

**REGULAR MEETING
MINUTES**

JUNE 15, 2009

THE REGULAR MEETING OF THE RICHMOND CITY COUNCIL WAS CALLED TO ORDER AT 7:00 P.M., ON MONDAY, JUNE 15, 2009, BY MAYOR RIX.

Council members and the audience present stood for the Pledge and Invocation.

ROLL CALL

Present: Misteravich, Olson, Reindel, Rix, Schultz, Yaroch, Yelencich

Absent: None

Others: City Manager Moore, City Clerk Stagl

Visitors: DPS Director Fejedelem, City Attorney Rex Burgess, Ken Kingsley, City Planner Jeschke, Kim Galante, Andrew Benoit, Gil Orris

APPROVAL OF MINUTES

Motion by **Yelencich**, seconded by **Reindel**, to approve the minutes of the June 1, 2009, regular meeting, as amended:

Pg. 4, under City Manager Comments, should read: ...expressing their concern with the parking on the street. The Manager will review...

Pg. 4, under Council Comments, should read: Yaroch – thanked the Library Friends group for their cash donation for the purchase of books.

Pg. 4, under Council Comments, should read: Misteravich – The High School hosted ...

All yeas

Motion passes

AUDIENCE PARTICIPATION (non-agenda items)

None received.

ADOPTION OF AGENDA

Motion by **Yaroch**, seconded **Yelencich**, to adopt the Agenda as presented.

All yeas

Motion passes

CONSENT AGENDA

- a) Receive and File DPW Activity Report for May 2009
- b) Receive and File City Clerk's Activity Report for May 2009
- c) Receive and File City Planners Activity Report for May 2009
- d) Receive and File Administrative Assistant's Activity Report for May 2009
- e) Receive and File Parks and Recreation Activity Report for May 2009
- f) Receive and File Library Activity Report for May 2009
- g) Receive and File Water Well Report for May 2009
- h) Receive and File Bulk Water Sales Report for May 2009
- i) Receive and File Richmond Police Bulletins dated May 25th through June 7th, 2009
- j) Receive and File Police Department Statistics for May 2009
- k) Receive and File Police Department Code Violations Status Report for May 2009
- l) Receive and File Richmond Lenox E.M.S. Community Report for May 2009
- m) Receive and File February 9, 2009, Cable Commission Meeting Minutes
- n) Receive and File April 28, 2009, Recreation Board Meeting Minutes
- o) Receive and File May 26, 2009, Recreation Board Meeting Minutes
- p) Receive and File May 26, 2009, Tax Increment Finance Authority Meeting Minutes
- q) Receive and File May 28, 2009, Special Planning Commission Meeting Minutes
- r) Approval of FY2008-09 Budget Amendments
- s) Receive and File May 11, 2009, Cable Commission Meeting Minutes
- t) Approval of June 11, 2009, Schedule of Bills in the amount of \$ 301,798.02

Motion by **Yaroch**, seconded by **Schultz**, to adopt the Consent Agenda as presented.

All yeas

Motion passes

PUBLIC HEARING

1. Draft Project Plan/Sewer System Improvements

The Public Hearing on the Project Plan for the proposed sanitary sewer collection system improvements was declared open by Mayor Rix at 7:09 p.m.

Manager Moore informed Council that the Project Plan was prepared to obtain a State Revolving Fund loan from the Department of Environmental Quality for construction of Phase 2 of the sewer interceptor replacement on Forest from Bartell Street to Division Road and on Division Road to Skinner Drive, upgrading of the Division Road lift station, and replacement of the Howard submain from Skinner Drive to Howard Street. Bonding would also cover the cost of a portion of the pavement improvements to Division Road and restoring Forest Street. The total opinion of probable cost of the proposed project attributable to sanitary sewer improvement is estimated to be

\$1,680,000.00. It is anticipated that the implementation of the proposed project will not require an increase to user rates.

Ken Kingsley, the City's Engineer, informed Council that the plan was prepared on behalf of the City of Richmond, to obtain a SRF loan from the MDEQ for construction of Segment 22 wastewater system improvement to improve the conveyance capacity of the collection system that includes the following components:

- 756 feet of 30-inch sanitary interceptor sewer on Forest Street from Main Street to Division Road.
- 1422 feet of 24-inch sanitary sewer on Division road from Forest Street to the Division road Pump Station
- 1161 feet of 15-inch sanitary sewer on Division Road from the Division Road Pump Station to Howard Street
- Upgrade of the Division road Lift Pump Station to a triplex submersible pump station with a firm capacity of 3.4 mgd.

To meet the first quarter loan requirements, a draft plan had to be prepared and a public hearing held. Once the resolution is adopted by Council it will be submitted, along with the draft plan, to the MDEQ, with a transcript of the public hearing. We should receive a determination from the MDEQ by August. The sewer components of the project will be covered by the current sewer rates. Next year there is a programmed 2% rate increase.

No comments were received from the public.

Motion by **Olson**, seconded by **Schultz**, to close the public hearing for the Draft Project Plan at 7:19 p.m.

All yeas

Motion passes

ITEMS FOR CONSIDERATION

1. Consideration of Adopting Resolution No. 2009-10/Draft Wastewater System Improvement Segment II Project Plan

A public hearing was held earlier during the meeting to receive comments in regards to the Project Plan for obtaining a Sewer Revolving fund loan to make improvements to the sanitary sewer collection system. Adoption of the Project Plan is a requirement of the Department of Environmental Quality in order to obtain the SRF loan.

Motion by **Yelencich**, seconded by **Yaroch**, to adopt Resolution 2009-10, a resolution to approve and adopt the Wastewater System Improvements Segment II Project Plan.

All yeas

Motion passes

2. Consideration of the Introduction and First Reading of Ordinance 156-10/Rezoning of 68336 Beech Street from I-1 to B-2

Motion by **Olson**, seconded by **Yelencich**, to Introduce and give First Reading to Ordinance No. 156-120 which amends the City of Richmond Zoning Map from I-1 (Limited Industrial) to B-2 (Downtown Business), consisting of 2.23 acres on property located at 68336 Beech Street (Parcel N. 50-07-06-01-157-008), for the following reasons:

1. The proposed B-2 (Downtown Business) District is consistent with the Future Land Use Designation of Historic Commercial on the site and the commercial nature of the area.
2. The proposed B-2 (Downtown Business) District is consistent with the surrounding zoning classifications of the Central Business District.

All yeas

Motion passes

3. Consideration of Bid Award/Street Repairs

Motion by **Reindel**, seconded by **Misteravich** to award the street repair contract in the amount of \$6,925.00 to United Asphalt and authorize the additional patch expense of \$1,775.00, with the expenses charged to the appropriate contractual services line items of the Major Street, TIFA, Sanitary Sewer and Water Funds.

All yeas

Motion passes

4. Consideration of Bid Award/Aggregate Materials

Motion by **Schultz**, seconded by **Olson**, to award the FY09/10 aggregate materials supply contract to RGE Aggregates at the unit prices as submitted.

All yeas

Motion passes

5. Consideration of Special Event Activity/Richmond Area Historical & Genealogical Society Grand Opening Ceremony

Motion by **Yaroch**, seconded by **Schultz**, to approve the request from the Richmond Area Historical Society and Genealogical Society to conduct a Grand Opening of the Blacksmith Shop on July 18th from 9:00 a.m. to noon, and close Park Street from Stone Street to Beebe Street for the same time period.

All yeas

Motion passes

6. Consideration of Special Event Activity/Richmond Area Chamber of Commerce/Sidewalk Sales

Motion by **Olson**, seconded by **Yelencich**, to approve the request received from the Richmond Area Chamber of Commerce to conduct the annual Sidewalk Sale and Community Yard Sales from July 23rd through July 25th, 2009.

All yeas

Motion passes

7. Consideration of Approving the Fy2009-10 City Fee Schedule

Motion by **Schultz**, seconded by **Misteravich**, to approve the City of Richmond 2009-10 Fee Schedule as presented by the City Manager.

All yeas

Motion passes

8. Consideration of Adopting Resolution No. 1009-11/Accepting TIFA Loan

Motion by **Yaroch**, seconded by **Schultz**, to approve Resolution 2009-11 accepting a TIFA Inter-Fund Loan.

All yeas

Motion passes

CITY MANAGER COMMENTS

- Manager and Cable Coordinator met with representatives of COMCAST – it was a productive meeting. Will be proposing a joint meeting with COMCAST at Council’s quarterly workshop.
- We received a map from Macomb County proposing The Four Seasons Trail – there will be a big push over the next couple of years to create the loop around the County.

COUNCIL COMMENTS

Misteravich – High School sports did well this year. Girl’s softball won the regionals. Varsity baseball and soccer lost at the district level. Congratulated the girl’s softball team.

Reindel – Nice to see all the business projects going on.

- Questioned the status of the streetscape lights. City Manager Moore stated that they should be in next week. Also informed Council that CVS will be ordering the same type of lights the City will be installing as part of the streetscape project.

Olson – attended the Planning Commission meeting on June 11th – the County and LSL Planning had a nice presentation on the Gratiot Access Management Plan.

Yaroch – attended the Art Festival – it was a nice event – hope it will continue to grow.

Schultz – light at Howard Street not functioning properly.

Rix – Annual CanAM tournament was recently held – there were 42 teams – need to have more communication between the organization that sponsor these events and the City, so more publicity can be done on the events.

- reminder of upcoming calendar events:

6/17 – EDC meeting at 7:00 pm

6/21 – Fathers Day and the First day of summer

6/22 – TIFA meeting at 7:00 pm

6/23 – Parks and Recreation meeting at 7:15 pm

7/3 – City Offices and the Library closed.

7/6 – Council meeting at 7:00 pm

CLOSED SESSION

1. Discussion on Attorney Opinion/PA 425 Agreement

Motion by **Olson**, seconded by **Yelencich**, to convene into closed session in accordance with the Michigan Open Meetings Act, Public Act 267 of 1976, as amended, to discuss the City Attorney's Opinion on the Urban Limits Agreement.

A roll call vote was taken:

All yeas (Olson, Reindel, Rix, Schultz, Yaroch,
Yelencich, Misteravich)

Motion passes

Council recessed at 7:59 p.m. to go into Closed Session.

OTHER BUSINESS

Motion by **Schultz**, seconded by **Yelencich**, to reconvene into open session at 8:38 p.m.

All yeas

Motion passes

Directed the city Manager to continue discussion on the PA425 Agreement with the Townships, taking into account the recommendations made by the City Council and City Attorney in closed session.

ADJOURNMENT

Motion by **Reindel**, seconded by **Yelencich**, to adjourn the regular meeting at 8:40 p.m.

All yeas

Motion passes

Respectfully submitted:

Karen M. Stagl
City Clerk