

**REGULAR COUNCIL PROCEEDINGS**

**CITY OF FLAT ROCK, MICHIGAN**

**MONDAY, OCTOBER 05, 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:** Pro-Tem Martin, Gagne, Painter, and Wrobel.

**ABSENT:** Mayor Jones and Council Member Tefend

10-05-01 Motion by Painter supported by Wrobel to excuse absent members.

All present voting yes. Motion carried unanimously.

**3. APPROVAL OF MINUTES:**

10-05-02 Motion by Gagne supported by Wrobel to approve the regular minutes of September 21, 2009 as presented.

All present voting yes. Motion carried unanimously.

**4. CITIZENS TO BE HEARD:**

Arlen Fadley asked if it was a conflict of interest that certain council members voted to repair the streets they live on. City Attorney stated it is not a conflict of interest but he could give a legal opinion.

Melvyn Newransky, 23053 Croft Street, presented Council with a petition to ban Pit Bulls and other large dogs (Rottweilers) in the City of Flat Rock, Mi. This came about because a pit bull attacked his poodle dog and severed his leg. The poodle had to be euthanized. Mr. Newransky sustained lacerations on both hands. He stated he was attacked in 2006 by the same dog. There is an investigation being conducted on the incident. Mr. Newransky thanked Mayor and Council for the Croft Street drainage project which has helped tremendously.

Donald Lezotte, 28415 Greenlawn, stated he had sewage in his basement over the weekend which caused him to miss work and he had to pay a professional company to clean it up. He asked for compensation since it was the City's problem.

Bruce Hammond, DPS Director, explained what had happened and told Mr. Lezotte to pick up a form from his office which the City will turn over to the insurance company.

**5. REPORTS FROM DEPARTMENT HEADS:**

George Mans, Economic Development Director, stated that twenty members of the Business Connect Networking group met today. This is a group of local/small businesses that are networking together. Mr. Mans also stated the DNR trust fund grant for the Greenway Connector has been applied for and we are waiting to hear the results. He announced there will be a ribbon cutting ceremony at the corner of Gibraltar and Evergreen St. Friday, 4:30 p.m. to celebrate the opening of the newly paved Evergreen Street which was paid for with Block Grant funds.

Joan Pawlukiewicz, Recreation Director, requested council approve payment to continue coverage for liquor liability insurance at the Community Center which is due October 15<sup>th</sup>.

10-05-04 Motion by Painter supported by Gagne to approve liability insurance payment in the amount of \$2,592.00.

All present voting yes. Motion carried unanimously.

Fire Chief Vack announced the driveway at the fire station is underway. Also, the new fire truck being built for us should be ready in 60-90 days.

Bruce Hammond, DPS Director stated that one half of Vreeland Road is ready to be paved. The intersection will be widened on both the south and north side to deal with traffic and the whole project should be done by the end of October. Mr. Hammond said the next Wayne County hazardous waste day is October 24<sup>th</sup>.

**6. REPORTS FROM COUNCIL MEMBERS:**

Councilman Gagne stated he had attended three meetings since the last Council meeting, Library Meeting, DCC Meeting and the Finance Committee Meeting. He said the Finance Committee is trying to get information from surrounding communities so they can make an informed decision on how to protect the City's assets.

Councilman Painter said the Homecoming Parade is Friday, 5:00 p.m. and the football game starts at 7:00 p.m.

**7. MAYOR'S COMMENTS: None**

**8. UNFINISHED BUSINESS:**

Item A – 2<sup>nd</sup> Reading: Ordinance prohibiting the keeping of exotic and wild Animals.

10-05-05 Motion by Gagne supported by Wrobel to suspend the 2<sup>nd</sup> reading.  
All present voting yes. Motion carried unanimously.

10-05-06 Motion by Gagne supported by Painter to adopt Ordinance # as presented.

All present voting yes. Motion carried unanimously.

**9. NEW BUSINESS:**

Item A – Request from Flat Rock Relay For Life to hold 6<sup>th</sup> annual relay at the Community Park on Gibraltar Road May 22-23, 2010.

Kelly Brown of the American Cancer Society, thanked Mayor and Council for hosting the Relay For Life. She said the Community Park would give them better visibility and more parking.

No approval from Council required, just a park usage permit from the Community Center.

Item B – Police Chief’s request to replace patrol rifles.

10-05-07 Motion by Painter supported by Martin to approve the Chief’s request to purchase (5) AR-15 patrol rifles.

Chief Rossow said the Rugers would be traded in toward the purchase of the M-4’s.

All present voting yes. Motion carried unanimously.

Item C – Police Chief’s request to give Simpson Middle School a piece of obsolete exercise equipment.

10-05-08 Motion by Martin supported by Wrobel to give the Simpson Middle School the equipment to use as long as they need it.

All present voting yes. Motion carried unanimously.

Item D – Police Chief’s request to advertise for bid 2 forfeiture cars and 1 old police car.

Discussion. Chief said they can’t be advertised until the titles are received. The bid will be due 30 days after publishing in the newspaper. He said the minimum bid is \$150.00 as is.

All present voting yes. Motion carried unanimously.

Item E – Letter of resignation from Planning Commission by Ray Palmatier.

10-05-09 Motion by Painter supported by Martin to accept Mr. Palmatier’s resignation.

All present voting yes. Motion carried unanimously.

Item F – Mayor Jones’s recommendation to appoint a Planning Commission member to replace resigned member.

10-05-10 Motion by Gagne supported by Martin to approve Mayor Jones’s recommendation and appoint David C. Ballard of Pear Tree Court to the Planning Commission to fill the term of Mr. Palmatier which will expire December 31, 2011.  
All present voting yes. Motion carried unanimously.

Item G – Payment of invoice to Best Asphalt for ROW patch repair.

10-05-11 Motion by Painter supported by Martin to table Item G until the next meeting.  
All present voting yes. Motion carried unanimously.

Item H – Payment of dues to Mutual Aid and the DCC.

10-05-12 Motion by Painter supported by Wrobel to pay the DCC dues for 2010 in the amount of \$4,750.00.  
All present voting yes. Motion carried unanimously.

10-05-13 Motion by Gagne supported by Wrobel to pay the Mutual Aid dues for 2010 in the amount of \$5,643.21.  
All present voting yes. Motion carried unanimously.

Item I – 2000 Huron Woods Series A&B Special Assessment Bonds.

Discussion regarding the 9 lots that have not been sold and the developer has not paid the last bond payment of \$70,676.83.

10-05-14 Motion by Gagne supported by Painter to instruct the Treasurer to place the assessment on the December 1<sup>st</sup> tax roll and give the City Attorney authority to commence collection proceedings on the outstanding debt.  
All present voting yes. Motion carried unanimously.

**10. CORRESPONDENCE: None.**

**11. LATE CORREPENDENCE: None**

Roll call vote to go into Closed Session at 8:15: Gagne, Martin, Painter and Wrobel voting yes. Carried unanimously.

Mayor Pro-tem Martin called a five minute recess at 8:15 pm.

Closed Session began at 8:20 p.m. to discuss South Huron Industrial, Inc. vs. Matthew Sype, et al.

10-05-15 Motion by Painter supported by Martin to resume Open Session at 8:30 p.m.

All present voting yes. Motion carried unanimously.

10-05-16 Motion by Painter supported by Wrobel to authorize the City Attorney to counter.

All present voting yes. Motion carried unanimously.

**12. ADJOURNMENT:**

10-05-17 Motion by Painter supported by Wrobel to adjourn the regular meeting at 8:31 p.m.

All present voting yes. Motion carried unanimously.

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**RICHARD C. JONES, MAYOR**

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**LORENE BUTSKI, CMC CITY CLERK**

**DATE:** \_\_\_\_\_  
**approved**