

REGULAR COUNCIL PROCEEDINGS

CITY OF FLAT ROCK, MICHIGAN

MONDAY, MARCH 2, 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 Pro-Tem Wrobel, Council Members: Beller, Bergeron, Martin, and Thomas

ALSO PRESENT: Fire Chief Bill Vack, Police Chief John Leacher, DPS Director Matt Sype, Recreation Director Rodney Wade, Treasurer Brian Marciniak, Economic Development Director Liz Hendley, Attorney David Grunow and City Clerk Meaghan Bachman

Resolution 03-02-01

Motion by Martin
Supported by Beller

RESOLVED, That Flat Rock City Council hereby excuses Mayor Dropiewski and Council Member Tefend as absent at the regular City Council meeting of February 17, 2015

Note: Council Member Bergeron arrived late at 7:35 PM

Motion carried unanimously

3. APPROVAL OF MINUTES:

Resolution 03-02-02

Motion by Martin
Supported by Beller

RESOLVED, to approve the minutes of the regular City Council meeting of February 17, 2015 as presented

Motion carried unanimously

4. CITIZENS TO BE HEARD:

No Comments

5. REPORTS FROM DEPARTMENT HEADS:

Treasurer Brian Marciniak noted that taxes are now considered late and must be paid at Wayne County. He noted the tax roll will be submitted to Wayne County and residents will receive a new assessment.

Recreation Director Rodney Wade thanked the residents for attending the Daddy Daughter Dance. He noted the snow day generated \$7000 in revenue at the Community Center. Director Wade announced other upcoming events including the Frozen Extravaganza he noted that 990 people have registered for the event and additional event days were added.

6. REPORTS FROM COUNCIL MEMBERS:

Council Member Steve Beller commended Recreation Director Wade on a job well done at the Daddy Daughter Dance

7. MAYOR'S COMMENTS:

No Comments

8. UNFINISHED BUSINESS:

Item 8-A-Request to set a Public Hearing for the Community Development Block Grant (CDBG) Program Year 2015, for Monday, March 16, 2015

Resolution 03-02-03

Motion by Martin
Supported by Beller

RESOLVED, to approve the request to set a Public Hearing for the Community Development Block Grant (CDBG) Program Year 2015, for Monday, March 16, 2015

Motion carried unanimously

9. NEW BUSINESS

Item 9-A- Resolution Pledging Limited Tax Full Faith and Credit in Support of City of Flat Rock TIFA Tax Increment Refunding Bonds, Series 2015

Resolution 03-02-04

Motion by Beller
Supported by Thomas

RESOLVED, to approve the resolution Pledging Limited Tax Full Faith and Credit in Support of City of Flat Rock TIFA Tax Increment Refunding Bonds, Series 2015

WHEREAS, the City of Flat Rock Tax Increment Finance Authority (the "Authority") proposes to issue its Tax Increment Refunding Bonds, Series 2015 (Limited Tax General Obligation) in the original principal amount of not to exceed One Million Three Hundred Dollars (\$1,300,000) (the "Bonds") to pay the costs of refunding the Authority's 2005 Limited Tax Development Bonds, dated March 1, 2005; and

WHEREAS, the Authority has adopted a resolution authorizing the issuance of the Bonds in accordance with the provisions of Act 381 of the Public Acts of 1996, as amended ("Act 381"), and Act 34 of the Public Acts of 2001, as amended ("Act 34"); and

WHEREAS, Section 12(4) of Act 381 provides that the City may pledge its full faith and credit as additional security for the payment of the Bonds.

NOW, THEREFORE, BE IT RESOLVED THAT:

1. Limited Tax Pledge. The City hereby irrevocably pledges its limited tax full faith and credit and resources to the payment of the Bonds. If at any time the Debt Retirement Fund (as that Fund is established by the Authority) is insufficient to pay the principal of and interest on the Bonds as the same become due, the City upon notification by the Authority's Treasurer, shall as a first budget obligation advance from its available funds a sufficient amount to pay said principal and interest, or in the event of insufficiency of the City's general funds, levy ad valorem taxes on all taxable property within the boundaries of the City in an amount sufficient to pay said principal and interest, providing such tax levy shall be within applicable constitutional, statutory and charter tax rate limitations.
2. Authorization for Further Actions. The Mayor, City Clerk and Treasurer and other officers, agents and employees of the City are each authorized and directed to take all other actions necessary or advisable, and to make such other filings, applications or request for waivers with the Michigan Department of Treasury or with other parties, to enable the sale and delivery of the Bonds.
3. Continuing Disclosure Undertaking. The City covenants to enter into a continuing disclosure undertaking for the benefit of the holders and beneficial owners of the Bonds in accordance with the requirements of Rule 15c2-12 promulgated by the Securities and Exchange Commission, and the Authorized Officers are each individually authorized to execute such undertaking prior to delivery of the Bonds.
4. Tax Covenant. The City shall, to the extent permitted by law, take all actions within its control necessary to maintain the exclusion of the interest on each issue of the Bonds from gross income for federal income tax purposes under the Internal Revenue Code of 1986, as amended (the "Code"), including, but not limited to, actions relating to any required rebate of arbitrage earnings and the expenditures and investment of Bond proceeds and moneys deemed to be Bond proceeds.
5. Conflict; Rescission. All resolutions and parts of resolutions insofar as they conflict with the provisions of this resolution be and the same hereby are rescinded

Discussion: Council Member Martin noted this will save the City money over time

Motion carried unanimously

Item 9-B-Purchase of Leica CS25 GNSS Data Collector Package

Resolution 03-02-05

Motion by Martin
Supported by Thomas

RESOLVED, to approve the purchase of Leica CS25 GNSS Data Collector Package from Leica Geosystems, Inc. in the amount of \$14,084.00; the package consist of a tablet based G.P.S. receiver, external antenna, extra battery and charger, all necessary accessories, field collection software, and office data management software. Training is also included. The equipment will collect storm sewer out falls. This purchase qualifies as I.T. product under the S.A.W. grant, therefore the cost to the City is 10% of face value and the quote summited is under MiDeal contract so no bidding is required.

Motion carried unanimously

Item 9-C-Bid Recommendation for Aspen Blvd. Road Reconstruction

Resolution 03-02-06

Motion by Beller
Supported by

RESOLVED, to approve the Bid Recommendation for Aspen Blvd. Road Reconstruction (does not include High School Blvd.)

Discussion: Council Member Beller noted the City can patch High School Blvd. for the next couple years and use the funding for other roads in the City. Council Member Martin noted the City should replace High School Blvd. now while we have a contractor and the funds

Motion FAILED due to lack of support

Resolution 03-02-07

Motion by Thomas
Supported by Martin

RESOLVED, to approve the Bid Recommendation for Aspen Blvd. Road Reconstruction and High School Blvd. and award the bid to the lowest bidder, Hard Rock Concrete of Westland, in the amount of \$1,092,887.50

Discussion: Council Member Martin asked if we could award the bid to Lake Michigan Site Development since they are a business in Flat Rock. Council Member Bergeron noted he doesn't feel comfortable awarding the bid to anyone other than the lowest bidder because it is taxpayer's money. Council Member Thomas noted she would like to award the bid to Lake Michigan Site Development but the City always awards the lowest bidder. The owner of Lake Michigan Site Development spoke to the Council asking for their consideration to award his company the bid. He noted he is a Flat Rock resident and the difference between his bid and Hard Rock is only \$2800.00. He noted his dedication to Flat Rock and how he saved the City \$100,000.00 on the Division Street Project.

Motion carried unanimously

Item 9-D- Bid Recommendation for Division Street Sanitary Sewer and Road Reconstruction

Resolution 03-02-08

Motion by Martin
Supported by Thomas

RESOLVED, to approve the Bid Recommendation for Division Street Sanitary Sewer and Road Reconstruction and award the bid to the lowest bidder, Lake Michigan Site Development of Flat Rock, in the amount of \$634,872.25

Motion carried unanimously

10. CITIZENS TO BE HEARD (ADDITIONAL COMMENTS):

No comments

11. CORRESPONDENCE:

NONE

CLOSED SESSION

Item A - Labor negotiations, Department of Public Service

Resolution 03-02-09

Motion by Martin
Supported by Beller

RESOLVED, to convene into closed session to discuss with attorney labor negotiations, Department of Public Service at 7:50 PM

Motion carried unanimously

Reconvene into the regular City Council meeting

Resolution 03-02-10

Motion by Martin
Supported by Beller

RESOLVED, to reconvene into the regular City Council meeting

Motion carried unanimously

12. ADJOURNMENT:

Resolution 03-02-11

Motion by Martin
Supported by Beller

RESOLVED, to adjourn the regular City Council meeting of March 2, 2015 at 8:14 PM

All voting yes; motion carried unanimously

KEN WROBEL, MAYOR PRO-TEM

DATE: _____

Approved

MEAGHAN K. BACHMAN, CITY CLERK