

City of Southgate
Regular City Council Meeting
August 21, 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, August 21, 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, Dale Zamecki.

Absent: Parks & Recreation Director Jody Truel (*excused)

Also Present: Mayor Joseph G. Kuspa, City Administrator Brandon Fournier, City Attorney Ed Zelenak, City Clerk Cecilia Dally, City Engineer Mark Gaworecki, 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, and DPS Director Bob Tarabula.

Minutes:

Moved by Rauch, supported by Zamecki, RESOLVED, that the minutes of the Regular City Council Meeting dated August 7, 2013 be approved as presented. Carried unanimously.

Moved by Rollet, supported by Colovos, RESOLVED, that the minutes of the City Council Study Session dated August 7, 2013 be approved as presented. Carried unanimously.

Moved by Ganzberger, supported by Ferencz, RESOLVED, that the minutes of the Public Hearing dated August 7, 2013 be approved as presented. Carried unanimously.

Scheduled Hearings:

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

The regular meeting adjourned at 8:20 PM for scheduled hearings and reconvened at 8:34 pm.

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

Communications A:

1. **Memo from City Administrator; re: Public Hearing, Brownfield Redevelopment Authority, was read:**

City of Southgate
RESOLUTION ESTABLISHING A BROWNFIELD
REDEVELOPMENT AUTHORITY FOR THE

Regular City Council Meeting

August 21, 2013

City OF Southgate
AND APPOINTING BOARD MEMBERS PURSUANT TO AND IN ACCORDANCE WITH THE PROVISIONS
OF ACT 381 OF THE PUBLIC ACTS OF
THE STATE OF MICHIGAN OF 1996, AS AMENDED

At a regular meeting of the Southgate City Council of the City of Southgate, Michigan, held in the City Council Chambers of, on the day of August 21, 2013, at 8:00 p.m.

PRESENT: Colovos, Ferencz, Ganzberger, George, Rauch, Rollet, Zamecki.

ABSENT: None

MOTION BY: Zamecki

SUPPORTED BY: Colovos

WHEREAS, the City of Southgate City Council ,of the City of Southgate, by Resolution adopted on August 21, 2013, (the "Resolution of Intent"), determined that it is in the best interest of the public to facilitate the implementation of Brownfield Plans relating to the identification and treatment of environmentally distressed, functionally obsolete and/or blighted areas so as to promote revitalization within the municipal limits of Southgate and declared its intention to provide for the operation of a Brownfield Redevelopment Authority for the City of Southgate (the "Authority") pursuant to and in accordance with the provisions of the Brownfield Redevelopment Financing Act, being Act 381 of the Public Acts of the State of Michigan of 1996, as amended the (the "Act"); and

WHEREAS, on this date, pursuant to and in accordance with the Act and the Resolution of Intent, the Southgate City Council held a public hearing, notice of which was given as required by Section 4(2) of the Act on the adoption of a resolution creating the Authority; and

WHEREAS, all citizens, taxpayers and property owners of the City of Southgate and officials of the affected taxing jurisdictions had the right and opportunity to be heard at the public hearing on the establishment of the Authority; and

WHEREAS, the City of Southgate desires to proceed with the establishment of the Authority for the City of Southgate within the municipal limits of which the Authority shall exercise its powers, all pursuant to and in accordance with the Act.

1. **Authority Created.** Pursuant to the authority vested in the City of Southgate City Council by the Act, the Authority is hereby established and shall be known as the City of Southgate Brownfield Redevelopment Authority.

2. **Supervision of the Authority.** The Authority shall be under the supervision and control of a board (the "Board"), which will be comprised of the members of the city's Economic Development Corporation and shall serve terms consistent with those appointments as appointed by the Mayor of the City of Southgate, subject to the approval of the Southgate City Council. The members of the Board shall hold office, and the Board shall conduct its procedures in accordance with the Act, and, in particular, Section 5 thereof.

3. **Jurisdiction of the Authority.** The Authority shall exercise its powers within the area of the City of Southgate.

Regular City Council Meeting

August 21, 2013

4. **Powers and Duties of the Authority.** The Authority shall have the powers and duties to the full extent as provided and in accordance with the Act. Among other matters, the exercise of its powers, the Board shall prepare a Brownfield Plan for eligible property pursuant to Section 13 of the Act and submit the plan to the Southgate City Council for consideration pursuant to Section 14 of the Act.

5. **Bylaws and Rules of the Authority.** The Authority shall elect officers and adopt bylaws and rules governing its procedures and the holding of its meetings all in accordance with Sections 5(3) and 5(5) of the Act, and shall immediately forward a copy of the bylaws and rules after adoption by the Board to the Southgate City Council in care of the Clerk of the City of Southgate (the "Clerk"). The Authority's bylaws and rules shall be subject to the approval of the Southgate City Council; provided, however, that if the City Council fails to either approve or disapprove the Authority's bylaws and rules at its next regular meeting after receipt of a copy thereof by the Clerk, the Authority's bylaws and rules shall be deemed to have been approved by the Southgate City Council for all purposes.

6. **Form of Approvals.** Except as may otherwise be provided by the Act or other applicable law, approvals by the City of Southgate of all matters pertaining to the Authority or its Board shall be by resolution.

7. **Severability.** Should any section, clause or phase of this Resolution be declared by the courts invalid, the same shall not affect the validity of this Resolution as a whole nor any part thereof other than the part so declared to be invalid.

8. **Repeals.** All resolutions or parts of resolutions in conflict with any of the provisions of this Resolution are hereby repealed.

9. **Publication.** The Clerk is hereby directed to file a true and complete copy with the Michigan Department of State, Office of the Great Seal, promptly after adoption and to take all other actions incident upon such adoption pursuant to applicable charter or other provisions.

AYES: Seven (7)

NAYES: None

ABSTAINED: None

RESOLUTION DECLARED ADOPTED: Unanimous

STATE OF MICHIGAN)
)ss.
COUNTY OF WAYNE)

I, the undersigned, the duly qualified and acting Clerk of the City of Southgate, County of Wayne, State of Michigan, do hereby certify that the foregoing is a true and complete copy of a resolution adopted by the Southgate City Council of the City of Southgate at a regular meeting held on the 21st day of August, 2013, the original of which resolution is on file in my office.

IN WITNESS WHEREOF, I have hereunto set my official signature, this 21st day of August 2013.

Cecilia S. Dally
Southgate City Clerk

Regular City Council Meeting

August 21, 2013

2. **Letter from Director of Public Safety; re: Waiver of Bid/Purchase Approval for a Forensic Extraction Device for Smartphones / Cell Phones, was read:**

Moved by Ganzberger, supported by Zamecki, RESOLVED, that the Southgate City Council concurs with the recommendation of the Director of Public Safety and hereby waives the bid and awards the purchase of a UFED Touch Logical (Logical Mobile Forensic Solution) to Cellebrite USA Inc. (266 Harristown Rd, Ste 105, Glen Rock, NJ 07452) in the amount of \$5,564.00. BE IT FURTHER RESOLVED that funding is available in the Federal Forfeiture Account for this purchase.

Motion carried unanimously

Persons in the Audience (unscheduled):

1. Jay Turnmire, 13374 Agnes, spoke about a rat problem in his neighborhood and advised Council that the Centers for Disease Control offers financial assistance with these types of issues. He also apologized for his recent comments to the press.
2. Ernie Abercrombie, 16101 Fordline – spoke on the following:
 - a. Speed limit increase on Fort St, with Public Safety advising this is a County run road;
 - b. Recent work at Abercrombie Construction is complete and the alley is now open; and
 - c. Requested Administration to look into the condition of the alley behind Barbara Albani's hair salon.

Claims and Accounts:

Moved by Rauch, supported by Ferencz, RESOLVED, that Claims and Accounts be paid as outlined on Warrant #1239 in the amount of \$1,117,049.48.

Discussion took place.

Carried unanimously.

Adjournment:

Moved by Ganzberger, supported by Zamecki, RESOLVED, that this Regular Meeting of the Southgate City Council be adjourned at 8:48 P.M. Carried unanimously.

Karen George
Council President

Cecilia S. Dally
City Clerk

mk 08.23.13