

# City of Southgate

## Regular City Council Meeting

### May 6, 2020

A Regular Meeting of the Council of the City of Southgate was held on Wednesday, May 6, 2020 and was called to order at 7:00 PM by Council President John Graziani. **(DUE TO COVID-19 VIRUS, THIS MEETING WAS HELD VIA ZOOM, IN ACCORDANCE WITH GOVERNOR WHITMER'S EXECUTIVE ORDER)**

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

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Present: Bill Colovos, Karen George, Mark Farrah, John Graziani, Philip Rauch, Chris Rollet, Dale Zamecki

Absent:

Also Present: Mayor Joseph G. Kuspa, City Attorney Brandon Fournier, Assistant City Administrator/Finance Director David Angileri, Public Safety Director Jeff Smith, Police Chief Joe Marsh, Fire Chief Marc Hatfield, DPS Director Bob Tarabula, Building Inspections Director Bob Casanova and Parks & Recreation Director Julie Goddard.

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### **Minutes:**

Moved by Colovos, supported Rauch, RESOLVED, that the minutes of the City Council Work Study Session dated April 15, 2020 be approved as presented. Carried unanimously.

Moved by Rollet, supported by Farrah, RESOLVED, that the minutes of the Regular City Council Meeting dated April 15, 2020 be approved as presented. Carried unanimously.

### **Consideration of Bids:**

1. Memo from City Administrator; Re: Purchase of Fire Department Garage Door and Openers moved by Farrah, supported by Rollet, RESOLVED that the Southgate City Council hereby awards the bid for Fire Department Garage Door and Openers to West Metro Door (25220 Northline Rd, Taylor, MI 48180) in the amount of \$29,975.

Motion carried unanimously.

### **Scheduled Hearings:**

1. **Memo from ACA/Finance Director; Re: Mayor's 2020/21 Proposed Budget:**

Moved by Rauch, supported by Rollet, RESOLVED THAT the Southgate City Council hereby enters into a public hearing at 7:07 p.m. to discuss Mayor's 2020/21 Proposed Budget.

Moved by Rauch, supported by Colovos, RESOLVED THAT the Southgate City Council closes the public Hearing at 7:09 p.m.

Motion carried unanimously.

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2. **Memo from ACA/Finance Director; Re: User Charge System for Southgate-Wyandotte Drainage District Public Hearing:**

Moved by Rauch, supported by Colovos, RESOLVED THAT the Southgate City Council hereby enters into a public hearing at 7:09 p.m. to discuss User Charge System for Southgate-Wyandotte Drainage District.

Moved by Colovos, supported by Rauch, RESOLVED THAT the Southgate City Council closes the public Hearing at 7:14 p.m.

Motion carried unanimously.

### **Communications "A":**

1. Memo from ACA/Finance Director; Re: Southgate-Wyandotte Drainage District User Charge moved by Rollet, supported by Zamecki, RESOLVED that the Southgate City Council hereby approves the apportionment of the costs of the operating, maintaining and replacing facilities of the Southgate-Wyandotte Drainage District, as follows:

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,

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 6, 2020 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, 2020 through June 30, 2021.

**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:**

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 %

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### **BE IT FURTHER RESOLVED that the City of Southgate:**

- a) Affirms that the City's cost of operating and maintaining the Southgate-Wyandotte Drainage District for fiscal year July 1, 2020 through June 30, 2021 is estimated to be \$690,750; and,
- b) Affirms that the City's cost of modernization and automation of the Southgate-Wyandotte Drainage District Treatment Facilities along with the Barberry Relief Sewer for fiscal year 07.01.19 through 06.30.20 are estimated to be \$1,328,000, and,
- c) 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,**
- d) 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, tol-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 May 6, 2020 (the Public Hearing, in this regard, was May 6, 2020.)**

*Motion carried unanimously.*

2. Memo from Administrator; Re: Resolution TO EXTEND DECLARED STATE OF EMERGENCY moved by Zamecki, supported by Rauch, RESOLVED THAT the Southgate City Council concurs with the Administration's recommendation and extends the local State of Emergency through June 30<sup>th</sup>, 2020.

*Motion carried unanimously.*

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### **Claims and Accounts:**

Moved by Farrah, supported by Zamecki, RESOLVED, that Claims and Accounts be paid as outlined on Warrant #1400 in the amount of \$1,204,332.38.

Motion carried unanimously.

### **Adjournment:**

Moved by Colovos, supported by Rauch, RESOLVED, that this Regular Meeting of the Southgate City Council be adjourned at 7:18 P.M. Carried unanimously.

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John Graziani  
Council President

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Michelle Kessler  
Deputy City Clerk