REGULAR MEETING
ROSEVILLE CITY COUNCIL

CIVIC CENTER COUNCIL CHAMBERS
29777 GRATIOT AVENUE
ROSEVILLE, MI 48066
(586) 445-5440

TUESDAY, JANUARY 13, 2009
7 P.M.

ROLL CALL

PRESENT:

Mayor	John Chirkun
Councilpersons	Salvatore Aiuto Jan Haggerty Colleen McCartney Robert Taylor

ABSENT: Bill Shoemaker (excused)

VACANCY: One

OTHERS PRESENT:

City Manager	Stephen Truman
City Clerk	Richard Steenland
City Attorney	Tim Tomlinson
City Controller/ Assistant City Manager	Peter Provenzano

Mayor Pro Tem John Chirkun called the meeting to order at 7 p.m. with the Pledge of Allegiance.

Mayor Pro Tem Chirkun asked City Attorney Tim Tomlinson to recite For the Good of Order for the audience present. Mr. Tomlinson recited the following: The Hearings of the public are designated and only agenda items will be heard at the first Hearing. The second Hearing of the Public will be for any City business. Please note- anyone not adhering to these rules will be called out of order by the Chair. Anyone using inappropriate language will also be called out of order and will correct their language or leave the podium. When you approach the podium you must provide your name and address. Address the Chair. You are welcome to direct questions, input information, and/or express opinions to the Council. Please do so in a tasteful manner and limit your remarks not to exceed three minutes.

Mr. Tomlinson asked to withdraw agenda item #5 under New Business from the agenda so it may be placed on the next Regular Meeting agenda.

COUNCILWOMAN JAN HAGGERTY moved, COUNCILWOMAN COLLEEN MCCARTNEY seconded to withdraw the request to adopt an Ordinance to amend the City of Roseville Code of Ordinances Chapter 340, Article VIII, and Sec. 340-29, to amend the penalty, to provide for repealer, severability and effective date from the agenda.
MOTION CARRIED UNANIMOUSLY

Mayor Pro Tem Chirkun stated that Councilman Bill Shoemaker is ill and will not be present at the meeting this evening.

COUNCILWOMAN JAN HAGGERTY moved, COUNCILMAN SALVATORE AIUTO seconded to excuse absent Councilman Bill Shoemaker.
MOTION CARRIED UNANIMOUSLY

I. ROUTINE MATTERS

1. Approval of minutes of Special Meeting held December 16, 2008.

COUNCILWOMAN JAN HAGGERTY moved, COUNCILMAN SALVATORE AIUTO seconded to approve minutes of the Special Meeting held December 16, 2008.
MOTION CARRIED UNANIMOUSLY

2. Approval of minutes of Regular Meeting December 23, 2008.

COUNCILMAN ROBERT TAYLOR moved, COUNCILWOMAN JAN HAGGERTY seconded to approve minutes of the Regular Meeting held December 23, 2008.
MOTION CARRIED UNANIMOUSLY

3. Approval of Disbursement List.

COUNCILWOMAN JAN HAGGERTY moved, COUNCILWOMAN COLLEEN MCCARTNEY seconded to approve Disbursement List #13 dated December 26, 2008 through January 13, 2009.
MOTION CARRIED UNANIMOUSLY

II. CORRESPONDENCE

City Clerk Richard Steenland received three letters in opposition to agenda item #4 under New Business.

III. HEARING OF THE PUBLIC

James Goldwater, 19346 Brandt, discussed agenda item #1 and agenda item #4.

Judy Maniaci, 29201 McDonald, spoke in opposition to agenda item #4.

Ed Stross, 28705 Gratiot, discussed agenda item #1, spoke in opposition to agenda item #4 and discussed agenda item #6.

Gail Demarra, 29215 McDonald, spoke in opposition to agenda item #4.

Jeff Maniaci, 29201 McDonald, spoke in opposition to agenda item #4.

Kevin Casey, 29354 Little Mack, spoke in opposition to agenda item #4.

Ivan Skrtic, 29155 Mc Donald, lives next door to the petitioner and spoke in favor of agenda item #4.

Patricia Eckhaut, 29200 McDonald, spoke in opposition to agenda item #4.

Jessica Agbay, 29170 McDonald, spoke in opposition to agenda item #4.

IV. NEW BUSINESS

1. Discussion and/or action regarding Mayor/Council vacancy.

   City Attorney Tim Tomlinson explained that under the City Charter when a vacancy occurs with the Council or the Mayor, Council has a duty to appoint an individual to the vacancy within 30 days of the vacancy occurring. If Council fails to make the appointment within 30 days of the vacancy, the appointment will be made by the Governor. Mr. Tomlinson stated that Council should determine how they wish to proceed with the vacant Mayor seat and then make a decision on how they wish to proceed.

COUNCILWOMAN JAN HAGGERTY moved, COUNCILWOMAN COLLEEN MCCARTNEY seconded to appoint Mayor Pro Tem John Chirkun to the vacant seat of Mayor.

Abstain: Mayor Pro Tem Chirkun
MOTION CARRIED

City Clerk Richard Steenland administered the Oath of Office to newly appointed Mayor John Chirkun.

Mayor Chirkun thanked his fellow Council Members for appointing him Mayor, stated that in the history of the City a Mayor has not been appointed by Council and thanked the voters for their faith in him.

Mayor Chirkun opened the discussion regarding the appointment policy Council will use to fill the vacant Council seat and stated that he would like to keep with the past practice as previously used and open the vacant seat up to an application process.

Councilman Salvatore Aiuto stated that he would like to use the same process as was previously used.

Mayor John Chirkun suggested that Council should begin accepting resumés on January 14, 2009 hrough January 22, 2009 at 4:30 p.m. All resumés will be submitted to the City Clerk, time stamped and copies submitted to the Council for review on January 23. Each Councilperson will submit two names in writing to the Manager's Office by 4:30 p.m. on January 28 and interviews will be held at a Special Meeting on February 3, 2009 and the selection will be made at the Regular Meeting on February 10, 2009.

City Clerk Richard Steenland stated that anyone interested in applying for the vacant position may contact the Clerk's Office for more information.

COUNCILWOMAN COLLEEN MCCARTNEY moved, COUNCILWOMAN JAN HAGGERTY seconded to adopt the following policy to fill the vacancy on Council: The Clerk's Office will begin accepting resumés on January 14, 2009 through January 22, 2009 at 4:30 p.m. All resumés will be submitted to the City Clerk, time stamped and copies submitted to the Council for review on January 23. Each Councilperson will submit two names in writing to the Manager's Office by 4:30 p.m. on January 28 for interviews which will be held at a Special Meeting on February 3, 2009 and the selection will be made at the Regular Meeting on February 10, 2009.

MOTION CARRIED UNANIMOUSLY

2. Presentation of audit for fiscal year ending June 30, 2008 by Plante & Moran.

   City Manager Stephen Truman introduced City Controller/Assistant City Manager Peter Provenzano and Mark Hurst from Plante & Moran to present the audit for fiscal year ending June 30, 2008.

   Mr. Hurst extended congratulations and gratitude to Mr. Provenzano and Assistant City Controller Jane Lamb for their assistance with the Audit and presented the audit to Council.

3. Request adoption of Resolution recognizing MCREST (Macomb County Rotating Emergency Shelter Team) as a nonprofit organization operating in the community for the purpose of obtaining a charitable gaming license.

   MCREST Board Member Pat Darry, 28315 Burton, St. Clair Shores, appeared on behalf of this request. MCREST is holding a "Texas Hold 'em" party to raise funds for their program.

COUNCILMAN SALVATORE AIUTO moved, COUNCILMAN ROBERT TAYLOR seconded to adopt the Resolution recognizing MCREST (Macomb County Rotating Emergency Shelter Team) as a nonprofit organization operating in the community for the purpose of obtaining a charitable gaming license.

MOTION CARRIED UNANIMOUSLY

4. Appeal of denial of kennel license, Camille Witulski, 29173 McDonald, petitioner.

   City Attorney Tim Tomlinson reviewed the Kennel License Ordinance.

   Leonard Schwartz, 2000 Town Center, Southfield, attorney and friend of the petitioner appeared on behalf of the petitioner and made the appeal to Council.

COUNCILMAN ROBERT TAYLOR moved, COUNCILMAN SALVATORE AIUTO seconded to deny the appeal of kennel license, Camille Witulski, 29173 McDonald. The petitioner has 30 days to comply with the Ordinance.

MOTION CARRIED UNANIMOUSLY

5. Request adoption of Ordinance to amend the City of Roseville Code of Ordinances Chapter 340, Article VII, Sec. 340-29, to amend the penalty, to provide for repealer, severability and effective date.

   This item was withdrawn from the agenda.

6. Request awarding of bid for salt truck/snow plow for the Department of Public Works.

   City Manager Stephen Truman explained that specifications were prepared by the Department of Public Works (DPW) and bid invitations were issued to 28 companies. Two companies responded with six quotes; one Roseville business submitted quotes and was not the lowest bid including the 5% allowance. The DPW reviewed the bid and found the low bid meeting specifications was from Wolverine Truck Sales, Inc. in the amount of $136,422. The City has conducted satisfactory work with Wolverine Truck Sales, Inc. in the past. The low bid includes the Dump Body Covering

System for $1,506; the total bid amount is $137,928. Mr. Truman requested that the bid be awarded to Wolverine Truck Sales, Inc. totaling $137,928.

COUNCILMAN ROBERT TAYLOR moved, COUNCILWOMAN JAN HAGGERTY seconded to award the bid for salt truck/snow plow for the Department of Public Works to the low bidder meeting specifications, Wolverine Truck Sales, Inc. in the amount of $137,928.
MOTION CARRIED UNANIMOUSLY

7. Request awarding of bid for backhoe for the Water Department.

City Manager Stephen Truman explained that the Water Department prepared bid specifications and bid invitations were sent to four companies; four companies responded with five quotations. Three companies did not meet specifications. The equipment that will be replaced has been in service since 1987.

The Water Department Director reviewed all the bids with George Beindit of the Mechanics Garage and determined that the low bid meeting specifications was from AIS Construction Equipment. Mr. Truman recommended that the bid be awarded to AIS Construction in the amount of $74,895.

COUNCILWOMAN COLLEEN MCCARTNEY moved, COUNCILWOMAN JAN HAGGERTY seconded to award the bid for backhoe for the Water Department to the low bid meeting specifications from AIS Construction in the amount of $74,895.
MOTION CARRIED UNANIMOUSLY

8. Appointments.

Mayor John Chirkun had no appointments.

9. Reports of City Manager.

City Manager Stephen Truman had the following to report:

a. Curbside Christmas tree collection will end Friday, January 16, 2009.
b. The Roseville Public Library Endowment Fund in conjunction with the Roseville Optimists will host a Chili Cook-off on Saturday, January 24, 2009 at the Recreation Center.
c. The new billing system in the Water Department caused delinquent bills to be issued in error to several residents in the City. If a resident received one of these bills and has any questions, please contact the Water Department at 445-5460.

10. Reports of City Attorney.

City Attorney Tim Tomlinson stated that on December 18, 2008 the State of Michigan Legislature passed an amendment to the Rental Housing Inspection Process by which municipalities may operate. Mr. Tomlinson has reviewed the new law and the City's non-owner-occupied housing Ordinance meets the statute of criteria; a few minor modifications are required and will be brought before Council after Building Director Glenn Sexton reviews the changes.

V. HEARING OF THE PUBLIC

Ronald Blazejewski, 18860 Victor, congratulated Mayor John Chirkun on his appointment and discussed the Neighborhood Stabilization Program.

Judy Maniaci, 29201 McDonald, discussed agenda item #4 before Council this evening.

Edward Stross, 28305 Gratiot, discussed agenda item #4, announced that he is holding art meetings every Wednesday from 7-9 p.m. and discussed the Project Art in Roseville (PAIR) sculpture for the Recreation Center.

City Manager Stephen Truman addressed comments made by Mr. Stross.

Edward Lemke, 29251 McDonald, thanked Council for denying the Kennel License this evening.

James Goldwater, 19346 Brandt, commented on the new location for the State Senator and State Representatives offices and discussed PAIR.

VI. ITEMS FOR DISCUSSION BY CITY COUNCIL

Councilman Robert Taylor thanked Assistant City Controller Jane Lamb, City Controller/Assistant City Manager Peter Provenzano and City Manager Stephen Truman for a positive audit and thanked the Roseville Police and Fire Departments for taking good care of his father who suffered a stroke on Christmas Day, congratulated the Roseville Police Department for their response at Roseville Junior High when a student brought a gun to school and congratulated newly appointed Mayor John Chirkun.

Councilman Salvatore Aiuto congratulated the City Administration on the Audit, announced a Cootie Dance at the VFW Hall this Saturday, wished his son Alex Happy Birthday, thanked everyone for their thoughts and prayers on the passing of his mother-in-law and said hello to Roger and Andee, his brother and sister-in-law.

Councilwoman Jan Haggerty thanked the City Administration for the audit, offered her condolences to Councilman Aiuto and his wife on the passing of his mother-in-law and congratulated Mayor Chirkun on his appointment.

Councilwoman Colleen McCartney thanked Mrs. Lamb, Mr. Provenzano and Mr. Truman for the audit, thanked all of the residents who took the time to appear this evening, offered her condolences to the Aiuto family and congratulated Mayor Chirkun on his appointment.

Mayor John Chirkun thanked the Council for their support and for the appointment as Mayor, thanked the Citizens for their support, congratulated Jimmy Steenland & Jessica Taylor for their performance at the Emerald Theatre in Mt. Clemens, thanked the DPW for a great job with the snow removal, commented on the Cootie Dance, offered his condolences to the Aiuto Family, commented on the City's 50th Anniversary Dance and thanked all of the volunteers and citizens who were involved with the anniversary celebration.

VII. ADJOURNMENT

COUNCILWOMAN JAN HAGGERTY moved, COUNCILWOMAN COLLEEN MCCARTNEY seconded that the agenda having been acted upon, the meeting is hereby adjourned at 8:58 p.m.
MOTION CARRIED UNANIMOUSLY

Respectfully submitted,
Richard M. Steenland, City Clerk

Please note: A cassette tape of this meeting is on file with the City Clerk's Office for further information