

# Southgate City Council Agenda

Wednesday, October 7, 2015

6:45pm – **Work Study Session** – Council Chambers

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1. Questions regarding agenda items.

7:00 pm – **Regular Meeting** – Council Chambers

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*Pledge of Allegiance*

**Roll Call:** Colovos, Denman, Farrah, Ganzberger, George, Graziani, Zamecki.

**Minutes:**

1. Work Study Session Minutes dated September 16, 2015.
2. Regular City Council Meeting Minutes dated September 16, 2015.

**Presentations:**

**Persons in the Audience:**

1. Southgate Goodfellows; Re: Newspaper Sale Page 2
2. BSA Troop 1783; Re: Wreath Sale Page 4

**Consideration of Bids:**

1. Letter from Mayor; Re: Bid for the Purchase and Delivery of Trees Page 6

**Officials Reports:**

**Scheduled Hearings:**

**Communications "A" –**

1. Memo from Administrator; Re: Agreement with Fire Chief Page 16

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

**Ordinances:**

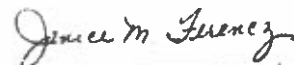
**Old Business:**

**New Business:**

**Persons in the Audience – unscheduled:**

**Claims & Accounts:** Warrant # 1290 - \$ 12,452,399.07

**Adjournment:**



Janice M. Ferencz, City Clerk

## **SOUTHGATE GOODFELLOWS**

14400 Dix Toledo  
Southgate, MI 48195

September 26, 2015

The Honorable City Council  
14400 Dix-Toledo  
Southgate, MI 48195

Dear Mayor Kuspa & Honorable City Council Members

Last year, the Southgate Goodfellows provided help to 63 children and 30 families who cannot afford a Christmas for their children. The Southgate Goodfellows rely on charitable contributions, which in the past were mainly derived from the annual sale of their newspaper, to provide toys, food and sundry items to less fortunate families. Southgate Police and Fire Fighters sell the newspapers on busy thoroughfares in the city.

However, according to Section 862.06 of the City Ordinance, no person licensed under these provisions shall have any exclusive right to any location in the public streets or right-of-way, nor shall he or she be permitted to operate in any congested area where his or her operations impede or inconvenience the public. For purposes of this section, the judgment of a police officer, exercised in good faith, shall be deemed conclusive as to whether the area is congested or the public impeded or inconvenienced.

The Southgate Goodfellows is therefore, respectfully requesting that this year they be allowed to sell newspapers on November 27<sup>th</sup> and 28<sup>th</sup> to raise funds needed to provide help to the less fortunate at Christmas time.

Thank you for your time and attention to this matter.

Sincerely



Carol Kos  
President, Southgate Goodfellows

## **SOUTHGATE GOODFELLOWS**

14400 Dix Toledo  
Southgate, MI 48195

September 14, 2015

The Honorable City Council  
14400 Dix-Toledo  
Southgate, MI 48195

Dear Mayor Kuspa & Honorable City Council Members

Due to the generosity of the community, the Southgate Goodfellows recently provided 45 backpacks filled with school supplies to all the school aged children who qualified for the 2014 Christmas Southgate Goodfellows distribution.

The Southgate Goodfellows, along with the support of the community look forward to the upcoming holiday season. **“No Child Without a Christmas”**

Sincerely



Carol Kos  
President, Southgate Goodfellows

Pc: Thomas Coombs, Director of Public Safety  
Douglas Gildner, Fire Chief  
Marc Hatfield, Vice President, Southgate Goodfellows

Lora,

Boy Scout Troop 1783 respectfully requests permission from the Southgate City Council to have our fundraiser at Southgate Shopping Center on the weekends of November 27<sup>th</sup>, 28<sup>th</sup>, 29<sup>th</sup> and December 6<sup>th</sup>, 7<sup>th</sup> 2015

For many years our Boy Scout Troop who is chartered out of the American Legion Post 478 located on Dix Toledo Road in Southgate, has held our fundraiser selling Christmas wreaths at Southgate Shopping center. We will set up between CVS and Panera Bread off of Eureka road.

It is our hope that the City Council of Southgate well exten this courtesy again. I have attached a letter from the property owners giving their permission.

Thank You for your time and consideration.

Kenneth A. Dobija

3231 Pale Street

Trenton MI. 48183

734-626-2797

[Kend3231@yahoo.com](mailto:Kend3231@yahoo.com)

BSA Troop 1783 Committee member

pg 2

Michael S. Siskind & Company

30300 Northwestern Highway, First Floor  
Farmington Hills, Michigan 48334  
248-932-0100 Fax 248-932-1734

September 16, 2015

Mr. Kenneth Dobija  
Boy Scout Troop 1783  
2985 Bridge Street  
Trenton, Michigan 48183  
kend5604@wowway.com

Dear Mr. Dobija;

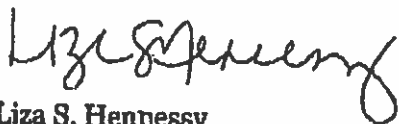
Per your email request of September 14, 2015, please consider this letter as Southgate, LLC's approval of your request to hold a Christmas wreath sale at the Southgate Shopping Center on the weekends of November 27, 28 & 29, plus December 5 & 6, 2015.

Accordingly, you will need to verify if a permit is required, and obtain said permit, from the City of Southgate's building department.

If you have any questions, please contact this office.

We wish you great success at this location.

Very truly yours,



Liza S. Hennessy  
Property Management

/lsh

JOSEPH G. KUSPA  
Mayor

JANICE MFERENCZ  
City Clerk

JAMES E. DALLOS  
Treasurer



## City of Southgate

NORMA J. WURLINGER  
MUNICIPAL BUILDING

- CITY COUNCIL -

SHERYL D. DENMAN  
Council President

JOHN GRAZIANI

KAREN E. GEORGE

PATRICIA C. GANZBERGER

MARK FARRAH

BILL COLOVOS

DALE W. ZAMECKI

September 21, 2015

To the Honorable  
City Council  
Southgate, Michigan 48195

Re: Bid for the Purchase and Delivery of Trees

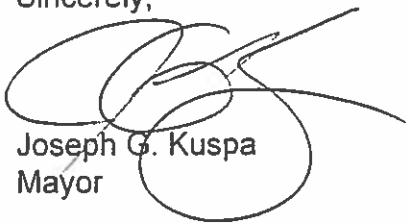
Ladies and Gentlemen:

Bids for the Purchase and Delivery of Trees were received and reviewed by the administration. It is recommended by DPS Director and I concur, that the bid be awarded to Acorn Farms Inc., Galena, Ohio in the amount of \$44,000.00.

Sufficient funds are available through the Great Lakes Restoration Initiative Grant in the amount of \$44,000.00 to cover costs associated with this bid award.

Your favorable consideration of this matter is requested.

Sincerely,



Joseph G. Kuspa  
Mayor

JGK/law

JOSEPH G. KUSPA  
Mayor

JANICE M. FERENCZ  
City Clerk

JAMES E. DALLOS  
Treasurer



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### MEMORANDUM

TO: The Honorable Mayor and City Council

FROM: David Angileri, Assistant City Administrator/Finance Director 


DATE: September 21, 2015

RE: Recommendation for Purchase and Delivery Trees

I have reviewed the above with the DPS Director and concur with his recommendation to award this bid to, Acorn Farms Inc. Galena OH in the amount of \$44,000.

Adequate funds will be available through the Great Lakes Restoration Initiative Grant in the amount of \$44,000 for this purchase.

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From the Desk of:   
Robert Tarabula  
Director, D.P.S.  
September 18, 2015

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To: David Angileri  
Finance Director

Re: Bid Recommendation for the Purchase and Delivery of Trees

I have reviewed the bids submitted for the Purchase and Delivery of Trees and find Acorn Farms Inc to be the best choice for the City based upon the following:

- They meet all bid specifications
- They are the low bidder

Therefore, I recommend that the bid is awarded to:

Acorn Farms Inc.  
7679 Worthington Road  
Galena, OH 43021

If you have any questions, please contact me.

RT/sb

Enclosure: Bid Tabulation

(D/Bids-A: F4 Bid Recommendation: Trees-Purchase & Delivery)

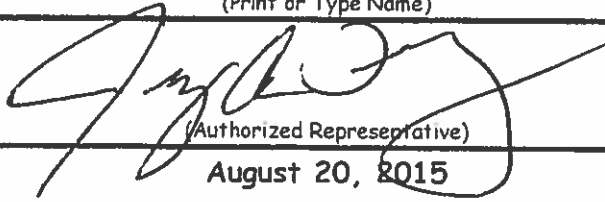


# 2015-16 TREE PRICES

| SPECIES                    | Acorn Farms | Schichtel's Nursery |
|----------------------------|-------------|---------------------|
| Paperbark Maple            | \$219       | \$170               |
| State Street Maple         | \$118       | \$130               |
| Ft McNair Horsechestnut    | \$118       | \$168               |
| Dura-Heat River Birch      | \$108       | N/A                 |
| Heritage River Birch       | \$114       | \$143               |
| European Hornbeam          | \$135       | \$143               |
| American Hornbeam          | \$126       | \$143               |
| Magnifica Hackberry        | \$118       | \$138               |
| Yellowwood                 | \$138       | \$126*              |
| Perkins Pink Yellowwood    | \$138       | \$126*              |
| Hardy Rubbertree           | N/A         | N/A                 |
| Skyline Honey Locust       | \$108       | \$91                |
| Espresso Coffeetree        | \$128       | \$136               |
| Carolina Silverbell        | \$128       | \$143               |
| Tuliptree                  | \$128       | \$136               |
| Emerald City Tuliptree     | \$138       | \$136               |
| Black Tupelo               | \$158       | \$158               |
| Eye Stopper Amur Corktree  | \$148       | N/A                 |
| Bloodgood London Planetree | \$118       | N/A                 |
| Swamp White Oak            | \$128       | N/A                 |
| Shingle Oak                | \$118       | \$154               |
| Red Oak                    | \$125       | \$154               |
| Regent Japanese Pagodatree | \$138       | N/A                 |
| Ivory Silk Tree Lilac      | \$128       | \$130               |
| Summer Snow Tree Lilac     | \$138       | \$130               |
| American Sentry Linden     | \$128       | \$130               |
| Legend Linden              | N/A         | \$130               |
| Redmond Linden             | \$128       | \$130               |
| Sterling Silver Linden     | \$128       | \$138               |
| Princeton Elm              | \$128       | \$146               |
| Accolade Elm               | \$128       | \$146               |
| Frontier Elm               | \$138       | \$146               |

\*Size is 1 ½" instead of 2".

|            |  |
|------------|--|
| Total Bid: |  |
|------------|--|

|                             |   |
|-----------------------------|---|
| Company Name:               | Acorn Farms Inc   |
| Address:                    | 7679 Worthington Road'  |
| City / State / Zip code:    | Galena, Ohio 43021  |
| Telephone (with area code): | 614-891-9348  |
| Fax # (with area code):     | 614-891-1002  |
| E-mail address:             | Jerryf@acornfarms.com   |
| Authorized Representative:  | Jerry A. Fultz<br>(Print or Type Name)  |
| Signature & Title:          | <br>(Authorized Representative) |
| Date:                       | August 20, 2015   |

Prices quoted are delivered if shipped in groups of \$5000 or greater total cost, otherwise standard shipping applies.


All inventory is subject to sales until your order is confirmed. Some items may be in limited numbers.

- All trees are to be "Balled & Burlapped" and shall be 2"-2 ½" caliber (minimum) - tree form - no columnar or clump forms, unless otherwise noted.
- Trees to be purchased: Approximately 200 in Fall 2015, 200 in Spring 2016.

| Common Name                             | Latin Name                   | B & B<br>2"<br>Unit Cost                 |
|---|------------------------------|--|
| Acer griseum                            | Paperbark Maple              | \$219                                    |
| Acer miyabei 'Morton'                   | State Street Miyabe Maple    | \$118                                    |
| Aesculus x carnea 'Fort McNair'         | Fort McNair Horsechestnut    | \$118 sub<br>Aesculus Autumn<br>Splendor |
| Betula nigra 'BNMTF'                    | Dura-Heat River Birch        | \$108 8' Multi stem                      |
| Betula nigra 'Cully'                    | Heritage River Birch         | \$114                                    |
| Carpinus betulus                        | European Hornbeam            | \$135<br>Fastigate varieties             |
| Carpinus caroliniana                    | American Hornbeam            | \$126                                    |
| Celtis occidentalis 'Magnifica'         | Magnifica Hackberry          | \$118                                    |
| Cladrastis kentukea                     | Yellowwood                   | \$138                                    |
| Cladrastis kentukea "Perkins Pink"      | Perkins Pink Yellowwood      | \$138                                    |
| Eucommia ulmoides                       | Hardy Rubber Tree            | Not available                            |
| Gleditsia triacanthos inermis "Skyline" | Skyline Honey Locust         | \$108                                    |
| Gymnocladus dioicus "Espresso"          | Espresso Kentucky Coffeetree | \$128                                    |
| Halesia tetraptera                      | Carolina Silverbell          | \$128                                    |
| Liriodendron tulipifera                 | Tuliptree                    | \$128                                    |
| Liriodendron tulipifera 'Emerald City'  | Emerald City Tuliptree       | \$128                                    |
| Nyssa sylvatica                         | Black Tupelo                 | \$158                                    |
| Phellodendron amurense 'Eye Stopper'    | Eye Stopper Amur Corktree    | \$148                                    |
| Platanus x acerifolia 'Bloodgood'       | Bloodgood London Planetree   | \$118                                    |

| Common Name                       | Latin Name                 | B & B<br>2"<br>J.P. Cost              |
|-----------------------------------|----------------------------|---------------------------------------|
| Quercus bicolor                   | Swamp White Oak            | (\$128)                               |
| Quercus imbricaria                | Shingle Oak                | (\$118)                               |
| Quercus rubra                     | Red Oak                    | (\$125)                               |
| Sophora japonica 'Regent'         | Regent Japanese Pagodatree | (\$138<br>limited)                    |
| Syringa reticulata 'Ivory Silk'   | Ivory Silk Tree Lilac      | (\$128)                               |
| Syringa reticulata 'Summer Snow'  | Summer Snow Tree Lilac     | \$138 sub Snow Dance or Ivory pillar. |
| Tilia Americana 'American Sentry' | American Sentry Linden     | (\$128 Sub Boulevard)                 |
| Tilia Americana 'Legend'          | Legend Linden              | N/A                                   |
| Tilia Americana 'Redmond'         | Redmond Linden             | (\$128)                               |
| Tilia tomentosa 'Sterling'        | Sterling Silver Linden     | (\$128)                               |
| Ulmus American 'Princeton'        | Princeton Elm              | (\$128)                               |
| Ulmus x 'Accolade'                | Accolade Elm               | (\$128)                               |
| Ulmus x 'Frontier'                | Frontier Elm               | (\$138)                               |

|            |                        |
|------------|------------------------|
| Total Bid: | \$ 3,621 <sup>00</sup> |
|------------|------------------------|

|                             |  |
|-----------------------------|--|
| Company Name:               | Schichtel's Nursery, Inc.  |
| Address:                    | 7420 Peters Road   |
| City / State / Zip code:    | Springville, NY 14141  |
| Telephone (with area code): | (716) 592-9383   |
| Fax # (with area code):     | (716) 592-4282   |
| E-mail address:             | LaurenS@Schichtels.com   |
| Authorized Representative:  | Lauren Arno<br>(Print or Type Name)  |
| Signature & Title:          |  - Secretary of Corp.<br>(Authorized Representative) |
| Date:                       | 8/24/15  |

- All trees are to be "Balled & Burlapped" and shall be 2"-2 ½" caliber (minimum) - tree form - no columnar or clump forms, unless otherwise noted.
- Trees to be purchased: Approximately 200 in Fall 2015, 200 in Spring 2016.

| Common Name                             | Latin Name                   | B & B<br>2"<br>Unit Cost           |
|---|------------------------------|------------------------------------|
| Acer griseum                            | Paperbark Maple              | \$170 <sup>00</sup> - SP 2016 ONL  |
| Acer miyabei 'Morton'                   | State Street Miyabe Maple    | \$135 <sup>00</sup>                |
| Aesculus x carnea 'Fort McNair'         | Fort McNair Horsechestnut    | \$168 <sup>00</sup>                |
| Betula nigra 'BNMTF'                    | Dura-Heat River Birch        | NA                                 |
| Betula nigra 'Cully'                    | Heritage River Birch         | \$143 <sup>00</sup> - SP 2016 ONLY |
| Carpinus betulus                        | European Hornbeam            | \$143 <sup>00</sup>                |
| Carpinus caroliniana                    | American Hornbeam            | \$143 <sup>00</sup>                |
| Celtis occidentalis 'Magnifica'         | Magnifica Hackberry          | \$138 <sup>00</sup>                |
| Cladrastis kentukea                     | Yellowwood                   | \$126 <sup>00</sup> - 1/2" Largest |
| Cladrastis kentukea "Perkins Pink"      | Perkins Pink Yellowwood      | \$126 <sup>00</sup> - 1/2" Largest |
| Eucommia ulmoides                       | Hardy Rubber Tree            | NA                                 |
| Gleditsia triacanthos inermis "Skyline" | Skyline Honey Locust         | \$91 <sup>00</sup>                 |
| Gymnocladus dioicus "Espresso"          | Espresso Kentucky Coffeetree | \$136 <sup>00</sup>                |
| Halesia tetraptera                      | Carolina Silverbell          | \$143 <sup>00</sup>                |
| Liriodendron tulipifera                 | Tuliptree                    | \$136 <sup>00</sup>                |
| Liriodendron tulipifera 'Emerald City'  | Emerald City Tuliptree       | \$136 <sup>00</sup>                |
| Nyssa sylvatica                         | Black Tupelo                 | \$158 <sup>00</sup>                |
| Phellodendron amurense 'Eye Stopper'    | Eye Stopper Amur Corktree    | NA                                 |
| Platanus x acerifolia 'Bloodgood'       | Bloodgood London Planetree   | page 14<br>NA                      |

| Common Name                       | Latin Name                 | B & B<br>2"<br>Unit Cost |
|-----------------------------------|----------------------------|--------------------------|
| Quercus bicolor                   | Swamp White Oak            | NA                       |
| Quercus imbricaria                | Shingle Oak                | \$154. <sup>00</sup>     |
| Quercus rubra                     | Red Oak                    | \$154. <sup>00</sup>     |
| Sophora japonica 'Regent'         | Regent Japanese Pagodatree | NA                       |
| Syringa reticulata 'Ivory Silk'   | Ivory Silk Tree Lilac      | \$130. <sup>00</sup>     |
| Syringa reticulata 'Summer Snow'  | Summer Snow Tree Lilac     | \$130. <sup>00</sup>     |
| Tilia Americana 'American Sentry' | American Sentry Linden     | \$130. <sup>00</sup>     |
| Tilia Americana 'Legend'          | Legend Linden              | \$130. <sup>00</sup>     |
| Tilia Americana 'Redmond'         | Redmond Linden             | \$130. <sup>00</sup>     |
| Tilia tomentosa 'Sterling'        | Sterling Silver Linden     | \$138. <sup>00</sup>     |
| Ulmus American 'Princeton'        | Princeton Elm              | \$146. <sup>00</sup>     |
| Ulmus x 'Accolade'                | Accolade Elm               | \$146. <sup>00</sup>     |
| Ulmus x 'Frontier'                | Frontier Elm               | \$146. <sup>00</sup>     |

JOSEPH G. KUSPA  
*Mayor*

JANICE M.FERENCZ  
*City Clerk*

JAMES E. DALLOS  
*Treasurer*



**City of Southgate**  
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MARK FARRAH

BILL COLOVOS

DALE W. ZAMECKI

To: Mayor and City Council

From: Bryce Kelley, City Administrator *BK*

Date: September 30, 2015

Re: Resolution to Approve the Binding Letter of Agreement with Mr. Michael Sypula

As regulated by Section 64 of the Southgate City Charter, Mayor Kuspa will be appointing Mr. Michael Sypula to the position of the Southgate Fire Chief. Currently serving as the City's Fire Marshall/EMS coordinator, Mr. Sypula is an accomplished professional with nearly 21 years of service to the City of Southgate. Mr. Sypula will immediately assume the duties and responsibilities of the position upon the retirement of Fire Chief Doug Gildner on October, 16, 2015.

The Administration is respectfully recommending the approval of the Binding Letter of Agreement with Mr. Michael Sypula. This agreement does reflect changes in Collective Bargaining Agreements recently approved by the City.

Please feel free to contact me with any questions and/or comments.

Sincerely,

Bryce Kelley, City Administrator



## BINDING LETTER OF AGREEMENT

THIS LETTER OF UNDERSTANDING is made and entered into this day of October 2015 by and between MICHAEL SYPULA, Fire Chief, Southgate Fire Department (Chief Sypula) and the CITY OF SOUTHGATE, a Michigan municipal corporation, located at 14400 Dix-Toledo Road, Southgate, Michigan 48195 (City), and shall become effective between the parties upon execution. This agreement memorializes the terms and conditions applicable to Chief Sypula effective and continuous from his date of appointment as Chief.

NOW THEREFORE, in consideration of the mutual promises set forth herein, the parties intending to be legally bound, do hereby represent, warrant, covenant and agree as follows:

The Fire Chief shall be entitled to the following benefits:

1. Beginning salary of \$92, 150.98, with annual adjustments in base compensation on July 1<sup>st</sup> of each year starting 7/1/2016, which may reflect those received by the bargaining unit of employees over which the Chief shall have supervision.
2. Considerations, at the discretion of the City Administration, for additional annual adjustments in salary, which when aggregated with number 1 above would be within the range of improvement authorized by City Council for other Department Heads.
3. ALL "allowances" and base wage enhancements, currently being received at time of appointment including annual "On Call Pay" and "Expense" allowances subject to adjustment if the members the Chief supervises have changes.
4. Except as to number 5 below, ALL other benefits, commonly called "fringe benefits", not less than currently being received at time of appointment, except that all health insurance, including the drug card, will mirror the Command Officers in the Bargaining Unit which the Chief supervises. Fringe benefits may be adjusted if the members the Chief supervises have changes.
  - a. Regular and seniority vacation time shall be credited on January first of each year.
  - b. Bonus vacation time will be accrued at a rate of five (5) eight hour days.
  - c. The Fire Chief shall be entitled to fifteen (8) hour sick days per year. These days will be credited January first of each year.
5. Executive Latitude Time: shall be provided (at a rate of 8 hours per month on the first of each month) in lieu of compensatory time or overtime. The balance shall reset to zero every July 1<sup>st</sup> and January 1<sup>st</sup>. There will be no reimbursement for unused hours.
6. Accumulation of earned vacation days shall not exceed Current Year Plus one year, as of December 31 each year; days accumulated in excess shall be forfeited and not paid.
7. The multiplier will be set at 2.69% for first 25 years and 1% there after. FAC will be not less than currently being received as of 10/17/2015. There shall be a hard cap of \$80,000.00 after annuity withdrawal. The employee's contribution shall be 10%.
8. Hours of Employment: The normal work schedule shall be Monday through Friday, five (5) eight (8) hour days for a total of forty (40) hours each week. All days shall be eight (8) straight hours and not a split shift.

9. Vacation & Leave Time Requests (including executive latitude and personal business time): Subject to the approval of the Mayor.
10. A City vehicle shall be made available for City related business and may be taken home at night as long as you reside in the City of Southgate.
11. Discipline: In recognition of the fact that the Chief's position must be filled in accordance with Public Act 78, all disciplinary matters regarding the Chief, shall be entitled to the due process provisions and rights articulated in Public Act 78 (Police and Fire Civil Service Act) and the Fire Rules and Regulations. The Chief shall have the right to appeal any disciplinary action either directly to the Police and Fire Civil Service Commission or utilize the Binding Arbitration right that is contained in the labor contracts of the bargaining units of employees over which the Chief shall have supervision. The choice of forum will be at the Chief's discretion.
12. Liability Insurance: Shall be provided to cover all lawsuits arising from conduct undertaken within the scope of employment.

This Agreement constitutes the entire understanding of the parties and supersedes any prior agreements, oral understandings, resolutions or statements of intent. This agreement may not be changed, modified or altered in any manner except as mutually agreed to by the parties in writing. In the event that negotiations extend beyond the said expiration date of this Agreement, the terms and provisions of this Agreement shall remain in full force and effect pending agreement upon a new Contract.

This Agreement shall be governed by the laws of the State of Michigan.

**IN WITNESS WHEREOF**, the parties have executed this agreement by their duly authorized representatives this day of **October 17, 2015**.

**CITY OF SOUTHGATE, MICHIGAN**  
A Municipal Corporation

**WITNESS**

By: \_\_\_\_\_  
Joseph G. Kuspa, Mayor

\_\_\_\_\_  
Witness

**Michael Sypula**  
Fire Chief

**WITNESS**

By: \_\_\_\_\_  
Michael Sypula, Fire Chief

\_\_\_\_\_  
Witness