

CITY OF WOODHAVEN
COUNTY OF WAYNE, STATE OF MICHIGAN
CITY COUNCIL MEETING OF APRIL 5, 2016

Regular City Council Meeting of April 5, 2016 held at Woodhaven City Hall, 21869 West Road, Woodhaven, Michigan. The meeting was called to order at 7:00 p.m. by Mayor Patricia Odette.

PRESENT: Mayor Patricia Odette, Council Members, Randy Odette, Janet Sikes, Chris Papineau, Dan Duderstadt, Darrel Penix

ABSENT: Mayor Pro-tem, Sharon Bono-Beaton (excused)

ALSO PRESENT: Kristie Keene, City Clerk, Jeff Harris, City Administrator, Pat Kruse, City Attorney, Mike Clark, Fire Chief, Tim Neighbors, Director of Public Service and Water, Tim Rooney, Recreation Director, Jeff Daigneau, Finance Director/Treasurer, John Hennessey, Hennessey Engineers

One bid was received and opened for Baseball/Softball Uniforms for 2016.

16-031 Moved by Papineau, seconded by Councilman Randy Odette, to approve the Consent Calendar as presented:

- A. City Council Members Excused Absences.
- B. Approval of Council Meeting minutes of March 15, 2016.
- C. General Fund Obligations in the amount of \$80,777.42 be approved for payment.
- D. Local Highway Fund Obligations in the amount of \$13,114.31 be approved for payment.
- E. Major Street Fund Obligations in the amount of \$3,322.15 be approved for payment.
- F. Community Activity Fund Obligations in the amount of \$137.83 be approved for payment.
- G. Garbage and Rubbish Fund Obligations in the amount of \$47,840.29 be approved for payment.
- H. Building Department Fund Obligations in the amount of \$130.03 be approved for payment.
- I. Police Department Forfeiture Fund Obligations in the amount of \$2,246.51 be approved for payment.
- J. Water and Sewer Fund Obligations in the amount of \$150,129.95 be approved for payment.
- K. Debt Services Fund Obligations in the amount of \$150.00 be approved for payment.
- L. Motor Pool Fund Obligations in the amount of \$11,749.79 be approved for payment.

MOTION CARRIED UNANIMOUSLY.

Mr. Ryan Moore, IT Manager from The Senior Alliance, gave a brief overview of the services they have provided to the residents of Woodhaven.

16-032 Moved by Councilman Randy Odette, seconded by Penix, to approve the Letter of Understanding between the City of Woodhaven and Developer, for the project to develop the acreage along the East side of I-75 between Van Horn Road and West Road. MOTION CARRIED UNANIMOUSLY.

16-033 Moved by Mayor Patricia Odette, seconded by Papineau, to reject the one bid that was received from American Soccer, Inc., DBA/Score Sports for the Baseball/Softball Uniforms. Mayor and Council gave Mr. Rooney permission to go through the process of re-bidding this. MOTION CARRIED UNANIMOUSLY.

16-034 Moved by Mayor Patricia Odette, seconded by Papineau, the following resolution was offered:

**SUPPORT OF FASTLANE GRANT BY
WAYNE COUNTY FOR A GRADE SEPARATION ON ALLEN RD**

WHEREAS, the City of Woodhaven, a Downriver community in Wayne County whose total population exceeds 12,500, has joined in an effort to improve local government and enhance the quality of life for area residents through municipal cooperation; and

WHEREAS, the City of Woodhaven fully supports the construction of a grade separation on Allen Road under the Canadian National Rail line in the County of Wayne and fully supports Wayne County submission of a Department of Transportation FASTLANE (Fixing America's Surface Transportation (FAST) Act) application for the above project; and

WHEREAS, delays at the crossing have a negative impact on jobs and commerce of the area; Ford and Chrysler operate major assembly operations in the area and one of the largest consumer shopping districts in the area with over 1.7 million sq/ft of retail space; and

WHEREAS, 16-18 trains up to 10,000ft in length pass daily on their way into Canadian National's largest Train Yard in the Metro Detroit Area, which causes commerce delays up to 45 minutes per train crossing; and

WHEREAS, Allen Road is the first major arterial road east of I-75 (109,000 vehicles travel I-75 daily), and Allen Road is used as an Emergency/Alternate route when accidents or construction affect/close the freeway; and

WHEREAS, there are over 30,000 vehicles a day that travel on Allen Road, which serves as a major north-south community road, and has a major impact on the residents in the area; delays at the crossing have a negative impact on jobs and commerce of the area; and

WHEREAS, the Life & Safety of Downriver area residents is greatly impacted by the train crossing in getting to the area's only Level 2 Trauma Hospital; and

WHEREAS, there have been 6 fatalities and 74 injuries and 175 accidents on that section of Allen Road in Woodhaven over the past several years; and

NOW THEREFORE BE IT RESOLVED, that the City of Woodhaven fully supports the application of the Wayne County to the United States Department of Transportation for a FASTLANE. Discretionary Grant for the above referenced project, and strongly recommends approval of that application for the Economic, Safety, Environmental, and Quality of Life improvements that project would provide and is aware the City of Woodhaven and its Downtown Development Authority will share in the cost of and will cost approximately 2.25million dollars from those agencies.

AYES: Mayor Patricia Odette, Penix, Sikes, Papineau, Duderstadt, Councilman Randy Odette

NAYS: None

ABSENT: Bono-Beaton

RESOLUTION DECLARED ADOPTED.

16-035 Moved by Mayor Patricia Odette, seconded by Sikes, the following resolution was offered:

**SUPPORT OF T.I.G.E.R. GRANT BY WAYNE COUNTY
ROAD COMMISSION FOR GRADE SEPARATION ON ALLEN RD**

WHEREAS, the City of Woodhaven, a Downriver community in Wayne County whose total population exceeds 12,500, has joined in an effort to improve local government and enhance the quality of life for area residents through municipal cooperation; and

WHEREAS, the City of Woodhaven fully supports the construction of a grade separation on Allen Road under the Canadian National Rail line in the County of Wayne and fully supports Wayne County submission of a Department of Transportation National Infrastructure Investments Grant (referred to as T.I.G.E.R. Discretionary Grants) application for the above project; and

WHEREAS, delays at the crossing have a negative impact on jobs and commerce of the area; Ford and Chrysler operate major assembly operations in the area and one of the largest consumer shopping districts in the area with over 1.7 million sq/ft of retail space; and

WHEREAS, 16-18 trains up to 10,000ft in length pass daily on their way into Canadian National’s largest Train Yard in the Metro Detroit Area, which causes commerce delays up to 45 minutes per train crossing; and

WHEREAS, Allen Road is the first major arterial road east of I-75 (109,000 vehicles travel I-75 daily), and Allen Road is used as an Emergency/Alternate route when accidents or construction affect/close the freeway; and

WHEREAS, there are over 30,000 vehicles a day that travel on Allen Road, which serves as a major north-south community road, and has a major impact on the residents in the area; delays at the crossing have a negative impact on jobs and commerce of the area; and

WHEREAS, the Life & Safety of Downriver area residents is greatly impacted by the train crossing in getting to the area’s only Level 2 Trauma Hospital; and

WHEREAS, there have been 6 fatalities and 74 injuries and 175 accidents on that section of Allen Road in Woodhaven over the past several years; and

NOW THEREFORE BE IT RESOLVED, that the City of Woodhaven fully supports the application of the Wayne County to the United States Department of Transportation for a T.I.G.E.R. Discretionary Grant for the above referenced project, and strongly recommends approval of that application for the Economic, Safety, Environmental, and Quality of Life improvements that project would provide and is aware the City of Woodhaven and its Downtown Development Authority will share in the cost of and will cost approximately 2.25million dollars from those agencies.

AYES: Mayor Patricia Odette, Penix, Sikes, Papineau, Duderstadt, Councilman Randy Odette
NAYS: None
ABSENT: Bono-Beaton

RESOLUTION DECLARED ADOPTED.

16-036 Moved by Mayor Patricia Odette, seconded by Councilman Randy Odette, to approve the South Huron Valley Utility Authority Bond Financing Contract (Aeration Mixer Replacement Project). MOTION CARRIED UNANIMOUSLY.

16-037 Moved by Penix, seconded by Councilman Randy Odette, to authorize the Mayor to sign on the City's behalf the South Huron Valley Utility Authority Bond Financing Contract and the following Resolution was offered:

**RESOLUTION APPROVING FINANCING CONTRACT AND
AUTHORIZING PUBLICATION OF NOTICE
(SOUTH HURON VALLEY UTILITY AUTHORITY 2016 SEWAGE DISPOSAL SYSTEM
IMPROVEMENT BONDS (GENERAL OBLIGATION LIMITED TAX))**

**CITY OF WOODHAVEN
County of Wayne, State of Michigan**

WHEREAS, the Cities of Flat Rock, Gibraltar and Woodhaven in the County of Wayne, the Charter Townships of Brownstown, Huron and Van Buren in the County of Wayne, and the Village of South Rockwood in the County of Monroe (collectively, the "Constituent Municipalities"), have established the South Huron Valley Utility Authority (the "Authority"), as an authority organized under the provisions of Act 233, Public Acts of Michigan, 1955, as amended ("Act 233"); and

WHEREAS, Act 233 empowers the Authority to furnish sewage disposal service and to acquire, own, improve, enlarge and extend a sewage disposal system; and

WHEREAS, Act 233 empowers the Authority to finance the acquisition, construction and equipping of sewage disposal system improvements; and

WHEREAS, a contract among the Constituent Municipalities and the Authority (the "Contract") for the acquisition, construction, furnishing, equipping and financing of improvements to the existing sewage disposal system consisting generally of reequipping existing biological treatment tanks with new diffused aeration equipment, including mixers, diffusers, blowers, valves, gates, control system improvements, and safety improvements, together with all necessary appurtenances and attachments thereto (the "Improvements") has been prepared and accompanies this resolution; and

WHEREAS, the Contract provides for the issuance of bonds by the Authority to pay all or part of the costs of the Improvements (the "Bonds").

NOW, THEREFORE, BE IT RESOLVED THAT:

1. The Contract is hereby approved, ratified and confirmed and the Mayor and the Clerk of the City are hereby authorized and directed to execute, seal and deliver the Contract for and on behalf of the City; provided, however, that the Contract shall not become effective until the expiration of forty-five (45) days after the date of the publication of the notice attached hereto as Exhibit A as a display advertisement of at least one-quarter (1/4) page size in one or more newspapers of general circulation within the territory encompassed by the Authority, which manner of publication is deemed by the City Council to be the most effective manner of informing the taxpayers and electors of the City of the details of the proposed Contract and the rights of referendum thereunder.
2. If the Bonds are issued on a tax-exempt basis, the City shall take or abstain from taking all actions required by the Internal Revenue Code of 1986, as amended (the "Code"), and regulations thereunder as may be necessary to retain for the interest on the Bonds from the exclusion of interest from adjusted gross income for federal income tax purposes.
3. The Clerk (or the Clerk's designee), is hereby directed to publish the attached notice as soon as possible after the adoption hereof in substantially the form attached, with such changes as shall be approved by the Clerk or the Clerk's designee, and upon the advice of bond counsel to the Authority,

so as to permit the Bonds to be issued as contemplated herein. The Clerk may agree to publish the attached notice pursuant to this Section jointly with the clerk of the other Constituent Municipalities *provided* that the attached notice shall appear in a newspaper having a general circulation in the City.

4. The Chief Administrative Officer is authorized to file a Qualifying Statement with the Michigan Department of Treasury (the "Department") in accordance with Act 34, Public Acts of Michigan, 2001, as amended ("Act 34"), or take such other actions and file such other documents as are appropriate to obtain "qualified status" under Act 34. In the event that the City is not granted qualified status by the Department, the Chief Administrative Officer is hereby authorized to file for prior approval of the bonds from the Michigan Department of Treasury and to pay the fees relating thereto. The Chief Administrative Officer is further authorized to apply for any waivers or other orders from the Department as may be necessary or advisable to issue, sell and deliver the bonds as contemplated herein and to pay any filing fees related thereto.
5. Any officer of the City as may be appropriate is each hereby authorized and directed to take such further steps and actions as are necessary or desirable to enable the Authority to issue the Bonds for and on behalf of the City as contemplated herein.
6. The City has been advised that the Authority has retained Miller, Canfield, Paddock and Stone, P.L.C. ("Miller Canfield") as its bond counsel in connection with the Bonds and the City hereby consents to the representation of the Authority by Miller Canfield.
7. All resolutions and parts of resolutions in conflict with this Resolution be, and the same hereby are repealed.

AYES: Mayor Patricia Odette, Penix, Sikes, Papineau, Duderstadt, Councilman Randy Odette

NAYS: None

ABSENT: Bono-Beaton

RESOLUTION DECLARED ADOPTED.

16-038 Moved by Mayor Patricia Odette, seconded by Papineau, to approve the emergency repair cost due to a sink hole located on Allen Road, south of the Railroad Tracks not to exceed \$175,000.00.
MOTION CARRIED UNANIMOUSLY.

16-039 Moved by Mayor Patricia Odette, seconded by Councilman Randy Odette, to make the following appointments to the Library Board with an indefinite term:

Re-appoint:	Sharon Bono-Beaton
Appoint:	Jeff Daigneau

MOTION CARRIED UNANIMOUSLY.

Mayor Patricia Odette adjourned the Woodhaven City Council Meeting at 7:37 p.m.

Mayor, Patricia Odette

Kristie Keene, City Clerk