

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 23, 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-July 9, 2024

8 APPROVAL OF THE BILLS

a) General Revenue Funds

b) Water and Sewer System

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

11 PUBLIC HEARINGS/ADMINISTRATIVE HEARINGS

- a) **PUBLIC HEARING:** Amendment to Appendix A of the Zoning Ordinance, Article XXI-A, Division 1-5 of the Code of Ordinances of the City of Warren, Michigan; Proposed ordinance to repeal and replace Appendix A of the Zoning Ordinance, Article XXI-A-Village Historic District, Division 1-Generally, Section 21A.01-Background and purpose (c), (d) and (f), Section 21A.02-District Boundaries (a) and (b), Section 21A.03-Definitions, Section 21A.04-Reserved; Division 2-Membership, Powers and Duties, Section 21A.07 – Established; membership, terms, vacancies (b) Section 21A.08-Powers and duties (h), (l), (m), (n), (q), (r), (s), and the addition of (t); Division 3 – Permit Application, Review, and Appeal, Section 21A.12-Permit (a) (2); Section 21A.14-Filing Fee, Section 21A.16-Commission action, and standards for review (a) (1) (i); Division 4-Methods To Preserve Resources, Section 21A.25-Plan for preservation of resource, Section 21A.26-Prevention of demolition neglect, Section 21A.27-Demolition; Addition if Division 6-Historic District Boundaries; the amended ordinance of Article XXI-A will bring it into conformity with state law so that the City of Warren may apply for Certified Local government (CLG) designation; PANAP220002. (First Reading)
- b) **PUBLIC HEARING:** Amendment to Ordinance No. 30; Appendix A, Article II-Definitions and Article IV-General Provisions Relating to Basements. Section 2.02-Basement Definition & Size of Residential Dwellings, Section 4.26. The Proposed ordinance amends the definition of basement to be consistent with the international code book used by many city departments. Additionally, the proposed ordinance amendment removes the requirement that multi-family developments have a basement. (First Reading)
- c) **PUBLIC HEARING:** Request to vacate utility easement; vacate the existing north/south twenty (20) ft. wide utility easement located on lots 20 & 21 of Denton Industrial Subdivision; located on the north side of Miller Drive; Section 4; JV Capital LLC (Adam Stier); PEV240002.

12 MISCELLANEOUS CORRESPONDENCE:

- a) Back the Blue initiative petition to amend City Charter Chapter 2
- b) Proposed resolution to opt-in to participate in National Opioid Litigation Settlement with Kroger Co. and authorizing the Mayor and Clerk to execute the Michigan State-Subdivision Agreement for allocation of Kroger Settlement. CONSIDERATION AND ADOPTION OF A RESOLUTION.

13 COUNCIL BUSINESS:

- a) Discussion in re: Designation of three (3) Council Representatives to the Senior Housing Authority Working Group.
- b) Council Secretary Mindy Moore, discussion in re: Refer Senior Housing Authority DOE/EGLE grant opportunity to Capital Relations.
- c) Council Secretary Mindy Moore, Discussion in re: Amendment to Council Rules of Procedure.

14 CORRESPONDENCE FROM THE MAYOR:

- a) Request for budget amendment for the Downtown Development Authority (DDA) in the amount of \$430,000.00 to account for Paige Avenue paving extension and pavement repairs around city hall. CONSIDERATION AND ADOPTION OF A RESOLUTION. (5 votes needed)
- b) Request of the Engineering Division to award bid and approve contract for City Project P-24-812, Paige Avenue-Pavement Extension to Great Lakes Contracting Solutions, LLC, in an amount not to exceed \$209,351.29 and authorizing the Mayor and Clerk to execute a contract (ITB-W-0951). CONSIDERATION AND ADOPTION OF A RESOLUTION.
- c) Request to confirm the re-appointments of Warren G. Smith and Claudette Robinson to the Planning Commission, both with terms to expire June 30, 2027.
- d) Proposed ordinance to amend Chapter 22, offenses, Article IV, offenses against property, Division 2, Trespass, section 72, unauthorized entrance upon private parking area. (First Reading)
- e) Proposed Ordinance to Amend Chapter 2, Article V, Division 4.5 of the Code of Ordinances, Entitled “Veterans Advisory and Memorial Commission”. (First Reading)

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 Cathy Smith Weisenback v Jeremy Jacob Stewart, City of Warren, Progressive Marathon Insurance Company; MCCC Case No. 2024-002109-NI. Hon. Joseph Toia.
- b) Summary of investments-May 31, 2024.
- c) Request of the Community Development Department for an increase in the award for Lead Based Paint Evaluation Services for MJ Environmental in the amount of \$7,100.00, making the annual amount not to exceed \$39,650.00. CONSIDERATION AND ADOPTION OF A RESOLUTION.
- d) Request of the City Engineer to amend Special Assessment District 521 due to an error in the listed addresses.
- e) CONSIDERATION AND ADOPTION OF A RESOLUTION to approve contract modification No. 1 and final to City Contract WP-22-753, Cromie/Dover Water Main Replacement and Pavement Reconstruct, increasing the current contract amount by \$14,207.16 resulting in a final contract amount of \$1,585,816.41; and to issue payment No. 5 and final in the amount of \$340,891.86 to Zuniga Cement.
- f) The Human Resource Department requests the approval to award advertising services for open positions within the City of Warren, to the sole source provider Gannett Detroit LocaliQ (Formerly Michigan.com), in an annual amount not to exceed \$45,000.00. CONSIDERATION AND ADOPTION OF A RESOLUTION.
- g) Request of the Library Director to award the purchase of one (1) 2024 GMC Sierra 2500HD double cab 4WD Pickup truck with a snowplow from Todd Wenzel Buick-GMC, in the total amount of \$54,475.50. CONSIDERATION AND ADOPTION OF A RESOLUTION.
- h) Request of the Department of Public Works to authorize the purchase of passenger and light truck tires from Goodyear Tire and Rubber Company, for a three (3) year period, in an annual amount not exceed \$100,000.00. CONSIDERATION AND ADOPTION OF A RESOLUTION.
- i) Request of the Department of Public Works to award the purchase of Rock Salt for a one (1) year period, to the Detroit Salt Company, in an amount not to exceed \$415,890.90. CONSIDERATION AND ADOPTION OF A RESOLUTION.
- j) Request of the Parks and Recreation Department to waive the bidding procedure and authorize the purchase of one (1) ABI Force Zero Turn Vehicle (Ball Diamond Grader; SOL-W-1262) to Ladd's, in the total amount of \$47,188.00. CONSIDERATION AND ADOPTION OF A RESOLUTION.

- k)** Request of the Police Department to increase the award for city vehicle up-fitting antenna installation from \$80,000.00 annually, to \$100,000.00 annually to Canfield Equipment. CONSIDERATION AND ADOPTION OF A RESOLUTION.
- l)** Request of the Police Department to purchase ten (10) light detection and ranging laser units (LIDAR); STA-W-1271; in the total amount of \$21,950.00. CONSIDERATION AND ADOPTION OF A RESOLUTION.
- m)** Request of the Sanitation Division to authorize the purchase of additional Compost Bar Carts from Schaefer Plastics North America, in the total amount of \$39,501.92. CONSIDERATION AND ADOPTION OF A RESOLUTION.
- n)** Request of the Water Division to award to Truck and Trailer Specialties, Inc., for furnishing Custom Body Fabrication Work and Emergency Lighting Installation for one (1) 2024 Chevy Express 4500 Cutaway Workport Crew Van in the total amount of \$18,062.00. CONSIDERATION AND ADOPTION OF A RESOLUTION.
- o)** Request of the Water Division to award the purchased of one (1) 2024 Chevrolet Express 4500 Cutaway Van with a 12” Rockport Workport body from Hamilton Chevrolet, in the total amount of \$68,122.00. CONSIDERATION AND ADOPTION OF A RESOLUTION.
- p)** Request for a closed session pursuant to Section 8(e) of Public Act 267 of 1976 in the matter of William Lopiccolo v City of Warren; MCCC Case No. 2024-001481-NO. Kathryn A. Viviano.