

REGULAR MEETING OF THE RIVERVIEW CITY COUNCIL
CITY OF RIVERVIEW, WAYNE COUNTY, MICHIGAN
HELD ON MONDAY, OCTOBER 4, 2021
THE PETER ROTTEVEEL MUNICIPAL BUILDING
14100 CIVIC PARK DRIVE, RIVERVIEW, MICHIGAN 48193-7689

The meeting was called to order at 7:00 p.m.

PRESIDING: Mayor Swift

PRESENT: Councilmembers Blanchette, Norton, ONeil, Towle, Trombley, Workman

ALSO PRESENT: City Manager Drysdale, City Clerk Hutchison, Assistant City Manager/Landfill Director Dobek, Police Chief Beggs, Fire Chief Lammers, Finance/Purchasing Director McMahon, Human Resource Director Mayerich, Department of Public Works Director Webb, Golf Course Director Kettler, Carlisle Wortman Community Development Director Scurto, Charles E. Raines Company City Engineer Sabak, Cornerstone Environmental Project Manager Anderson, City Attorney Pentiuik

The Pledge of Allegiance was led by Councilmember Workman.

The Invocation was given by Councilmember Blanchette.

AWARDS AND PRESENTATIONS:

None.

MINUTES:

Motion by Councilmember Blanchette, seconded by Councilmember Norton, that the **Minutes** of the Regular Meeting of **September 20, 2021**, and the condensed version for publication, be Approved. Carried unanimously.

PUBLIC HEARING:

None.

PUBLIC COMMENTS:

The Mayor offered public comments.

ORGANIZATIONAL BUSINESS:

None.

CONSENT AGREEMENT:

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

- Approve **Special Events** Application from “**Strides for Adam and Strides for Adam 5K Run**” using City Property on **March 27, 2022**.
- Award **Bid** and Authorize Execution of **Agreement** with **C & S Construction Management** for **Replacement Entrance Sign** for **Young Patriots Park** and the **Riverview Veterans Memorial Library**, in the Amount of **\$36,300.00**, plus five percent contingency in the amount of **\$1,815.00**; and Authorize **Engineering Fees** with **Chares E. Raines Company** in the amount of **\$2,200.00**.
- Approve Budget Amendment as follows:

A.

Description	Account Number	Current Appropriation	Amended Appropriation	Amendment or Change
2020/21 Capital Improvements				
Entrance Signage	402-901-991.046	\$ 0.00	\$ 27,610.00	\$ 27,610.00

JUSTIFICATION: To pull forward previously budgeted unspent funds, for the City’s portion of the Library sign, into this fiscal year.

Carried unanimously.

RESOLUTIONS:

Minutes of a regular meeting of the City Council of the City of Riverview, held on October 4, 2021, at Riverview City Hall, at 14100 Civic Park Drive, in Riverview, MI 48193, at 7:00 p.m.

PRESENT: Mayor Swift, Councilmembers Blanchette, Norton, O'Neil, Towle, Trombley, Workman
ABSENT: None.

The following preamble and resolution were offered by Councilmember Towle, and supported by Councilmember Trombley.

Resolution **Approving Application of Ash Stevens, LLC, for Industrial Facilities Exemption Certificate for a New Facility.**

RESOLUTON NO. 21-22
RESOLUTION APPROVING AN IFT APPLICATION FOR ASH STEVENS LLC

WHEREAS, pursuant to P.A. 198 of 1974, M.C.L. 207.551 et seq., after a duly noticed public hearing held on July 16, 2018, this City Council by resolution established Ash Stevens LLC, Industrial Development District No. 7; and

WHEREAS, Ash Stevens has filed an application for an Industrial Facilities Exemption Certificate with respect to a new facility to be acquired and installed within the Ash Stevens LLC, Industrial Development District No. 7; and

WHEREAS, before acting on said application, the City Council held a hearing on September 7, 2021, at the Riverview City Hall, at 14100 Civic Park Drive, in Riverview, MI 48193, at 7:30 p.m., at which hearing the applicant, the Assessor and a representative of the affected taxing units were given written notice and were afforded an opportunity to be heard on said application; and

WHEREAS, construction of the facility and installation of new machinery and equipment had not begun earlier than six (6) months before July 16, 2021, the date of acceptance of the application for the Industrial Facilities Exemption Certificate; and

WHEREAS, completion of the facility is calculated to and will at the time of issuance of the certificate have the reasonable likelihood to retain, create or prevent the loss of employment in the City of Riverview; and

WHEREAS, the aggregate SEV of real and personal property exempt from ad valorem taxes within the City of Riverview, after granting this certificate, will not exceed 5% of an amount equal to the sum of the SEV of the unit, plus the SEV of personal and real property thus exempted.

NOW, THEREFORE, BE IT RESOLVED BY the City Council of the City of Riverview that the City Council finds and determines that the granting of the Industrial Facilities Exemption Certificate considered together with the aggregate amount of certificates previously granted and currently in force under Act No. 198 of the Public Acts of 1974, shall not have the effect of substantially impeding the operation of the City of Riverview, or impairing the financial soundness of a taxing unit which levies ad valorem property taxes in the City of Riverview.

The application from Ash Stevens, LLC for an Industrial Facilities Exemption Certificate, with respect to a New Facility on the following described parcel of real property situated within the Industrial Development District, to wit

Parcel Tax ID 51-013-02-0003-001
North 230 Feet of Lot 3, Seaway Industrial Park South Subdivision recorded in Liber 94, Pages 96 and 97 of Plats, Wayne County Records

Parcel Tax ID 51-013-02-0002-001
North 115 feet of Lot 2, Seaway Industrial Park, South Subdivision, T4S R11E recorded in Liber 94, pages 96 and 97 of Plats, Wayne County Records

Parcel Tax ID 51-013-02-0002-002
South 345 feet of Lot 2, Measured along W Lot Line or Seaway Industrial Park, South Subdivision, T4S R11E recorded in Liber 94, pages 96 and 97 of Plats, Wayne County Records.

be and the same is hereby approved.

The Industrial Facilities Exemption Certificate when issued shall be and remain in force for a period of 10 years.

AYES: Mayor Swift, Councilmembers Blanchette, Norton, O'Neil, Towle, Trombley, Workman

NAYS: None

RESOLUTION DECLARED ADOPTED.

I hereby certify that the foregoing constitutes a true and complete copy of a resolution adopted by the City Council of the City of Riverview, County of Wayne, Michigan, at a regular meeting held on October 4, 2021.

Cynthia M. Hutchison, City Clerk

ADMINISTRATION:

None.

ORDINANCES:

At the request of the City Manager and the City Attorney, Proposed **Ordinance No. 724** regarding the M2 General Industrial District be **removed** from the agenda.

Motion by Councilmember Workman, seconded by Councilmember Norton, that Authorization for the Clerk to give **Second Reading**, by title only, of Proposed **Ordinance No. 725**, To Amend the Code of Ordinances, Chapter 78, "**Waterways**" as it pertains to **Floodplain Management**, be Approved. Carried unanimously.

PROPOSED ORDINANCE NO. 725

AN ORDINANCE TO AMEND CHAPTER 78, "WATERWAYS", OF THE RIVERVIEW CODE, BY THE REPEAL AND RE-ADOPTION OF ARTICLE III, "FLOODPLAIN MANAGEMENT", TO UPDATE THE ARTICLE TO COMPLY WITH THE FEDERAL EMERGENCY MANAGEMENT AGENCY'S FLOOD INSURANCE STUDY AND STATE LAW.

THE CITY OF RIVERVIEW ORDAINS:

ARTICLE I. Adoption: That Article III, Floodplain Management, of Chapter 78, Waterways, is hereby repealed and readopted to hereafter read as follows:

CHAPTER 78 WATERWAYS
ARTICLE III. FLOODPLAIN MANAGEMENT

Sec. 78-70. - Purpose.

The purpose of this article is to designate an enforcing agency to discharge the responsibility of the City of Riverview and to designate regulated flood hazard areas under the provisions of the State Construction Code Act, Act No. 230 of the Public Acts of 1972, as amended.

Sec. 78-71. - Agency designated.

Pursuant to the provisions of the state construction code, in accordance with Section 8b(6) of Act 230, of the Public Acts of 1972, as amended, the Building Official of the City of Riverview is hereby designated as the enforcing agency to discharge the responsibility of the City of Riverview under Act 230, of the Public Acts of 1972, as amended, State of Michigan. The City of Riverview assumes responsibility for the administration and enforcement of said Act throughout the city.

Sec. 78-72. - Code appendix enforced.

Pursuant to the provisions of the state construction code, in accordance with Section 8b(6) of Act 230, of the Public Acts of 1972, as amended, Appendix G of the Michigan Building Code shall be enforced by the enforcing agency within the City of Riverview.

Sec. 78-73. - Designation of regulated flood prone hazard areas.

The Federal Emergency Management Agency's (FEMA) Flood Insurance Study (FIS) entitled "Flood Insurance Study, Wayne County, Michigan (All Jurisdictions)" and dated October 21, 2021, and the Flood Insurance Rate Map(s), (FIRMS), panel numbers of 26163CIND1C, 26163CIND2C, 26163C0416F, 26163C0417F, effective October 21, 2021, and 26163C0412E, 26163C0414E, effective February 2, 2012 are adopted by reference for the purposes of administration of the Michigan Construction Code, and declared to be a part of Section 1612.3 of the Michigan Building Code, and to provide the content of the "Flood Hazards" section of Table R301.2 (1) of the Michigan Residential Code.

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 September 20, 2021, shall be given a second reading on October 4, 2021, shall be adopted on October 4, 2021, 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 October 4, 2021.

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 October 4, 2021.

Cynthia M. Hutchison, City Clerk

Motion by Councilmember Trombley, seconded by Councilmember ONeil, that Proposed **Ordinance No. 725** be **Adopted**.
Carried unanimously.

Motion by Councilmember Trombley, seconded by Councilmember ONeil, that Authorization for the Clerk to give the **Second Reading**, by title only, of Proposed **Ordinance No. 726**, Amend the Code of Ordinance, Section 66-3 regarding **Traffic Control Order No. 428**, be Approved.
Carried unanimously.

PROPOSED ORDINANCE NO. 726
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 428

THE CITY OF RIVERVIEW ORDAINS:

ARTICLE I. Section 66-3 is hereby amended to include Traffic Control Order Number 428, 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 Order Number 428, 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, sentence, phrases or portions of the Ordinance.

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- (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 September 20, 2021, shall be given a second reading on October 4, 2021, shall be adopted on October 4, 2021, 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 October, 2021.

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 October 4, 2021.

Cynthia M. Hutchison, City Clerk

Motion by Councilmember Trombley, seconded by Councilmember Towle, that Proposed **Ordinance No. 726** be **Adopted**.

Carried unanimously.

OTHER BUSINESS:

None.

CLOSED SESSION:

None.

ADJOURNMENT:

Motion by Councilmember Blanchette, seconded by Councilmember Towle, that the meeting be adjourned.

Carried unanimously.

The meeting Adjourned at 7:55 p.m.

Andrew M. Swift, Mayor

Cynthia M. Hutchison, City Clerk