

REGULAR MEETING OF THE RIVERVIEW CITY COUNCIL
 CITY OF RIVERVIEW, WAYNE COUNTY, MICHIGAN
 HELD ON MONDAY, DECEMBER 20, 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, Gunaga, O'Neil, Norton, Robbins, Workman

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

The Pledge of Allegiance was led by Councilmember Gunaga.

The Invocation was given by Councilmember Blanchette.

AWARDS AND PRESENTATIONS:

Mayor Swift removed 4.3 recognizing Former Councilman Trombley.

Mayor Swift, Councilmber O'Neil representing the Beautification Commission, and Recreation Director Dickman presented the following 2021 Home Decorating Contest Winners with Certificates and Wreaths:

- 17860 Brentwood – Jason Hall
- 18130 Mulberry – Mark and Jennifer Dreher
- 18276 Hinton - Rhonda Flourre
- 17046 Valade – Thomas Samthers
- 19668 Coachwood – Eric and Julie Rooney
- Mayor's Choice Award:
- 17405 Fort Street – Cunningham Insurance Agency

Fire Chief Lammers presented a Certificate of Recognition to **Jared Brandes** as the City's **First Fire Cadet** to complete Fire 1 and II Training and Certification.

MINUTES:

Motion by Councilmember Blanchette, seconded by Councilmember Norton, that the **Minutes** of the Regular Meeting of **December 6, 2021**, and the condensed version for publication, be Approved. Carried unanimously.

PUBLIC HEARING:

None.

PUBLIC COMMENTS:

The Mayor offered public comments.

ORGANIZATIONAL BUSINESS:

Motion by Councilmember Workman, seconded by Councilmember Gunaga, to Appoint **City Council Representatives to Committees and Organizations** as follows:

MAYOR/COUNCIL MEETINGS	MAYOR/COUNCIL	MEETINGS
Pre-study/Council Meeting	All	24 per year
Study Session	All	12 per year
Special Meeting	All	As Required
Budget Study Sessions	All	2 to 3
Commission/Committee	Current Representative	Meeting Requirements
AD HOC Audit Committee	Councilmember Workman Mayor Swift	Call of Committee (once per year)
AD HOC Civil Engineering Committee	Mayor Swift Councilmember Blanchette Councilmember Gunaga	Call of Committee (6 months prior to expiration of engineering contract)

AD HOC Environmental Engineering Committee	Mayor Swift Councilmember Blanchette Councilmember Workman	Call of Committee (6 months prior to expiration of engineering contract)
AD HOC Land Preserve Committee	Mayor Swift Councilmember Workman Councilmember Blanchette Councilmember Norton - Alternate	2 nd Monday of each month @ 5:30 p.m.
AD HOC Public Safety Committee	Councilmember ONeil Councilmember Blanchette Councilmember Robbins Councilmember Gunaga - Alternate	As Needed
AD HOC Riverview Highlands Facilities Committee	Mayor Swift Councilmember Blanchette Councilmember ONeil	2 nd Wednesday of each month
Ad Hoc Vision Committee	Councilmember Workman– Delegate Mayor Swift - Alternate	TBD
Beautification Commission	Councilmember ONeil	2 nd Tuesday of each month
Citizens Community Development Block Grant Advisory Committee	Councilmember Blanchette – Delegate Councilmember ONeil – Alternate	Bi-monthly Monthly
Downriver Community Conference	Mayor Swift - Delegate Councilmember Norton—Alternate	1 st Thursday of each month
Downriver Mutual Aid	Mayor Swift -- Delegate Councilmember Norton - Alternate	1 st Thursday of each month
Economic Development Corporation/ Brownfield Redevelopment Authority	Mayor Swift Councilmember Norton City Manager Drysdale	4th Mon: Feb, April, Jun, Annual: Oct, Dec @ 6:00 PM
Election Commission	Councilmember Gunaga Councilmember Robbins Councilmember Workman	Per Election
Michigan Municipal League	Councilmember Norton – Delegate Mayor Swift - Alternate	
Michigan Municipal League Legislative Coordinators	Councilmember Norton - Delegate Mayor Swift—Alternate	Annually in Lansing
School Liaison	Councilmember Gunaga Councilmember Robbins - Alternate	Call of Committee
SEMCOG - South East Michigan Council of Government	Mayor Swift – Delegate Councilmember Norton – Alternate	As needed
Southern Wayne County Chamber of Commerce	Mayor Swift - Delegate Councilmember Norton – Alternate	4 th Thursday of the month at 4:30 p.m.
The Taylor Act 179 Authority	Mayor Swift - Delegate Councilmember Workman – Alternate	1 st Wednesday in March
Twenty Seventh District Court Joint Management	Councilmember Gunaga—Delegate Councilmember Norton- Alternate	2 -4 x annually
Veterans' Memorial Committee	Mayor Swift Councilmember (Vacant) -Alternate	
Wyandotte/Riverview Reciprocal Agreement Committee	Mayor Swift Councilmember Norton Councilmember Robbins	Call of Committee (or annually)

Carried unanimously.

Motion by Councilmember Workman, seconded by Councilmember Gunaga, to nominate and appoint Councilmember Blanchette as the Alternate on the Veterans Memorial Committee.

AYES: Mayor Swift, Councilmembers Blanchette, Workman

NAYS: Councilmembers Gunaga, Norton, ONeil, Robbins

Motion failed.

Motion by Councilmember Norton, seconded by Councilmember ONeil, to nominate and appoint Councilmember **Robbins** to the **Veterans Memorial Committee**.

AYES: Councilmembers Gunaga, Norton, ONeil, Robbins

NAYS: Mayor Swift, Councilmembers Blanchette, Workman

Motion Carried.

CONSENT AGREEMENT:

At the Request of Councilmember O'Neil, the item 9.4 was removed from the Consent Agenda:

- Authorize Solicitation of Proposals for the Sale of the Riverview Land Preserve and Riverview Highlands Golf Club (Gold and Red Courses) – Land Preserve/Golf Course; in concurrence with the Ad Hoc Land Preserve Committee at their meeting of December 13, 2021.

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

- Award Bid for and Authorize Execution of **Agreements with Freeport Supply Company** for **Aggregate and Screened Top Soil** for Land Preserve and DPW at the following three year cost; in concurrence with the Ad Hoc Land Preserve Committee at their meeting of December 13, 2021

<u>AGGREGATE</u>	<u>TOP SOIL</u>
11.50 per ton year one	\$14.00 per yard year one
11.70 per ton per year two	\$14.50 per yard year two
11.90 per ton for year three	\$15.00 per yard year thr
- Award Bid and Authorize Execution of Agreement for Heavy Equipment Replacement Tires with **POMP'S Tire Service, Leslie Tire Service and Trader Ray Tire Center** for ten (10) Continental 29.5\$25, STL3 (E-3) 2* Radial Tires, in concurrence with the Ad Hoc Land Preserve Committee at their meeting of December 13, 2021.
- Accept the **Annual Financial Audit Report** for the City of Riverview for Fiscal Year Ending June 30, 2021 – Finance.
- Authorize Solicitation of Bids for **Compressor Maintenance** at the Land Preserve.
- Authorized Execution of **Addendum** Extending Agreement for **Car Path Repair Replacement** with **AI's Asphalt Paving Company**, at current pricing, for One (1) additional year through December 30, 2022 – Golf Course.
- Approve Change Order No. 1 with **AI's Asphalt**, on the **Cart Path Replacement Project** in the amount of **\$5,897.50** for Additional Work requested by the Golf Course.
- Approve Budget Amendment as follows:
 - A.

Description	Account Number	Current Appropriation	Amended Appropriation	Amendment or Change	PO Number
Operating Supplies	101-209-740.000	5,200.00	5,636.85	\$ 436.85	20-002004
Pistol Range	101-301-780.100	8,000.00	8,110.65	\$ 110.65	20-002020
Operating Supplies	101-443-740.000	10,750.00	10,829.90	\$ 79.90	20-001970
Repair Parts/Equip Supply	101-443-760.500	70,220.30	70,866.30	\$ 646.00	20-001970
Repair Parts/Equip Supply	101-443-760.500	70,000.00	70,220.30	\$ 220.30	20-002093
Bike Path - Iron Belle Trail	101-447-985.070	0.00	57,236.00	57,236.00	18-002197
Park Improvements/Equipment	101-751-972.010	50.00	7,260.50	\$ 7,210.50	20-000734
Park Improvements/Equipment	101-751-972.010	7,260.50	55,409.25	\$ 48,148.75	20-000856
Wellness Program	101-851-962.550	6,500.00	10,490.00	\$ 3,990.00	20-002098
Joint/Crack Sealing	202-463-818.035	22,500.00	32,529.45	\$ 10,029.45	20-000956
Street Sectioning	202-463-974.110	189,261.47	244,316.87	55,055.40	19-000183
Street Sectioning	202-463-974.110	244,316.87	247,049.39	2,732.52	19-000561
Street Sectioning	202-463-974.110	186,000.00	189,261.47	\$ 3,261.47	20-000226
Street Sectioning-Engineering	202-463-974.111	27,000.00	52,912.49	\$ 25,912.49	20-000014
Joint/Crack Sealing	203-463-818.035	42,500.00	65,902.04	\$ 23,402.04	20-000956
Street Sectioning	203-463-974.110	601,399.49	617,231.99	15,832.50	19-000561
Street Sectioning	203-463-974.110	434,000.00	601,399.49	\$ 167,399.49	20-000225
Street Sectioning	203-463-974.110	617,231.99	752,071.98	\$ 134,839.99	20-001167
Street Sectioning-Engineering	203-463-974.111	63,000.00	123,462.47	\$ 60,462.47	20-000014
Street Sectioning-Engineering	203-463-974.111	123,462.47	150,399.80	\$ 26,937.33	20-001166
Sidewalk Replacement	203-463-980.100	10,000.00	11,707.72	\$ 1,707.72	20-000629
Operating Supplies	243-535-740.000	4,850.00	4,893.48	\$ 43.48	20-001844
Park Improvements/Equipment	275-712-972.010	0.00	6,740.00	\$ 6,740.00	20-000992
Network Maintenance	402-903-818.105	30,376.37	37,383.97	\$ 7,007.60	20-001845
Network Maintenance	402-903-818.105	29,000.00	30,376.37	\$ 1,376.37	20-002016
Supplies for Resale-Merchandise	584-542-740.016	34,000.00	35,096.66	\$ 1,096.66	20-001864
Building Supplies	584-542-760.125	4,000.00	119,467.30	\$ 115,467.30	20-001859
Repair Parts/Equip Supply	584-542-760.500	0.00	339.97	\$ 339.97	20-002027
Roof Repair-Replacement-Club	584-542-974.901	0.00	12,294.77	\$ 12,294.77	20-001811
Cart Path Replacement	584-542-976.031	60,000.00	61,079.50	\$ 1,079.50	20-001164
Cart Path Replacement	584-542-976.031	61,079.50	132,642.10	\$ 71,562.60	20-001165
Manhole Repair-Sewer Lines	592-527-991.105	0.00	125,021.26	\$ 125,021.26	20-001489
Fire Hydrant Replacement	592-536-760.280	3,000.00	5,674.41	\$ 2,674.41	20-001899
Consulting	592-536-818.155	8,000.00	8,369.93	\$ 369.93	18-002141

Description	Account Number	Current Appropriation	Amended Appropriation	Amendment or Change	PO Number
PRV Replacement	592-536-991.098	0.00	46,269.48	\$ 46,269.48	19-000503
PRV Replacement	592-536-991.098	46,269.48	175,162.02	221,431.50	20-001018
Water Main Replacement	592-536-999.057	900,000.00	960,321.83	60,321.83	18-001037
Water Main Project Engineering	592-536-999.059	180,000.00	223,000.00	\$ 43,000.00	20-001786
Articulating Truck	596-526-974.700	550,000.00	1,049,345.00	\$ 499,345.00	20-001753
Cell 7 Construction	596-526-994.098	287,781.00	318,606.00	\$ 30,825.00	20-002014
Cell 7 Construction	596-526-994.098	318,606.00	457,730.34	\$ 139,124.34	20-002079
Golf Course Flare Pipeline	596-526-994.203	0.00	106,425.00	\$ 106,425.00	20-000680
Concrete Perimeter Road Repairs	596-526-994.208	90,275.00	119,999.10	29,724.10	19-000184
Concrete Perimeter Road Repairs	596-526-994.208	119,999.10	121,749.10	\$ 1,750.00	20-001021
Concrete Perimeter Road Repairs	596-526-994.208	121,749.10	123,569.10	\$ 1,820.00	20-001163

JUSTIFICATION: To bring forward Purchase Orders from Fiscal Year 2020-2021 into the new fiscal year to finish projects and complete the purchases.

Carried unanimously.

Motion Councilmember Workman, seconded by Councilmember Blanchette, that Authorization for Solicitation of **Proposals** for the **Sale of Riverview Land Preserve and Riverview Highlands Golf Club (Gold and Red Courses)** be Approved.

AYES: Mayor Swift, Councilmembers Blanchette, Workman

NAYS: Councilmembers Gunaga, Norton, O'Neil, Robbins

Motion failed.

RESOLUTIONS:

Motion by Councilmember Workman, seconded by Councilmember Norton, that Resolution No. 21-25, to Approve Performance Resolution and Performance and Indemnification Commitment for Government Bodies for **the State of Michigan (MDOT) Annual Permit for Work on State Highways**, be Adopted.

**RESOLUTION NO. 21-25
PERFORMANCE RESOLUTION FOR
GOVERNMENTAL AGENCIES**

This Performance Resolution is required by the Michigan Department of Transportation for purposes of issuing to a municipal utility an "Individual Permit for Use of State Highway Right of Way", or an "Annual Application and Permit for Miscellaneous Operations Within State Highway Right of Way".

RESOLVED WHEREAS, the City of Riverview hereinafter referred to as the "GOVERNMENTAL AGENCY," periodically applies to the Michigan Department of Transportation, hereinafter referred to as the "DEPARTMENT," for permits, referred to as "PERMIT," to construct, operate, use and/or maintain utilities or other facilities, or to conduct other activities, on, over, and under State Highway Right of Way at various locations within and adjacent to its corporate limits;

NOW, THEREFORE, in consideration of the DEPARTMENT granting such PERMIT, the GOVERNMENTAL AGENCY agrees that:

1. Each party to this Agreement shall remain responsible for any claims arising out of their own acts and/or omissions during the performance of this Agreement, as provided by law. This Agreement is not intended to increase either party's liability for, or immunity from, tort claims, nor shall it be interpreted, as giving either party hereto a right of indemnification, either by Agreement or at law, for claims arising out of the performance of this Agreement.
2. If any of the work performed for the GOVERNMENTAL AGENCY is performed by a contractor, the GOVERNMENTAL AGENCY shall require its contractor to hold harmless, indemnify and defend in litigation, the State of Michigan, the DEPARTMENT and their agents and employee's, against any claims for damages to public or private property and for injuries to person arising out of the performance of the work, except for claims that result from the sole negligence or willful acts of the DEPARTMENT, until the contractor achieves final acceptance of the GOVERNMENTAL AGENCY. Failure of the GOVERNMENTAL AGENCY to require its contractor to indemnify the DEPARTMENT, as set forth above, shall be considered a breach of its duties to the DEPARTMENT.

3. Any work performed for the GOVERNMENTAL AGENCY by a contractor or subcontractor will be solely as a contractor for the GOVERNMENTAL AGENCY and not as a contractor or agent of the DEPARTMENT. The DEPARTMENT shall not be subject to any obligations or liabilities by vendors and contractors of the GOVERNMENTAL AGENCY, or their subcontractors or any other person not a party to the PERMIT without the DEPARTMENT'S specific prior written consent and notwithstanding the issuance of the PERMIT. Any claims by any contractor or subcontractor will be the sole responsibility of the GOVERNMENTAL AGENCY.
4. The GOVERNMENTAL AGENCY shall take no unlawful action or conduct, which arises either directly or indirectly out of its obligations, responsibilities, and duties under the PERMIT which results in claims being asserted against or judgment being imposed against the State of Michigan, the Michigan Transportation Commission, the DEPARTMENT, and all officers, agents and employees thereof and those contracting governmental bodies performing permit activities for the DEPARTMENT and all officers, agents, and employees thereof, pursuant to a maintenance contract. In the event that the same occurs, for the purposes of the PERMIT, it will be considered as a breach of the PERMIT thereby giving the State of Michigan, the DEPARTMENT, and/or the Michigan Transportation Commission a right to seek and obtain any necessary relief or remedy, including, but not by way of limitation, a judgment for money damages.
5. The GOVERNMENTAL AGENCY will, by its own volition and/or request by the DEPARTMENT, promptly restore and/or correct physical or operating damages to any State Highway Right of Way resulting from the installation construction, operation and/or maintenance of the GOVERNMENTAL AGENCY'S facilities according to a PERMIT issued by the DEPARTMENT.
6. With respect to any activities authorized by a PERMIT, when the GOVERNMENTAL AGENCY requires insurance on its own or its contractor's behalf it shall also require that such policy include as named insured the State of Michigan, the Transportation Commission, the DEPARTMENT, and all officers, agents, and employees thereof and those governmental bodies performing permit activities for the DEPARTMENT and all officers, agents, and employees thereof, pursuant to a maintenance contract.
7. The incorporation by the DEPARTMENT of this resolution as part of a PERMIT does not prevent the DEPARTMENT from requiring additional performance security or insurance before issuance of a PERMIT.
8. This resolution shall continue in force from this date until cancelled by the GOVERNMENTAL AGENCY or the DEPARTMENT with no less than thirty (30) days prior written notice provided to the other party. It will not be cancelled or otherwise terminated by the GOVERNMENTAL AGENCY with regard to any PERMIT which has already been issued or activity which has already been undertaken.

BE IT FURTHER RESOLVED, that the following position(s) are authorized to apply to the DEPARTMENT for the necessary permit to work within State Highway Right of Way on behalf of the GOVERNMENTAL AGENCY.

Title and/or Name:
Department of Public Works Director Jeff Webb
Department of Public Works Supervisor Ron Tabor

I HEREBY CERTIFY that the foregoing is a true copy of a resolution adopted by the City Council of the City Of Riverview of Wayne County at a Regular City Council meeting held on the 20th day of December A.D. 2021.

Signed _____ Title: City Clerk

ADMINISTRATION:

Motion by Councilmember Blanchette, seconded by Councilmember Workman, that Authorization for **Civil Engineering Services with Charles E. Raines Company** in the Amount of **\$85,000.00** be Approved.

MDOT Act 51	203-463-991.064	\$1,000.00
Paser and Asset Management	203-563-991.064	\$6,000.00
Joint and Crack Sealing	203-463-818.035	\$10,000.00
NPDES - Major Streets	202-463-991.064	\$16,000.00
NPDES - Local Streets	203-463-991.064	\$8,000.00
Downriver Waste Water System	592-527-810.000	\$26,000.00
DPW Assistance - Seweres	592-527-818.155	\$8,000.00
DPW Assistance - Watermains	592-536-818.155	\$10,000.00
Total Work Authorizations		\$85,000.00

Carried unanimously.

Motion by Councilmember Blanchette, seconded by Councilmember Workman, that a Public Hearing be Called on January 3, 2022, for the Purpose of Considering the “DRAFT” **PARKS AND RECREATION MASTER PLAN.**

Carried unanimously.

Motion by Councilmember Workman, seconded by Councilmember Gunaga, that the **Joint Recreational Use Committee** between the City of Riverview and the Riverview Community School District be **Abolished.**

Carried unanimously.

ORDINANCES:

None.

OTHER BUSINESS:

None.

CLOSED SESSION:

Motion by Councilmember Gunaga, seconded by Councilmember ONeil, to Adjourn into Closed Session for the Purpose of Discussing **Collective Bargaining** for the **Police Patrol Unit.**

Carried unanimously.

ADJOURNMENT:

The meeting Adjourned at 7:54 p.m.

Andrew M. Swift, Mayor

Cynthia M. Hutchison, City Clerk