Churchill Avenue.
3. Sectional repair by means of trenchless technologies including cured-in-place pipe installations where sewers are severely cracked, broken, offset or deformed or consist of leaking joints.
4. Installation of a relief sewer along Plum Avenue to discharge into the Ford Line Road trunk line sewer to alleviate sewer surcharging and eliminate basement backups in the future.

WHEREAS, said Project Plan was made available for the public to review and comment from May 3, 2013 to June 5, 2013 and was presented at a Public Hearing held on June 5, 2013 and all public comments have been considered and addressed;

NOW THEREFORE BE IT RESOLVED, that the City of Southgate formally adopts said Project Plan and agrees to implement the selected alternative stated above and;

BE IT FURTHER RESOLVED, that the City Administrator, a position currently held by Mr. Brandon Fournier, is designated as the authorized representative for all activities associated with the project referenced above, including the submittal of said Project Plan as the first step in applying to the State of Michigan for a revolving fund loan to assist in the implementation of the selected alternative.

| | |
|----------|---|
| Yeas: | Colovos, Ferencz, Ganzberger, George, Rauch, Rollet |
| Nays: | None |
| Abstain: | None |
| Absent: | Zamecki (<i>excused</i>) |

Motion carried unanimously.

5. Memo from Administrator; re: Southgate-Wyandotte Drainage District, was read:

Request Summary: It is recommended that a resolution approving the 2013/2014 FY apportionment for the City of Southgate's Southgate-Wyandotte Drainage District User Charge be adopted.

Moved by Rollet, supported by Rauch, WHEREAS, the costs of operating, maintaining and replacing facilities, constructed by the Southgate-Wyandotte Relief Drain Drainage District have been apportioned by the Wayne County Drainage Board in accordance with Sections 468, 469 and 478 of the Michigan Drain Code, Act 40 of Michigan Public Acts of 1956, as amended and Section 14a of Act 51 of Michigan Public Acts of 1951, as amended, and in accordance with the Federal Water Regulations promulgated there under (Title 40 Code of Federal Regulations, Part 35); and,

WHEREAS, the City of Southgate is empowered by Section 490 of the Michigan Drain Code, Act 40 of Michigan Public Acts of 1956, Section 9 of Act 211 of Michigan Public Acts of 1956, and City of Southgate Charter Section 162 to enact user service charges for the Southgate-Wyandotte Relief Drain Drainage District by ordinance; and,

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WHEREAS, the collection of such user service charges is necessary to fund the repair, operation and maintenance of the facilities of the Southgate-Wyandotte Relief Drain Drainage District and is essential to the public health, safety and welfare of users of said Southgate-Wyandotte Relief Drain Drainage District; and,

WHEREAS, a Public Hearing regarding the proposed user service charge apportionments promulgated by the Wayne County Drainage Board and the individual user service charges derived there from was held by the City Council, City of Southgate on May 1, 2013 and notice given to all the residents within the benefiting geographic area by publication in the local newspaper; and,

WHEREAS, such Public Hearing was held by the City Council to entertain views and comments from interested individuals regarding the individual user service charges for fiscal year July 1, 2012 through June 30, 2013.

NOW, THEREFORE, BE IT RESOLVED, that the City of Southgate does hereby adopt the following apportionment of costs of operating, maintaining and replacing facilities constructed by the Southgate-Wyandotte Relief Drain Drainage District as proposed by the Wayne County Drainage Board:

| <u>Public Corporation</u> | <u>Tentative Percentage of Costs</u> |
|---------------------------|--------------------------------------|
| City of Southgate, MI | 42.708 % |
| City of Wyandotte, MI | 50.322 % |
| State of Michigan | 1.804 % |
| County of Wayne | <u>5.166 %</u> |
| TOTAL | 100.00 % |

BE IT FURTHER RESOLVED that the City of Southgate:

- 1) Affirms that the City's cost of operating and maintaining the Southgate-Wyandotte Drainage District for fiscal year July 1, 2013 through June 30, 2014 is estimated to be \$782,773; and,
- 2) Affirms that the City's cost of modernization and automation of the Southgate-Wyandotte Drainage District Treatment Facilities for fiscal year 07.01.13 through 06.30.14 is estimated to be \$9,822,840, and,
- 3) Assesses such annual costs less excess Fund Balance to benefiting property owners in compliance with the user charge formula **as identified in Exhibit A and attached hereby and incorporated herein by reference; and.**
- 4) Confirms the roll for all persons whose name appears on the tax rolls as owning land within the Southgate-Wyandotte Drainage District as prepared by the City Clerk and Finance Department and on file within City Hall incorporated herein by reference in its entirety.

BE IT FURTHER RESOLVED, that user charges have been or shall be levied on the summer tax rolls of the owners of real property within the geographic areas as follows:

North: Brest Avenue, South: Pennsylvania Road, East: Fort Street, and
West: Generally comprised by the area commencing with McCann (on the south side) to Eureka,
to Reeck, to I-75;

BE IT FURTHER RESOLVED, that the City of Southgate does hereby re-adopt the individual user charge formula, which formula is attached hereto as Exhibit A and incorporated herein in its entirety by reference thereto, which formula shall be kept in the Office of the City Clerk for review by any interested party.

BE IT FURTHER RESOLVED, that any individual who is aggrieved by the user charge formula adopted here in or aggrieved by the application of said formula to their property shall file a notice of same with the City Engineer, within twenty-eight (28) days of the annual adoption of the user charge, who shall review the complaint and make a recommendation to the City Council. The City Council shall deny, affirm, or modify such user charges in accordance with its rules. **The effective date of this Resolution shall be June 5, 2013 (the Public Hearing, in this regard, was May 1, 2013.)**

Motion carried unanimously.

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Old Business:

Councilman Ganzberger reminded all residents to adhere to the even / odd watering schedule. (Odd numbered addresses water on odd days and even numbered addresses water on even days).

New Business:

1. Memo from Administrator; re: Resignation letter from City Clerk Thomas Alexander,

For the record, Council President George, stated per the Southgate City Charter, Section 85, Resignation of Officers, shall be made in writing, filed with the Clerk, and shall be acted upon by the Council at its next regular meeting, which is today's meeting June 5, 2013. Therefore, the Council received and acted upon Mr Alexander's letter of May 28, 2013 whereby he stated his resignation effective June 1, 2013.

Moved by Colovos, supported by Rauch, RESOLVED, that the Southgate City Council regrettably accepts the resignation letter of Thomas Alexander, City Clerk, effective June 1, 2013.

Discussion took place.

Motion carried unanimously.

Persons in the Audience (unscheduled):

1. James Allinson, 13180 Netherwood, addressed the Council with his concerns on Pit Bulls and the current city ordinance regarding this breed.
2. Ernie Abercrombie, Abercrombie Construction, 13565 Dix-Toledo Rd, thanked those who attended his Grand Opening.

Claims and Accounts:

Moved by Rauch, supported by Rollet, RESOLVED, that Claims and Accounts be paid as outlined on Warrant #1234 in the amount of \$3,338,719.82.

Carried unanimously.

Adjournment:

Moved by Ganzberger, supported by Rollet, RESOLVED, that this Regular Meeting of the Southgate City Council be adjourned at 9:13 P.M. Carried unanimously.

Karen George
Council President

Michelle Kessler
Deputy City Clerk

mk 06.10.13