REGULAR MEETING
ROSEVILLE CITY COUNCIL

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

TUESDAY, APRIL 24, 2007

7 p.m.

ROLL CALL

PRESENT:

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

ABSENT: None

OTHERS PRESENT:

City Manager	Stephen Truman
City Clerk	Rae Oldaugh
City Attorney	Tim Tomlinson
City Controller/ Assistant City Manager	Peter Provenzano

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

I. ROUTINE MATTERS

1. Approval of minutes of Regular Meeting held April 10, 2007.

COUNCILWOMAN JAN HAGGERTY moved, COUNCILMAN BILL SHOEMAKER seconded to approve the Regular Meeting held April 10, 2007.
MOTION CARRIED UNANIMOUSLY

2. Approval of minutes of Special Meeting held April 17, 2007.

COUNCILMAN ROBERT TAYLOR moved, COUNCILMAN SALVATORE AIUTO seconded to approve minutes of the Special Meeting held April 17, 2007.
MOTION CARRIED UNANIMOUSLY

3. Approval of Disbursement List.

COUNCILMAN SALVATORE AIUTO moved, COUNCILMAN ROBERT TAYLOR seconded to approve Disbursement List #20, voucher numbers 44443 through 44723.
MOTION CARRIED UNANIMOUSLY

II. CORRESPONDENCE

City Clerk Rae Oldaugh received no Correspondence.

III. HEARING OF THE PUBLIC

James Goldwater, 19346 Brandt, read a letter he received from a City employee regarding agenda item #4.

Frank Maisano, 26740 Barbara, discussed agenda item #6 and commented on anonymous letters.

Eugene Chownyk, 19004 Birmingham, is opposed to the Macomb County Solid Waste Management Plan amendments, agenda item #3.

Edward Stross, 28305 Gratiot, spoke on litigation pending against him.

City Attorney Tim Tomlinson stated that Mr. Stross's case is in the appeal process at the present time and Mr. Stross had ample time to comply with the City code.

IV. NEW BUSINESS

1. Public Hearing on Proposed Statement of Community Development Objectives and Projected Use of Funds 2007-2008.

City Manager Stephen Truman explained to Council that this Public Hearing is required by Federal Law.

I.J. Campbell, 18961 Common, Director of Community Development Block Grant, was present to answer any questions Council may have. The Citizens Advisory Committee has worked on this budget for approximately three months.

James Goldwater, 19346 Brandt, discussed the funding budgeted for Solid Ground; Mr. Goldwater stated that this organization has not housed any homeless individuals since it opened and he would like more money budgeted towards residential rehabilitation.

Mr. Campbell discussed the H.O.M.E. Consortium created by Macomb County and Solid Ground's application for funding from the Consortium; Solid Ground is a non-profit organization which started re-construction of their building in 2005. Solid Ground is the only facility in Macomb County where homeless families can stay together to get their lives in order.

Dee McCardle, 19454 Meier, Director of Solid Ground, thanked the City of Roseville for all the help to start Solid Ground. Ms. McCardle discussed the compensation received by Solid Ground employees.

Councilman Robert Taylor explained that many volunteers are working with Solid Ground to get the building completed.

Councilman John Chirkun explained that Solid Ground is housing for homeless families with children, the elderly or disabled. The residents of Solid Ground have to be drug and alcohol free in order to stay at Solid Ground and background checks are performed on all residents.

Councilman Bill Shoemaker thanked Ms. McCardle for her time and effort with Solid Ground.

Mr. Campbell explained that $10,000 is allocated from the CDBG budget for Solid Ground; the total CDBG budget is $800,000.

Dennis McCann, 39273 Muffit, supports Solid Ground and spends many hours volunteering with the reconstruction of the building.

Frank Maisano, 26740 Barbara, offered favorable comments for Solid Ground and complimented Ms. McCardle on her time and effort with her organization.

Ed Stross, 28305 Gratiot, stated that he sold angel prints to raise money for Solid Ground. Mr. Stross made a personal attack toward a Councilmember and Mayor Haugh instructed Mr. Stross to show respect toward the Council and to conclude his remarks.

2. Request adoption of Ordinance to amend the City of Roseville Code of Ordinances, Chapter 302 to provide that licensing shall apply not only to employees, owners and operators but independent contractors as well, providing for the necessary changes to effectuate same throughout the entire chapters, to provide for repealer, severability and effective date.

City Attorney Tim Tomlinson explained this request to Council.

COUNCILMAN RICHARD STEENLAND moved, COUNCILMAN ROBERT TAYLOR seconded to adopt Ordinance #1207 to amend the City of Roseville Code of Ordinances Chapter 302 to provide that licensing shall apply not only to employees, owners and operators but independent contractors as well, providing for the necessary changes to effectuate same throughout the entire chapters, to provide for repealer, severability and effective date as follows:

THE CITY OF ROSEVILLE ORDAINS:

Section 1. Chapter 302, § 302-2 is hereby amended to provide as follows:

EMPLOYEE AND/OR INDEPENDENT CONTRACTOR – Any person over 18 years of age, who renders any service in connection with the operation of a tattoo parlor and receives compensation from the operator of the parlor or patrons.

Section 2. Chapter 302, § 302-3 is hereby amended to provide that "or employee and/or independent contractor" be added after "No owner/operator".

Section 3. Chapter 302, § 302-4 shall be hereby amended by replacing the first sentence as follows:

Any owner and/or operator or employee and/or independent contractor desiring a tattoo business license shall file a written application with the Police Chief on a form to be furnished by the Police Chief.

Section 4. Chapter 302, § 302-18 shall be amended by deleting the word "business" after the word "tattoo" and before the words "licensee/applicant".

Section 5. Chapter 302, § 302-31 shall be amended by adding the words "independent contractor" in the second sentence after the word "owner" and before the word "operator".

Section 6. 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 7. 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 8. Effective date. Provisions of this Ordinance shall become effective twenty (20) days following adoption.
MOTION CARRIED UNANIMOUSLY

3. Request adoption of Resolution for Macomb County Solid Waste Management Plan.

City Attorney Tim Tomlinson explained this request to Council; by adopting this resolution the City of Roseville objects to the Macomb County Solid Waste

Management Plan as presented. The County will hold a public hearing on May 8, 2007 at 9 a.m. in the Macomb County Board of Commissioners' Board Room.

COUNCILMAN SALVATORE AIUTO moved, COUNCILMAN ROBERT TAYLOR seconded to adopt the Resolution in opposition to the Proposed Macomb County Solid Waste Management Plan as follows:

WHEREAS, the Macomb County Solid Waste Planning Committee has recommended amendments to the current Macomb County Solid Waste Management Plan which will do the following:

a. Allow Waste Management of Michigan, Inc., the owner of Pine Tree Acres Landfill, to increase the size of the landfill; and
b. Allow the exportation of County solid waste to any licensed solid disposal facility in Genessee County; and
c. Allow the exportation of County solid waste to the seven county area that makes up Southeastern Michigan (SEMCOG counties); and
d. Allow the exportation of septic waste (septage) to a facility located in St. Clair County.

WHEREAS, the Macomb County Solid Waste Planning Committee is currently accepting comments on the proposed amendment; and

WHEREAS, the City of Roseville is a member of the South Macomb Disposal Authority; and

WHEREAS, the South Macomb Disposal Authority unanimously objects to and disagrees with any amendment to the Macomb County Solid Waste Management Plan without a comprehensive review relating to solid waste issues; and

WHEREAS, the City Council believes that it is important to review other ways to decrease the importation of trash within the county and address the needs and concerns of constituent communities with respect to solid waste disposal issues, including future capacity.

NOW, THEREFORE, be it resolved that the City of Roseville, by and through its City Council objects and disagrees with any amendment to the Macomb County Solid Waste Management Plan without a Comprehensive review of all solid waste issues, including reviewing the needs and concerns of constituent communities with respect to solid waste disposal issues, including future capacity. Any and all resolutions in conflict herewith are repealed only to the extent necessary to give full force and effect to the foregoing provisions.
MOTION CARRIED UNANIMOUSLY

4. Request adoption of Resolution approving the City of Roseville budget for fiscal year July 1, 2007 through June 30, 2008.

City Manager Stephen Truman explained that as required by City Charter and Act 621, a balanced document, the General Operating Budget is before Council. Mr. Truman thanked City Controller/Assistant City Manager Peter Provenzano and Assistant Controller Jane Lamb for the fine work they've done on this budget and thanked second line supervisors Bernie Larsh, Steve Wietecha , and Darryl Harp, for their work on this budget.

Councilman Richard Steenland thanked Mr. Provenzano and Mr. Truman for their work on this budget.

Councilman John Chirkun commented that the average water bill for the next budget year will show no rate increase in comparison to the total rate charged last year.

COUNCILMAN RICHARD STEENLAND moved, COUNCILWOMAN JAN HAGGERTY seconded to adopt the resolution to approve the City of Roseville budget for fiscal year July 1, 2007 through June 30, 2006 as follows:

WHEREAS, Section 8.6 of the City Charter for the City of Roseville provides that a budget shall be adopted for each fiscal year and that said budget shall be adopted by the City Council of said City in the form of a resolution; and,

WHEREAS, such Section 8.6 also states that such resolution shall provide for an appropriation of money budgeted for municipal purposes during the next fiscal year succeeding said resolution's adoption; and,

WHEREAS, such Section 8.6 of said City Charter also provides that such resolution shall determine the amount of revenue to be raised by taxation; and,

WHEREAS, under said Section 8.6 it is incumbent upon the said City Council for the City of Roseville now to provide a budget for the fiscal year from July 1, 2007 to June 30, 2008; and,

WHEREAS, a properly drafted and proposed budget has been submitted to the City Council in compliance with the requirements contained in Chapter 8 of the said City Charter, and in compliance with requirements of Public Act 621 of 1978; and,

WHEREAS, such budget proposal, together with all supporting schedules and the City Manager's budget statement, has been duly filed with the City Council and become a matter of public record, available for public inspection with the City Clerk and the Roseville Public Library; and,

WHEREAS, such proposed budget hearing has been advertised in the Macomb Daily on April 13, 2007, and a public hearing held on April 17, 2007, as required by statute and other regulations; and,

WHEREAS, the proposed budget as approved by the City Council reflects a total millage levy of 21.38 mills as detailed on Page 15 of the budget document; and,

WHEREAS, the original budget for 2006-2007 as approved by the City Council is amended to reflect a total millage levy of 21.38 mills as detailed on Page 16 of the budget document; and,

WHEREAS, such millage is in accordance with Public Act 5 of 1982; and,

BE IT RESOLVED, that the total amount of money required and set forth by the terms of said proposed budget attached hereto, said sum being $26,030,000 or 19.000 mills for General Operating; $1,680,990 or 1.227 mills for Refuse Collection; $209,610 or .153 mills for Debt Service; $1,370,000 or 1.0 mills for Chapter 20 Drain, shall be provided for the fiscal year herein above-stipulated by the levying of taxes by the said City of Roseville upon the real and personal property within such City, including a property tax administrative fee of 1%, to be used for the cost incurred in the administration and collection of property taxes by such departments as the Assessor's, Treasurer's, Purchasing and Controller's; and,

BE IT FURTHER RESOLVED, that the budget summaries as presented can be approved as set forth in the said 2007/2008 City Budget document; and,

BE IT FURTHER RESOLVED, that the City Council hereby adopts the 2007/2008 budget as shown in the budget documents on pages 1 through 22; however, for monthly reports to the City Council, the amounts in the budget documents on pages 23 through 132 will be used for comparative reporting purposes; and,

BE IT FURTHER RESOLVED, that the water rate for the first 10 units be $8.24; that the water rate for each unit over 10 units be $.82 per unit; that the rate for sewer treatment be $2.19 per unit and that the rate for local operating maintenance be $1.85 per unit; this rate change shall provide a part of the revenue needed to cover the operation of the Water Department; and,

BE IT FURTHER RESOLVED, that the City Manager is authorized to make budgetary transfers within the appropriation centers established through this budget not exceeding $1,000 and that all other transfers between appropriation centers may be made only by further action of the City Council pursuant to the provisions of the Michigan Uniform Accounting and Budgeting Act; and,

THEREFORE, BE IT RESOLVED, by the Mayor and City Council of the City of Roseville, Macomb County, Michigan, that the proposed budget as presented, together with the Manager's budget letter, supporting schedules, statements, budget summaries and related documents, if any, appended thereto, incorporated herein and by reference made part thereof, and as modified by the City Council, be and the same hereby is adopted as the budget for the City of Roseville for the fiscal period from July 1, 2007 to June 30, 2008.
MOTION CARRIED UNANIMOUSLY

5. Request awarding of bid for Personal Computers.

City Manager Stephen Truman explained that the Information Services Department prepared specifications for this bid. Invitations for bid were issued to 18 companies with 10 responses; one Roseville business responded. The lowest bid submitted did not meet specifications; therefore, Mr. Truman recommends the bid be awarded to Dell Marketing, L.P., in the amount of $18,147.04.

COUNCILMAN RICHARD STEENLAND moved, COUNCILMAN JOHN CHIRKUN seconded to award the bid for Personal Computers to Dell Marketing, L.P. in the amount $18,147.04.
MOTION CARRIED UNANIMOUSLY

6. Request closed-door session to discuss labor negotiations.

ROLL CALL:

Mayor Haugh	Yes
Councilman Steenland	Yes
Councilman Chirkun	Yes
Councilwoman Haggerty	Yes
Councilman Shoemaker	Yes
Councilman Aiuto	Yes
Councilman Taylor	Yes

Council will enter into the closed-door session after agenda item VI, Items for Discussion by City Council.

7. Appointments.

Mayor Harold Haugh had no appointments.

8. Reports of City Manager.

City Manager Stephen Truman had the following to report:

a. Arbor Day is Wednesday, April 25, 2007; everyone is encouraged to plant a tree in honor of Arbor Day.
b. The deadline for filing Homestead Exemption Affidavits with the City Assessor is Tuesday, May 1, 2007.
c. Saturday, April 28, 2007, is the annual Household Hazardous Waste day from 9 a.m. until 1 p.m. at the Roseville D.P.W. located at 29411 Calahan.
d. Saturday, May 5, 2007 is the Mom to Mom Resale at the Recreation Center from 10 a.m. to 1 p.m.

9. Reports of City Attorney.

City Attorney Tim Tomlinson had nothing to report.

V. HEARING OF THE PUBLIC

Frederick Barbret, 27844 Bohn, appeared on behalf of the ACT 78 Police and Fire Civil Service Commission to discuss remarks made at the last Council meeting regarding the hiring process of police officers. Mr. Barbret explained the responsibility of the ACT 78 Commission and the hiring process for police officers.

Mayor Harold Haugh asked Mr. Barbret if the hiring process can be influenced by an individual; Mr. Barbret stated that it is highly improbable.

Rick Heinz, Police Chief, 29753 Gratiot, discussed the hiring process of police officers. All candidates are subjected to extensive background checks, a physical exam and physiological exam before being hired into the department. If the applicant is hired they are placed into the field training program and they are graded on every action. After completion of the field training, the officer is on probation until the end of the one-year probationary period.

Mayor Haugh asked Chief Heinz if Roseville hires the most qualified officers; Chief Heinz stated the department tries its best to hire the most qualified officers.

James Goldwater, 19346 Brandt, mentioned remarks published in a newspaper article, discussed the "rule of five" in the hiring of police officers and apologized to Roseville Schools Superintendent John Kment for any comments he made that may have offended Mr. Kment. Mr. Goldwater discussed interruptions made during the Public Hearings and nepotism in the City.

Edward Stross, 28305 Gratiot, spoke about Virginia Tech and the perpetrator having been harassed by personal attacks. Mr. Stross suggested that the City install metal detectors in City Hall and mentioned a fundraiser for a Roseville resident who passed away.

Mike Clover, 16279 12 Mile, discussed the issue of Pub Froggy leasing the parking lot at Dooley Park, and the possibility of repaving 12 Mile in the future.

City Manager Stephen Truman stated that the Recreation Board denied the request from Pub Froggy to lease the parking lot at Dooley Park.

Charles Frontera, 26240 Blumfield, discussed behavior of audience members.

At this point in the meeting Mayor Haugh asked Chief Heinz to remove Edward Stross from the building.

Dee McCardle, 19494 Meier, issued invitations to the Council for a ribbon tying ceremony in honor of all foster children in Macomb County and announced a spaghetti dinner on Sunday, April 29 at 4 p.m. at the Eastpointe Manor to benefit Solid Ground. Ms. McCardle mentioned that a bowling fundraiser will be held on Friday, May 4, 2007 at Fountainview lanes to benefit the Macomb County Homeless Coalition.

VI. ITEMS FOR DISCUSSION BY CITY COUNCIL

Councilman Robert Taylor asked City Attorney Tim Tomlinson if due to recent outbursts, any action can be taken as to bar an individual from the Council meetings to protect the public safety; Mr. Tomlinson stated he will look into this matter. Mr. Taylor thanked Chief Richard Heinz for explaining the hiring process for the Police Department, mentioned the D.A.R.E Bowl-a-Thon, congratulated his son Bobby for being accepted into the National Junior Honor Society and sent get well wishes to his dad.

Councilman Salvatore Aiuto discussed comments made this evening during the Public Hearing; Mr. Aiuto stated the Council does support the City Manager.

Councilman Bill Shoemaker mentioned that the Father Solanus Knights of Columbus Clergy Night held last evening and stated it was a really nice event.

Councilwoman Jan Haggerty commended Dee McCardle and I.J. Campbell for their dedicated work to eliminate the homeless situation in our community and thanked City Manager Stephen Truman and City Controller/Assistant City Manager Peter Provenzano and the City administration for the five-year plan provided in the budget.

Councilman John Chirkun thanked Mr. Truman for his work on the budget and mentioned the D.A.R.E. fundraiser held on April 22, 2007.

Councilman Richard Steenland commends Mayor Haugh on conducting the meetings, commented on the productiveness of Council meetings and stated he supports the Mayor 100%.

Mayor Harold Haugh discussed the Knights of Columbus dinner held last evening; approximately 160 people attended. Mayor Haugh thanked Fred Barbret and Jane May for

attending the meeting this evening, commented on the letter read this evening at the first public hearing and announced that the Roseville Fire Department won the hockey game against the Fraser firefighters.

Recess for closed door meeting	8:35 p.m.
Start of closed door meeting	8:44 p.m.
Close of closed door meeting	9:10 p.m.
Return to Regular Meeting	9:12 p.m.

VII. ADJOURNMENT

Council John Chirkun discussed the comments made at the second Public Hearing regarding the shooting at Virginia Tech**;** Mr. Chirkun would like the tape reviewed by the City Attorney.

Mayor Harold Haugh instructed Mr. Tomlinson to research what the City can legally do regarding the comments made this evening.

COUNCILMAN JOHN CHIRKUN moved, COUNCILMAN ROBERT TAYLOR seconded that the agenda having been acted upon, the meeting is hereby adjourned at 9:14 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.