

REGULAR MEETING OF THE RIVERVIEW CITY COUNCIL
CITY OF RIVERVIEW, WAYNE COUNTY, MICHIGAN
HELD ON MONDAY, SEPTEMBER 18, 2017 A.D.
IN THE COUNCIL CHAMBERS OF
THE PETER ROTTEVEEL MUNICIPAL BUILDING
14100 CIVIC PARK DRIVE, RIVERVIEW, MICHIGAN 48193-7689

The meeting was called to order at 7:31 p.m.

Presiding: Mayor Swift

Present: Councilmembers Blanchette, Coffey, Towle, James Trombley, Workman

Excused: Elmer Trombley (Vacation)

Also Present: City Manager Drysdale, City Clerk Hutchison, Human Resource Director Mayerich, Police/Fire Chief Rosebohm, Finance/Purchasing Director McMahon, Department of Public Works Director Webb, Director of Solid Waste Bobeck, Interim Golf Course Operations Manager Kettler, Charles E. Raines Company Engineer Sabak, Cornerstone Environmental Group Project Manager Bowyer and Central Operations Director Peters, Attorneys Pentiuk and Couvreur

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

The **Invocation** was given by Councilmember James Trombley.

AWARDS AND PRESENTATIONS AND PROCLAMATIONS:

Mayor Swift **recognized** Mr. **David Mizzi** on his retirement from the **Parks and Recreation** Commission for his **27 years** and **8 months** of service. He was appointed on November 20, 1989, and retired as of July 31, 2017. His dedication, exemplary volunteerism and contributions to this community has been immeasurable and greatly appreciated.

MINUTES:

Motion by Councilmember Coffey, seconded by Councilmember Blanchette, that the **Minutes** of the Regular Meeting of **September 5, 2017**, and the condensed version for publication, be **Approved**.
Carried unanimously.

PUBLIC HEARINGS:

At the regular City Council meeting of September 5, 2017, a **Public Hearing** was called for September 18, 2017, to receive public comment on the **Proposed Brownfield Plan** for **19020 Fort Street (Riverview Commons)** for the Scharf Group.

Mayor Swift declared the Public Hearing Open at 7:36 p.m. Community Development Director gave an overview of the Proposed Brownfield Plan.

No one spoke.

Motion by Councilmember Coffey, seconded by Councilmember Blanchette, that the **Public Hearing** be **Closed**.

Carried unanimously.

Public Hearing closed at 7:38 p.m.

PUBLIC COMMENTS:

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

ORGANIZATIONAL BUSINESS:

None.

CONSENT AGENDA:

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

- Approve **Change Order** No. 1 to **Michigan Joint Sealing** in the Amount of **\$11,175.00** for the Seal Coating of the **Boat Ramp**.
- Approve Budget Amendment as follows:

A.

Description	Account Number	Current Appropriation	Amended Appropriation	Amendment or Change
2017/18 Capital Improvements				
Voting Equipment	402-901-990.031	\$ 0.00	\$ 13,000.00	\$ 13,000.00
Records on Rom	101-215-818.070	\$ 0.00	\$ 9,003.00	\$ 9,003.00

JUSTIFICATION: To pull forward unencumbered funds in the 2016/17 Voting Equipment and Records on Rom line items into the 2017/18 budget.

Carried unanimously.

RESOLUTIONS:

Motion by Councilmember Blanchette, seconded by Councilmember James Trombley, that the resolution to **Amend** the **ICMA Retirement Corporation Retirement Health Saving Plan**, be Approved.

RESOLUTION NO. 17-32
AFFIRMATIVE STATEMENT OF AMENDMENT
AND
RESOLUTION FOR AMENDMENT OF THE
VANTAGECARE RETIREMENT HEALTH SAVINGS (RHS) PLAN

Plan Number: 8 03435

Name of Employer: City of Riverview

State: Michigan

Affirmative Statement of the above-named Employer (the “Employer”):

WHEREAS, the Employer has employees rendering valuable services; and

WHEREAS, the amendment of its existing retire health savings plan serves the interests of the Employer and its Employees.

NOW, THEREFORE, as a duly authorized agent of the Employer, I hereby AMEND the Employer’s Plan in the form of the ICMA Retirement Corporation’s VantageCare Retirement Health Savings program.

Date

Title of Designated Agent

Signature

Resolution of the above-named Employer (the “Employer”):

WHEREAS, the Employer has employees rendering valuable services; and

WHEREAS, the amendment of its existing retire health savings plan serves the interests of the Employer and its Employees.

NOW, THEREFORE, BE IT RESOLVED that the Employer hereby Amends the Plan in the form of the ICMA Retirement Corporation’s VantageCare Retirement Health Savings program.

AYES: Mayor Swift, Councilmembers Blanchette, Coffey, Towle, James Trombley, Workman

NAYS: None.

ABSENT: Councilmember Elmer Trombley

ADOPTED this 18th day of September, 2017.

ATTEST:

Andrew M. Swift, Mayor of Riverview

I, Cynthia M. Hutchison, Clerk of the of Riverview, do hereby certify that the foregoing resolution, proposed by Councilmember Blanchette, supported by Councilmember James Trombley was duly passed and adopted at the regular meeting of the Riverview City Council on the 18th day of September, 2017.

(S E A L)

Cynthia M. Hutchison, CMC
City Clerk of Riverview

Motion by Councilmember James Trombley, seconded by Councilmember Coffey, that the resolution for the **Brownfield** Plan be Adopted. Further, Authorize Execution of **Reimbursement Agreement**, subject to final legal review, for the **Scharf Group** for the property commonly known as the **Riverview Commons (19020 Fort Street)**.

RESOLUTION NO. 17-33
A RESOLUTION TO APPROVE A BROWNFIELD PLAN BY
THE CITY OF RIVERVIEW PURSUANT TO AND IN
ACCORDANCE WITH THE PROVISIONS OF ACT 381 OF THE
PUBLIC ACTS OF THE STATE OF MICHIGAN OF 1996, AS
AMENDED

WHEREAS, The City of Riverview City Council, pursuant to and in accordance with the provisions of the Brownfield Redevelopment Finance Act, being Act 381 of the Public Acts of the State of Michigan of 1996, as amended (the “Act”), has previously created and formally resolved to participate in the Brownfield Redevelopment Authority (BRA) of the City of Riverview (the “Authority”) and have designated that all related activities shall proceed through the BRA: and

WHEREAS, the Authority, pursuant to and in accordance with Section 13 of the Act, has reviewed, adopted and recommended for approval by the City Council of the City of Riverview, the Brownfield Plan (the “Plan”) attached hereto, to be carried out within the City of Riverview, related to the development project on the commercial property located at 19020 Fort Street, (the “Site”), as more particularly described and shown in the attached Plan; and

WHEREAS, the City of Riverview City Council has reviewed the Plan, and have been provided reasonable opportunity to express their views and recommendations regarding the Plan and in accordance with Sections 13(13) of the Act; and

WHEREAS, the City of Riverview City Council has noticed and held a public hearing in accordance with Section 13(10,11,12 and 13) of the Act, and

WHEREAS, the City of Riverview Brownfield Redevelopment Authority has approved a resolution supporting adoption of the Plan; and

WHEREAS, the City of Riverview City Council has made the following determinations and findings:

1. The Plan constitutes a public purpose under the Act;
2. The Plan meets all of the requirements for a Brownfield Plan set forth in Section 13 of the Act;
3. The proposed method of financing the costs of the eligible activities, as described

- in the Plan, was feasible and the Authority has the ability to arrange the financing;
- 4. The costs of the eligible activities proposed in the Plan are reasonable and necessary to carry out the purposed of the Act;
- 5. The amount of captured taxable value estimated to result from the adoption of the Plan is reasonable; and

WHEREAS, as a result of its review of the Plan, the City of Riverview City Council does hereby approve the Plan.

THEREFORE, BE IT RESOLVED THAT:

- 1. Plan Approved. Pursuant to the authority vested in the City of Riverview City Council, by the Act, the Plan is hereby approved in the form attached to this Resolution.
- 2. Severability. Should any section, clause or phrase of this Resolution be declared by the courts to be invalid, the same shall not affect the validity of this Resolution as a whole nor any part thereof other than the part so declared to be invalid.
- 3. Repeals. All resolutions or parts of resolutions I conflict with any of the provisions of this Resolution are hereby repealed.

AYES: Mayor Swift, Councilmembers Blanchette, Coffey, Towle, James Trombley, Workman

NAYS: None.

EXCUSED: Councilmember Elmer Trombley

ADOPTED this 18th day of September, 2017.

ATTEST:

Andrew M. Swift, Mayor

I, Cynthia M. Hutchison, duly authorized City Clerk of the City of Riverview, do hereby certify the above is a true copy of a resolution adopted by the Riverview City Council at their regular meeting of September 18, 2017.

(S E A L)

Cynthia M. Hutchison, City Clerk

ADMINISTRATION:

Motion by Councilmember Coffey, seconded by Councilmember Blanchette, that the **Cooperative Bid** Purchase of one (1) **2018 Ford F750 Dump**, Plow, Salt **Truck** from **Gorno Ford** of Woodhaven, Michigan, in the amount of **\$137,807.00** be Approved.

Carried unanimously.

Motion by Councilmember Blanchette, seconded by Councilmember Workman, that a **Public Hearing** be called on **October 2, 2017**, for the Purpose of considering the **Transfer of Program Year 2017 Community Development Block Grant (CDBG) Program Income Funds to Public Facilities Improvements** - Park Playground Equipment for the purpose of building a **Splash Pad in Memorial Park**.

Carried unanimously.

Motion by Councilmember Coffey, seconded by Councilmember Blanchette, that **Change Order No. 3** with **Dominic Gaglio Construction, Inc.**, for the Reconstruction of the **Fire Department's South Parking Lot** in the amount of **\$125,000.00** plus ten percent (10%) **contingency** for a total amount of **\$137,500.00** be Approved.

Carried unanimously.

ORDINANCES:

Motion by Councilmember James Trombley, seconded by Councilmember Coffey, that the Clerk be Authorized to give the **Second Reading**, by title only, of Proposed Ordinance **No. 696**, regarding Traffic Control Order 422 - **Stop Sign** installation at **Brandywine** and **Hamilton** intersection.

Carried unanimously.

PROPOSED ORDINANCE NO. 696
AN ORDINANCE TO AMEND THE CODE OF ORDINANCES OF
THE CITY OF RIVERVIEW TO AMEND SECTION 66-3 TO RATIFY
AND APPROVE TRAFFIC CONTROL ORDER NUMBER 422

THE CITY OF RIVERVIEW ORDAINS:

ARTICLE I. Section 66-3 is hereby amended to include Traffic Control Order Number 422 to hereafter read as follows:

Section 66-3. - Traffic control orders. All traffic-control devices and signs over which the City of Riverview retains jurisdiction, as listed in traffic-control orders through Traffic-Control Order Number 422, as filed with the City Clerk, are hereby adopted, approved and codified in conformance with Section 2.53 of the Uniform Traffic Code. This codification is made pursuant to MCL 117.5b, MSA 5.2084(2).

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, sentences, 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. Reading and Publication: This Ordinance shall be given a first reading on September 5, 2017, shall be given a second reading on September 18, 2017, shall be adopted on September 18, 2017, 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 18th day of September, 2017.

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 September 18, 2017.

Cynthia M. Hutchison, CMC
City Clerk

Motion by Councilmember James Trombley, seconded by Councilmember Coffey, that Proposed Ordinance **No. 696** be **Adopted**.
Carried unanimously.

Motion by Councilmember James Trombley, seconded by Councilmember Coffey, that the City Clerk be Authorized to give the **First Reading**, by title only, of **Proposed Ordinance No. 697** regarding the Tobacco Use by Minors.
Carried unanimously.

PROPOSED ORDINANCE NO. 697
AN ORDINANCE TO AMEND CHAPTER 38 OF THE RIVERVIEW CODE
"OFFENSES AND MISCELLANEOUS PROVISIONS", BY ADDING SECTION 38-
380 "TOBACCO", TO DIVISION 1 "GENERALLY", ARTICLE IX, "MINORS", TO
PROHIBIT THE POSSESSION, CARRYING OR USE OF TOBACCO AND
TOBACCO PRODUCTS BY A MINOR UNDER THE AGE OF EIGHTEEN (18)
YEARS OF AGE.

OTHER BUSINESS:

None.

CLOSED SESSION:

Motion by Councilmember Blanchette, seconded by Councilmember James Trombley, that the meeting be **Recessed** into **Closed Session** for the Purpose of Discussing **Property Acquisition**.

Carried unanimously.

The meeting recessed at 8:16 p.m.

The meeting reconvened at 8:44 p.m.

Roll Call: Mayor Swift, Councilmembers Blanchette, Coffey, Towle, James Trombley, Workman

Motion by Councilmember Coffey seconded by Councilmember Blanchette, that Authorizes the **Acquisition** of Real **Property** in accordance with the terms and conditions as set forth in the minutes of Closed Session this evening.

Carried unanimously.

ADJOURNMENT:

Motion by Councilmember Blanchette, seconded by Councilmember Coffey, that the meeting be Adjourned at 8:45 p.m.

Carried unanimously.

Andrew M. Swift, Mayor

Cynthia M. Hutchison, CMC, City Clerk