

REGULAR COUNCIL PROCEEDINGS

CITY OF FLAT ROCK, MICHIGAN

TUESDAY, JANUARY 20, 2009

The regular meeting of the Flat Rock City Council convened at the Municipal Building on the above date at 7:30 p.m.

1. PLEDGE OF ALLEGIANCE

2. PRESENT ON ROLL CALL: Mayor Jones, Council Members Dropiewski, Martin, Gagne, Painter and Wrobel

ABSENT: Council Member Tefend.

01-20-01 Motion by Painter supported by Dropiewski to excuse absent member.

All present voting yes. Motion carried unanimously.

3. APPROVAL OF MINUTES:

01-20-02 Motion by Dropiewski supported by Gagne to approve the regular minutes of January 5th and special minutes of January 12th as presented.

All present voting yes. Motion carried unanimously.

4. CITIZENS TO BE HEARD:

Bill Burbo voiced his opposition to the rental inspection ordinance. He asked Council "If you knew then what you know now, would you have adopted the ordinance as written?" He was referring to an article he mailed to Mayor and Council regarding a rental inspection ordinance and it's repercussions that happened in a Chicago area. Mr. Burbo believes our ordinance which states the property owner shall grant permission to inspect a rental property is unconstitutional and violates the rental/tenants rights.

Council Member Painter stated that if the ordinance is unconstitutional the City Attorney will correct it.

The City Attorney stated that the State Legislature passed a law, and Governor Granholm signed it three weeks ago. He said the amendment is going to be reviewed based on the statue that was just passed by the State Legislature and if he believes our ordinance needs to come in conformance with that he will suggest it to City Council.

Mr. Burbo asked if the Council Chambers is handicap accessible and was assured that it is.

5. REPORTS FROM DEPARTMENT HEADS:

Police Chief Neal Rossow gave a report on the raccoon and deer problem in the City. He said the resident who complained now has both his and Officer Wilkins's cell phone number. He reported the deer accidents has decreased since '06 and is working with a DNR wildlife biologist and will continue to monitor the issue.

George Mans, Economic Development Director, gave an update on the K-Mart property. The owners of K-Mart have plans to hire Freidman Reality to help upgrade the property. He said the plan is to meet next week to pick out a plan for rehabilitation and bring it forward. Mr. Mans stated he is trying to get a plan in place because Council has requested the K-Mart property be demolished.

6. REPORTS FROM COUNCIL MEMBERS:

Council Member Painter asked why the City cannot conduct meetings on a federal holiday. City Attorney said it is by State Statue that meetings cannot be conducted.

7. MAYOR'S COMMENTS: None

8. UNFINISHED BUSINESS:

Item A – Bid award for Senior Center Garage.

01-20-03 Motion by Gagne supported by Jones to award the bid to J. G. Morris Company in an amount not to exceed \$251,745.00.

Mayor Jones said we have to make a decision because the contractor is holding his price and the Block Grant money is short term.

Extensive discussion continued regarding the cost of the garage.

01-20-04 Motion by Martin supported by Gagne to table until the special meeting on January 26th and to have a reduced copy of the plans available.

Motion carried 5-1 with Council Member Wrobel voting no.

9. NEW BUSINESS:

Item A – Letter from Flat Rock Community Schools re: making Division Street one way between Gibraltar Road and Ypsilanti Street.

School Superintendent, Russell Pickell, was present to discuss his request. He said they would like Gibraltar to be one way with angel parking which would be safer during drop-off and pick-up of the preschool children.

City Attorney stated the ordinance would need to go before the Zoning Board to include angel parking. At present there is no angel parking in the City of Flat Rock.

1-20-05 Motion by Jones supported by Martin to refer Item A to the Planning Commission, the DPS Director and the City Engineer.

All present voting yes. Motion carried unanimously.

Item B – Payment of invoice from North American Salt Company.

1-20-06 Motion by Gagne supported by Dropiewski to pay invoice in the amount of \$4,198.90.

All present voting yes. Motion carried unanimously.

Item C – DCC membership dues from October, '08 to September '09.

1-20-07 Motion by Dropiewski supported by Gagne to pay invoice in the amount of \$4,750.00.

All present voting yes. Motion carried unanimously.

Item D – Downriver Mutual Aid dues for '08-'09.

1-20-08 Motion by Dropiewski supported by Martin to pay invoice in the amount of \$5,643.21.

All present voting yes. Motion carried unanimously.

Item E – Approval of MDOT resolution re: Annual Performance and Indemnification.

1-20-09 Motion by Gagne supported by Martin to approve the resolution which is part of the annual permit requirement to work in a state right-of-way (Telegraph Road).

All present voting yes. Motion carried unanimously.

Item F – Approval of Wayne County annual permit.

1-20-10 Motion by Martin supported by Painter to approve the resolution and designate Matthew Sype, Assistant Director, Russell Wittman, City Engineer and Bruce Hammond, DPS Director to sign permit applications for county permits.

All present voting yes. Motion carried unanimously.

1-20-11 Motion by Painter supported by Martin to adjourn the regular meeting at 8:20 p.m.

All present voting yes. Motion carried unanimously.

RICHARD C. JONES, MAYOR

LORENE BUTSKI, CMC CITY CLERK

DATE: _____
approved