

REGULAR MEETING OF THE RIVERVIEW CITY COUNCIL
CITY OF RIVERVIEW, WAYNE COUNTY, MICHIGAN
HELD ON MONDAY, AUGUST 16, 2021
THE PETER ROTTEVEEL MUNICIPAL BUILDING
14100 CIVIC PARK DRIVE, RIVERVIEW, MICHIGAN 48193-7689

The meeting was called to order at 7:34 p.m.

PRESIDING: Mayor Swift

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

ALSO PRESENT: City Manager Drysdale, City Clerk Hutchison, Finance/Purchasing Director McMahon, Assistant City Manager/Landfill Director Dobek, Police Chief Beggs, Fire Chief Lammers, Information and Technology Director Harper, Human Resource Director Mayerich, Parks and Recreation Director Dickman, Department of Public Works Director Webb, Golf Course Director Kettler, Library Director Frattarelli, Carlisle Wortman Community Development Director Scurto, Charles E. Raines Company City Engineer Sabak, Cornerstone Environmental Project Manager Bowyer, City Attorney Morgan

The Pledge of Allegiance was led by Councilmember ONeil.

The Invocation was given by Councilmember Trombley.

AWARDS AND PRESENTATIONS:

None.

MINUTES:

Motion by Councilmember ONeil, seconded by Councilmember Trombley, that the **Minutes** of the Regular Meeting of **July 19, 2021**, the Regular Meeting of **August 2, 2021**, the Special Meeting of **August 9, 2021** and the Special Meeting **August 11, 2021**, and the condensed versions for publication, be Approved.

Carried unanimously.

PUBLIC HEARING:

None.

PUBLIC COMMENTS:

The Mayor Pro Tem offered public comments.

ORGANIZATIONAL BUSINESS:

Motion by Councilmember Trombley, seconded by Councilmember Norton, that the Re-appointment of Ms. **Lisa Glines** to the **Beautification Commission** for a three-year term set to expire **July 31, 2024**, be Approved.

Carried unanimously.

CONSENT AGREEMENT:

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

- Authorize Solicitation of **Bids** for One (1) **Sand Rake Unit** and the Trade-in of One (1) Used 2008 John Deere 1200A Unit.
- Authorize Solicitation of **Bids** for One (1) **Walk-behind Aerification** Unit and the Trade-in of One (1) Used 1990 Toro Greens Aerator Unit.
- Approve **Sole Source Purchase** for Fiscal Year 2021/2022 to **Rusmar Foam Technologies** for **Alternative Daily Cover (ADA) Foam System** at a cost of **\$.57** per pound for an estimated annual cost of **\$250,000.00**, in concurrence with the Land Preserve Committee at their meeting of August 9, 2021.
- Authorize the **Solicitation** of Bid for **Odor Control Supplies** for the landfill.
- Award Bid for and Authorize Execution of a Three-year Agreement with **Drone View Technologies** for **Aerial Photography** and Mapping, for a yearly cost of **\$17,900.00**.
- Award **Bid** and Authorize Execution of **Agreement** with **Encotech** for **Granulated Activated Carbon (GAC) Change Out** in the amount of **\$28,775.00**, with five percent (5) contingency in the amount of **\$1,438.75**, for a total amount of **\$30,213.75**; in concurrence with the Land Preserve Committee at their August 9, 2021 meeting.

- Approve Bid and Execute **Agreements for Heavy Equipment Rental** with **Alta Equipment Company; Michigan Cat; AIS Construction Equipment; Carleton Equipment Company and Bell Equipment Company**; subject to future budget appropriations and in concurrence with the Land Preserve Committee at their meeting of August 9, 2021.
- Approve Budget Amendment as follows:

A.

Description	Account Number	Current Appropriation	Amended Appropriation	Amendment or Change
2020/21 Library				
Central Library Service	271-790-826.000	\$ 55,000.00	\$ 75,000.00	\$ 20,000.00
Operating Supplies	271-790-740.000	\$ 3,500.00	\$ 51,500.00	\$ 48,000.00
Computer Equipment	271-790-990.000	\$ 3,000.00	\$ 5,000.00	\$ 2,000.00
Building Maintenance	271-790-761.000	\$ 2,500.00	\$ 5,500.00	\$ 3,000.00

JUSTIFICATION: To increase the central library service line item to add new collections of items, including books and DVDs, the operating supplies line item for furniture in the youth and adult areas, the computer equipment line item for I-pads for the youth area, and the building maintenance line item for a new emergency exit door. This amendment was approved by the Library Commission at their July 27, 2021 meeting.

RESOLUTIONS:

Motion by Councilmember Workman, seconded by Councilmember ONeil, that Resolution No. 21-18, regarding the **Establishment of the Water, Sewer and Sewer Debt Rates and Meter Charges** for the Period Beginning **September 1, 2021**, be Adopted as follows:

RESOLUTION NO. 21-18
 ESTABLISHING FEES FOR WATER AND SEWER RATES
 AND METER CHARGES AS FEES TO BE ESTABLISHED
 BY CITY COUNCIL RESOLUTION

WHEREAS, the City Council desires to establish Water and Sewer Rates and Meter Charges as fees to be established by city council resolution to be implemented for the City of Riverview;

WHEREAS, the respective Department Heads have proposed the fees;

WHEREAS, the City Council determines the proposed Fees to be required to meet the operational and capital needs for the effected Riverview Departments; and

WHEREAS, Section 26-13 of the Riverview City Charter provides for the City Council to establish the listed Fees by City Council Resolution.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF RIVERVIEW, MICHIGAN, AS FOLLOWS:

The City Council hereby approves the proposed Fee Schedule as follows:

Water and sewer rates and meter charges.

Prior rates for periods through August 31, 2021 remain in effect.

- a) *Water rates.* The rates and charges to be collected from consumers of water shall be such as specified in the following schedule. Water rate per thousand gallons delivered to the consumer shall be based on 1,000 gallons per each metering period effective September 1, 2021 shall be:
 - (1) For customers billed monthly:
 - a. For the first 4,000,000 gallons per monthly billing cycle, the rate shall be \$8.31 per thousand gallons.
 - b. For any amount in excess of the first 4,000,000 gallons per monthly billing cycle, the rate shall be \$4.15 per thousand gallons.
 - (2) For customers billed quarterly:
 - a. For the first 12,000,000 gallons per quarterly billing cycle, the rate shall be \$8.31 per thousand gallons.
 - b. For any amount in excess of the first 12,000,000 gallons per quarterly billing cycle, the rate shall be \$4.15 per thousand gallons.
- b) *Water meter service charges.* The fees required by section 70-35 shall be as follows:

(1) Residential/consumers of water in the city shall pay the following meter service charges for each three-calendar-month period:

Meter Size:	
5/8"	\$2.75
3/4"	\$3.08
1"	\$3.83
1-1/2"	\$5.85
2"	\$10.53

(2) Industrial and high volume commercial consumers of water in the city shall pay the following meter service charge for each calendar month:

Meter Size:	
5/8"	\$0.92
3/4"	\$1.03
1"	\$1.28
1-1/2"	\$1.95
2"	\$3.51
2" Compound	\$7.39
3"	\$10.72
4"	\$14.61
6"	\$31.20
8"	\$46.00

c) *Sewer rates.* A sewage disposal charge to be collected at the rate of, per 1,000 gallons of water delivered to the consumer, effective September 1, 2021 shall be as follows:

(1) For customers billed monthly:

- a. For the first 6,000,000 gallons per monthly billing cycle, the rate shall be \$7.30 for operations and an additional \$0.70 for federal court mandated remedial costs, per thousand gallons.
- b. For any amount of excess of the first 6,000,000 gallons per monthly billing cycles, the rate shall be \$4.70 per thousand gallons.

(2) For customers billed quarterly:

- a. For the first 18,000,000 gallons per quarterly billing cycle, the rate shall be \$7.30 for operations and an additional \$0.70 for federal court mandated remedial costs, per thousand gallons.
- b. For any amount in excess of eighteen million (18,000,000) gallons per quarterly billing cycle, the rate shall be \$4.70 per thousand gallons.

d) *Non-residential user fee:* A charge to be collected at the rate of \$0.21 per 1,000 gallons of water delivered. For the purpose of this section, residential units are defined as any structure designed and used for year-round habitation where average occupancy by the same person or persons was longer than two (2) consecutive months during the previous year; non-residential units will include any sewerred premises which does not meet this description.

e) *Capital charges.* The fees as required by section 70-37 shall be as follows:

- Water capital charge, per connection...\$500.00
- Sewer capital charge, per connection...\$500.00

f) *Tap-in fees.* The fees as required by section 70-38 shall be as follows:

Water or sewer tap-ins, where provided by the city, shall be 120 percent of the actual cost.

g) *Restoration of suspended service.* See DPW Service Fees

h) *Environmental surcharge for roof drainage:* The environmental surcharge for failure to comply with provisions regulating connection of roof drains with sewer system shall be, per quarter, \$50.00.

i) *Sewer use determination:* In calculating the sewer usage, the customer's water use shall constitute the minimum quantity of sewer usage for the corresponding billing cycle. Any metered sewer flows that are determined to be in excess of the customer's water use for the billing cycle shall also be charged the sewer rate set forth above.

- j) *Billing cycle determination.* High volume customers shall be billed on a monthly cycle, and all other shall be billed on a quarterly cycle unless the customer seeks and obtains the approval of the city manager for placement on a monthly cycle with city council notification.
- k) *Exclusive water service.* The water and sewer service provided by the city shall be the exclusive supply for such service. Effective January 1, 2002, it was deemed unlawful for any person within the city to have a water or sewer service connection with any other service provider without the express prior consent of the city council of the city.

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

NAYS: None.

ADOPTED this 16th day of August, 2021.

ATTEST:

Andrew M. Swift, Mayor

I, Cynthia M. Hutchison, duly authorized City Clerk of the City of Riverview, do hereby certify the foregoing Resolution is a true copy of a resolution adopted by the Riverview City Council at their regular meeting of August 16, 2021.

(S E A L)

Cynthia M. Hutchison, City Clerk

Motion by Councilmember Norton, seconded by Councilmember O'Neil, that Resolution No. 21-19, regarding, Modify **Departmental Fee** Schedule by the Establishment of a **Sub-Category** for **Ice Cream Vendors** under the Business License Provisions for Peddlers, be Adopted as follows:

RESOLUTION NO. 21-19
RESOLUTION AMENDING DEPARTMENTAL FEE SCHEDULE AS TO
PEDDLERS / ICE CREAM VENDORS

WHEREAS, fees shall be established by city council resolution per the City Charter for the city clerk's business and miscellaneous fees and the department of public service fees; and

WHEREAS, the City of Riverview wishes to establish a sub-category for Ice Cream Vendors under the business license provisions for Peddlers.

NOW, THEREFORE, BE IT RESOLVED that a sub-category for Ice Cream Vendors under the business license provisions for Peddlers be established and the fees for an Ice Cream Vendor business license be set and added to the Departmental Fee Schedule as follows:

DESCRIPTION	
The fees as required by Section 14-33, 14-34 and 26-13 of the Riverview Code of Ordinances shall be as follows:	FEES
BUSINESS LICENSES	
Peddlers:	
(Sub Category) Ice Cream Vendors	
• Annual License Fee	\$200
• Background Check	\$25
• Vehicle Safety Inspection	\$50

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

NAYS: None.

ADOPTED this 16th day of August, 2021.

ATTEST:

Andrew M. Swift, Mayor

I, Cynthia M. Hutchison, duly authorized City Clerk of the City of Riverview, do hereby certify the foregoing Resolution is a true copy of a resolution adopted by the Riverview City Council at their regular meeting of August 16, 2021.

(S E A L)

Cynthia M. Hutchison, City Clerk

Motion by Councilmember Trombley, seconded by Councilmember ONeil, that Resolution No. 21-20, Adoption of the **Wayne County Hazard Mitigation Plan**, be Adopted as follows:

RESOLUTION NO. 21-20
ADOPTION OF THE WAYNE COUNTY HAZARD MITIGATION PLAN

WHEREAS, the mission of the City of Riverview includes the charge to protect the health, safety, and general welfare of the people of Riverview and

WHEREAS, the City of Riverview, Michigan, is subject to flooding, tornadoes, winter storms, and other natural, technological, and human hazards; and

WHEREAS, the Wayne County Department of Homeland Security and Emergency Management and the Wayne County Local Emergency Planning Committee, comprised of Representatives from the County, municipalities, and stakeholder organizations, have prepared a recommended Hazard Mitigation Plan that reviews the options to protect people and reduce damage from these hazards; and

WHEREAS, the City of Riverview has participated in the planning process for development of this Plan, providing information specific to local hazard priorities, encouraging public participation, identifying desired hazard mitigation strategies, and reviewing the draft Plan; and

WHEREAS, the Wayne County Department of Homeland Security and Emergency Management, with the Wayne County Local Emergency Planning Committee (LEPC), has developed the WAYNE COUNTY HAZARD MITIGATION PLAN (the “Plan”) as an official document of the County and establishing a County Hazard Mitigation Coordinating Committee, pursuant to the Disaster Mitigation Act of 2000 (PL-106-390) and associated regulations (44 CFR 210.6); and

WHEREAS, the Plan has been widely circulated for review by the County’s residents, municipal officials, and state, federal, and local review agencies and has been revised to reflect their concerns; and

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

1. The Wayne County Hazard Mitigation Plan (or section(s) of the Plan specific to the affected community) is/are hereby adopted as an official plan of the City of Riverview
2. The Chief of Police is charged with supervising the implementation of the Plan’s recommendations, as they pertain to the City of Riverview and within the funding limitations as provided by the City of Riverview or other sources.
3. The Chief of Police shall give priority attention to the following action items recommended in portions of the Plan specific to the City of Riverview:
 - a. Flooding (Section 5.2.31, page 147)
 - b. Hazardous Materials (Section 5.2.31, page 147)

AYES: Mayor Swift, Councilmembers Blanchette, Norton, ONeil, Towle, Trombley, Workman
NAYS: None.

ADOPTED this 16th day of August, 2021.

ATTEST:

Andrew M. Swift, Mayor

I, Cynthia M. Hutchison, duly authorized City Clerk of the City of Riverview, do hereby certify the foregoing Resolution is a true copy of a resolution adopted by the Riverview City Council at their regular meeting of August 16, 2021.

(S E A L)

Cynthia M. Hutchison, City Clerk

ADMINISTRATION:

Motion by Councilmember Workman, seconded by Councilmember Trombley, that a **Public Hearing** be called for Tuesday, September 7, 2021, for the Purpose of **Receiving Comments** on the Proposed **Industrial Facilities Tax Certificate Application** (PA 198 of 1974) Submitted by **Piramal/Ash Stevens, LLC**.

Carried unanimously.

Motion by Councilmember Workman, seconded by Councilmember O'Neil, that the City of Riverview's **General Property and Liability Coverage with Michigan Municipal Risk Management Authority** (MMRMA) for One (1) Year in the Amount of **\$440,763.00** be Approved.

Carried unanimously.

ORDINANCES:

Motion by Councilmember Trombley, seconded by Councilmember Workman, that the Clerk be Authorized to give the **Second Reading**, by title only, of Proposed Ordinance **No. 723** – An Ordinance to Amend Chapter 34, "Law Enforcement," Section 34-31, Regarding **Employment Standards** for the **Police** Department to be Consistent with State Law.

Carried unanimously.

PROPOSED ORDINANCE NO. 723

AN ORDINANCE TO AMEND CHAPTER 34, "LAW ENFORCEMENT," OF THE RIVERVIEW CODE OF ORDINANCES, BY THE REPEAL AND READOPTION OF SECTION 34-32, "MINIMUM EMPLOYMENT STANDARDS ADOPTED," OF ARTICLE II, "POLICE DEPARTMENT," TO UPDATE THE SECTION AND TO BE OTHERWISE CONSISTENT WITH STATE LAW

THE CITY OF RIVERVIEW ORDAINS:

Adoption: That Section 34-31, "Minimum Employment Standards Adopted", of Article II, "Police Department", of Chapter 34, "Law Enforcement", is hereby repealed and readopted to hereafter read as follows:

CHAPTER 34 LAW ENFORCEMENT

ARTICLE II POLICE DEPARTMENT

Sec. 34-31. - Minimum employment standards adopted.

(a) The minimum employment standards for law enforcement officers as established and adopted by the Michigan Commission on Law Enforcement Standards (MCOLES) in accordance with Public Act No. 203 of 1965 (MCL 28.601 et seq.), are hereby adopted and any person selected to become a law enforcement officer for the city shall meet all of the following qualifications and requirements:

- (1) Such person shall be a citizen of the United States.
- (2) Such person shall have attained the minimum age of not less than 18 years or as otherwise provided by law.
- (3) High school diploma or GED is the minimum for an employed recruit. Pre-service recruits must have a minimum of an associate's degree upon completion of the basic training academy.

- (4) Such person shall have no prior felony convictions, and fingerprints of applicant shall be done with a search of local, state and national fingerprints files to disclose any criminal record.
 - (5) Such person shall possess a good moral character as determined by a favorable comprehensive background investigation covering school and employment records, home environment, and personal traits and integrity. Consideration will be given to all law violations, including traffic and conservation law convictions, as indicating a lack of good character.
 - (6) Such person shall possess normal hearing, normal color vision, and normal visual functions and acuity in each eye correctable to 20/20. Normal color vision shall be determined by testing the unaided eye with pseudoisochromatic plates.
 - (7) Such person shall be free from other impediment of the senses, physically sound, in possession of his extremities, and well developed physically, with height and weight in relation to each other as indicated by accepted medical standards. Such fitness is to be established from an examination made by a licensed physician who shall determine that such applicant is free from any physical, emotional or mental condition which might adversely affect their performance of duty as a police officer for the city.
 - (8) Such person shall be free from any physical defects, chronic diseases, organic diseases, organic or functional conditions, or mental and emotional instabilities which may tend to impair the efficient performance of a law enforcement officer's duties or which might endanger the lives of others or the law enforcement officer.
 - (9) Such person shall possess a valid state motor vehicle operator's license.
 - (10) Such person shall demonstrate ability and competence and read and write at the level necessary to perform the job of a law enforcement officer as determined by passing the Michigan Commission on Law Enforcement Standards examination designed to test these skills or by passing a MCOLES certified examination as specified in Rule 28.4108(d) as promulgated by the Michigan Department of State Police.
 - (11) Such person shall demonstrate physical ability at a level necessary to perform the job of a law enforcement officer as determined by passing the Michigan Commission on Law Enforcement Standards examination designed to test physical performance skills or by passing a MCOLES certified examination as specified in Rule 28.4108(d) as promulgated by the Michigan Department of State Police.
 - (12) Such person shall successfully complete the basic police training curriculum at a Michigan Commission on Law Enforcement Standards approved school.
 - (13) Such person shall demonstrate mastery of the basic training curriculum as determined by passing the Michigan Commission on Law Enforcement Standards examination for law enforcement officers certification.
 - (14) A declaration of the applicant's medical history shall become a part of the background investigation. This information shall be available to the examining physician.
 - (15) An oral interview shall be held by the chief of police or his representative, to determine the applicant's acceptability for a police officer position and to assess appearance, background and ability to communicate.
 - (16) Recruitment and employment practices and standards shall be in compliance with existing state statutes governing this activity.
 - (17) Such person shall meet any other requirement of employment established by the chief of police.
- (b) The standards of the Michigan Commission on Law Enforcement Standards are recognized are available. Any portion of any ordinance not meeting the MCOLES minimum standards is hereby repealed. Any portion of any ordinance which meets the minimum standards or exceeds those standards shall remain in effect.

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 July 19, 2021, shall be given a second reading on August 16, 2021, shall be adopted on August 16, 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 16th day of August, 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 August 16, 2021.

Cynthia M. Hutchison, City Clerk

Motion by Councilmember Trombley, seconded b Councilmember Workman, that Proposed Ordinance No. 723 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 8:10 p.m.

Andrew M. Swift, Mayor

Cynthia M. Hutchison, City Clerk