

# City of Southgate

## Regular City Council Meeting

### September 4, 2019

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, September 4, 2019 and was called to order at 7:00 PM by Council President John Graziani.

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

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Present: Bill Colovos, Mark Farrah, Karen George, John Graziani, Dale Zamecki

Absent: \*Phillip Rauch, \*Christopher Rollet, \*Excused

Also Present: Mayor Joseph G. Kuspa, City Administrator Dustin Lent, City Attorney Brandon Fournier, City Engineer John Hennessey, City Clerk Janice Ferencz, City Treasurer James Dallos; Public Safety Director Jeff Smith, Building Inspections Director Bob Casanova, Director of Public Services Bob Tarabula and Parks & Recreation Director Julie Goddard.

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#### **Minutes:**

Moved by Colovos, supported George, RESOLVED, that the minutes of the City Council Work Study Session dated August 21, 2019 be approved as presented. Carried unanimously.

Moved by Zamecki, supported by Farrah, RESOLVED, that the minutes of the Regular City Council Meeting dated August 21, 2019 be approved as presented. Carried unanimously.

#### **Scheduled Persons in the Audience:**

1. Jennifer Lopez – Boy Scout Troop 1783 moved by George, supported by Colovos, RESOLVED that the Southgate City Council hereby waives any associated fees and approves the request of Boy Scout Troop 1783 to hold a Christmas wreath sale at the Southgate Shopping Center on the dates of November 29, 30 and December 1, plus December 7 & 8, 2019.

Motion carried unanimously.

#### **Communications A:**

1. Memo from Administrator; Re: James Franklin v. City of Southgate moved by Zamecki, supported by George, RESOLVED that the Southgate City Council hereby authorizes the settlement agreement for James Franklin v. City of Southgate, et al. on behalf of the City.

Motion carried unanimously.

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2. Letter from Hennessey Engineers; Re: Local Pavement Warranty Program moved by Farrah, supported by Zamecki, RESOLVED that the Southgate City Council adopts the following resolution with the Michigan Department of Transportation:

### a) To Implement a Local Pavement Warranty Program

WHEREAS, The Michigan Legislature created a requirement (MCL 247.663) as part of the Transportation Funding Package of 2015 that requires each city and village to adopt a Local Agency Pavement Warranty Program that was approved by the Michigan Department of Transportation in 2018;

WHEREAS, the City of Southgate adopted the Michigan Local Agency Pavement Warranty Program on this the 4<sup>th</sup> day of September 2019;

WHEREAS, the City of Southgate agrees to consider a local pavement warranty on each project that includes \$2 million or more in paving-related items *and* includes any state or federal funds;

WHEREAS, the Local Agency Pavement Warranty Program law requires each city and village to report annually on each project that includes \$2 million or more in paving-related items *and* includes any state or federal funds, whether or not a warranty was utilized in the project;

WHEREAS, the City of Southgate agrees to implement the Michigan Local Agency Pavement Warranty Program consistent with the Guidelines for Local Agency Pavement Warranty Program document that was approved by the Michigan Department of Transportation in 2018; and which the City of Southgate's adopted Implementation Policy defines the City of Southgate's intent of its pavement warranty program;

NOW THEREFORE BE IT RESOLVED, the City of Southgate hereby agrees to implement the Local Agency Pavement Warranty Program and annually report in accordance with the law.

Motion carried unanimously.

### b) To Adopt a Local Pavement Warranty Program

Moved by Farrah, supported by George, RESOLVED THAT the Southgate City Council hereby adopts the following resolution with the Michigan Department of Transportation:

WHEREAS, The Michigan Legislature created a requirement (MCL 247.663) as part of the Transportation Funding Package of 2015 that requires each city and village to adopt a Local Agency Pavement Warranty Program that was approved by the Michigan Department of Transportation in 2018;

WHEREAS, the City of Southgate adopted the Michigan Local Agency Pavement Warranty Program on this the 4<sup>th</sup> day of September 2019;

WHEREAS, the City of Southgate agrees to consider a local pavement warranty on each project that includes \$2 million or more in paving-related items *and* includes any state or federal funds;

WHEREAS, the Local Agency Pavement Warranty Program law requires each city and village to report annually on each project that includes \$2 million or more in paving-related items *and* includes any state or federal funds, whether or not a warranty was utilized in the project;

WHEREAS, the City of Southgate agrees to implement the Michigan Local Agency Pavement Warranty Program consistent with the Guidelines for Local Agency Pavement Warranty Program document that was approved by the Michigan Department of Transportation in 2018; and which the City of Southgate's adopted Implementation Policy defines the City of Southgate's intent of its pavement warranty program;

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NOW THEREFORE BE IT RESOLVED, the City of Southgate hereby agrees to implement the Local Agency Pavement Warranty Program and annually report in accordance with the law.

Motion carried unanimously.

c) **Pass Through Warranty Contract**

Moved by Farrah, supported by Zamecki, RESOLVED that the Southgate City Council adopts a resolution approving the Pass Through Warranty Contract with the Michigan Department of Transportation.

Motion carried unanimously.

d) **Pass Through Warranty Bond**

Moved by Farrah, supported by George, RESOLVED that the Southgate City Council adopts a resolution approving the Pass Through Warranty Bond with the Michigan Department of Transportation.

Motion carried unanimously.

e) **Michigan Local Agency Special Provision for Hot Mix Asphalt and Concrete Pavement Warranty**

Moved by Farrah, supported by Colovos, RESOLVED that the Southgate City Council adopts a resolution approving the Michigan Local Agency Special Provision for Hot Mix Asphalt and Concrete Pavement Warranty with the Michigan Department of Transportation.

Motion carried unanimously.

f) **Michigan Local Agency Special Provision for Pavement Warranty Information**

Moved by Farrah, supported by Zamecki, RESOLVED that the Southgate City Council adopts a resolution approving the Michigan Local Agency Special Provision for Pavement Warranty Information with the Michigan Department of Transportation.

Motion carried unanimously.

g) **Michigan Local Agency Special Provision for Warranty Work Requirements for Jointed Plain Concrete Pavement**

Moved by Farrah, supported by George, RESOLVED that the Southgate City Council adopts a resolution approving the Michigan Local Agency Special Provision for Warranty Work Requirements for Jointed Plain Concrete Pavement with the Michigan Department of Transportation.

h) **Michigan Local Agency Special Provision for Warranty Work Requirement for Hot Mix Asphalt Pavements**

Moved by Farrah, supported by Zamecki, RESOLVED that the Southgate City Council adopts a resolution approving the Michigan Local Agency Special Provision for Warranty Work Requirement for Hot Mix Asphalt Pavements.

Motion carried unanimously.

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3. Letter from Administrator; Re: Dog Park Welcome Center/Washroom moved by Farrah, supported by Zamecki, RESOLVED that the Southgate City Council hereby awards the bid for the Dog Park Welcome Center /Washroom to Sole' Building Company (5940 Commerce Dr., Westland, MI 48185) in the amount of \$197,650 with a 15% contingency. BE IT FURTHER RESOLVED THAT funds for this project are available from the Parks and Recreation Millage.

Discussion took place.

Motion carried unanimously.

### **Claims and Accounts:**

Moved by Farrah, supported by Zamecki, RESOLVED, that Claims and Accounts be paid as outlined on Warrant #1384 in the amount of \$25,852,902.44.

Motion carried unanimously.

### **Adjournment:**

Moved by George, supported by Colovos, RESOLVED, that this Regular Meeting of the Southgate City Council be adjourned at 7:25 P.M. Carried unanimously.

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John Graziani  
Council President

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Janice M. Ferencz  
City Clerk