

REGULAR MEETING OF THE RIVERVIEW CITY COUNCIL
CITY OF RIVERVIEW, WAYNE COUNTY, MICHIGAN
HELD ON MONDAY, MAY 15, 2023 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 7:00 p.m.

Presiding: Mayor Swift

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

Excused: Councilmember Gunaga (Ill)

Also Present: City Manager Dobek, City Clerk Hutchison, Fire Chief Lammers, Police Chief Allen, Human Resources Director Mayerich, Land Preserve Director Sisk, Information and Technology Director Harper, Parks and Recreation Director Dickman, Department of Public Works Director Webb, Golf Course Director Kettler, Library Director Frattarelli, Charles E. Raines Company City Engineer Sabak, Carlisle Wortman Community Development Director Scurto, Attorney Hurley

The **Pledge of Allegiance** was led by Councilmember O'Neil.

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

AWARDS AND PRESENTATIONS AND PROCLAMATIONS:

None.

MINUTES:

Motion by Councilmember Robbins, seconded by Councilmember Norton, that the **Minutes** of the Regular Meeting of **May 1, 2023**, and the condensed version for publication, be **Approved**.

Carried unanimously.

PUBLIC HEARINGS:

The Mayor opened the **Public Hearing** at 7:05 p.m. to receive public comments on the **Proposed 2023/24 Annual Budget and Supporting Tax Rates** for the City of Riverview.

Ed Maas, 18207 Valade

Motion by Councilmember Workman, seconded by Councilmember O'Neil, that the public hearing be closed.

Carried unanimously.

The public hearing closed at 7:07 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 Norton, seconded by Councilmember Robbins, that the **Consent Agenda** be Approved as follows:

- Award Bid and Authorize Execution of Agreement with **Encotech** for **Granulated Activated Carbon (GAC) Change Out** in the amount of **\$29,990.00** for the Land Preserve.
- Award Bid and Authorize Execution of a **Three-Year Agreement** for **Electrical Maintenance and Repairs and Emergency and Non-Emergency Services** to **Great Lakes Power and Lighting, Inc.** for the Department of Public Works.
- Accept **\$900.00 Donation** from **Architect University Masonic Lodge** for the Purchase of a **Vest** for Police Canine "**Blue**."
- Accept **\$7,900.00** check from **Wayne County Fire Fighters Training Committee** for **Fire Department Training Purposes**.

- Approve Budget Amendments as follows:

A.

Description	Account Number	Current Appropriation	Amended Appropriation	Amendment or Change
2022/23 Golf Course Fund Revenues				
Golf Clubs	584-000-675.033	\$ 100,000.00	\$ 170,000.00	\$ 70,000.00
2022/23 Golf Course Fund Expenses				
Golf Clubs	584-542-973.033	\$ 81,141.94	\$ 151,141.94	\$ 70,000.00
Maintenance Vehicles	584-542-995.072	\$ 4,284.18	\$ 0.18	\$ (4,284.00)
Fuel & Oil	584-542-775.000	\$ 30,000.00	\$ 34,284.00	\$ 4,284.00
Net Change				\$ 0.00

JUSTIFICATION: To increase the current budget for golf club sales and golf club expense for ordering the custom clubs for the club fitting program at the golf course. Fuel expenses have been higher than anticipated, the remaining funds are being taken from the maintenance vehicles and used toward fuel account. These changes result in a \$0 net increase to the budget.

B.

Description	Account Number	Current Appropriation	Amended Appropriation	Amendment or Change
2022/23 General Fund Expenses				
Travel, Ed & Training	101-301-862.000	\$ 40,000.00	\$ 34,000.00	\$ (6,000.00)
Honor Guard Supplies	101-301-740.195	\$ 500.00	\$ 6,500.00	\$ 6,000.00
Net Change				\$ 0.00

JUSTIFICATION: To increase the current budget for the honor guard supplies by moving funds not being utilized in the travel, ed & training account. This results in a \$0 net increase to the budget.

C.

Description	Account Number	Current Appropriation	Amended Appropriation	Amendment or Change
2022/23 Land Preserve Expenses				
Leachate Pre-Treatment System	596-526-994.200	\$ 2,109,426.91	\$ 297,765.08	\$ (1,811,661.83)
Diesel Fuel & Oil	596-526-775.100	\$ 500,000.00	\$ 560,000.00	\$ 60,000.00
Heavy Equipment Maintenance-Owned	596-526-776.000	\$ 550,000.00	\$ 705,000.00	\$ 155,000.00
Cell 7 Construction	596-526-994.098	\$ 1,864,800.00	\$ 3,461,461.83	\$ 1,596,661.83
Landfill Gas System Expansion	596-526-994.089	\$ 600,000.00	\$ 710,000.00	\$ 110,000.00
Seeding and Fertilizing	596-526-985.000	\$ 200,000.00	\$ 90,000.00	\$ (110,000.00)
Net Change				\$ 0.00

JUSTIFICATION: To decrease the amount of the leachate pre-treatment system project that has been placed on hold and utilize the funds in accounts that need additional funding. Funds were also taken from the seeding and fertilizing account. Expenses have been higher than anticipated in diesel fuel and landfill gas system expansion. The heavy equipment maintenance needs additional funding to extend the life of our vehicles to push equipment purchases into future years and avoid additional debt at this time. The expense for the final portion of cell 7 came in over budget, but was necessary to lay the ground work for the final area of the last cell. Funds from the stop work on leachate pre-treatment system allowed enough funds for these overages. This results in a \$0 net increase to the budget.

Carried unanimously.

RESOLUTIONS:

Motion by Councilmember Workman, seconded by Councilmember Blanchette, that **Resolution No. 23-11**, Resolution Authorizing **Updated PNC Letter of Credit and Investment Management Account**, be Adopted.

At a meeting of the members of the City Council of City of Riverview, Michigan, held in the City on Monday, May 15, 2023.

PRESENT: Mayor Swift, Councilmembers Blanchette, Gunaga, Norton, O'Neil, Robbins, Workman
 ABSENT: None

The following preamble and resolution were offered by Councilmember Workman and seconded by Councilmember Blanchette:

CITY OF RIVERVIEW
 RESOLUTION 23-11
 RESOLUTION AUTHORIZING PNC LETTER OF CREDIT AND
 INVESTMENT MANAGEMENT ACCOUNT

WHEREAS, the City of Riverview (the "City") owns and operates the Riverview Land Preserve, a Michigan Type II (nonhazardous) solid waste landfill facility located at 20863 Grange Road, Riverview, Michigan (the "Landfill"), licensed under Part 115 of the Natural Resources and Environmental Protection Act, PA 451 of 1994 (MCL 324.11501 et seq.), as amended ("NREPA"); and

WHEREAS, the City is required by NREPA to provide financial assurance to cover certain costs in the event of the closure of the Landfill; and

WHEREAS, the City desires to obtain a letter of credit from PNC Bank, National Association ("PNC Bank") in order to satisfy its obligations under NREPA; and

WHEREAS, the City Council previously authorized the letter of credit from PNC Bank, and it is necessary to increase the authorized amount of the letter of credit; and

WHEREAS, it will be necessary to terminate the existing Perpetual Care Fund Escrow Agreement and Solid Waste Financial Assurance Agreement (together, the "Existing Escrow Accounts") and to transfer the funds and investments in such Existing Escrow Accounts to a new investment management account (the "Investment Account") to be established with PNC Bank.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Riverview:

1. The City Council hereby determines that it is in the best interest of the City to acquire a standby letter of credit from PNC Bank in an amount of up to \$35,000,000 (the "Letter of Credit") for the benefit of the Michigan Department of Environment, Great Lakes and Energy, upon the terms and subject to the conditions set forth in PNC Bank's proposal to the City dated December 7, 2022, including any amendments thereto, the terms of which are hereby approved.
2. The Mayor or the City Manager of the City (each an "Authorized Officer") are each independently authorized to submit an Application for Irrevocable Standby Letter of Credit to PNC Bank and to enter into, execute and deliver a Reimbursement Agreement, Fee Agreement, Pledge Agreement, Notification and Control Agreement and such other documents as may be required by PNC Bank (collectively, the "Bank Documents") as a condition for issuance of the Letter of Credit, including future amendments, extensions and renewals thereof, on terms to be approved by the Authorized Officer.
3. The Authorized Officers are further authorized, for and on behalf of the City, to enter into, execute and deliver such documents as are necessary or desirable to terminate the Existing Escrow Accounts and to open and establish the new Investment Account.
4. The City shall annually include in its budget and provide sufficient monies each year from its general fund as a first budget obligation for the payment of its obligations under the Bank Documents. The City Council hereby irrevocably pledges the limited tax, full faith and credit of the City as security for the timely payment of its obligations to PNC Bank under the Bank Documents. As further security for the timely payment of the City's obligations to PNC Bank under the Bank Documents, the City Council also hereby authorizes the pledge of and placement of a lien on the Investment Account, and such other accounts that PNC Bank may determine from time to time are necessary for it to be secure, as approved by an Authorized Officer.
5. The Mayor, City Clerk and the other Authorized Officers are each independently authorized to take any actions and execute such certificates, instruments, and other documents as may be required by law or may be necessary or convenient to implement this Resolution and to effectuate the issuance of the Letter of Credit by PNC Bank and the establishment of the Investment Account as contemplated herein.
6. All resolutions and parts of resolutions insofar as they conflict with the provisions of this resolution be, and the same hereby are, rescinded.

Upon a vote for the adoption of said Resolution, the vote was:

YEAS: Mayor Swift, Councilmembers Blanchette, Norton, O'Neil, Robbins, Workman

NAYS: None

The Resolution was thereupon declared adopted.

CERTIFICATION

I hereby certify that the foregoing is a true and complete copy of a resolution adopted by the City Council of the City of Riverview, State of Michigan, at a meeting held on May 15, 2023, the original of which is on file in my office and available to the public. Public notice of said meeting was given pursuant to and in compliance with the Open Meetings Act, Act No. 267 of the Michigan Public Acts of 1976, including in the case of a special or rescheduled meeting, notice by posting at least 18 hours prior to the time set for said meeting.

Dated: May 15, 2023

Cynthia M. Hutchison
City Clerk

ADMINISTRATION:

Motion by Councilmember Workman, seconded by Councilmember Blanchette, that **Authorization** for the Preparation of **Plans and Specifications**, the Solicitation of **Bids and Performing Contract Administration**, Inspection, Testing, Marking and As-Built Measurements by **Charles E. Raines** Company in an Amount Not to Exceed **\$98,000.00** for **Street Sectioning**, be Approved.

Carried unanimously.

Motion by Councilmember Workman, seconded by Councilmember Robbins, that **Authorization** for the Approval of the **2023 Pavement Joint Sealing Project Cooperative Contract** with **AI's Asphalt** for the **2023 Pavement Joint Sealing Project** in the Amount of **\$153,090.00**, plus 10 percent (10%) contingency in the amount of **\$15,309.00** for a total of **\$168,399.00**; and Authorization for Engineering Fees with **Charles E. Raines** Company to Perform Marking, Contract Administration, Inspection and As-Built in an amount Not to Exceed **\$12,000.00**, be Approved.

Carried unanimously.

Motion by Councilmember O'Neil, seconded by Councilmember Workman, that the **Bid Award and Execution of Agreement** with **Cornerstone Environmental Group (Tetra Tech)**, for **Wellfield Operation and Management** at the Riverview Land Preserve for **\$18,965.00** per month for an annual cost of **\$227,580.00**, be Approved.

Motion by Councilmember Workman, seconded by Councilmember Robbins, that Authorization for the Purchase of **Two Bomag Compactors** from **Southeastern Equipment** in the Amount of **\$2,168,000.00** be Approved; in concurrence with the Ad Hoc Land Preserve Committee at their meeting of May 8, 2023.

Carried unanimously.

ORDINANCES:

Motion by Councilmember Norton, seconded by Councilmember O'Neil, that Authorization for the Clerk to give the **First Reading**, by title only, of **Proposed Ordinance No. 742** – to Amend the Zoning Ordinance for the City of Riverview by the Adoption of Section 20.05 "**Conditional Rezoning**" to Article 20, "Procedures and Standards, be Approved.

Carried unanimously.

PROPOSED ZONING ORDINANCE NO. 742

AN ORDINANCE TO AMEND THE CITY OF RIVERVIEW ZONING ORDINANCE, BY ADDING SECTION 20.05, "CONDITIONAL REZONING," TO ARTICLE 20, "PROCEDURES AND STANDARDS"

OTHER BUSINESS:

None.

CLOSED SESSION:

None.

ADJOURNMENT:

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

The meeting adjourned at 8:00 p.m.

Andrew M. Swift, Mayor

Cynthia M. Hutchison, City Clerk