REGULAR MEETING
ROSEVILLE CITY COUNCIL

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

TUESDAY, JUNE 12, 2007

ROLL CALL

PRESENT:

Mayor	Harold Haugh
Councilpersons	Salvatore Aiuto
	John Chirkun
	Jan Haggerty
	Bill Shoemaker
	Robert Taylor

ABSENT: Richard Steenland (excused)

OTHERS PRESENT:

City Manager	Stephen Truman
City Clerk	Rae Oldaugh
City Attorney	Tim Tomlinson

Mayor Harold Haugh called the meeting to order at 7:02 p.m. with the Pledge of Allegiance.

COUNCILMAN JOHN CHIRKUN moved, COUNCILWOMAN JAN HAGGERTY seconded to excuse absent Councilman Richard Steenland.
MOTION CARRIED UNANIMOUSLY

PRESENTATIONS AND PROCLAMATIONS

a. Presentation of Police and Civilian Citation Awards.

Police Chief Richard Heinz explained to Council that these Police Citations are awarded on an annual basis and the award recipients are chosen by a group of their peers.

Chief Heinz presented the following individuals with a Police Citation Award:

- Sergeant Keith Waller received a Citation Award for his consistently superior performance on the trumpet at Honor Guard ceremonies and his leadership in the Police Honor Guard. Sergeant Waller thanked the individuals who recommended him for this award and his wife for her support.
- Detective Patrick Rourke received a Citation Award for his fine performance on the bag pipes and his participation in the Police Honor Guard. Detective Rourke thanked everyone for the award.
- Police Officer Gregory Moore received a Commendation for his time and effort to reduce crime within the City. During August 23-24, 2006 Officer Moore made a total of nine arrests for various offenses. Officer Moore thanked his fellow officers who provide him with backup on a daily basis.
- Lieutenant Raymond Blarek received a Commendation for his aide to a choking resident. Lieutenant Blarek made a brief statement.
- Police Officers Kevin Witherspoon and Steven Boucher both received Commendations for their actions during an incident on March 20, 2007 when they aided a truck driver who was unconsciousness.
- Police Officers Gordon Judson and Kurt Latour both received Commendations for their assistance to a resident during a medical emergency. Officer Judson made a brief statement.
- Michael Terrell received a Citizens Citation Award for his action during a home invasion in his neighborhood. Mr. Terrell made a brief statement.

b. Presentation from the Roseville Family to Family Community Specialist regarding National Foster Care Month.

Cheri Duncan of the Roseville Family Resource Network and Patricia Laukonis of the Department of Human Services appeared to make a presentation to Council regarding the need for foster homes in the City of Roseville. The City of Roseville has fourteen licensed foster homes and approximately 100 children from the City are in foster care.

Mayor Harold Haugh introduced Firefighter Bob Wooton; Mr. Wooton is spearheading the Macomb Heroes Memorial at Freedom Hill. Mr. Wooton announced that a bowling fundraiser will be held at Continental Lanes on June 30 to benefit the Macomb Heroes Memorial.

I. ROUTINE MATTERS

1. Approval of minutes of Regular Meeting held May 22, 2007.

COUNCILWOMAN JAN HAGGERTY moved, COUNCILMAN BILL SHOEMAKER seconded to approve minutes of Regular Meeting held May 22, 2007.

MOTION CARRIED UNANIMOUSLY

2. Approval of minutes of Special Meeting held June 5, 2007.

COUNCILMAN BILL SHOEMAKER moved, COUNCILWOMAN JAN HAGGERTY seconded to approve minutes of Special Meeting held June 5, 2007.
MOTION CARRIED UNANIMOUSLY

3. Approval of Disbursement List.

COUNCILMAN SALVATORE AIUTO moved, COUNCILMAN BILL SHOEMAKER seconded to approve Disbursement List #23, voucher numbers 45329 through 45733.
MOTION CARRIED UNANIMOUSLY

II. CORRESPONDENCE

City Clerk Rae Oldaugh received no correspondence.

III. HEARING OF THE PUBLIC

James Goldwater, 19346 Brandt, commented that the meeting packet was not on the City website and commended the parties involved with the lot split for coming to an agreement.

IV. OLD BUSINESS

- Public Hearing and Council consideration for permission to split parcel #14-04-201-090 into two lots, one 60 feet by 110 feet and one 40 feet by 110 feet, property located on the south side of 14 Mile Road, between Barris and Beaconsfield.

Steven R. Carver, 32500 Concord Drive, Madison Heights, appeared on behalf of the purchaser.

Terry Harsh, 35509 Miami, Clinton Twp, appeared on behalf of the owner of the property.

City Attorney Tim Tomlinson updated Council on the meeting held with the parties involved with this matter. Mr. Tomlinson explained that Ms. Simoni, Ms. Pitlock and Mr. Carver along with his client reached an agreement; a quit claim deed will be issued to Mr. Carver's client to cure the encroachment of the garage. Mr. Tomlinson stated that a resolution agreement was signed by the parties and advised Council that it would be appropriate to act on this matter.

Mayor Harold Haugh read the imposed stipulations to the petitioner.

City Clerk Rae Oldaugh received no correspondence on this request.

Wendy Simoni, 19961 Macel, stated she is in favor of this request.

COUNCILMAN JOHN CHIRKUN moved, COUNCILMAN SALVATORE AIUTO seconded to close the public hearing.
MOTION CARRIED UNANIMOUSLY

COUNCILMAN SALVATORE AIUTO moved, COUNCILMAN ROBERT TAYLOR seconded to adopt the resolution approving the request to split parcel #14-04-201-090 into two lots, one 60 feet by

110 feet and one 40 feet by 110 feet, property located on the south side of 14 Mile Road, between Barris and Beaconsfield with stipulations as follows:

1. The City Council Resolution approving the split is to be recorded with Macomb County at the petitioner's expense with a copy forwarded to the City Clerk's Office prior to issuance of any building permits.
2. A rear yard drain is to be installed as a condition of any building permits issued on the site.
3. All taxes are to be paid up to date at the time of lot split.
4. A $400.00 processing fee must be paid to the Assessor's Office prior to the split.
5. The masonry buffer wall and footing along the entire south property line be removed.
6. All encroaching asphalt surfaces must be removed off of lots 42 and 43.

MOTION CARRIED UNANIMOUSLY

V. NEW BUSINESS

1. Request adoption of Resolution and Abatement of Public Nuisance, parcel number 14-16-311-027, commonly known as 19013 Hazelwood, Tammy Watts, owner of record.

City Manager Stephen Truman explained to Council that this house was damaged by fire on September 29, 2006 and the owners have not taken action to maintain the property.

City Attorney Tim Tomlinson stated that this parcel is in the hands of a bank and he is in contact with the bank's attorney; the property will be inspected by the bank to determine if the home can be rehabilitated. Mr. Tomlinson recommends that Council pass this resolution so that in the event the property owner does not rehabilitate the house the City may proceed with a law suit.

COUNCILMAN ROBERT TAYLOR moved, COUNCILMAN SALVATORE AIUTO seconded to adopt the Resolution and Abatement of Public Nuisance, parcel number 14-16-311-027, commonly known as 19013 Hazelwood as follows:

WHEREAS, the Director of Building and Inspection for the City of Roseville, Mr. Glenn Sexton, has determined that the property at the following location:

PIPERS ROSEVILLE CITY #1 E ½ LOT 532
PP# 14-16-311-027

more commonly known as 19013 Hazelwood, Roseville, Michigan has become and does present an immediate and continuous danger and hazard to the health, safety and welfare of the residents of the City of Roseville, for the following described reasons: the house was damaged by fire on September 29, 2006; the owner has not taken steps to repair or maintain the property; the grounds are overrun with tall grass and weeds; the structure is vacant; and presents a threat to the health, safety and welfare of the general public, and

WHEREAS, the Director of Building and Inspection has notified the owner, Tammy Watts, of the above described property of the condition of the property and has demanded that same be corrected; and,

WHEREAS, the owner has failed, refused and neglected to correct said violations and comply with building and health ordinances of the City of Roseville; and

WHEREAS, the existence of the above described property in its present condition is a

present, immediate and continuous danger and hazard to the health, safety and welfare of the residents of the City of Roseville, and must be abated and removed;

NOW, THEREFORE, IT IS HEREBY RESOLVED:

1. That the property at the afore described location for the afore described reasons is a present, immediate and continuous danger and hazard to the health, safety and welfare of the residents of the City of Roseville, and said violations and dangerous conditions must be abated and removed.

2. That the afore described property be and is hereby declared a public nuisance, and it is hereby ordered that all code violations and dangerous conditions existing on said property be abated and removed.

3. That the Attorney for the City of Roseville and the Director of Building and Inspection for the City of Roseville are hereby authorized to commence all necessary actions to clean up the property pursuant to Section 203-9 of the Code for the City of Roseville, and abate said public nuisances; that all costs incurred by the City of Roseville to abate said nuisances, plus interest at seven (7%) percent per annum, shall become a lien for the benefit of the City of Roseville on all or part of the real property where the violations are located, and such liens shall be of the same character and effect as created by the Roseville City Charter for taxes.

MOTION CARRIED UNANIMOUSLY

2. Request adoption of Ordinance to amend the Code of Ordinances for the City of Roseville, Chapter 6, to provide for a new Article II, providing for the appointment of up to two alternate members for the same term as regular members of the Board of Review, to provide for repealer, severability, and effective date.

City Manager Stephen Truman explained to Council that City Assessor Daniel Hickey is requesting this amendment to provide for alternate members for the Board of Review. The Board of Review meets at specific time during the year and two members are unable to make the July meeting.

COUNCILWOMAN JAN HAGGERTY moved, COUNCILMAN JOHN CHIRKUN seconded to adopt Ordinance 1208 to amend the Code of Ordinances for the City of Roseville, Chapter 6, to provide for a new Article II, providing for the appointment of up to two alternate members for the same term as regular members of the Board of Review, to provide for repealer, severability, and effective date as follows:

CITY OF ROSEVILLE
MACOMB COUNTY, MICHIGAN
ORDINANCE NO. 1208

AN ORDINANCE TO AMEND CHAPTER 6 OF THE CITY OF ROSEVILLE CODE OF ORDINANCES TO PROVIDE FOR A NEW ARTICLE II, PROVIDING FOR THE APPOINTMENT OF UP TO TWO ALTERNATE MEMBERS FOR THE SAME TERM AS REGULAR MEMBERS OF THE BOARD OF REVIEW, TO PROVIDE FOR REPEALER, SEVERABILITY AND EFFECTIVE DATE.

THE CITY OF ROSEVILLE ORDAINS:

Section 1. Chapter 6 is hereby amended to provide Article II as follows:

II. Alternate Board of Review Members.

§ 6-3. There shall be appointed not more than two alternate members for the same term as regular members of the Board of Review. Regular members are appointed pursuant to the Charter of the City of Roseville. Each alternate member shall be a property tax payer of the City. Alternate members shall qualify by taking the constitutional oath of office within ten days after appointment. Any vacancy that occurs in the alternate membership of the Board of Review shall be by appointment as provided in the Charter for a regular Board Member of Review as provided in the Charter. A member of the City Council is not eligible to serve as an alternate member or to fill any vacancy. A spouse, mother, father, sister, brother, son, or daughter, including an adopted child, of the assessor is not eligible to serve as an alternate member or to fill any vacancy. Any alternate member may be called to perform the duties of a regular member of the Board of Review in the absence of a regular member. An alternate member may also be called to perform the duties of a regular member of the Board of Review for the purpose of reaching a decision in issues protested in which a regular member has abstained for reasons of conflict of interest.

Section 2. Repealer. All ordinances or parts of ordinances in conflict herewith are repealed only to the extent necessary to give this ordinance full force and effect.

Section 3. Severability. If any article, section, subsection, sentence, clause, phrase, or portion of this ordinance is held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct, and independent provision and such holding shall not affect the validity of remaining portions of the ordinance, being the intent of the City that this ordinance shall be fully severable.

Section 4. Effective date. This Ordinance is deemed to be an emergency ordinance and shall become effective immediately upon adoption and publication.
MOTION CARRIED UNANIMOUSLY

3. Request approval to enter into agreement with Southeast Michigan Council of Governments (SEMCOG), and authorizing for Mayor and Clerk to sign agreement documents.

City Manager Stephen Truman explained to Council that under the directive from the Mayor he researched membership into this organization; Roseville is the only City in the southern Macomb County not a member of the Southeast Michigan Council of Governments (SEMCOG). Two delegates from the City of Roseville are required for the membership; an elected official and an appointed member.

Mayor Haugh stated that the mayors of St. Clair Shores and Eastpointe asked him to consider the Roseville joining SEMCOG as they felt it was beneficial to their cities.

COUNCILMAN BILL SHOEMAKER moved, COUNCILMAN ROBERT TAYLOR seconded to approve the request from the City Manager to enter into agreement with Southeast Michigan Council of Governments (SEMCOG) and authorize the Mayor and Clerk to sign agreement documents.
MOTION CARRIED UNANIMOUSLY

4. Request approval to extend the 2005 Joint Seal Contract for the 2007 program.

City Manager Stephen Truman explained to Council that Scodeller Construction will extend the 2005 Joint Seal Contract for the 2007 pricing program. Scodeller Construction has performed satisfactorily in the past; therefore, Mr. Truman

recommends that the Joint Seal Contract for 2007 be awarded to Scodeller Construction.

COUNCILWOMAN JAN HAGGERTY moved, COUNCILMAN SALVATORE AIUTO seconded to extend the 2005 Joint Seal Contract for the 2007 program with Scodeller Construction.
MOTION CARRIED UNANIMOUSLY

5. Request approval to extend the 2006-2007 Pavement/Water Patch Contract for 2007-2008 program.

City Manager Stephen Truman explained to Council that Galui Construction Company will extend the 2006-2007 Pavement / Water Patch Program for 2007-2008 with all prices remaining the same. Galui Construction Company has performed satisfactorily and Mr. Truman recommends this contract be extended.

Mayor Harold Haugh commented that the two contract extensions this evening are credible and reliable companies who are maintaining the same pricing as they have in the past.

COUNCILMAN SALVATORE AIUTO moved, COUNCILWOMAN JAN HAGGERTY seconded to approve the extension of the 2006-2007 Pavement/Water Patch Contract for 2007-2008 with Galui Construction Company.

Councilman Salvatore Aiuto commented that the contract extensions voted on this evening have been discussed at public meeting by Council; therefore, they are making an informed vote on the extensions.
MOTION CARRIED UNANIMOUSLY

6. Request awarding of HVAC project.

City Manager Stephen Truman explained that the Heating Ventilation and Air Condition (HVAC) projects presented to council this evening are budgeted under Capital Improvements. Mr. Truman recommends that the (HVAC) project be awarded to Electrical and Mechanical Consulting Engineers in the amount of $22,500; the company has done work for the City in the past and Electrical and Mechanical Consulting Engineers will complete final inspection on acceptance of the units at the same price as the company quoted the City.

COUNCILMAN ROBERT TAYLOR moved, COUNCILMAN JOHN CHIRKUN seconded to award the Heating Ventilation and Air Condition (HVAC) project for the DPW, Fire Station, Police Station and City Hall to Electrical and Mechanical Consulting Engineers in the amount of $22,500.00
MOTION CARRIED UNANIMOUSLY

7. Request approval to amend the City Manager's contract.

City Manager Stephen Truman explained to Council that he signed a contract with the City two years ago and presently his benefits coincide with the Supervisors Union contract which will expire on June 30, 2008. The following contract amendments were requested by Mr. Truman:

- Amendment to allow no increase in pay for the next year.
- Amendment to allow his health care benefits to concur with the first union contract settled through arbitration or negotiations.

- Amendment to contract language to allow Mr. Truman to participate in the Deferred Retirement Option Plan (DROP).

Mayor Harold Haugh commented that Mr. Truman's performance as City Manager has been exemplary and commended Mr. Truman for not taking a pay increase.

Councilman Salvatore Aiuto thanked Mr. Truman for leading by example and amending his contract.

Councilwoman Jan Haggerty thanked Mr. Truman for leading by example and amending his contract.

Councilman Robert Taylor commended Mr. Truman for doing a wonderful job.

Councilman John Chirkun thanked Mr. Truman for leading by example and taking the step to amend the health care portion of his contract.

Councilman Bill Shoemaker thanked Mr. Truman for taking this step.

COUNCILMAN SALVATORE AIUTO moved, COUNCILWOMAN JAN HAGGERTY seconded to approve amendments to the City Manager's Contract as follows:

- Amendment to allow no increase in pay for the next year.
- Amendment to allow his health care benefits to concur with the first union contract settled through arbitration or negotiations.
- Amendment to contract language to allow Mr. Truman to participate in the Deferred Retirement Option Plan (DROP).

MOTION CARRIED UNANIMOUSLY

8. Appointments.

Mayor Harold Haugh had no appointments.

9. Reports of City Manager.

City Manager Stephen Truman had the following to report:

a. The Library will have no Saturday hours until September 8, 2007.
b. The 10th Annual City fireworks are Saturday, June 23; festivities start at 5 p.m. in Veterans Memorial Park.
c. Council was provided with an update on various engineering projects within the City.
d. Mr. Truman received a letter from Senator Michael Switalski regarding railroad crossings within the City.
e. Council was provided with a report in regard to a complaint raised by a resident at the last Council meeting.

Mayor Harold Haugh stated that he spoke with Senator Switalski regarding the railroad crossings and the Senator has mailed a letter to the director of U.S. Government affairs regarding this issue; Mayor Haugh commented that Representative Accavitti will also write to the Director of U.S. Government Affairs on the City's behalf.

10. Reports of City Attorney.

City Attorney Tim Tomlinson had nothing to report.

Mayor Harold Haugh congratulated Tim Tomlinson for his effort with the mediation of a resolution for the lot split approved this evening.

VI. HEARING OF THE PUBLIC

James Goldwater, 19346 Brandt, commended City Manager Stephen Truman for not taking a pay increase, discussed the retirement of the City Clerk, and commented on the Project Art in Roseville (PAIR) sculpture for the Recreation Center.

Mayor Harold Haugh stated that he is not involved in (PAIR). City Manager Stephen Truman briefly discussed the process used to choose the artists of the sculpture for the Recreation Center.

Mike Clover, 16279 12 Mile, asked when the new coffee shop at 11 Mile and Gratiot will be completed and commented on the closing of Farmer Jack. Mayor Haugh stated that Council has received correspondence from A&E, the owner of Farmer Jack, and they were not specific as to what will happen with the Roseville store.

Jonathan Coward, 15338 Petrie, stated he has been a resident since 1955. Mr. Coward commented about a weed cutting issue on his street and code enforcement.

Robert Flanigan, 18181 Frazho, would like a tree planted in front of his home between the curb and the sidewalk; however, there is blacktop beneath the grass from the Frazho Road paving done last year.

Colleen McCartney, 27861 Brinker, commented on the DARE Graduation and thanked the Police Department and Officer Thomas Pfeiffer for their work with DARE. Mrs. McCartney discussed the Roseville High School ground breaking ceremony and thanked Council for attending the ceremony.

Steve Chilcutt, 29129 Elmwood, announced that a spaghetti dinner will be held to raise funds for a boy named CJ who is a Roseville resident and has cancer; the event will take place on June 24 at Rose's Diner in St. Clair Shores.

Terry Kinnaird, 19392 McKinnon, followed up on an issue he mentioned at the last Council meeting.

Paula Fry, 26060 Huntington, introduced Robert Flanigan, Nicholas Fry and Shaun Seneschals from troop 1412 from Huron Park Elementary who are working on their "Citizenship in the Community" badges.

Mayor Harold Haugh stated that when he appointed City Clerk Rae Oldaugh, there was no discussion of her retiring and he wishes Mrs. Oldaugh and her family all the best in her retirement.

City Clerk Rae Oldaugh formally announced she will retire on November 12, 2007 and stated that she has enjoyed working with her fellow employees, boards and commission members, Council, City Manager Stephen Truman, Maintenance Supervisor Bernie Larsh and the whole maintenance staff who help her office during elections. Mrs. Oldaugh wished the residents of Roseville good health and good luck in the future.

VII. ITEMS FOR DISCUSSION BY CITY COUNCIL

Councilman Robert Taylor congratulated the award recipients this evening, reminded everyone to drive safely tomorrow because it is the last day of school, congratulated City Clerk Rae Oldaugh on her retirement, wished his Uncle Gordon a belated happy 91st Birthday and reminded everyone to attend the City fireworks.

Councilman Salvatore Aiuto thanked City Clerk Rae Oldaugh for the time she spends in her job and asked the residents to keep George Rollinger in their thoughts and prayers as he will undergo surgery.

Councilman Bill Shoemaker said he will pray for George Rollinger and thanked City Clerk Rae Oldaugh for doing a great job as City Clerk, congratulated the award recipients this evening and noted the Police and Reserve Officers in attendance this evening.

Councilwoman Jan Haggerty offered a get well message to George Rollinger, congratulated the award recipients this evening and Cheri Duncan and the Family to Family program for all of their work with the Foster families. Mrs. Haggerty congratulated City Treasurer Catherine Haugh and her staff for all of the assistance they give the residents, asked everyone to attend the City fireworks, thanked City Attorney Tim Tomlinson for his work on the lot split and thanked City Clerk Rae Oldaugh for the work she does for the City.

Councilman John Chirkun reported to the Council and residents about the Central Dispatch Consortium; the City will save as much as $1.5 Million over a five-year period and services will be improved for the residents with Central Dispatch. Councilman Chirkun shared a letter Council received from Tri-Way Mold and Engineering updating Council on the business's progress, commented on the presentation form Cheri Duncan and Patricia Laukonis this evening, congratulated the award recipients this evening and complimented City Clerk Rae Oldaugh on the good job she does as City Clerk. Mr. Chirkun wished George Rollinger a speedy recovery, reminded everyone to attend the City fireworks, and wished his wife a happy birthday.

Mayor Harold Haugh offered his prayers to George Rollinger, congratulated the award recipients this evening, commented on the DARE Graduation and the Roseville High School ground breaking, mentioned the public hearing on the bio-diesel facility in front of the Planning Commission and asked everyone to attend the City fireworks.

VIII. ADJOURNMENT

COUNCILMAN JOHN CHIRKUN moved, COUNCILWOMAN JAN HAGGERTY seconded that the agenda having been acted upon, the meeting is hereby adjourned at 8:36 p.m.
MOTION CARRIED UNANIMOUSLY

Respectfully submitted,
RAE A. OLDAUGH
City Clerk

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