

A **Regular** Council Meeting of the City of Melvindale held in the Council Chambers on Wednesday, November 18, 2009, at 7:30 pm.

The meeting was called to order by Mayor Cadez and roll call was taken:

PRESENT COUNCIL MEMBERS: Striz, Herman, Bolton, Rowe, Hess, Alvarado.

**ALSO PRESENT:** Mayor Valerie A. Cadez; Paul L. LaManes, City Administrator; Joseph Couvreur, Assistant Corporation Counsel; Kelly L. Spence, City Clerk; John K. Kessey, Treasurer; Rick Cadez, Police Chief; Ryan Massolia, Senior & Recreation Director.

Eric Witte, DPW Commissioner was absent and is excused.

Dan Wilhelm, Fire Chief was absent and is excused.

Teresa Kirk, Housing Director was absent and is excused

Laura Irvin, Parks & Recreation Director was absent and is excused.

The Pledge of Allegiance was led by Mayor Cadez and Invocation led by Mayor Cadez also.

**09-11-259:** Moved by Bolton and supported by Alvarado to approve the regular Council Meeting Minutes dated November 4, 2009.

Passed Unanimously

**09-11-260:** Moved by Herman and supported by Striz to remove from the table the term renewals and Mayoral nomination for the following committees and commissions:

- Commission on Aging, Betty Rice
- Board of Review, Elizabeth Mann
- Building Authority, Randall Pentiuik
- Civil Service, Hector Cotto
- DDA, Donald Previch
- EDC, Carl Rice and Kevin McIsaac
- Historical, Yvonne Kollmorgen
- Library Commission, Sally & Margaret Amadio
- Parks & Recreation, Ian Striz & Melvin McDonald
- Planning Commission, Ed Medrano, Bob Cassady & Mike Kollmorgen
- Public Safety, Dan Newton
- Commission on Aging, Pauline Lemke

Passed Unanimously

**09-11-261:** Moved by Striz and supported by Herman to renew the term of Betty Rice to the Commission on Aging whose new term will expire on 11/18/2012.

Passed Unanimously

**09-11-262:** Moved by Herman and supported by Bolton to renew the term of Elizabeth Mann to the Board of Review whose new term will expire on 11/18/2012.

Passed Unanimously

**09-11-263:** Moved by Striz and supported by Rowe to renew the term of Randall Pentiuik to the Building Authority whose new term shall expire on 11/18/2012.

Passed Unanimously

**09-11-264:** Moved by Bolton and supported by Herman to renew the term of Hector Cotto to the Civil Service Commission whose new term shall expire on 11/18/2014.

Passed Unanimously

**09-11-265:** Moved by Striz and supported by Rowe to renew the term of Donald Previch to the Downtown Development Authority whose new term shall expire on 11/18/2013.

Passed Unanimously

**09-11-266:** Moved by Herman and supported by Rowe to renew the term of Carl Rice to the Economic Development Corporation whose new term shall expire on 11/18/2015.

Passed Unanimously

**09-11-267:** Moved by Striz and supported by Alvarado to renew the term of Kevin McIsaac to the Economic Development Corporation whose new term shall expire on 11/18/2015.

Passed Unanimously

**09-11-268:** Moved by Bolton and supported by Alvarado to renew the term of Yvonne Kollmorgen to the Historical Commission whose new term shall expire on 11/18/2014.

Passed Unanimously

**09-11-269:** Moved by Herman and supported by Striz to renew the term of Sally Amadio to the Library Commission whose new term shall expire on 11/18/2014.

Passed Unanimously

**09-11-270:** Moved by Herman and supported Bolton to renew the term of Margaret Amadio to the Library Commission whose new term shall expire on 11/18/2014.

Passed Unanimously

**09-11-271:** Moved by Alvarado and supported by Herman to renew the term of Ian Striz to the Parks & Recreation Commission whose new term shall expire on 11/18/2012.

Passed Unanimously

**09-11-272:** Moved by Bolton and supported Alvarado to renew the term of Melvin MacDonald to the Parks & Recreation Commission whose new term shall expire on 11/18/2012.

Passed Unanimously

**09-11-273:** Moved by Rowe and supported Striz to renew the term of Bob Cassady to the Planning Commission whose new term shall expire on 11/18/2012.

Passed Unanimously

**09-11-274:** Moved by Alvarado and supported by Striz to renew the term of Michael Kollmorgen to the Planning Commission whose new term shall expire on 11/18/2012.

Passed Unanimously

**09-11-275:** Moved by Bolton and supported Rowe to renew the term of Ed Medrano to the Planning Commission whose new term shall expire on 11/18/2012.

Passed Unanimously

**09-11-276:** Moved by Alvarado and supported Striz to renew the term of Dan Newton to the Public Safety Commission whose new term shall expire on 11/18/2014.

Passed Unanimously

**09-11-277:** Moved by Herman and supported by Striz to confirm the Mayoral Nomination of Pauline Lemke to the Commission on Aging, to replace the expired term of Richard Loughrige, whose new term shall expire on 11/18/2012.

Passed Unanimously

Audience Participation was offered.

**09-11-278:** Moved by Herman and supported Striz to receive and place on file the invoices and cover sheet and to authorize the payment of the invoices totaling \$311,097.19.

Passed Unanimously

Receive and place on file the Final Default Judgment of Forfeiture with regard to the seizure of \$1,272,336.00 United States Currency, a 1999 Freightliner Tractor and a 2001 Trailer on July 7<sup>th</sup>, 2009.

**09-11-279:** Moved by Herman and supported by Alvarado to authorize Police Chief, Rick Cadez to purchase 2 new 2010 Crown Victoria Police Vehicles, to replace cars #62 & #64. The purchase will be made using drug forfeiture funds and the total cost for the vehicles and warranties is \$48,128.00.

Passed Unanimously

Receive and place on file the Planning Commission By-Laws.

**09-11-280:** Moved by Rowe and supported by Striz to approve participation in the AEPC Purchasing Coalition for prescriptions.

YEAS: Striz, Bolton, Rowe, Hess, Alvarado  
ABSTAIN: Herman

**09-11-281:** Moved by Herman and supported by Striz to authorize the 1<sup>st</sup> reading by title only Ordinance #743:

**WHEREAS** MR. MCGIRR, IAN STRIZ AND THE 8<sup>TH</sup> GRADE CLASS AT STRONG MIDDLE SCHOOL HAS REQUESTED WE CONSIDER THE REPEALING OF AN ORDINANCE REQUIRING PAGERS AND ELECTRONIC DEVICES;

**WHEREAS** THE MAYOR AND COUNCIL SUPPORT THE REQUEST OF SUCH 8<sup>TH</sup> GRADE CLASS.

**ORDINANCE #743**

**AN ORDINANCE TO AMEND THE CODE OF ORDINANCES FOR THE CITY OF MELVINDALE BY THE REPEAL OF SECTIONS 15-151;15-152; AND 15-153 OF ARTICLE V OFFENSES PERTAINING TO MINORS IN CHAPTER 15 OFFENSES TO HEREBY REPEAL THE ORDINANCE POSSESSION AND USE OF PORTABLE PAGERS BY MINORS.**

Passed Unanimously

**09-11-282:** Moved by Bolton and supported by Rowe to authorize the 1<sup>st</sup> reading by title only Ordinance #744:

**ORDINANCE #744**

**AN ORDINANCE TO AMEND THE CODE OF ORDINANCES FOR THE CITY OF MELVINDALE BY THE REPEAL OF SECTION 17-3 AND READOPTION OF SECTION 17-3 "COMPOSITION AND MEMBERSHIP" OF CHAPTER 17 "PLANNING COMMISSION", TO BE IN COMPLIANCE WITH P.A. 33 OF 2008, AS AMENDED, BEING THE MICHIGAN PLANNING ENABLING ACT, M.C.L. 125.3801**

Passed Unanimously

**09-11-283:** Moved by Bolton and supported by Herman to authorize and schedule the CDBG Program Year 2010 Public Hearing for January 6, 2010.

Passed Unanimously

**09-11-284:** Moved by Striz and supported by Alvarado to approve the 5 year deficit reduction plan for the Melvindale Civic Arena.:

**City of Melvindale**Ice Arena Deficit Elimination Plan  
November 2009

	<u>2009</u>	<u>2010</u>	<u>2011</u>	<u>2012</u>	<u>2013</u>
<b>Revenues:</b>					
Ice Rentals	450,000	450,000	500,000	550,000	600,000
Concession Stand	70,000	70,000	77,000	84,700	92,400
Vending	15,500	15,500	15,500	15,500	15,500
Drop In Hockey	15,000	15,000	15,000	15,000	15,000
Figure Skating Practice	8,500	8,500	8,500	8,500	8,500
Basic Skills	4,500	4,500	4,500	4,500	4,500
Public Skating	3,500	3,500	3,500	3,500	3,500
Pro Shop	2,000	2,000	2,500	2,500	2,500
Dry Rentals	1,500	1,500	5,000	5,000	7,500
Miscellaneous (ATM Fees, Other)	1,250	1,250	1,250	1,250	1,250
<b>TOTAL REVENUES</b>	<b>571,750</b>	<b>571,750</b>	<b>632,750</b>	<b>690,450</b>	<b>750,650</b>
<b>Expenses:</b>					
Salary, Pension & Benefits	176,000	176,000	176,000	176,000	176,000
Office Supplies	500	500	500	500	500
Operating Supplies	44,000	44,000	44,000	44,000	44,000
Uniforms	100	100	100	100	100
Memberships & Dues	100	100	100	100	100
Auditing	3,500	3,500	3,500	3,500	3,500
Outside Contractors	1,000	1,000	1,000	1,000	1,000
Pest Control	400	400	400	400	400
Utilities (Electric & Gas)	148,000	158,000	153,000	149,000	144,000
Phone	650	650	650	650	650
Water	10,000	11,000	11,250	11,500	11,750
Repairs & Maint.	37,750	37,750	37,750	37,750	37,750
Leases	2,000	2,000	2,000	2,000	2,000
Activities	1,000	1,000	1,000	1,000	1,000
Bank Fees	1,350	1,350	1,350	1,350	1,350
Depreciation	135,000	145,000	141,700	140,000	138,500

Interest Expense	90,849	86,170	81,222	75,244	68,746
<b>TOTAL EXPENSES</b>	652,199	668,520	655,522	644,094	631,346
<b>Depreciation</b>	135,000	145,000	141,700	140,000	138,500
<b>Principal Payment</b>	(157,500)	(153,750)	(172,500)	(187,500)	(187,500)
<b>Operating Transfer From General Fund</b>	-	50,000	125,000	335,000	350,000
<b>Change in Unrestricted Net Assets</b>	(102,949)	(55,520)	71,428	333,856	420,304
<b>Beginning Unrestricted Net Assets</b>	(666,038)	(768,987)	(824,507)	(753,079)	(419,223)
<b>Ending Unrestricted Net Assets</b>	(768,987)	(824,507)	(753,079)	(419,223)	1,081

Passed Unanimously

**09-11-285:** Moved by Bolton and supported by Herman to;

**WHEREAS**, by resolution adopted on October 21, 2009 (the “Resolution”) the City authorized it not to exceed \$2,250,000 Tax Anticipation Notes, Series 2010 (Limited Tax General Obligation) (the “Notes”); and

**WHEREAS**, it is necessary to amend the Resolution to authorize the sale of the Notes at a negotiated sale in order to price and sell the Notes at the times that may be expected to best achieve the most advantageous interest rates and lowest issuance costs for the Notes.

**THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY, AS FOLLOWS:**

1. The City determines to proceed with the sale of the Notes by means of negotiated sale because of the flexibility provided in adjusting the timing of the sale of the Notes and the terms of the Notes at the time of sale. The City Administrator/Finance Director is hereby authorized and directed to negotiate the sale of the Notes on behalf of the City, subject to the parameters set forth in the Resolution.

2 All resolutions and parts of resolutions insofar as they conflict with the provisions of this resolution are and the same hereby are repealed.

3. This resolution shall become effective immediately upon its passage.

Passed Unanimously

**09-11-286:** Moved by Striz and supported by Herman to confirm the settlement with Reilly Plating on the sewer repairs.

Passed Unanimously

**09-11-287:** Moved by Herman and supported by Striz to approve the mayoral nominations of Medina Balderas, Lisa Swope and Ervin Kahl to the Economic Development Corporation. Council waives the customary 2 week waiting period and waives their right to reconsider this motion.

Passed Unanimously

**09-11-288:** Moved by Striz and supported by Bolton to approve the mayoral nominations and table to the next council meeting:

- Rigo Velasquez, Parks & Recreation
- Richard Horetski, Parks & Recreation
- Mary Suiter, Board of Canvassers
- Mike Suiter, Zoning Board of Appeals
- Donna Medrano, Housing Commission

Passed Unanimously

**09-11-289:** Moved by Alvarado and supported by Herman to authorize the Melvindale High School Drama Club to place their signs throughout the city to advertise their Christmas Play on December 4<sup>th</sup> & 5<sup>th</sup>, 2009.

Passes Unanimously

**09-11-290:** Moved by Alvarado and supported by Striz to adjourn at 9:25pm.

Passed Unanimously

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Valerie A. Cadez, Mayor

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Kelly L. Spence, City Clerk

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