

Patrick Green, President-Mayor Pro Tem  
Jonathan Lafferty, Asst. Secretary

Garry Watts, Vice-President  
Eddie Kabacinski  
Angela Rogensues

Mindy Moore, Secretary  
Ron Papandrea

**A Regular Meeting of the City Council – Tuesday, March 14, 2023 at 7:00 p.m.**

Members of the audience who would like to address the City Council this evening may do so under the Audience portion and will be allowed 3 minutes to speak.

**AGENDA**

**1 CALL TO ORDER**

**2 PLEDGE OF ALLEGIANCE**

**3 ROLL CALL**

**4 ADOPTION OF THE CONSENT AGENDA**

**5 ADOPTION OF THE AGENDA**

**6 CALENDAR OF PENDING MATTERS**

- a) Calendar
- b) Discussion in re: Resident/Neighborhood Concerns

**7 APPROVAL OF THE MINUTES**

- a) Regular Meeting Minutes-February 28, 2023

**8 APPROVAL OF THE BILLS**

- a) General Revenue Funds
- b) Water and Sewer System

**9 AUDIENCE – an opportunity for citizen participation**

**Members of the audience who would like to address the City Council this evening may do so under the Audience portion by filling out the audience form located at the right side of the stage.**

**10 ANNOUNCEMENTS**

- a) Resolution in appreciation of Judy Furgal

**11 PUBLIC HEARINGS/ADMINISTRATIVE HEARINGS:**

- a) **PUBLIC HEARING:** CONSIDERTION AND ADOPTION OF A RESOLUTION approving SAR No. 519 relating to 13060 Fisk, nuisance abatement.
- b) **PUBLIC HEARING:** CONSIDERATION AND ADOPTION OF A RESOLUTION approving SAR No. 520 relating to 22600 Van Dyke, nuisance abatement.

- c) **PUBLIC HEARING: CONSIDERATION AND ADOPTION OF A RESOLUTION** approving the demolition of a garage only at 24531 Antoinette which is under the nuisance abatement program.
- d) **PUBLIC HEARING: CONSIDERATION AND ADOPTION OF A RESOLUTION** approving the demolition of a house and garage at 7215 Jackson which is under the nuisance abatement program.
- e) **PUBLIC HEARING: CONSIDERATION AND ADOPTION OF A RESOLUTION** approving the demolition of a house only at 12724 Georgiana which is under the nuisance abatement program.

## **12 MISCELLANEOUS CORRESPONDENCE:**

- a) CONSIDERATION AND ADOPTION OF A RESOLUTION approving the proposed ordinance creating a Public Arts Commission. (Second Reading)
- b) CONSIDERATION AND ADOPTION OF A RESOLUTION to adopt the 2021-2022 Housing and Community Development Action Plan for HOME Investment Partnership-American Rescue Plan (HOME-ARP), in the amount of \$2,048,247.00.
- c) Request of First Dort Enterprises, LLC located at 24226 Mound Road, for a 60-day cultivation license extension.
- d) Request of NHA Venture, LLC located at 25875 Groesbeck and Suites A, B & C for a 60-day cultivation license extension.

## **13 COUNCIL BUSINESS:**

- a) (Veto filed 2/17/2023) Responsible Contracting (purchasing) Ordinance. (Second Reading) (5 votes needed)
- b) Council Member Mindy Moore, discussion in re: Ordinance to amend chapter 2 of the Warren Code of Ordinances relating to Open Government. (First Reading).
- c) Council Member Mindy Moore, discussion in re: Ordinance to amend chapter 9 of the Warren Code of Ordinances relating to Accessibility Standards. (First Reading)
- d) Council Member Mindy Moore, discussion in re: Community Relations

## **14 CORRESPONDENCE FROM THE MAYOR:**

- a) Request of the Assessing Department for a transfer of funds between line items in the amount of \$20,000.00 to provide sufficient funding for the balance of the 2023 fiscal year. CONSIDERATION AND ADOPTION OF A RESOLUTION. (5 votes needed)
- b) Request of Community Development for an increase in revenues and appropriations in the amount of \$12,958.00 in order to provide sufficient funding in several accounts within the general fund budget for the balance of the 2023 fiscal year. CONSIDERATION AND ADOPTION OF A RESOLUTION. (5 votes needed)
- c) Request of the Library Director for a transfer of funds between line items in the amount of \$17,000.00 and an additional appropriation of funds in the amount of \$11,000.00 to provide sufficient funding for the balance of the 2023 fiscal year. CONSIDERATION AND ADOPTION OF A RESOLUTION. (5 votes needed)
- d) Request of the Controller's Office for an increase in budgeted appropriations of funds from the Michigan Transportation-Local Operating Special Revenue Fund's fund balance in the amount of \$320,750.00 to cover the costs for contract extension on P-21-724. CONSIDERATION AND ADOPTION OF A RESOLUTION. (5 votes needed)
- e) CONSIDERATION AND ADOPTION OF A RESOLUTION to approve contract modification No. 3 to City Contract P-21-724, 2021 Pavement Repairs, for extension of Contract Time to June 30, 2023 and increasing the current contract amount by \$1,000,000.00 resulting in an amended contract amount of \$3,493,650.00 to Luigi Ferdinandi and Son Cement Co.
- f) Request of the Property Maintenance Division for a transfer of funds between line items in the amount of \$37,800.00 and an additional appropriation of funds in the amount of \$102,800.00 in order to provide sufficient funding for the balance of the 2023 fiscal year. CONSIDERATION AND ADOPTION OF A RESOLUTION (5 votes needed)
- g) Request of the Property Maintenance Director to extend the award for Rodent Control Services through June 30, 2029, to Landscape Services, Inc., in an annual amount not to exceed \$355,000.00. CONSIDERATION AND ADOPTION OF A RESOLUTION.

- h)** Request of the Property Maintenance Division to extend the award of bid ITB-W-0412, Weed Book-Lawn Maintenance and Weed Mowing Services through the 2024 mowing season and to increase the award to an annual amount not to exceed \$101,000.00. CONSIDERATION AND ADOPTION OF A RESOLUTION.
- i)** Request of the Department of Public Works, Property Maintenance, and the Fire Department to extend the award of bid ITB-W-0643 to Median Mowing and Maintenance Services, through the 2027 season, in an annual amount not to exceed \$183,710.00. CONSIDERATION AND ADOPTION OF A RESOLUTION.
- j)** Request of the Parks and Recreation Department, Senior Housing, Department of Public Works, and Building Maintenance to extend the award of bid ITB-W-9864 for maintenance and turf fertilization service through the 2028 mowing seasons to Landscape Services, Inc., in an annual amount not to exceed \$701,020.40. CONSIDERATION AND ADOPTION OF A RESOLUTION.

## **15 ADJOURNMENT**

**MINDY MOORE**  
**Secretary of the Council**

**Any person with a disability who needs accommodation for participation in this meeting should contact the Warren City Council Office at (586) 258-2052 – 48 hours in advance of the meeting to request assistance.**

### **CONSENT AGENDA**

**The following routine items are presented for City Council approval without discussion, as a single agenda item, in order to expedite the meeting. Should any Council Member wish to discuss or disapprove any item it must be dropped from the blanket motion of approval and considered as a separate item.**

#### **Item 4:**

- a)** Request for closed session pursuant to Section 8(e) of Public Act 267 of 1976 in the matter of Warren City Council v Sonja Buffa, in her official capacity as City of Warren Election Commission and Warren City Clerk; Macomb County Circuit Court Case No. 2023-000611-AW. Hon. Joseph Toia
- b)** Request for closed session pursuant to Section 8(e) of Public Act 267 of 1976 in the matter of Anthony Bogedin v City of Warren and City of Warren Zoning Board of Appeals; MCCC Case No. 2023-000424-AV. Hon. James M. Biernat, Jr.
- c)** Request of the Police Department to increase award for the replacement of Police HQ Veranda Storm Drains Cast Iron Pipes; TRI-W-0805, to USA Plumbing and Sewer Service Inc., in an additional amount of up to \$3,800.00 for a new total not to exceed \$43,800.00. CONSIDERATION AND ADOPTION OF A RESOLUTION.
- d)** CONSIDERATION AND ADOPTION OF A RESOLUTION TO AWARD BID AND APPROVE CONTRACT FOR City Project P-23-773, Campbell Ave. Pavement Reconstruction, ITB-W-0652, to the low bidder, Zuniga Cement Company in the total bid amount not to exceed \$545,307.50 and authorizing the Mayor and Clerk to execute a contract.
- e)** CONSIDERATION AND ADOPTION OF A RESOLUTION to approve contract modification No. 1 and final and payment No. 2 and final to City Contract PM-22-764, 2022 Pavement Marking Program, decreasing the contract amount with JV Contracting, Inc. by \$155,255.10 resulting in a final contract amount of \$88,395.90.
- f)** CONSIDERATION AND ADOPTION OF A RESOLUTION to approve contract modification No. 3 and final to City Contract ST-20-723, 2020 Miscellaneous Storm Sewer Repairs, increasing the current contract amount by \$18,951.78 resulting in an amended contract amount of \$226,601.78 to Superior Excavating Inc., and to approve payment No. 6 and final in the amount of \$26,699.68.
- g)** Request of the Department of Public Works to award bid ITB-W-0827 for Oils and Lubricants to be awarded to Rowleys Wholesale for a two (2) year period, with options to extend for an additional four (4), two (2) year periods, in an annual amount not to exceed \$150,000.00. CONSIDERATION AND ADOPTION OF A RESOLUTION.
- h)** Request of the Department of Public Works to award the purchase of one (1) new 2023 Chevrolet Silverado 3500 utilizing the State of Michigan MiDeal Contract and one (1) flatbed up-fit utilizing Cooperative Contract; TRI-W-0902, in an amount not to exceed \$50,711.00. CONSIDERATION AND ADOPTION OF A RESOLUTION.

- i)** Request of the Parks and Recreation Department to authorize payment to Webuildfun, Inc., for furnishing and installing playground equipment at Austin Dannis Park and Rinke Park in the total amount of \$166,663.00. The original award was approved on September 14, 2021 under the business name of Miracle Play Systems Michigan. CONSIDERATION AND ADOPTION OF A RESOLUTION.
- j)** Resolution to authorize execution of Specialized Services Operating Assistance Program third party contract FY 2023, for SMART. CONSIDERATION AND ADOPTION OF A RESOLUTION.
- k)** Request of the Treasurer's Office and the Water Division to extend award for a payment portal and utility billing system for one (1) year to Point and Pay, LLC., in an annual amount not exceed \$40,000.00. CONSIDERATION AND ADOPTION OF A RESOLUTION.
- l)** Request of the Water Division to waive the bidding process and authorize BS&A Software, to perform Software Integration Services in an amount not to exceed \$22,000.00. CONSIDERATION AND ADOPTION OF A RESOLUTION.
- m)** Request of the Water Division to authorize the purchase of 748 Meter Transmitter Units (MTU's) from the sole source provider, Aclara, in the amount of \$86,112.00. CONSIDERATION AND ADOPTION OF A RESOLUTION.
- n)** Request for approval of the appointment of Ronald Scott Gerst to the Tax Increment Finance Authority (TIFA) for a term to expire on November 1, 2025.
- o)** Request to schedule a public hearing to receive comments on the Proposed 2023-2024 Action Plan as application for CDBG, HOME and HOPWA Funds. Set Public Hearing Date-April 11, 2023.
- p)** CONSIDERATION AND ADOPTION OF RESOLUTION approving the Special Assessment Roll No. 522 relating to the removal of a house and shed at 8653 Packard through the Nuisance Abatement Program. Set Public Hearing Date-April 11, 2023.