

REGULAR COUNCIL PROCEEDINGS

CITY OF FLAT ROCK, MICHIGAN

MONDAY, NOVEMBER 16, 2015

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. ROLL CALL OF COUNCIL MEMBERS:

PRESENT: Mayor Dropiewski, Council Members: Beller, Bergeron, Martin, Tefend, Thomas, and Wrobel

ALSO PRESENT: City Clerk Meaghan Bachman, Fire Chief Bill Vack, Police Chief John Leacher, Department of Public Service Director Matt Sype, Treasurer Brian Marciniak, Economic Development Director Liz Hendley, Building Director Larry Dishaw, and City Attorney David Grunow

3. APPROVAL OF MINUTES:

Resolution 11-16-01

Motion by Martin
Supported by Beller

RESOLVED, to approve the minutes of the regular City Council meeting of November 2, 2015 as presented

Motion carried unanimously

4. CITIZENS TO BE HEARD:

Sue Farrar of the Beautification Commission announced upcoming Christmas activities. Commissioner Farrar announced Santa's mailbox will be at the Library from November 25th – December 16th (until 1:30 pm). She announced the Christmas Home & Business Decorating Contest; here is no need to enter, the commission will drive around the City and judge homes on Thursday, December 10, 2015 between 7:00 – 11:00 PM, with Christmas lights and displays. Santa comes to Flat Rock on December 1st from 6:30 – 8:00 pm; this year Santa will be at the Community Center.

5. REPORTS FROM DEPARTMENT HEADS:

Fire Chief Bill Vack announced the Fire Department is around town painting fire hydrants. Chief Vack noted the hydrants will be identified based on the size of the water main the hydrants are hooked to. The cap on the hydrants will be painted blue, green, yellow, or red. This color will indicate what size the water main is.

6. REPORTS FROM COUNCIL MEMBERS:

Council Member Rick Tefend asked about holes cut out and patched on Aspen Blvd. He asked DPS Director Sype if this is a normal process. Director Sype noted it isn't uncommon but extra money will be held back until spring of 2016.

Council Member Ken Wrobel asked Police Chief Leacher if the speed limit on Olmstead Road can be reviewed. He noted the road was paved in 1985 and the limit is a 40 mph zone. He noted as the years went on, many developments have taken place in the area such as schools, subdivisions, churches and no sidewalk. He noted the speed limit may be too fast for that area.

Council Member John Bergeron thanked the Veterans for their service to the Country.

Council Member Dawn Thomas wished her son a happy 21st birthday.

7. **MAYOR'S COMMENTS:**

Mayor Dropiewski noted a date hasn't been set for the time capsule burial yet. The proposed site will be at the new City Hall entrance. Once the City has an idea of when the project will be complete, we will have more of an idea.

The Mayor announced a new establishment on Gibraltar Road, Wimpy Burgers will open sometime in 2016. Also, Julio's Mexican Restaurant on Huron River Drive will be reopening Mid-January 2016. The owner of Julio's noted it will be a build your own burrito (BYOB) style restaurant.

Mayor Dropiewski thanked the voters of Flat Rock and noted he is honored to continue serving as the Mayor for another two years.

8. **UNFINISHED BUSINESS:**

None

9. **NEW BUSINESS**

Item 9-A-REVISED INVOICE: Downriver Mutual Aid Police/Fire/DRANO Annual Membership Dues

Resolution 11-16-02

Motion by Martin
Supported by Wrobel

RESOLVED, to approve the revised Downriver Mutual Aid Police/Fire/DRANO Annual Membership Dues invoice in the amount of \$6,585.88 (revised due to a calculation error)

Motion carried unanimously

Item 9-B-Request from the Rockwood Area Lions Club to peddle Christmas canes, in Flat Rock on November 20th and 21st, 2015

Resolution 11-16-03

Motion by Beller
Supported by Tefend

RESOLVED, to approve the request from the Rockwood Area Lions Club to peddle Christmas canes, in Flat Rock on November 20th and 21st, 2015

Motion carried unanimously

Item 9-C-Gutters for the Langs-Wagar House front porch

Resolution 11-16-04

Motion by Tefend
Supported by Thomas

RESOLVED, to approve installation of gutters for the Langs-Wagar House front porch with the work done by National Metal Sales, Inc. in the amount of \$3,150.00

Motion carried unanimously

Item 9-D-Payment No. 2 – 2015 Pavement Joint & Crack Sealing – Carr’s Outdoor Services, Inc.

Resolution 11-16-05

Motion by Beller
Supported by Martin

RESOLVED, to approve Payment No. 2 – 2015 Pavement Joint & Crack Sealing to Carr’s Outdoor Services, Inc., in the amount of \$ 49,518.65

Motion carried unanimously

Item 9-E-Payment No. 5 – Division Street Sanitary Sewer & Road Reconstruction – Lake Michigan Site Development LLC

Resolution 11-16-06

Motion by Martin
Supported by Wrobel

RESOLVED, to approve Payment No. 5 – Division Street Sanitary Sewer & Road Reconstruction to Lake Michigan Site Development LLC in the amount of \$26,914.97

Motion carried unanimously

Item 9-F-Approval to contract with PSI (Professional Service Industries, Inc.) for soil design and testing of the City Hall Front Entrance Project

Resolution 11-16-07

Motion by Martin
Supported by Beller

RESOLVED, to approve the contract with PSI (Professional Service Industries, Inc.) for soil design and testing of the City Hall Front Entrance Project

Motion carried unanimously

Item 9-G-Proposed Street Lighting - Telegraph Road, Phase III

Resolution 11-16-08

Motion by Martin
Supported by Beller

RESOLVED, to approve the proposed Street Lighting on Telegraph Road between Leonard and the railroad tracks, Phase III; This will be a continuation of an installation of twelve (12) lights, together with the removal of existing poles in this area. The amount due to Detroit Edison is \$62,507.00 tendered by the Downtown Development Authority to pay the cost for the installation of these new lights.

Motion carried unanimously

Item 9-H-Purchase of Arc GIS Software

Resolution 11-16-09

Motion by Thomas
Supported by Bergeron

RESOLVED, to approve the purchase of ArcGIS Software; the total cost is \$11,500.00. These products and services are under MiDeal contract so the bid process is waived

Motion carried unanimously

Item 9-I-Republication of the Code of Ordinances – Supplement No. 1

Resolution 11-16-10

Motion by Thomas
Supported by Martin

RESOLVED, to contract with Municode for the republication of the Flat Rock Code of Ordinances, Supplement No. 1 The last codification was published in 2007; since then, the City has adopted 39 new ordinances (doesn't include zoning). The first step of this process is publication of Supplement No. 1 to the City's Code. Municode will review and codify the 39 adopted ordinances and send a proof prior to the completion of the supplement for the City's approval. Attorney Grunow will perform a legal review of the supplement and note any changes. The estimated cost of Supplement No.1 is \$8,309.00. The final cost could be less than what is invoiced; it just depends on how many pages are actually supplemented. The final step of the republication will be a complete merger of the supplements and the Code of Ordinances. This will include up-to-date Code of Ordinances online and hard copies of ordinance books.

Motion carried unanimously

Item 9-J-Approval of Assessing Contract - Anthony Fuoco Assessing Consultants, Inc.

Resolution 11-16-11

Motion by Dropiewski
Supported by Bergeron

RESOLVED, to approve the Assessing Contract - Anthony Fuoco Assessing Consultants, Inc. The Agreement is for a period of one (1) year, which may be renewed on a year to year basis. Under the Agreement, payment to the Consultant will be in the amount of Thirty Eight Thousand Seven Hundred (\$38,700.00) Dollars per year, payable monthly at the rate of Three Thousand Two Hundred Twenty Five (\$3,225.00) Dollars. Because the Consultant has been conducting work for the City the last month, the Agreement is effective November 1st of this year.

BE IF FURTHER RESOLVED, Timothy O'Donnell is currently the Assessor for the City of Flat Rock. Mr. O'Donnell will continue to be working with the City, but under the supervision of Anthony Fuoco Assessing Consultants. All compensation paid to Mr. O'Donnell will be paid by and through the Consultant. Further, in place of Mr. O'Donnell, Frederick Morgan is appointed as the City Assessor. Mr. Morgan is a prior Chairperson of the Michigan Tax Tribunal, and is well qualified to act as an Assessor. It is accepted by Council, the resignation of Mr. O'Donnell. All compensation to be paid to Mr. Morgan will be paid by and through the Consultant.

Motion carried unanimously – Mayor Dropiewski did not vote on this resolution due to this being a Department Head Meeting

Item 9-K-Public Hearing for the purpose of appealing the denial of a Business License Application from Flat Rock Jewelry & Exchange, 28861 Telegraph Road

Resolution 11-16-12

Motion by Martin
Supported by Wrobel

RESOLVED, to open the Public Hearing for the purpose of appealing the denial of a Business License Application from Flat Rock Jewelry & Exchange, 28861 Telegraph Road

Motion carried unanimously

Public Hearing is open and the Mayor asked if any public would like to speak

Joseph Koeing of Flat Rock Jewelry Exchange spoke to the Council. He inquired as how he could continue operating his business. He stated he would buy items of personal possessions from customers with the agreement the customer can buy the items back. Questions were asked from the City Attorney and Council Members.

Vote on Appeal

Resolution 11-16-13

Motion by Beller
Supported by Thomas

RESOLVED, the Business License for Flat Rock Jewelry and Exchange, 28861 Telegraph Road, Flat Rock, Michigan 48134 was denied by the City Clerk due to violations of Chapter 22, Article II, Section 22-42 and Section 22-61 of the Flat Rock Code of Ordinances. The business operates as

a pawn shop and is also in violation of Ordinance 426. The business has appealed the decision of the City Clerk and asked for a public hearing before the City Council; and

NOW, THEREFORE, City Council grants the appeal to the business based on the condition and requirement that all exchange, pawn shop activity and secondhand dealer activity that is not in compliant with state law and city ordinance cease immediately.

Motion carried 6-1 with Wrobel voting No

10. CITIZENS TO BE HEARD (ADDITIONAL COMMENTS):

NONE

11. LATE CORRESPONDENCE:

NONE

12. ADJOURNMENT:

Resolution 11-16-14

Motion by Martin
Supported by Thomas

RESOLVED, to adjourn the regular City Council meeting of November 16, 2015 at 8:15 PM

All voting yes; motion carried unanimously

JONATHAN DROPIEWSKI, MAYOR

DATE: _____
Approved

MEAGHAN K. BACHMAN, CITY CLERK