

REGULAR MEETING OF THE RIVERVIEW CITY COUNCIL  
 CITY OF RIVERVIEW, WAYNE COUNTY, MICHIGAN  
 HELD ON MONDAY, APRIL 4, 2022 A.D.  
 IN THE COUNCIL CHAMBERS OF  
 THE PETER ROTTEVEEL MUNICIPAL BUILDING  
 14100 CIVIC PARK DRIVE, RIVERVIEW, MICHIGAN 48193-7600

The meeting was called to order at 7:01 p.m.

Presiding: Mayor Swift

Present: Councilmembers Blanchette, Gunaga, Norton, O'Neil, Robbins, Workman

Also Present: City Manager Drysdale, City Clerk Hutchison, Land Preserve Director/Assistant City Manager Dobek, Acting Police Chief Bemis, Fire Chief Lammers, Human Resources Director Mayerich, Purchasing and Finance Director McMahon, Information and Technology Director Harper, Parks and Recreation Director Dickman, Department of Public Works Director Webb, Golf Course Director Kettler, Cornerstone Environmental Group Project Manager Bowyer, Attorney Pentiuik

The **Pledge of Allegiance** was led by Councilmember Norton.

The **Invocation** was given by Councilmember Gunaga.

**AWARDS AND PRESENTATIONS AND PROCLAMATIONS:**

None.

**MINUTES:**

Motion by Councilmember O'Neil, seconded by Councilmember Norton, that the **Minutes** of the Regular Meeting of **March 21, 2022**, and the condensed version for publication, be **Approved**.  
 Carried unanimously.

**PUBLIC HEARINGS:**

None.

**PUBLIC COMMENTS:**

At this time, the Mayor asked if anyone wished to address the City Council.

**ORGANIZATIONAL BUSINESS:**

Motion by Councilmember Gunaga, seconded by Councilmember Workman, that the appointment of Ms. **Lynette Vail** to the **Economic Development Corporation/Brownfield Redevelopment Authority** for a six-year term that will expire **April 1, 2028**, be **Approved**.  
 Carried unanimously.

**CONSENT AGENDA:**

Motion by Councilmember Workman, seconded by Councilmember Norton, that the **Consent Agenda** be **Approved** as follows:

- Award Bid and Authorize Execution of **Agreement** with **KCI** (Kent Communications, Inc.) for Bid No. 2509, **Water Bill Printing** for the printing, processing and mailing to approximately 3,500 homes and businesses within the City for a total cost of **\$10,102.96**.
- Approve **Sole Source Award** to **Total Response** for **Emergency Medical Dispatch Training** in the amount of **\$10,997.00** for the Police Department.
- Approve Budget Amendments as follows:

A.

Description	Account Number	Current Appropriation	Amended Appropriation	Amendment or Change
<u>2021/22 Golf</u>				
Golf Clubs Revenue	584-000-675.033	\$ 20,000.00	\$ 80,000.00	\$ 60,000.00
Golf Clubs Expense	584-542-973.033	\$ 12,000.00	\$ 72,000.00	\$ 60,000.00

**JUSTIFICATION:** To add funds to both the Golf Clubs Revenue and the Expense line items due to club sales greatly exceeding expectations.

B.

Description	Account Number	Current Appropriation	Amended Appropriation	Amendment or Change
<u>2021/22 Police</u>				
Travel, Education, Training	101-301-862.000	\$ 30,000.00	\$ 40,000.00	\$ 10,000.00
Prisoner Board	101-301-780.000	\$ 35,000.00	\$ 25,000.00	\$ (10,000.00)

JUSTIFICATION: To add funds to the Police Travel, Education and Training line item for the purchase of Emergency Dispatch Medical Training and to decrease the Prisoner Board Line item by the same amount.

Carried unanimously.

**RESOLUTIONS:**

None.

**ADMINISTRATION:**

Motion by Councilmember Gunaga, seconded by Councilmember Workman, that the Cooperative Bid Purchase for one (1) 2022 **Ford Interceptor** SUV (AWD) for **\$33,995.00** and one (1) 2022 **Ford F150** Responder Pickup (4WD) for **\$38,900.00** from **Gorno Ford** for a total cost of **\$72,895.00** be Approved.

Carried unanimously.

Motion by Councilmember Norton, seconded by Councilmember Robbins, that the **Curbside Recycling** Services Award be **tabled** for further research.

AYES: Councilmembers Norton, ONeil, Robbins

NAYS: Mayor Swift, Councilmembers Blanchette, Gunaga, Workman

Motion failed.

Motion by Councilmember Blanchette, seconded by Councilmember Gunaga, that the **Five-Year** Agreement with **Stevens Disposal** and **Recycling Service, Inc.**, for **Bi-Weekly Residential Curbside Recycling Services** in the **Annual Amount** of **\$175,344.00** be Approved contingent upon the City Attorney’s contract review approval.

Carried unanimously.

Motion by Councilmember Blanchette, seconded by Councilmember Workman, that Authorization for Execution of Addendum **Extending Agreement** for **Lead Service Water Line Replacement** for the Cities of Riverview and Wyandotte to D & D Water/Sewer in the amount of **\$602,000.00**, with ten percent (10%) contingency of **\$60,200.00**, for a total amount of **\$662,200.00**. And further, that Authorization for **Field Engineering** and **Contract Management Fees** to **Charles E. Raines** Company in an amount Not to Exceed **\$86,200.00** be Approved.

Carried unanimously.

**ORDINANCES:**

Motion by Councilmember Workman, seconded by Councilmember Norton, that Authorization for the Clerk to give the **Second Reading**, by title only, and Adoption of Proposed **Ordinance No. 730**, to Amend Sections 86-263 and 86-267 regarding **Residential Rental Dwellings** and Rental Units, be Approved.

Carried unanimously.

PROPOSED ORDINANCE NO. 730

AN ORDINANCE TO AMEND THE CODE OF ORDINANCES FOR THE CITY OF RIVERVIEW BY THE REPEAL AND READOPTION OF SECTION 86-263, “REGISTRATION FORMS AND FEES”, AND SECTION 86-267, “INSPECTION”, OF ARTICLE VIII “RESIDENTIAL RENTAL DWELLINGS AND RENTAL UNITS”, OF CHAPTER 86 “BUILDINGS AND BUILDING REGULATIONS”, TO UPDATE THE SECTIONS

THE CITY OF RIVERVIEW ORDAINS:

ARTICLE I. Amendment: That Section 86-263, Registration Forms and Fees, and Section 86-267, Inspection, of Article VIII, Residential Rental Dwellings and Rental Units, under Chapter 86, Buildings and Building Regulations, are hereby repealed and re-adopted, to hereafter read as follows:

Chapter 86 Buildings and Building Regulations

Article VIII Residential Rental Dwellings and Rental Units

Sec. 86-260. - Purpose. Unchanged.

Sec. 86-261. - Definitions. Unchanged.

Sec. 86-262. - Registration of rental dwelling and units. Unchanged.

Sec. 86-263. - Registration forms and fees.

(a) Application for registration shall be made in such form and in accordance with such instructions as may be provided by the building department and shall include at least the following information:

- (1) The name and address of applicant.
- (2) The names, addresses and telephone contact numbers of all owners of the rental dwelling(s).
- (3) The name, local address and telephone number of any responsible local agent designated.
- (4) The number of rental units in each rental dwelling.
- (5) The authorization appointing a responsible local agent signed by both the owner and the responsible local agent.
- (6) It shall be the responsibility of the property owner to notify the building department of the name, address and apartment number, where applicable, for each rental dwelling and rental unit occupied.

(b) The fee for each rental dwelling registered and/or each rental unit contained therein shall be paid at the time of registration. No post office boxes will be accepted as a legal address. Upon registration, the building department shall inform applicants of certificate of compliance requirements.

(c) City Council shall have the authority to set all fees required by this Article by resolution, pursuant to section 26-13.

Sec. 86-264. - Registration term and renewal. Unchanged.

Sec. 86-265. - Responsible local agent. Unchanged.

Sec. 86-266. - Transfer of ownership. Unchanged.

Sec. 86-267. - Inspection.

(a) The supervisor of the building department and such other building officials as the city manager may designate, are hereby authorized to make inspections of any rental dwelling or rental unit, as defined by this article, occupied or unoccupied, as follows:

- (1) Within 30 days of registration or notification of a required inspection as reflected by building department records.
- (2) Prior to occupation or reoccupation of any rental unit which has been vacated and has outstanding violations in order to establish compliance with all of the minimum building regulations.
- (3) All rental dwelling property and rental units must be inspected and maintained to meet the minimum standards of all local codes and ordinances. An owner, agent, representative or tenant shall consent to said inspections to determine the condition of a rental dwelling or rental unit in the City of Riverview. For the purpose of making such inspections, the building inspector, or any designated representative, is hereby authorized, upon seven days' notice, to enter and inspect at reasonable times. The owner, agent, representatives or tenant shall give the building inspector or designated representative free access to the premises, except in the case of emergency or imminent danger; then, immediate inspection is permitted.

- (4) Inspections shall be conducted in each unit of all multi rental units every three years. There shall be a per unit inspection fee as set by the building department, payable at the time of inspection.
- (5) Upon issuance of a certificate of compliance, inspections will be conducted on a three year cycle. Inspection fees are payable at the time of each required inspection.
- (b) If upon inspection, the premises or any part thereof are found to be in violation of any provisions of this article or any other applicable building codes, fire prevention ordinances, zoning regulations, local ordinances, or other local codes relating to maintenance, the violation shall be recorded by the building department and notice, either in person or by first class mail, given to the owner, agent or representative as such appears in the registry of owners and premises. All listed violations must be corrected within the time allotted by the building department. Proper permits must be obtained by licensed contractors for all repairs requiring a permit. The owner, agent or representative will be notified of the re-inspection date to determine if violations are corrected. Re-inspections will not be conducted until re-inspection fees are paid. Failure to have all violations corrected by the re-inspection will result in additional inspection charges being assessed as well as penalties as prescribed in section 86-269 (c), or (d).

Sec. 86-268. - Boarding a residential rental structure: Prohibited. Unchanged.

Sec. 86-269.-Designation of unfit dwelling and legal procedure of condemnation. Unchanged.

Sec. 86-270. - Certificate of compliance. Unchanged.

Sec. 86-271. - Issuance of certificate of compliance application form and fee. Unchanged.

Sec. 86-272. - Maintaining certificate of compliance. Unchanged.

Sec. 86-273. - Authority for city inspectors to issue appearance tickets. Unchanged.

Sec. 86-274. - Penalty. Unchanged.

Sec. 86-275. - Lien against property: Awards or fines for transferring without honoring lien. Unchanged.

Sec. 86-276. - Civil infraction. Unchanged.

Sec. 86-277. - Effective dates. Unchanged.

ARTICLE II. Penalty: A person violating this ordinance shall be punished in accordance with Section 1-8 of the Code of Ordinances of the City of Riverview, unless a different penalty is expressly provided in this ordinance.

ARTICLE III. Severability: Should any word, sentence, phrase or any portion of this Ordinance be held in a manner invalid by any Court of competent jurisdiction or by any agency having authority to do so for any reason whatsoever, such holding shall be construed and limited to such word, sentence, phrase or any portion of the Ordinance held to be invalid and shall not be construed as affecting the validity of any remaining words, sentence, phrases or portions of the Ordinance.

ARTICLE IV. Conflicting Ordinances: All prior existing ordinances adopted by the City of Riverview inconsistent or in conflict with the provisions of this Ordinance are, to the extent of such conflict or inconsistency, hereby expressly repealed.

ARTICLE V. Codification; Scrivener's Errors:

- (a). Article I of this Ordinance shall be codified, and all other sections shall not be codified.
- (b). The sections, divisions and provisions of this Ordinance may be renumbered or re-lettered as deemed appropriate by the Code codifier.
- (c). Typographical errors and other matters of a similar nature that do not affect the intent of this Ordinance, as determined by the City Clerk and City Attorney, may be corrected with the endorsement of the City Manager, or designee, without the need for a public hearing.

ARTICLE VI. Reading and Publication: This Ordinance shall be given a first reading on March 21, 2022, shall be given a second reading on April 4, 2022, shall be adopted on April 4, 2022, and shall be published and become effective upon publication. The Clerk shall publish a summary of this ordinance

and include in the publication notice that a true copy of the Ordinance can be inspected or obtained at the Clerk's office.

ADOPTED, APPROVED AND PASSED by the City Council of the City of Riverview this 4th day of April, 2022.

The undersigned hereby certifies that the foregoing is a true and accurate copy of the ordinance adopted by the City Council of the City of Riverview at a regular meeting held on April 4, 2022.

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Cynthia M. Hutchison, City Clerk

Motion by Councilmember Workman, seconded by Councilmember Blanchette, that Proposed **Ordinance No. 730** be Adopted.  
Carried unanimously.

Motion by Councilmember Blanchette, seconded by Councilmember O'Neil, that Authorization for the Clerk to give the **Second Reading**, by title only, and Adoption of Proposed **Ordinance No. 731**, to Amend the **International Fire Code**, be Approved.  
Carried unanimously.

#### PROPOSED ORDINANCE NO. 731

AN ORDINANCE TO AMEND CHAPTER 30, "FIRE PREVENTION AND PROTECTION," OF RIVERVIEW CODE OF ORDINANCES, BY THE REPEAL AND RE-ADOPTION OF ARTICLE II, "INTERNATIONAL FIRE CODE," TO ADOPT THE 2015 EDITION OF THE INTERNATIONAL FIRE CODE

THE CITY OF RIVERVIEW HEREBY ORDAINS AS FOLLOWS:

ARTICLE I. Adoption: That Chapter 30, Fire Prevention and Protection, Article II, International Fire Code, of the Riverview Code, is hereby repealed and re-adopted to read as follows:

#### Chapter 30 Fire Prevention and Protection

#### Article II International Fire Code

Section 30-31. Adoption of Fire Code. The International Fire Code, 2015 edition, (ICC IFC-2015) regulating and governing the safeguarding of life and property from fire and explosion hazards arising from the storage, handling and use of hazardous substances, materials and devices, and from conditions hazardous to life or property in the occupancy of buildings and premises in the City of Riverview is adopted by reference. Subsequent editions of the International Fire Code shall be enforceable upon adoption of a resolution of the City Council acknowledging and approving that edition as the official Fire Code of the City.

Section 30-32. Modifications of the Fire Code. The following sections contained in the 2015 edition of the International Fire Code are revised:

- A. Section 101.1 of the 2015 edition of the International Fire Code shall read: Title. These regulations shall be known as the Fire Code of the City of Riverview, hereinafter referred to as "this code."
- B. Section 109.3 of the 2015 edition of the International Fire Code shall read: Violation penalties. Persons who shall violate a provision of this code or shall fail to comply with any of the requirements thereof or who shall erect, install, alter, repair or do work in violation of the approved construction documents or directive of the fire code official, or of a permit or certificate used under provisions of this code, shall be guilty of a Civil Infraction punishable by a fine of not less than \$250.00 nor greater than \$500.00. Each day that a violation continues shall be deemed a separate offense.
- C. Section 111.4 of the 2015 edition of the International Fire Code shall read: Failure to Comply. Any person who shall continue any work after having been served with a stop work order, except such work as that person is directed to perform to remove a violation or unsafe

condition, shall be subject to the penalties provided for in Section 109.3. Each day that a violation continues shall be deemed a separate offense.

D. Section 3204.3.1.1 of the 2015 edition of the International Fire Code shall read: Location. Stationary containers shall be located in accordance with Section 3203.6 Containers of cryogenic fluids shall not be located within (liked areas containing other hazardous materials. Storage of flammable cryogenic fluids in stationary container outside of buildings is prohibited.

E. Section 3404.2.9.5.1 of the 2015 edition of the International Fire Code shall read: Locations where above-ground tanks are prohibited. Storage of Class I and II liquids in above-ground tanks outside of buildings is prohibited.

F. Section 3406.2.4.4 of the 2015 edition of the International Fire Code shall read: Locations where above-ground tanks are prohibited. The storage of Class I and II liquids in above-ground tanks is prohibited.

G. Section 3804.2 of the 2015 edition of the International Fire Code shall read: Maximum capacity within established limits. The storage of liquefied petroleum gas is prohibited.

ARTICLE II. Penalty: A person violating this ordinance shall be punished in accordance with Section 1-8 of the Code of Ordinances of the City of Riverview, unless a different penalty is expressly provided in this ordinance.

ARTICLE III. Severability: Should any word, sentence, phrase or any portion of this Ordinance be held in a manner invalid by any Court of competent jurisdiction or by any agency having authority to do so for any reason whatsoever, such holding shall be construed and limited to such word, sentence, phrase or any portion of the Ordinance held to be invalid and shall not be construed as affecting the validity of any remaining words, sentence, phrases or portions of the Ordinance.

ARTICLE IV. Conflicting Ordinances: All prior existing ordinances adopted by the City of Riverview inconsistent or in conflict with the provisions of this Ordinance are, to the extent of such conflict or inconsistency, hereby expressly repealed.

ARTICLE V. Codification: Scrivener's Errors

- (a). Article I of this Ordinance shall be codified and all other sections shall not be codified.
- (b). The sections, divisions and provisions of this Ordinance may be renumbered or re-lettered as deemed appropriate by the Code codifier.
- (c). Typographical errors and other matters of a similar nature that do not affect the intent of this Ordinance, as determined by the City Clerk and City Attorney, may be corrected with the endorsement of the City Manager, or designee, without the need for a public hearing.

ARTICLE VI. Reading and Publication: This Ordinance shall be given a first reading on March 21, 2022, shall be given a second reading on April 4, 2022, shall be adopted on April 4, 2022, and shall be published and become effective upon publication. The Clerk shall publish a summary of this ordinance and include in the publication notice that a true copy of the Ordinance can be inspected or obtained at the Clerk's office.

ADOPTED, APPROVED AND PASSED by the City Council of the City of Riverview this 4th day of April, 2022.

The undersigned hereby certifies that the foregoing is a true and accurate copy of the ordinance adopted by the City Council of the City of Riverview at a regular meeting held on April 4, 2022.

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Cynthia M. Hutchison, City Clerk

Motion by Councilmember Workman, seconded by Councilmember Blanchette, that Proposed **Ordinance No. 731** be Adopted.  
Carried unanimously.

Motion by Councilmember Gunaga, seconded by Councilmember Blanchette, that Authorization for the Clerk to give the **Second Reading**, by title only, and **Adoption** of Proposed **Ordinance No. 732**, to Amend the Life Safety Code, be Approved.  
Carried unanimously.

PROPOSED ORDINANCE NO. 732

AN ORDINANCE TO AMEND CHAPTER 30, "FIRE PREVENTION AND PROTECTION" OF RIVERVIEW CODE OF ORDINANCES, BY THE REPEAL AND RE-ADOPTION OF ARTICLE III, 'LIFE SAFETY CODE,' TO ADOPT THE 2015 EDITION OF THE LIFE SAFETY CODE

THE CITY OF RIVERVIEW HEREBY ORDAINS AS FOLLOWS:

ARTICLE I. Adoption: That Chapter 30, Fire Prevention and Protection, Article III, Life Safety Code, of the Riverview Code, is hereby repealed and readopted to read as follows:

Chapter 30 Fire Prevention and Protection

Article III Life Safety Code

Section 30-61. Adoption of Life Safety Code.

(A) Adopted. The 2015 edition of the Life Safety Code, recommended by the National Fire Protection Association (NFPA 101) is adopted by reference. Subsequent editions of the Life Safety Code shall be enforceable upon adoption of a resolution of the City Council acknowledging and approving that edition as the official Life Safety Code of the City.

(B) Violation penalties. Persons who shall violate a provision of this code or shall fail to comply with any of the requirements thereof or who shall erect, install, alter, repair or do work in violation of the approved construction documents or directive of the fire code official, or of a permit or certificate used under provisions of this code, shall be guilty of a Civil Infraction punishable by a fine of not less than \$250.00 nor greater than \$500.00. Each day that a violation continues shall be deemed a separate offense.

ARTICLE II. Penalty: A person violating this ordinance shall be punished in accordance with Section 1-8 of the Code of Ordinances of the City of Riverview, unless a different penalty is expressly provided in this ordinance.

ARTICLE III. Severability: Should any word, sentence, phrase or any portion of this Ordinance be held in a manner invalid by any Court of competent jurisdiction or by any agency having authority to do so for any reason whatsoever, such holding shall be construed and limited to such word, sentence, phrase or any portion of the Ordinance held to be invalid and shall not be construed as affecting the validity of any remaining words, sentence, phrases or portions of the Ordinance.

ARTICLE IV. Conflicting Ordinances: All prior existing ordinances adopted by the City of Riverview inconsistent or in conflict with the provisions of this Ordinance are, to the extent of such conflict or inconsistency, hereby expressly repealed.

ARTICLE V. Codification: Scrivener's Errors:

- (a). Article I of this Ordinance shall be codified, and all other sections shall not be codified.
- (b). The sections, divisions and provisions of this Ordinance may be renumbered or re-lettered as deemed appropriate by the Code codifier.
- (c). Typographical errors and other matters of a similar nature that do not affect the intent of this Ordinance, as determined by the City Clerk and City Attorney, may be corrected with the endorsement of the City Manager, or designee, without the need for a public hearing.

ARTICLE VI. Reading and Publication: This Ordinance shall be given a first reading on March 21, 2022, shall be given a second reading on April 4, 2022, shall be adopted on April 4, 2022, and shall be published and become effective upon publication. The Clerk shall publish a summary of this ordinance and include in the publication notice that a true copy of the Ordinance can be inspected or obtained at the Clerk's office.

ADOPTED, APPROVED AND PASSED by the City Council of the City of Riverview this 4th day of April, 2022.

The undersigned hereby certifies that the foregoing is a true and accurate copy of the ordinance adopted by the City Council of the City of Riverview at a regular meeting held on April 4, 2022.

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Cynthia M. Hutchison, City Clerk

Motion by Councilmember Workman, seconded by Councilmember O'Neil, that Proposed **Ordinance No. 732** be Adopted.  
Carried unanimously.

Motion by Councilmember Gunaga, seconded by Councilmember Workman, that Authorization for the Clerk to give the **First Reading**, by title only, of Proposed **Ordinance No. 733**, regarding Amending Section 66-3 of the Riverview Code of Ordinances, be Approved.  
Carried unanimously.

PROPOSED ORDINANCE NO. 733  
AN ORDINANCE TO AMEND THE CODE OF ORDINANCES  
OF THE CITY OF RIVERVIEW TO AMEND SECTION 66-3 TO  
RATIFY AND APPROVE TRAFFIC CONTROL ORDERS  
NUMBERS 430 AND 431

**OTHER BUSINESS:**

None.

**CLOSED SESSION:**

Motion by Councilmember Blanchette, seconded by Councilmember Gunaga, that the meeting be Recessed into **Closed Session** for the **Purpose** of **Discussing Pending Litigation** in the matter of **Mikolajewski vs the City of Riverview**.  
Carried unanimously.

The meeting recessed at 7:45 p.m.

The meeting reconvened at 8:06 p.m.

Roll Call: Mayor Swift, Councilmembers Blanchette, Gunaga, Norton, O'Neil, Robbins, Workman  
Motion by Councilmember Workman, seconded by Councilmember Blanchette, to Concur with and Approve the **MMRMA Legal Counsel's** recommendation regarding **Pending Litigation** in the matter of **Mikolajewski vs the City of Riverview**.  
Carried unanimously.

**ADJOURNMENT:**

Motion by Councilmember Blanchette, seconded by Councilmember O'Neil that the meeting be adjourned,

The meeting adjourned at 8:07 p.m.

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Andrew M. Swift, Mayor

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Cynthia M. Hutchison, City Clerk