

REGULAR COUNCIL PROCEEDINGS

CITY OF FLAT ROCK, MICHIGAN

MONDAY, AUGUST 16, 2010

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 Dropiewski, Council Members Gagne, Martin, Moore, Tefend and Wrobel

ABSENT: Council member Painter (will be late).

08-16-01 Motion by Martin supported by Wrobel to excuse absent member.

All present voting yes. Motion carried unanimously.

Council Member Painter arrived at 8:20 p.m.

ALSO PRESENT: DPS Director Hammond, Recreation Director Pawlukiewicz, Police Chief Rossow, Economic Director Mans, Fire Chief Vack, Building Director John Russ, City Attorney Grunow, and Clerk Butski.

3. APPROVAL OF MINUTES:

08-16-02 Motion by Gagne supported by Martin to approve the minutes of the Regular Council Meeting of August 02, 2010 as presented.

All present voting yes. Motion carried unanimously.

4. CITIZENS TO BE HEARD:

Mrs. Davis, who lives on Vreeland Road, reported she wanted to sell her produce at the Farmer's Market but was told by Shirley Moore of the Wayne Metropolitan Community Action Agency that she would need a business license, business insurance and a tent plus have competitive pricing with the other vendors. She asked for an explanation of the process.

George Mans, Economic Development Director, stated that the Flat Rock Downtown Development Authority only sponsors the Farmer's Market and contracts with Wayne Metropolitan Agency to run it. The Agency has certain requirements to run the market.

Mayor Dropiewski said the Governor has signed legislation to help growers, bakers, etc. and may be worth looking into. Mr. Mans said he will call Shirley Moore and get her to talk to Mrs. Davis and other citizens so that they feel welcome at the market. Council Member Moore said sellers should contact Mr. Mans before showing up at the market.

Mrs. Davis also asked if something could be done about trucks flying down Vreeland and creating an extreme amount of dust. She said the McKinley Oil trucks especially create a danger going down Vreeland loaded. Fire Chief Vack and DPS Director Hammond said they should follow the route set for them which is down Allen Road to Vreeland Road loaded and Vreeland back to Allen Road empty. Mr. Vack will check into the route they are using and Mr. Hammond will sweep and water the road to cut down on dust and the Police Chief Rossow will look into the speeding.

Jennifer Coleman Hesson, Candidate for 33rd. Court Judge, thanked Council and the residents for opening their doors when she was campaigning and thanked the Clerk for a smooth election. She said 65% of the voters voted for change and she will be knocking again and hopes the doors will still be open to her.

Don Green, Pondsides Court in Woodcreek Sub, stated the bushes have not been moved from the pond. Mayor Dropiewski told him that a letter of request for a 30-day extension from Linda White's attorney is on the agenda and he feels we should give her a window of opportunity.

It was agreed to move the following item from correspondence to Citizens to be Heard:

CORRESPONDENCE – A – Letter from Linda White's attorney re: Plant removal.

Council Member Tefend said she was originally given 30-days to remove them and hasn't done so and he suggested denying her request for a 30-day extension and pull the bushes out.

10-16-03 Motion by Wrobel supported by Tefend to deny the request for a 30-day extension and pull the bushes out. DPS to document and remove them.

Discussion. Attorney Grunow said there is an issue as to an easement for landscaping around the pond. The platt says all lot owners of Woodcreek Sub reserve an easement for landscaping in Maxwell Park. All easements are subject to certain restrictions. There are other issues like there is a flood plain the first half of 33 feet and vegetation probably doesn't conform to our landscaping requirements as to what you can plant around a detention pond. There are a number of issues that may or may not favor the city's position for removal.

All present voting yes. Motion carried unanimously.

5. REPORTS FROM DEPARTMENT HEADS:

Chief Neal Rossow thanked his officers and the surrounding community police departments for comprehending a thief on Friday, August 13th. A man broke into two homes, one in Trenton and one in Brownstown. When he broke into the last one in Brownstown, someone identified his car and Flat Rock Officer Saltamacchia spotted his car on Magnolia and him with a television in his hands. He dropped the TV, ran and Officer Vamos, with the help of Brownstown's K-9, chased him and caught him in a shed on Red Cedar.

George Mans referred to letters written by John Dingell regarding the bike trail green way extension. He said the DNR Trust Fund will meet Wednesday to consider our application. The total of the project is \$789,000 and we asking the DNR Trust Fund for \$500,000. If we get it we were told the Department of Transportation will make up the balance. Mr. Mans said he would keep Council informed.

DPS Director, Bruce Hammond, updated Council on the paving projects. He said they are working on Hall Road shoulders this week then they will do the middle and should finish by the middle of September. There was a delay last week on Vreeland Road due to MDOT having to approve everything like sand, stone and so forth because it is their contract. Vreeland should be done by October 1st. Arsenal Road should be complete the last week of September. The CDBG Evergreen project is under way. There will be 365 feet of new paving and should be complete by Wednesday after Labor Day.

6. REPORTS FROM COUNCIL MEMBERS:

Council Member Tefend reported the backside of the Kmart building looks as though it is a hangout for someone with tables, chairs and graffiti. Mr. Mans will check it out. He also said the owners are doing a good job fixing up the building and hopes they get some tenants soon.

Council Member Wrobel asked the status of the Recreation Vehicle Ordinance. City Attorney Grunow stated the new Zoning Ordinance will be on the agenda for Council's consideration at the next meeting and the Recreation Vehicle Ordinance is included. All changes since 1990 has been incorporated. The Planning Commission adopted it in May, 2010.

7. MAYOR'S COMMENTS:

Mayor Dropiewski thanked Deb Kennedy for the Senior Summit at the Recreation Center. He said there were 175 seniors from the downriver area. He also thanked Congressman Dingell for attending and for stopping by the Farmer's Market Saturday. He congratulated the couple who had a 40th anniversary vow renewal at the recreation center.

Mayor asked for volunteers to serve on the organizational committee for revivification of a festival in 2011 similar to the Riverfest we used to have. Contact the Mayor for information. He complimented the Clerk on a successful and complex election.

8. UNFINISHED BUSINESS:

Item A – Bond Authorizing Resolution for capital improvement bonds.

08-16-04 Motion by Gagne supported by Wrobel to approve the resolution as presented.

All present voting yes. Motion carried unanimously.

Item B – Final payment to Al's Asphalt for Tennis Court and Walking Path - \$10,699.60.

08-16-05 Motion by Tefend supported by Martin to pay the invoice as presented.

All present voting yes. Motion carried unanimously.

9. NEW BUSINESS:

Item A – Retirement agreement for Carl Kopsi.

08-16-06 Motion by Gagne supported by Martin to approve the agreement as presented.

All present voting yes. Motion carried unanimously.

Item B – Catering contract – Stone Creek Banquet Hall.

08-16-07 Motion by Gagne supported by Martin to approve the contract as presented.

Mayor stated Truly Gourmet has built up a good book of business and reputation plus the contract will save money and simplify the accounting process.

All present voting yes. Motion carried unanimously.

Item C – Approval of agreements for Cooke and Gladding Drain crossing on Arsenal Road.

08-16-08 Motion by Martin supported by Gagne to approve both agreements as presented.

DPS Director, Bruce Hammond, said in 2008 the county was petitioned to clean the drain on Arsenal, however; they haven't sold the bonds yet. They should be sold in September and if they are the new pavement will have to be torn up to clean the drain. Mr. Hammond asked the county if that cost could be added to the paving project and they

rejected it. He is proposing paying that portion and get reimbursed by the county when they sell the bonds. Mr. Grunow said there is a little risk (if they don't sell the bonds) but he is working with the county to insure we get reimbursed.

All present voting yes. Motion carried unanimously.

Item D – Request for approval to refinish Smith Hotel doors.

08-16-09 Motion by Tefend supported by Gagne to approve request to refinish the doors.

Motion carried 5-2 with Dropiewski and Wrobel voting no.

Item E – Re-appointments and appointments to various commissions.

08-16-10 Motion by Wrobel supported by Tefend to re-appointment the following DDA Members:

Joseph A. Pagano with term to expire June 13, 2014

Peggy Angelos with term to expire June 13, 2014

Wendy Smith with term to expire June 13, 2014

James Martin with term to expire June 13, 2014

All present voting yes except Martin abstained due to interested party.

Motion carried.

08-16-11 Motion by Tefend supported by Wrobel to concur with Mayor Dropiewski and appoint Thomas E. MacDonald to the Library Board with term to expire August 17, 2014.

Motion carried 5-2 with Gagne and Martin voting no.

Item F – Payment of invoice to Telvent for the Police Department - \$4,632.00.

Discussion re: the service is shared between the Police Department, Fire Department, DPS Department and Police Dispatch. Weather patterns are watched for storms, snow fall, etc.

08-16-12 Motion by Dropiewski supported by Moore to table for more information.

All present voting yes. Motion carried unanimously.

Item G – North American Salt Company invoice - \$2,766.95.

08-16-13 Motion by Painter supported by Tefend to pay the invoice as presented.

All present voting yes. Motion carried unanimously.

Item H – Request from First Methodist Church to hold a Tent Revival on vacant lot adjacent to their parking lot.

08-16-14 Motion by Wrobel supported by Gagne to approve the request as presented.

All present voting yes. Motion carried unanimously.

11. CORRESPONDENCE:

Item A – Letter from Linda White’s attorney re: Plant removal.

See “CITIZENS TO BE HEARD”.

12. LATE CORRESPONDENCE:

Item A – Agreement for Sewer Connection by Kathy and Ed Frye, 26464 Inkster Road, Flat Rock, Mi. 48134.

08-16-15 Motion by Martin supported by Painter to approve request as presented.

Motion carried 6-1 with Wrobel voting no.

08-16-16 Motion by Martin supported by Gagne to go into Closed Session at 8:35 p.m. to discuss the Command Officer’s contract.

All present voting yes. Motion carried unanimously.

Mayor Dropiewski called a ten (10) minute recess.

Open session resumed at 9:07 p.m.

It was the consensus of Council to concur with the City Attorney’s recommendation and if the Command Unit has not agreed to it by August 27, 2010, authorize the City Attorney to file Act 312.

12. ADJOURNMENT:

08-16-17 Motion by Martin supported by Gagne to adjourn the regular meeting at 9:10 p.m.

All present voting yes. Motion carried unanimously.

JONATHAN D. DROPIEWSKI, MAYOR

LORENE BUTSKI, CMC, CITY CLERK

DATE: _____