

**Regular** Council Meeting of the City of Melvindale was held in the Council Chambers on Wednesday, August 6, 2014 at 7:30 pm.

The meeting was called to order by Mayor, Stacy L. Striz and roll call was taken:

PRESENT COUNCIL MEMBERS: Hess, Marsee, Barnes, Cybulski.

**ALSO PRESENT:** Diana Zarazua, City Clerk; Karen Lowe, Treasurer; Corinne Galusky, Corporation Counsel; Richard S. Ortiz, City Administrator/Finance Director; Chad Hayse, Police Chief; Joseph Murray, Fire Chief; Steven Densmore, Assistant Fire Chief; Rick Browning, DPW Director.

Carl Louvet, Council President was absent and was excused.  
Medina Balderas, Councilwoman was absent and was excused.

The Pledge of Allegiance was led by Mayor Striz and the invocation was led by John Rowe, of Downriver Christian Community Church.

**14-08-154:** Moved by Marsee and supported by Barnes, that pursuant to Chapter 8, Section 14 of the City Charter, and based on a change in vote by Councilwoman Barnes to reconsider City Council resolution 07-137 made at the July 16, 2014 City Council Meeting, city council approves the purchase of one new police squad car to replace the Dodge Charger, using drug forfeiture funds and insurance proceeds and to waive the waiting period and right to rescind this motion for approval of the purchase of one new police squad car.

Passed Unanimously

**14-08-155:** Moved by Marsee and supported by Barnes to adopt the following:

WHEREAS, the City Council of the City of Melvindale, Wayne County, Michigan, recognizes the role of The Senior Alliance as the designated Area Agency on Aging for Southern and Western Wayne County to be responsible for planning, developing, coordinating, monitoring, and managing a comprehensive organized service delivery system of services for older adults and caregivers; and

WHEREAS, the 34 communities of Southern and Western Wayne County, including the City of Melvindale, comprises the Planning and Service Area to the agency's governing body; and

WHEREAS, the Office of Services to the Aging requires local Area Agencies on Aging to request approvals of their Annual Implementation Plan from their local governments; and

WHEREAS, The Senior Alliance has submitted the plan to this honorable body in accordance with federal and state laws, and made the plan available on its website at <http://www.aaa1c.org>; and

WHEREAS, the City of Melvindale understands that the Senior Alliance has held a public hearing for client, caregiver, and service provider population feedback which contributed to the development of the Annual Implementation Plan for Fiscal Year 2015.

NOW, THEREFORE, BE IT RESOLVED, that the Melvindale City Council approves the Annual Implementation Plan for Fiscal Year 2015 as presented.

Passed Unanimously

**14-08-156:** Moved by Marsee and supported by Cybulski to authorize Mike Suiter to solicit funds in the City of Melvindale for the annual Kiwanis Peanut Sale at the intersections of Oakwood Boulevard and Allen Road during the month of August.

Passed Unanimously

**14-08-157:** Moved by Barnes and supported by Cybulski to approve the **Regular** Council Meeting minutes dated July 16, 2014.

Passed Unanimously

Audience Participation was offered.

**14-08-158:** Moved by Hess and supported by Cybulski to approve the payment arrangements of \$422.50 (50%) due on or before September 8, 2014 and the balance of \$422.50 by October 8, 2014 for resident Mary Hoyer, who resides at 19247 Stanley, regarding her past due water bill balance.

Passed Unanimously

**14-08-159:** Moved by Barnes and supported by Cybulski to approve the annual subscription for the Western Wayne County Fire Department Mutual Aid Association, at a total cost of \$3,178.66, as presented to City Council.

Passed Unanimously

**14-08-160:** Moved by Barnes and supported by Cybulski to establish a city operated public library consistent with the Melvindale Charter, Chapter 5, Section 8 and the Melvindale Code of Ordinances Chapter 2, Article V, Division 2, and authorize the City Administrator to take all actions necessary to establish such a city-operated library pursuant to the City's Charter and Ordinances, along with any state or county laws that require compliance.

Passed Unanimously

**14-08-161:** Moved by Marsee and supported by Cybulski to approve the first reading of Ordinance #766 regarding the ignition, discharge and use of consumer fireworks:

**ORDINANCE #766**

**AN ORDINANCE TO REPEAL SECTIONS 11-111 THROUGH 11-140 OF CHAPTER 11 (FIRE PREVENTION AND PROTECTION), ARTICLE V, OF THE CITY OF MELVINDALE CODE OF ORDINANCES AND TO ADOPT IN ITS PLACE NEW SECTIONS 11-111 THROUGH 11-140 TO PROVIDE FOR THE REGULATIONS OF THE IGNITION, DISCHARGE AND USE OF CONSUMER FIREWORKS AS PERMITTED UNDER THE MICHIGAN FIREWORKS SAFETY ACT, MCL 28.451, ET. SEQ., AS AMENDED.**

Passed Unanimously

**14-08-162:** Moved by Marsee and supported by Cybulski to receive and place on file the July Treasurers report.

Passed Unanimously

**14-08-163:** Moved by Hess and supported by Cybulski to adopt the following:

WHEREAS, the Melvindale Building Authority (the "Building Authority") has previously issued its Building Authority Refunding Bonds, Series 2003, in the original principal amount of \$3,905,000, for the purpose of refunding bonds that were issued to acquire, construct, furnish and equip a two surface ice arena facility, community center and various building improvements to the City Hall, the Fire Station and the Department of Public Works (the "Building Authority Bonds");

WHEREAS, the Building Authority Bonds are payable by the City pursuant to certain contracts of lease between the City and the Building Authority; and

WHEREAS, pursuant to The Unlimited Tax Election Act, Act 189, Public Acts of Michigan, 1979, as amended, the City desires to submit the question of making an unlimited tax pledge to support the Building Authority Bonds; and

WHEREAS, it is necessary to submit the proposal to make an unlimited tax pledge to support the Building Authority Bonds to the qualified electors of the City at the general election to be held on Tuesday, November 4, 2014 (the "Election Date"); and

NOW, THEREFORE, BE IT RESOLVED THAT:

1. The following proposition shall be submitted to a vote of the qualified electors of the City of Melvindale, County of Wayne, Michigan, at the general election to be held on Tuesday, November 4, 2014:

Unlimited Tax Pledge

Shall the City of Melvindale, County of Wayne, Michigan, be authorized to pledge its unlimited tax full faith and credit, for a period of eight (8) years, commencing with 2015 through 2022, for payment of the City's contractual obligation to pay the Melvindale Building Authority Building Authority Refunding Bonds, Series 2003 which are outstanding in the principal amount of \$1,850,000, and are currently payable through 2022, which bonds were issued for the purpose of refunding bonds that were issued to acquire, construct, furnish and equip a two surface ice arena facility, community center and various building improvements to the City Hall, the Fire Station and the Department of Public Works? The estimated millage to be levied in 2015 is 2.0724 mills (\$2.0724 per \$1,000 of taxable value) and the estimated simple average annual millage rate required to pay debt service on the bonds over the eight year period is 1.7843 mills (\$1.7843 per \$1,000 of taxable value).

2. The ballot wording of the ballot proposal is hereby certified to the City Clerk and to the Clerk of the County of Wayne (the "County Clerk"). The City Clerk is hereby authorized and directed to file this Resolution and/or complete any such forms, certificates or documents as may be required by the County Clerk to evidence the foregoing certification and/or submission by no later than Tuesday, August 12, 2014.

3. The City Clerk and the County Clerk are hereby directed to (a) post and publish notice of last day of registration and notice of election for the Election Date as required by the Michigan Election Law; and (b) have prepared and printed, as provided by the Michigan Election Law, ballots for submitting the ballot proposal at the Election Date, which ballots shall contain the proposal appearing herein, or the proposition shall be stated as a proposal on the voting machines, which ballots may include other matters presented to the electorate on the same date.
4. The City Council hereby determines that the estimated first year millage and average annual millage rates set forth in the ballot language are reasonable estimates of such millage rates.
5. All resolutions and parts of resolutions insofar as they conflict with the provisions of this resolution be and the same hereby are rescinded.

Passed Unanimously

**14-08-164:** Moved by Hess and supported by Cybulski to adopt the following:

WHEREAS, the City Council of the City of Melvindale (the "City") has determined that it is necessary for the health, safety and welfare of the City and its residents that the City pay the cost of installing, improving, replacing and reconstructing streets, water mains and sidewalks in the City, including necessary rights-of-way and appurtenances and attachments thereto (the "Project"); and

WHEREAS, the City Council has determined that the City should borrow money in an amount not to exceed Six Million Dollars (\$6,000,000) and issue general obligation unlimited tax bonds of the City in such amount for the purpose of paying the cost of the Project; and

WHEREAS, it is necessary to submit the proposal regarding the issuance of the bonds to the qualified electors of the City at the general election to be held on Tuesday, November 4, 2014 (the "Election Date"); and

NOW, THEREFORE, BE IT RESOLVED THAT:

1. The following proposition shall be submitted to a vote of the qualified electors of the City of Melvindale, County of Wayne, Michigan, at the general election to be held on Tuesday, November 4, 2014:

Road Bond Proposal

Shall the City of Melvindale, County of Wayne, Michigan, borrow the principal sum of not to exceed Six Million Dollars (\$6,000,000) and issue its general obligation unlimited tax bonds payable over a period not to exceed five years and six months from date of issuance, to be used by the City for the purpose of paying the cost of installing, improving, replacing and reconstructing streets, water mains and sidewalks in the City, including necessary rights-of-way and appurtenances and attachments thereto? The estimated millage to be levied in 2015 is 7.0703 mills (\$7.0703 per \$1,000 of taxable value) and the estimated simple average annual millage rate required to retire the bonds is 7.0787 mills (\$7.0787 per \$1,000 of taxable value).

2. The ballot wording of the bond proposal is hereby certified to the City Clerk and to the Clerk of the County of Wayne (the "County Clerk"). The City Clerk is hereby authorized and directed to file this Resolution and/or complete any such forms, certificates or documents as may be required by the County Clerk to evidence the foregoing certification and/or submission by no later than Tuesday, August 12, 2014.

3. The City Clerk and the County Clerk are hereby directed to (a) post and publish notice of last day of registration and notice of election for the Election Date as required by the Michigan Election Law; and (b) have prepared and printed, as provided by the Michigan Election Law, ballots for submitting the bond proposal at the Election Date, which ballots shall contain the proposal appearing herein, or the proposition shall be stated as a proposal on the voting machines, which ballots may include other matters presented to the electorate on the same date.

4. The City Council hereby determines that the estimated first year millage and average annual millage rates set forth in the ballot language are reasonable estimates of such millage rates.

5. All resolutions and parts of resolutions insofar as they conflict with the provisions of this resolution be and the same hereby are rescinded.

Passed Unanimously

**14-08-165:** Moved by Hess and supported by Marsee to waive the waiting period and right to rescind the resolution regarding ballots.

Passed Unanimously

**14-08-166:** Moved by Cybulski and supported by Barnes to approve the expenditure of \$14,242.00 for the city to conduct a Pavement Surface Evaluation and Rating Study in order to determine the ratings and the conditions of the city's streets, to be paid with Act 51 funds.

Passed Unanimously

**14-08-167:** Moved by Hess and supported by Cybulski to hire Substitute Building Inspector David Mann at the rate of \$30.00 per hour.

Passed Unanimously

**14-08-168:** Moved by Hess and supported by Cybulski to request the Planning Commission to do a Zoning Study for the trailer park.

Passed Unanimously

Audience Participation was offered for a second time.

**14-08-169:** Moved by Marsee and supported by Cybulski to receive and place on file the invoices and cover sheets and to authorize the payment of invoices totaling \$449,325.18 and the electronic transfers totaling \$3,014.75

Passed Unanimously

**14-08-170:** Moved by Marsee and supported by Cybulski to adjourn at

Passed Unanimously

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Stacy L. Striz, Mayor

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Diana Zarazua, City Clerk