

Angela Rogensues, President
Dave Dwyer, Asst. Secretary-Mayor Pro-Tem

Melody Magee, Vice President
Gary Boike
Henry Newnan

Mindy Moore, Secretary
Jonathan Lafferty

A Regular Meeting of the City Council – Tuesday, July 9, 2024 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

7 APPROVAL OF THE MINUTES

a) Regular Meeting Minutes-June 25, 2024

8 APPROVAL OF THE BILLS

a) General Revenue Funds

b) Water and Sewer System

c) General Fund Revenue Report-May

d) General Fund Expenditure Report-May

9 AUDIENCE PARTICIPATION– Agenda Items Only

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

10 ANNOUNCEMENTS

a) Recognition of Chase Mason

11 PUBLIC HEARINGS/ADMINISTRATIVE HEARINGS

- a) **PUBLIC HEARING:** Request to review and confirm the Special Assessment Roll No. 533 for 11028 Lozier, demolition of a house and garage and shed through the nuisance abatement program.
- b) **PUBLIC HEARING:** Request to review and confirm the Special Assessment Roll No. 534 for 13350 Sherman, demolition of a house and garage through the nuisance abatement program.

12 MISCELLANEOUS CORRESPONDENCE:

- a) **CONSIDERATION AND ADOPTION OF A RESOLUTION** approving the 2022-2023 IRS PCORI Fees Requirement /Federal Health Care Reform/IRS form 720.
- b) Proposed ordinance amending appendix A, the Code of Ordinances: adding Article IV-A, entitled Personal Wireless Service Facilities; Amending sections 4-.59 through 4-66; repealing sections 2.81 and 2.82 relating to Definitions; and Amending section 14.02 to Eliminate Cellular Towers and Antennas from Special Land Use Requirements (Second Reading).
- c) Amendment to Appendix A, Article IV-A; Proposed ordinance amending Appendix A; Article IV-A, Division III, Section 4A.13; Signs not requiring a permit. The Proposed Amendment would exempt permit requirements for public art work commissioned by the City of Warren but will require written notification of the City's Building Division; and an amendment to Section 4A.14 to make clear that public art work as part of its Placemaking with Art Initiative is not a prohibited sign. (Second Reading)

13 COUNCIL BUSINESS:

- a) An ordinance to amend Chapter 37 of the Warren Code of Ordinances relating to Wrecker Licenses. (Second Reading)
- b) Resolution adopting Towing, Storage, and Administrative Fees for Regulated Wrecker Vehicles in the City of Warren.
- c) Council Secretary Mindy Moore and Council Member Jonathan Lafferty, discussion in re: Undertaking a Sidewalk and Tree Replacement Program.
- d) Council President Angela Rogensues, direct the Legal Affairs Committee to review the recent Supreme Court ruling in Grants Pass v Johnson.
- e) Discussion in re: Ethics Complaints

14 CORRESPONDENCE FROM THE MAYOR:

- a) Request for re-appropriation from Fiscal 2024 and increase an increase in budgeted appropriations for Sanitation in the amount of \$794,382.00 to cover the purchase of two (2) 2024 Labrie Right-hand Automizer Garbage Trucks and two (2) Mack Chassis'. The transfer from previous fiscal year is \$722,000.00 and the increase amount is \$72,382.00 to complete the transaction.
CONSIDERATION AND ADOPTION OF A RESOLUTION.
- b) Request of the Sanitation Division to award the purchase of two (2) Sanitation Vehicles to Fredrickson Supply, utilizing the Sourcewell Contract #110223-LEG in the total amount of \$794,382.00 (Mack Chassis with Labrie bodies). **CONSIDERATION AND ADOPTION OF A RESOLUTION.**
- c) Request of the Downtown Development Authority for approved funding in the amount of \$1,400,000.00 for the purchase of 8777 Common Road. **CONSIDERATION AND ADOPTION OF A RESOLUTION.**
- d) Request to approve the appointment of Sarah McCullough (Expires June 30, 2028) and the re-appointment of Faisal Ahmed (Expires June 30, 2029) to the Board of Review.
- e) Request to approve the re-appointment of Nick Lavdas (Expires June 30, 2026), Joe Vicari (Expires June 30, 2026), Mike Wiegand (Expires June 30, 2028), and Gregory Jackson (Expires June 30, 2028) to the Downtown Development Authority (DDA).
- f) Request to approve the appointment of George Chapp (Expires June 30, 2027), Heather Craig (Expires June 30, 2027), and re-appointment of Mike McCrillis (Expires June 30, 2027) to the Parks and Recreation Commission.
- g) Request to approve the appointments of Andrey Duzyj (Expires June 30, 2025), Michael Holowaty (Expires June 30, 2026) and Syed Hoque (Expires June 30, 2027) to the Planning Commission.
- h) Request to approve the re-appointment of Michael Tyro (Expires June 30, 2025) and Mary Miller (Expires June 30, 2027) to the Sidewalk and Tree Review Commission.

- i) Request to approve the appointment of Helen Hicks (Expires June 30, 2028), Joe Taupin (Expires June 30, 2028) and the re-appointment of Hassen Charara (Expires June 30, 2027), Ron Gerst (Expires June 30, 2025), and Joe Tringale (Expires June 30, 2027).
- j) Request for a moratorium on the Responsible Contracting and Purchasing Ordinance.

15 AUDIENCE PARTICPATION – General Topics

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

16 COUNCIL RESPONSE TO AUDIENCE (optional)

17 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 a closed session pursuant to Section 8(e) of Public Act 267 of 1976 in the matter of Anisha Foster v City of Warren, et. al. USDC Case No. 2:24-cv-11513-MFL-DRG. Hon. Matthew Leitman.
- b) Request of the purchasing Division to award bid ITB-W-1135 for the publication of legal notices to the sole bidder C & G Newspaper for a two (2) year period, with the option to renew for three (3) additional one (1) year periods, in an annual amount not to exceed \$45,500.00. CONSIDERATION AND ADOPTION OF A RESOLUTION.
- c) The Public Service Department recommends awarding elevator maintenance and repair services to TK Elevator Corporation (TK), utilizing the Sourcewell Cooperative Contract for a five (5) year period, in the total amount of \$487,517.88. CONSIDERATION AND ADOPTION OF A RESOLUTION.
- d) Request of the Sanitation Division to rescind award TRI-W-1181; for the purchase of two (2) Heil Dura Pack Python Automated side loader sanitation vehicles in the total amount of \$722,000.00. CONSIDERATION AND ADOPTION OF A RESOLUTION.
- e) Request of the Water Division Superintendent to extend the award of RFP-W-0136 for Mobile Workforce Work Order Software to Azteca Systems (Cityworks), LLC, for a one (1) year period in an annual amount not to exceed \$94,900.00. CONSIDERATION AND ADOPTION OF A RESOLUTION.
- f) Recommendation from the Waste Water Treatment Plant (WWTP) to award calibration, preventative maintenance services and repair services for Waste Water Treatment Plant's (WWTP) Laser Flow Meters, to the sole source provider, Hamlett Engineering Sales Company (HESCO), for a one (1) year period in an amount not to exceed \$50,000.00. CONSIDERATION AND ADOPTION OF A RESOLUTION.
- g) A PART OF TREMBLETON SUBDIVISION VACATION INCLUDING RUEHLE AVENUE PUBLIC RIGHT-OF-WAY AND PUBLIC ALLEY; VACATING LOTS 171-174 INCLUDING LOTS 263-266, Lots 319-321, the 18 ft. wide north/south public alley located 131.67 feet west of Linderman Avenue, and the north/south 50 ft. wide Ruehle Avenue public right-of-way; 32549 Ruehle Avenue; section 3; City of Warren (Han Ha Thuc/Coast to Coast USA LLC); PEV240003.Set Public Hearing-August 13, 2024.
- h) CONSIDERATION AND ADOPTION OF A RESOLUTION approving the demolition of a house and garage at 21632 Conners through the nuisance abatement program. Set Public Hearing-August 13, 2024.
- i) CONSIDERATION AND ADOPTION OF A RESOLUTION approving the demolition of a commercial building at 25488 Schoenherr through the nuisance abatement program. Set Public Hearing-August 13, 2024.
- j) CONSIDERATION AND ADOPTION OF A RESOLUTION to review and confirm Special Assessment Roll No. 535 related to 3925 Toepfer, demolition of a house and garage through nuisance abatement program. Set Public Hearing-August 13, 2024.