REGULAR MEETING
ROSEVILLE CITY COUNCIL

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

TUESDAY, FEBRUARY 26, 2008

7 p.m.

ROLL CALL

PRESENT:	Mayor	Harold Haugh
	Councilpersons	Salvatore Aiuto John Chirkun Jan Haggerty Colleen McCartney Bill Shoemaker
ABSENT:		Robert Taylor (excused)

OTHERS PRESENT:

City Manager	Stephen Truman
City Clerk	Richard Steenland
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, COUNCILMAN SALVATORE AIUTO seconded to excuse absent Councilman Robert Taylor.
MOTION CARRIED UNANIMOUSLY

PRESENTATIONS AND PROCLAMATIONS

- Presentation of Proclamation to the Roseville Senior Hi-Steps in honor of their 25th Anniversary.

  Mayor Harold Haugh presented the proclamation to the Roseville Senior Hi-Steps in honor of their 25th Anniversary. Bonnie Pumphrey accepted the proclamation on behalf of the Roseville Senior Hi-Steps. Ms. Pumphrey made a brief statement.

I. ROUTINE MATTERS

1. Approval of minutes of Regular Meeting held February 12, 2008.

COUNCILWOMAN JAN HAGGERTY moved, COUNCILWOMAN COLLEEN MCCARTNEY seconded to approve minutes of the Regular Meeting held February 12, 2008.
MOTION CARRIED UNANIMOUSLY

2. Approval of minutes of Special Meeting held February 19, 2008.

COUNCILMAN SALVATORE AIUTO moved, COUNCILMAN JAN HAGGERTY seconded to approve minutes of the Special Meeting held February 19, 2008.
MOTION CARRIED UNANIMOUSLY

3. Approval of Disbursement List.

COUNCILMAN BILL SHOEMAKER moved, COUNCILMAN SALVATORE AIUTO seconded to approve Disbursement List # 16 voucher numbers 5987 through 51166.
MOTION CARRIED UNANIMOUSLY

II. CORRESPONDENCE

City Clerk Richard Steenland announced that the Clerk's Office mailed notices to every registered voter over the age of 60 and to those individuals currently on the Permanent Absentee Voter List. Mr. Steenland reminded everyone to return their notices as soon as possible so that they may receive absentee ballot application for future elections.

III. HEARING OF THE PUBLIC – AGENDA ITEMS ONLY

James Goldwater, 19346 Brandt, discussed agenda item #5.

IV. NEW BUSINESS

Mayor Harold Haugh stated that the Council will enter into closed-door session to discuss contract negotiations after agenda item VI. Items for discussion by City Council.

ROLL CALL:

Councilman Shoemaker	Yes
Councilman Aiuto	Yes

Councilwoman Haggerty	Yes
Councilman Chirkun	Yes
Mayor Haugh	Yes
Councilwoman McCartney	Yes

1. Request from Father Solanus Casey Knights of Columbus to conduct their annual Tootsie Roll Drive on the City streets March 14-16. Mr. John Kelleher, petitioner.

   The petitioner failed to appear.

   City Attorney Tim Tomlinson advised Council that they may proceed on this request without the petitioner present.

COUNCILWOMAN JAN HAGGERTY moved, COUNCILMAN SALVATORE AIUTO seconded to approve the request from Father Solanus Casey Knights of Columbus to conduct their annual TootsieRoll Drive on the City streets March 14-16.
MOTION CARRIED UNANIMOUSLY

2. Request adoption of Resolution and Abatement of Public Nuisance, parcel number 14-17-382-007, commonly known as 17431 11 Mile Rd, Lorene Tidmore, owner of record.

   City Attorney Tim Tomlinson explained this request to Council.

COUNCILMAN JOHN CHIRKUN moved, COUNCILWOMAN JAN HAGGERTY seconded to adopt the Resolution and Abatement of Public Nuisance, parcel number 14-17-382-007, commonly known as 17431 11 Mile Rd 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:

ROSEVILLE FARMS #3 W ½ LOT 11 EXC S 69 FT

PP# 14-17-382-007

more commonly known as 17431 11 Mile Rd., 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 is vacant; the roof is in need of repair; siding is missing; windows are broken; the garage is in disrepair; and the property has been in this condition for over sixteen months; and thus, 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, Lorene Tidmore, 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

3. Request adoption of Resolution and Abatement of Public Nuisance, parcel number 14-08-476-033, commonly known as 18325 12 Mile Rd., John Downey, owner of record.

City Attorney Tim Tomlinson explained this request to Council.

COUNCILMAN SALVATORE AIUTO moved, COUNCILMAN JOHN CHIRKUN seconded to adopt the Resolution and Abatement of Public nuisance, parcel number 14-08-476-033 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:

GRATIOT ELM PARK LITTLE FARMS E 50.50 FT OF LOT 22

PP# 14-08-476-033

more commonly known as 18325 12 Mile Road, 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 is vacant; siding is missing; the roof is in need of repair; the porch is dilapidated; and the owner has not taken steps to repair or maintain the property in over two years; and thus, 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, John Downey, 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

4. Request adoption of Resolution authorizing City Manager to sign CLEMIS Live Scan Agreement between Oakland County and the Roseville Police Department.

City Manager Stephen Truman explained to Council that this is an amendment to the original agreement of February 19, 2002. The agreement is up for renewal and the City Manager must sign the agreement.

Police Chief Michael Pachla explained that because the CLEMIS system has been in place for several years and equipment and software do not have to be updated as often, therefore, there is a reduction in the cost of maintenance. Chief Pachla explained what the CLEMIS system is and its function.

COUNCILMAN BILL SHOEMAKER moved, COUNCILWOMAN JAN HAGGERTY seconded, to adopt the Resolution authorizing City Manager Stephen Truman to sign the Courts and Law Enforcement Management Information System (CLEMIS) Live Scan Agreement between Oakland County and the Roseville Police Department.
MOTION CARRIED UNANIMOUSLY

5. Request approval to extend the 2006 Weed Cutting Program contract for 2008.

City Manager Stephen Truman explained that additional conditions will be placed in the contract with Rizzo Services and the City Ordinance will be amended to show that the first weed cutting may be done earlier in May.

Mayor Harold Haugh commented that Rizzo Services will maintain its 2006 cost even though the cost of fuel has increased.

COUNCILMAN SALVATORE AIUTO moved, COUNCILMAN JAN HAGGERTY seconded to extend the 2006 Weed Cutting Program contract for 2008. The following changes are to be implemented in the contract:

a. The first cut is to start on May 1st.
b. Each cut is to be completed within 23 days.
c. Five cuts per year and each start date will be 10 days after the previous cut.

MOTION CARRIED UNANIMOUSLY

6. Request adoption of Ordinance to amend the Code of Ordinances for the City of Roseville, Chapter 7, Section 7-2 to amend the number of members of the City Beautification Commission, to provide for repealer, severability, and effective date.

City Manager Stephen Truman explained that this request was previously discussed with Council. The Beautification Commission has requested that their membership increase from five to seven members.

COUNCILWOMAN JAN HAGGERTY moved, COUNCILWOMAN COLLEEN MCCARTNEY seconded to adopt Ordinance 1211 to amend the Code of Ordinances for the City of Roseville, Chapter 7, Section 7-2 to amend the number of members of the City Beautification Commission as follows:

AN ORDINANCE TO AMEND CHAPTER 7, §7-2, TO AMEND THE NUMBER OF MEMBERS OF THE CITY BEAUTIFICATION COMMISSION, TO PROVIDE FOR REPEALER, SEVERABILITY AND EFFECTIVE DATE.

CITY OF ROSEVILLE
MACOMB COUNTY, MICHIGAN

ORDINANCE NO. 1211

THE CITY OF ROSEVILLE ORDAINS:

Section 1. Chapter 7, §7-2, is hereby amended to read as follows:

§7-2. Membership; appointment; compensation.

The Commission shall consist of seven (7) members, who are electors of the City of Roseville to be appointed by the Mayor with the approval of the City Council. Members of the Commission shall serve as such without compensation and shall be appointed forthwith upon adoption of this section.

Section 2. All remaining paragraphs and sentences of the aforementioned amended Chapter shall remain in full force and effect.

Section 4. 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 5. 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 6. Effective date. This Ordinance shall take immediate effect being emergency in nature.
MOTION CARRIED UNANIMOUSLY

7. Request awarding of bid for HVAC System Replacement.

City Manager Stephen Truman explained that this item was originally before Council on November 13, 2007. Council directed that this item be re-bid due to the absence of the Resolution on Policy to Assure Labor Harmony on City Projects; this resolution was adopted by Council on February 27, 2001.

Mr. Truman explained that bids were issued again on this request. Six bids were received during the first bid process; three were received for the current bid. The three lowest bidders were the same amount and they were in the same order; funds for this item will come from the Capital Improvement fund.

Mr. Truman answered several questions for Council.

COUNCILMAN JOHN CHIRKUN moved, COUNCILMAN BILL SHOEMAKER seconded to award the bid #450-030801 for HVAC System Replacement to Tech Mechanical, Inc in the amount of $334,999.00.
MOTION CARRIED UNANIMOUSLY

8. Request closed-door session to discuss negotiations.

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

9. Appointments

Mayor Harold Haugh had no appointments.

10. Reports of City Manager.

City Manager Stephen Truman reported the following:

a. 2007 Winter Taxes are due on February 29, 2008.
b. The Roseville V.F.W. Ladies Auxiliary will host a spaghetti dinner to benefit veterans with traumatic brain injuries on March 9, 2008 from 12 -6:30 p.m.
c. The Zoning Board of Appeals Meeting originally scheduled for May 6, 2008 will be held on Wednesday, May 7, 2008 due to the Fraser School Board/County Election. The ZBA Meeting originally scheduled for August 5, 2008 has been rescheduled to August 6, 2008 due to the Primary Election.

11. Reports of City Attorney.

City Attorney Tim Tomlinson had nothing to report.

V. HEARING OF THE PUBLIC. *(limit 3 minutes)

James Goldwater, 19346 Brandt, discussed the City Sign Ordinance and the issue of vehicles cruising Gratiot.

Charles Frontera, 26204 Blumfield, addressed comments made at the last Council meeting during the Public Hearing.

Mike Clover, 16279 12 Mile, invited Council to the Goodfellows meeting, discussed the Senior Chores program, the neighborhood watch programs and spoke about openings in the Roseville Caring Klowns.

Edward Stross, 28305 Gratiot, commented on the recent court ruling on a case between himself and the City.

Scot Bala, 18750 Common Road, President of the Roseville Firefighters Association, discussed the annual Burn Calendar and distributed copies to Council.

VI. ITEMS FOR DISCUSSION BY CITY COUNCIL

Councilpersons Salvatore Aiuto, Bill Shoemaker, Jan Haggerty, Colleen McCartney and John Chirkun congratulated the High Steppers on their 25th anniversary and thanked the Roseville Firefighters for the work they do with the Burn Camp.

Mayor Harold Haugh thanked the Department of Public Works for the good job they have done cleaning the City streets, congratulated the High Steppers on their anniversary, commented on a luncheon he attended with local realtors and the Roseville Community Schools, complimented the City Hall employees for the work they do and thanked Scott Bala for the Calendar.

Leave Regular Meeting at:	7:55 p.m.
Enter closed-door at:	7:59 p.m.
Leave closed-door at:	9:01 p.m.
Return to Regular Meeting at:	9:03 p.m.

VII. ADJOURNMENT

COUNCILMAN JOHN CHIRKUN moved, COUNCILMAN BILL SHOEMAKER seconded that the agenda having been acted upon, the meeting is hereby adjourned at 9:04 p.m.
MOTION CARRIED UNANIMOUSLY

Respectfully submitted,
RICHARD M. STEENLAND
City Clerk

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