

**CITY OF TRENTON, MICHIGAN
REGULAR MEETING
February 16, 2010**

After the Pledge of Allegiance to the Flag, a moment of silence was observed in memory of Timothy Hennessey and Ted Plaza, former employees who passed away. The Regular Meeting of the City Council of Trenton, Michigan was called to order by Mayor Brown, at 8:03 p.m. on the above date in the City Hall Council Chambers.

Present on roll call by City Clerk Stack: Mayor Brown, Councilpersons: Baun-Crooks, McLeod, Taylor, and Teifer.

Absent: Councilmen Gillespie and LeFevre.

Moved by Councilwoman McLeod, seconded by Councilwoman Baun-Crooks, to excuse the absence of Councilmen Gillespie and LeFevre.

Carried unanimously.

There being a quorum present, the Council was declared in session.

Other Officers Present: John Dahlquist, City Assessor; Randy Schoen, City Treasurer; Wallace Long, City Attorney; Robert Cady, City Administrator; Christine Arnoczki, City Controller; William Hogan, City Engineer; Bruce Vick, Fire Chief; Scott Church, Human Resource Director; Patrick Hawkins, Parks and Recreation Director; William Lilienthal, Police Chief; James Nardone, Deputy Police Chief; and Alan Bober, Department of Public Services, Director.

MINUTES

Moved by Councilman Taylor, seconded by Councilwoman McLeod, to approve the minutes of the Regular Meeting of February 1, 2010.

Carried unanimously.

APPOINTMENTS:

Cable, City Beautiful, Police and Fire Pension Board, and Recreation Commission

Moved by Councilman Taylor, seconded by Councilwoman McLeod, to approve the reappointment of John Davis to the Cable Commission, term ending March 1, 2013; the appointment of Luanne Kamin to the City Beautiful Commission, term ending July 1, 2013; the reappointment of Norris Blackledge to the Police & Fire Pension Board, term ending May 1, 2012; and Robert Wade to the Recreation Commission, term ending March 1, 2013.

Roll Call: Brown, Abstain; McLeod, Yes; Taylor, Yes; Teifer, Yes; and Baun-Crooks, Yes.

Motion carried.

COMMUNICATIONS AGENDA

AUTHORITIES, CITY COMMISSIONS, BOARDS, COMMITTEES

- A-1. KATHY LEBLANC: Resignation from the Downtown Development Authority
- A-2. CIVIC COMMISSION: Road Closure for 2010 Memorial Day Parade
- A-3. CIVIC COMMISSION: Road Closure for 2010 Christmas Parade
- A-4. MID-SUMMER FESTIVAL: Road Closure for the Mid Summer Festival

GENERAL

- B-1 MICHIGAN MUNICIPAL LEAGUE: Annual Membership Dues
- B-2. THE GUIDANCE CENTER: 2009-10 Voluntary Assessment
- B-3. 33RD DISTRICT COURT: Fines, Costs, Fees, January 2010

GROUPS AND ORGANIZATIONS

- C-1. DOWNTOWN EVENT PLANNERS: Scarecrow Festival Road Closure Request
- C-2. TRENTON PUBLIC SCHOOLS: Road Closure for Homecoming Parade
- C-3. AMERICAN LEGION: Annual Poppy Day Sale
- C-4. VFW POST 1888: Annual Poppy Day Sale

DEPARTMENT HEADS, OFFICIALS, C.S.S. REFERRAL

- D-1. ATTORNEY: Ordinance 724, Consumption or Possession of Alcohol by Underage Persons (2nd rdg)
- D-2. ADMINISTRATOR: Trenton Fire and Police Pension Board Travel Policy
- D-3. DPS: Request to Extend the Mowing Contract
- D-4. FIRE: Request for 2010 Grant Application
- D-5. CONTROLLER: Budget Amendments for Fiscal Year Beginning July 1, 2009
- D-6. MAYOR: Proposed Study Session Agenda, Monday, February 22, 2010

COMMUNICATIONS

(A-1)

KATHY LEBLANC

Resignation from the Downtown Development Authority

Moved by Councilwoman Baun-Crooks, seconded by Councilwoman McLeod, to receive and place on file the letter submitted by Kathy LeBlanc, resigning from the Downtown Development Authority and to request that a letter of commendation be sent to her for her services.

Carried unanimously.

(A-2)

CIVIC COMMISSION

Road Closure for 2010 Memorial Day Parade

**CITY OF TRENTON
RESOLUTION 2010-2**

RESOLVED, by the City Council of the City of Trenton, that the annual Memorial Day Parade be, and hereby is approved for Saturday, May 29, 2010, and that the Wayne County Department of Public Services is hereby requested to give permission to the City of

Trenton to close West Road from Fort Street to Westfield between the hours of 9:00 a.m. to 1:00 p.m.; that the City of Trenton will assume liability for any damage claims which may arise as a result of the road closure; and that the City Engineer, William Hogan, is hereby designated and authorized to sign the road closure permit on behalf of the City of Trenton.

ADOPTED, APPROVED AND PASSED by the City Council of the City of Trenton, on this 16th day of February 2010.

Moved by Councilman Taylor, seconded by Councilwoman McLeod, to approve the Road Closure request from the Civic Commission for the 2010 Memorial Day Parade to be held on Saturday, May 29, 2010.

Carried unanimously.

(A-3)
CIVIC COMMISSION
Road Closure for 2010 Christmas Parade

**CITY OF TRENTON
RESOLUTION 2010-3**

RESOLVED, by the City Council of the City of Trenton, that the annual Christmas Parade be, and hereby is approved for Saturday, December 4, 2010, and that the Wayne County Dept. of Public Services is hereby requested to grant permission to the City of Trenton to close West Jefferson from the south side of Harrison to the north side of West Jefferson at Elizabeth Drive intersection from 5:00 p.m. to 8:00 p.m.; that the City of Trenton will assume liability for any damage claims which may arise as a result of the road closure; and that City Engineer William Hogan is hereby designated and authorized to sign the road closure permit on behalf of the City.

ADOPTED, APPROVED AND PASSED by the City Council of the City of Trenton, on this 16th day of February 2010.

Moved by Councilman Taylor, seconded by Councilwoman Baun-Crooks, to approve the road closure request from the Civic Commission for the Christmas Parade to be held on Saturday, December 4, 2010.

Carried unanimously.

(A-4)
MID-SUMMER FESTIVAL
Road Closure for the Mid Summer Festival

**CITY OF TRENTON
RESOLUTION 2010-4**

WHEREAS, the City wishes to make arrangements for the annual Trenton Mid-Summer Festival; and

WHEREAS, such arrangements require certain designations and approvals from various agencies.

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Trenton, that the Trenton Mid-Summer Festival is hereby approved for Friday, July 9, 2010, through Sunday, July 11, 2010.

BE IT FURTHER RESOLVED that the event is designated as a "Special Event" pursuant to Trenton Ordinance No. 537 of 1994 (the "Ordinance"), and that the below mentioned street and highway surfaces be subject to the provisions of the Ordinance.

BE IT FURTHER RESOLVED that the Wayne County Dept. of Public Services give permission to the City of Trenton to close the following streets on the following dates:

Beginning at 4:00 a.m. Thursday, July 8, 2010, and continuing until Monday, July 12, 2010, at 5:00 p.m. or until the road is returned to normal traffic operation:

Close West Jefferson to through traffic from the north side of Walnut Street to the south side of Harrison.

Close West Road to through traffic from the east side of Third St. to the west side of Riverside Drive.

BE IT FURTHER RESOLVED that the City of Trenton will close St. Joseph Street to through traffic from the east side of Third St. to Riverside Drive and close Elm Street to through traffic from the west side of West Jefferson to the alley west of West Jefferson.

BE IT FURTHER RESOLVED that numerous booths, displays and tents will be set up and a variety of activities will take place as part of the Festival.

BE IT FURTHER RESOLVED that, pursuant to Wayne County Regulations, the City shall assume liability for any damages which may arise as a result of the above mentioned road closures.

BE IT FURTHER RESOLVED that the City Engineer, William Hogan, P.E., is hereby designated and authorized to sign the Road Closure Permit on behalf of the City of Trenton.

ADOPTED, APPROVED AND PASSED by the City Council of the City of Trenton, on this 16th day of February, 2010.

Moved by Councilwoman McLeod, seconded by Councilman Taylor, to approve the road closure request for the Mid-Summer Festival to be held on July 9 through July 11, 2010.

Carried unanimously.

(B-1)
MICHIGAN MUNICIPAL LEAGUE
Annual Membership Dues

Moved by Councilman Teifer, seconded by Councilwoman Baun-Crooks, to approve the payment of the membership renewal for the period of April 1, 2010, to March 31, 2011, to the Michigan Municipal League in the amount of \$7,220.00.

Carried unanimously.

(B-2)
THE GUIDANCE CENTER
2009-10 Voluntary Assessment

Moved by Councilman Teifer, seconded by Councilwoman Baun-Crooks, to approve the payment of \$8,000.00, to The Guidance Center for the 2009-10 Voluntary Assessment.

Carried unanimously.

Fran Waszkiewicz representing The Guidance Center addressed the Council regarding resident services in the City of Trenton.

(B-3)
33RD DISTRICT COURT
Fines, Costs, Fees, January 2010

Moved by Councilwoman McLeod, seconded by Councilwoman Baun-Crooks, to receive and place on file the Fines, Costs, Fees, January 2010, submitted by the 33rd District Court, showing the City of Trenton owing \$3,959.83.

Carried unanimously.

(C-1)
DOWNTOWN EVENT PLANNERS
Scarecrow Festival Road Closure Request

**CITY OF TRENTON
RESOLUTION 2010-5**

RESOLVED, by the City Council of the City of Trenton, that the Downtown Event Planners are holding a Scarecrow Festival on Friday, October 1, Saturday, October 2, and Sunday, October 3, 2010, and that the Wayne County Department of Public Services is hereby requested to give permission to the City of Trenton to close West Jefferson between Maple to Cherry and West Road to Third Street at 8:00 a.m. Friday, October 1, until 7:00 a.m. on Monday October 4, 2010, and that the City of Trenton will assume liability for any damage claims which may arise as a result of the road closure; and that the City Engineer, William Hogan, is hereby designated and authorized to sign the road closure permit on behalf of the City of Trenton.

ADOPTED, APPROVED AND PASSED by the City Council of the City of Trenton, on this 16th day of February 2010.

Moved by Councilwoman McLeod, seconded by Councilwoman Baun-Crooks, to approve the road closure request for the Scarecrow Festival to be held on October 1 through October 3, 2010.

Carried unanimously.

(C-2)
TRENTON PUBLIC SCHOOLS
Road Closure for Homecoming Parade

**CITY OF TRENTON
RESOLUTION 2010-6**

RESOLVED, by the City Council of the City of Trenton, that the annual Trenton High School Homecoming Parade be, and hereby is approved for Friday, October 15, 2010, and that the Wayne County Department of Public Services is hereby requested to give permission to the City of Trenton to close West Road from Gorno to Westfield, between the hours of 6:00 p.m. to 7:00 p.m.; and to close Gorno between Charlton and West from 5:30 p.m. to 6:00 p.m. and that the City of Trenton will assume liability for any damage claims which may arise as a result of the road closure; and that the City Engineer, William Hogan, P.E., is hereby designated and authorized to sign the road closure permit on behalf of the City of Trenton.

ADOPTED, APPROVED AND PASSED by the City Council of the City of Trenton, on this 16th day of February 2010.

Moved by Councilman Taylor, seconded by Councilwoman Baun-Crooks, to approve the road closure request for the Homecoming Parade to be held on Friday, October 15, 2010.

Carried unanimously.

(C-3)
AMERICAN LEGION
Annual Poppy Day Sale

Moved by Councilwoman McLeod, seconded by Councilwoman Baun-Crooks, to grant the request from the American Legion for the sale of Poppies during the period of May 6th through the May 8th, 2010, under the direction of the Police Department and pending Civic Commission approval.

Carried unanimously.

(C-4)
VFW POST 1888
Annual Poppy Day Sale

Moved by Councilwoman McLeod, seconded by Councilwoman Baun-Crooks, to grant the request from the Veterans of Foreign Wars Post 1888, for the sale of Poppies during the period of May 6th through the May 8th, 2010, under the direction of the Police Department, and pending Civic Commission approval.

Carried unanimously.

(D-1)
ATTORNEY
Ordinance 724, Consumption or Possession of Alcohol by Underage Persons (2nd rdg)

**CITY OF TRENTON
ORDINANCE NO. 724**

AN ORDINANCE TO AMEND SECTION 6-4 OF THE TRENTON CITY CODE CONCERNING THE PURCHASE, CONSUMPTION OR POSSESSION OF ALCOHOL BY UNDERAGE PERSONS TO PROVIDE FOR NEW SEARCH RESTRICTIONS.

THE CITY OF TRENTON, COUNTY OF WAYNE, HEREBY ORDAINS AS FOLLOWS:

Section 1. Section 6-4 is hereby amended by restating subsection (f), to read as follows:

- (f) A peace officer who has reasonable cause to believe a minor has consumed alcoholic liquor, or has any bodily alcohol content, may request the person to submit to a preliminary chemical breath analysis or require such a test pursuant to a warrant. A peace officer may arrest a person based in whole or in part upon the results of a preliminary chemical breath analysis. The results of a preliminary chemical breath analysis or other acceptable blood alcohol test are admissible in a criminal prosecution to determine whether the minor has consumed or possessed alcoholic liquor. A minor who refuses to submit to a preliminary chemical breath analysis as may be required in this subsection is responsible for a state civil infraction and may be ordered to pay a civil fine of not more than \$100.00.

Section 2. **Saving Clause.** Nothing in this Ordinance or in the Code hereby adopted shall be construed to affect any suit or proceeding pending in any court, or any rights acquired, or liability incurred, or any cause or causes of action acquired or existing, under any act or ordinance hereby repealed; nor shall any just or legal right or remedy of any character be lost, impaired or affected by this Ordinance.

Section 3. **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 state agency having authority to do so for any reason whatsoever, such holdings shall be construed and limited to such work, sentence, phrase or any portion of the Ordinance held to be so invalid shall not be construed as affecting the validity of any of the remaining words, sentences, phrases or portions of this Ordinance.

Section 4. **Conflicting Ordinances.** All prior existing ordinances adopted by the City of Trenton inconsistent or in conflict with the provisions of this Ordinance are, to the extent of such conflict or inconsistency, hereby expressly repealed.

Section 5. **Readings.** This Ordinance shall be given a first reading on February 1, 2010, shall be enacted on February 16, 2010, and shall be published on or before February 28, 2010, and shall be effective March 1, 2010.

ADOPTED, APPROVED AND PASSED by the City Council of the City of Trenton this 16th day of February, 2010.

Moved by Councilwoman McLeod, seconded by Councilwoman Baun-Crooks, to approve the second reading of Ordinance 724, Consumption or Possession of Alcohol by Underage Persons.

Carried unanimously.

(D-2)
ADMINISTRATOR
Trenton Fire and Police Pension Board Travel Policy

Moved by Councilwoman Baun-Crooks, seconded by Councilwoman McLeod, to approve the amendment to the Trenton Fire and Police Pension Board Travel Policy.

Carried unanimously.

(D-3)
DPS
Request to Extend the Mowing Contract

Moved by Councilwoman Baun-Crooks, seconded by Councilwoman McLeod, to concur with the recommendation of the Department of Public Services and extend the Mowing Contracts for the 2010 Mowing season.

SUBSTITUTE MOTION

Moved by Councilwoman McLeod, seconded by Councilman Taylor, to concur with the recommendation of the Department of Public Services and extend the Mowing Contracts for the 2010 Mowing season in an amount not to exceed \$95,934.73.

Carried unanimously.

(D-4)

FIRE

Request for 2010 Grant Application

Moved by Councilman Taylor, seconded by Councilwoman Baun-Crooks, to grant permission to the Fire Administration to apply for the 2010 FEMA Assistance to Firefighters Grant for \$191,530.00, to replace the 2002 wheeled coach ambulance.

Carried unanimously.

(D-5)

CONTROLLER

Budget Amendments for Fiscal Year Beginning July 1, 2009

Moved by Councilman Teifer, seconded by Councilwoman Baun-Crooks, to approve the Budget Amendments for fiscal year beginning July 1, 2009, as submitted by the City Controller.

Carried unanimously.

(D-6)

MAYOR

Proposed Study Session Agenda, Monday, February 22, 2010

Moved by Councilman Taylor, seconded by Councilwoman Baun-Crooks, to approve the agenda for the Council Study Session to be held on February 22, 2010, to be comprised of adjustments to fee schedule.

Carried unanimously.

AUTHORIZED DISBURSEMENTS

Moved by Councilwoman McLeod, seconded by Councilwoman Baun-Crooks, that the Authorized Disbursements, per the February 16, 2010, schedule, be approved.

MONROE BANK & TRUST: Cash Disbursements \$858,135.82

General Fund	93,785.71
Major Street Fund	171.00
Kennedy Rec Complex	51,020.89
Library Operating Fund	31,223.91
Tax Receiving Funds	516,627.88
Special Revenue Fund	5,249.19
Grant Funds	153.80
Water & Wastewater Fund	111,448.10
Motor Vehicle Pool	28,389.11
Restricted Self Insurance	20,066.23

Carried unanimously.

REPORTS

Moved by Councilwoman McLeod, seconded by Councilwoman Baun-Crooks, to receive and place on file the Financial Summary, January 31, 2010; Commission and Board Reports, February 16, 2010; DPS Report, January 2010; and Fire Department Report, January 2010.

Carried unanimously.

COMMENTS FROM THE COUNCIL AND OFFICIALS

City Clerk Stack	* Turn Off the Violence, Saturday
City Assessor Dahlquist	* Board of Review Dates
Parks & Rec Director Hawkins	* Hockey Showcase, Thanked all Volunteers

MOTION TO ADJOURN BY Councilwoman McLeod, seconded by Councilman Taylor, at 9:01 p.m.

APPROVED BY:

GERALD R. BROWN, MAYOR

KYLE F. STACK, CITY CLERK

MINUTES PREPARED BY: Patricia M. Gearhart, City Clerk
APPROVED ON: _____

INFORMATION ITEMS:

1. WAYNE COUNTY: Household Hazardous Waste Collection Day. (02/01/2010)