

City of Southgate

Regular City Council Meeting

May 18, 2022

A Regular Meeting of the Council of the City of Southgate was held on Wednesday, May 18, 2022 in the Southgate City Hall Council Chambers and was called to order at 7:00 PM by Council President Zoey Kuspa.

This meeting began with the Pledge of Allegiance, followed by roll call.

Present: Bill Colovos, Mark Farrah, Christian Graziani, Zoey Kuspa, Phil Rauch

Absent: *Karen George, *Dale Zamecki, *excused

Also Present: Mayor Joseph G. Kuspa, City Attorney Ed Zelenak, City Administrator Dustin Lent, ACA/Finance Director David Angileri, City Engineer John Hennessey, City Treasurer Chris Rollet, City Clerk Janice Ferencz, Public Safety Director Joe Marsh, Police Chief Mark Mydlarz, Fire Chief Mark Hatfield, Building Inspections Director Tim Leach, Recreation Director Julie Goddard

Minutes:

Moved by Rauch, supported by Farrah, RESOLVED, that the minutes of the City Council Work Study Session dated May 4, 2022 be approved as presented. Carried unanimously.

Moved by Colovos, supported by Rauch, RESOLVED, that the minutes of the Regular City Council Meeting dated May 4, 2022 be approved as presented. Carried unanimously.

Moved by Farrah, supported by Colovos, RESOLVED that the minutes of the Public Hearing on the Mayor's Proposed Budget for FY 2022/2023 be approved as presented. Carried unanimously.

Moved by Rauch, supported by Farrah, RESOLVED, that the minutes of the Public Hearing on the Southgate-Wyandotte Drainage District User Charge be approved as presented. Carried unanimously.

Moved by Colovos, supported by Rauch, RESOLVED, that the minutes of the Public Hearing on the Proposed Water & Sewer Rate Increases be approved as presented. Carried unanimously.

Consideration of Bids:

1. Letter from Mayor; Re: Bid for Tree Pruning and Maintenance moved by Rauch, supported by Farrah, RESOLVED that the Southgate City Council hereby concurs with the Mayor's recommendation and awards the bid for Tree Pruning and Maintenance to Limb Walkers Tree and Snow (10073 Bryce Rd., Avoca, MI 48006).

Motion carried unanimously.

Communications "A":

1. Memo from ACA/Finance Director.; Re: Proposed FY Budget 2022/2023 moved by Farrah, supported by Colovos, RESOLVED that the Southgate City Council hereby concurs with the recommendation of Administration and hereby authorizes a 1% Administrative Fee be established as part of the FY 2022/2023 Budget; and, FURTHER BE IT RESOLVED, authorization that the following Millage Rates be levied for the 2022/2023 Fiscal year Budget:

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General Operating	10.0304
Rubbish	2.4069
Act 345 Retirement	10.2630
Library	.8800
Parks & Rec of 2017	0.9895
Act 359 of 1925	0.0630
Roads	<u>1.9131</u>
Total Summer Levy	26.5459

WHEREAS, the Mayor's proposed budget for fiscal year 2022/2023 was submitted on March 28, 2022 to the City Council of Southgate and a copy thereof filed with the City Clerk's Office for Public Review; and,

WHEREAS, on May 4, 2022 the City Council of Southgate held a public hearing on the proposed budget for fiscal year 2022/2023; and,

WHEREAS, THE City Council, based on a recommendation from the Mayor, established the tax rates for General Fund operations and indebtedness.

NOW, THEREFORE, BE IT RESOLVED, pursuant to Article 5, Section 97, of the City of Southgate Charter that the City Council of Southgate hereby approves the fiscal year 2022/2023 operating budget by activity, as presented by the Mayor and revised by Council and implemented through the following policies and specifications as the official budget for the City of Southgate for the fiscal year beginning July 1, 2022.

1. **ADOPTION BY FUND, AND ACTIVITY WITHIN EACH FUND**

The budget is hereby adopted by fund and department within each fund as follows:

101 General Fund Revenues

Taxes	18,138,209
Licenses and Fees	698,600
State Revenue Sharing	4,179,282
Charges for Services	621,700
Fines and Forfeits	802,000
Interest, Rents and Royalties	655,000
Miscellaneous	87,500
Transfers-In	1,763,379
Total Revenue	26,945,670

101 General Fund Expenditures

<u>Department #</u>	<u>Name</u>	<u>Budget</u>
101	City Council	39,008
136	District Court	1,461,877
171	Executive	270,375
191	Elections	52,190
209	Assessor	208,550
210	Attorney	161,496
215	City Clerk	190,104
220	Municipal Employees Civil Service	500

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221	Police and Fire Civil Service	11,000
223	Finance	459,620
228	IT	260,392
253	Treasurer	263,583
299	General Government	3,519,230
301	Police Department	8,911,772
336	Fire Department	5,304,597
371	Building	530,857
400	Planning Commission	24,000
426	Police Reserves	5,040
441	Public Services	1,860,304
442	City Garage	603,668
528	Sanitation	1,643,911
672	Senior Citizen	85,329
751	Recreation	625,944
803	Historical Museum	2,000
965	Transfers-Out	450,000

Total Expenditures **26,945,347**

<u>Fund #</u>	<u>Name</u>	<u>Budget Expend.</u>
202	Major Street	1,235,643
203	Local Street	519,000
204	Municipal Street	1,852,000
208	Park & Recreation	1,001,915
211	Southgate/Wyandotte O & M	850,000
404	District Court Public Improvements	15,000
260	Indigent Defense	210,585
249	Building Dept.	180,000
271	Library	659,528
305	Building Authority	773,840
248	DDA	242,597
247	TIFA	711,915
584	Golf Course	341,090
592	Water and Sewer	11,250,292
677	Workers Comp	120,000
734	Severance Reserve	100,000

II. APPROPRIATION NOT A MANDATE TO SPEND

Appropriations will be considered the maximum authorization to incur expenditures and not a mandate to spend.

III. LIMIT ON OBLIGATIONS AND PAYMENTS.

No obligation shall be incurred against and no payment shall be made from any appropriation account unless there is sufficient unencumbered balance in the appropriation, and sufficient funds are or will be available to meet this obligation.

IV. No obligation shall be incurred against and no payment shall be made from any appropriation account for additional full time and/or part time employees, unless sufficient funding is first appropriated to meet this obligation.

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V. CONFORMITY WITH PERVIOUS ACTIONS.

The City Council rescinds any prior actions not in conformity with the above stated policies and specifications.

VI. Restate Fund Balances.

Motion carried unanimously.

2. Memo from ACA/Finance Director; Re: Southgate-Wyandotte Drainage District User Charge moved by Farrah, supported by Rauch, RESOLVED that the Southgate City Council hereby adopts a resolution approving the 2022/2023 fiscal year apportionment for the City of Southgate as follows:

WHEREAS, the costs of operating, maintaining and replacing facilities, constructed by the Southgate-Wyandotte Relief Drain Drainage District have been apportioned by the Wayne County Drainage Board in accordance with Sections 468, 469 and 478 of the Michigan Drain Code, Act 40 of Michigan Public Acts of 1956, as amended and Section 14a of Act 51 of Michigan Public Acts of 1951, as amended, and in accordance with the Federal Water Regulations promulgated there under (Title 40 Code of Federal Regulations, Part 35); and,

WHEREAS, the City of Southgate is empowered by Section 490 of the Michigan Drain Code, Act 40 of Michigan Public Acts of 1956, Section 9 of Act 211 of Michigan Public Acts of 1956, and City of Southgate Charter Section 162 to enact user service charges for the Southgate-Wyandotte Relief Drain Drainage District by ordinance; and,

WHEREAS, the collection of such user service charges is necessary to fund the repair, operation and maintenance of the facilities of the Southgate-Wyandotte Relief Drain Drainage District and is essential to the public health, safety and welfare of users of said Southgate-Wyandotte Relief Drain Drainage District; and,

WHEREAS, a Public Hearing regarding the proposed user service charge apportionments promulgated by the Wayne County Drainage Board and the individual user service charges derived there from was held by the City Council, City of Southgate on May 5, 2021 and notice given to all the residents within the benefiting geographic area by publication in the local newspaper; and,

WHEREAS, such Public Hearing was held by the City Council to entertain views and comments from interested individuals regarding the individual user service charges for fiscal year July 1, 2022 through June 30, 2023.

NOW, THEREFORE, BE IT RESOLVED, that the City of Southgate does hereby adopt the following apportionment of costs of operating, maintaining and replacing facilities constructed by the Southgate-Wyandotte Relief Drain Drainage District as proposed by the Wayne County Drainage Board:

City of Southgate, MI	42.708 %
City of Wyandotte, MI	50.322 %
State of Michigan	1.804 %
County of Wayne	<u>5.166 %</u>
TOTAL	100.00 %

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BE IT FURTHER RESOLVED that the City of Southgate:

- a) Affirms that the City's cost of operating and maintaining the Southgate-Wyandotte Drainage District for fiscal year July 1, 2022 through June 30, 2023 is estimated to be \$1,618,680; and,
- b) Affirms that the City's cost of modernization and automation of the Southgate-Wyandotte Drainage District Treatment Facilities along with the Barberry Relief Sewer for fiscal year 07.01.22 through 06.30.23 are estimated to be \$1,091,305 and,
- c) Assesses such annual costs less excess Fund Balance to benefiting property owners in compliance with the user charge formula **as identified in Exhibit A and attached hereby and incorporated herein by reference; and,**
- d) Confirms the roll for all persons whose name appears on the tax rolls as owning land within the Southgate-Wyandotte Drainage District as prepared by the City Clerk and Finance Department and on file within City Hall incorporated herein by reference in its entirety.

BE IT FURTHER RESOLVED that user charges have been or shall be levied on the summer tax rolls of the owners of real property within the geographic areas as follows:

North: Brest Avenue,

South: Pennsylvania Road,

East: Fort Street, and

West: Generally comprised by the area commencing with McCann (on the south side) to Eureka, to Reeck, tol-75;

BE IT FURTHER RESOLVED, that the City of Southgate does hereby re-adopt the individual user charge formula, which formula is attached hereto as Exhibit A and incorporated herein in its entirety by reference thereto, which formula shall be kept in the Office of the City Clerk for review by any interested party.

BE IT FURTHER RESOLVED, that any individual who is aggrieved by the user charge formula adopted here in or aggrieved by the application of said formula to their property shall file a notice of same with the City Engineer, within twenty-eight (28) days of the annual adoption of the user charge, who shall review the complaint and make a recommendation to the City Council. The City Council shall deny, affirm, or modify such user charges in accordance with its rules. **The effective date of this Resolution shall be May 18, 2022 (the Public Hearing, in this regard, was May 4, 2022.)**

Motion carried unanimously.

Communications "B" (receive and file):

1. Letter from Mayor: Re: Appointment to Parks & Recreation Commission moved by Rauch, supported by Farrah, RESOLVED THAT the Southgate City Council hereby receives and files correspondence for the appointment to the Parks & Recreation Commission for a term expiring April 2024.

Motion carried unanimously.

2. Letter from Mayor: Re: Appointment of City Administrator moved by Rauch, supported by Farrah, RESOLVED THAT the Southgate City Council hereby receives and files correspondence for the appointment of the new City Administrator effective June 20, 2022.

Motion carried unanimously.

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Unscheduled Persons In Audience

1. Gary Martin, 11250 Hawthorne, discussed the trashcans in his neighborhood, the suggested street sign changes and the I-75 sound barrier in his subdivision.
2. Walter Epps introduced himself as a candidate for Wayne County Sheriff.
3. Michael Griffie introduced himself as a 13th District Congressional candidate.
4. Jim Lewis – Commander of the American Legion gave details on the upcoming Memorial Ceremony.

Claims and Accounts:

Moved by Graziani, supported by Rauch, RESOLVED, that Claims and Accounts be paid as outlined on Warrant #1449 in the amount of \$1,115,665.85.

Motion carried unanimously.

Adjournment:

Moved by Rauch, supported by Farrah, RESOLVED THAT this Regular Meeting of the Southgate City Council be adjourned at 7:17 P.M. Carried unanimously.

Zoey Kuspa
Council President

Janice M. Ferencz
City Clerk