

City of Allen Park Regular Council Meeting Minutes
Tuesday, March 10, 2009 – 7:00 PM

Mayor Gary Burtka called the Meeting to order at 7:00 PM

Roll Call showed present: Mayor Pro-Tem Felice A. Lalli, Councilman Francesco V. Tucci, Councilman Kevin A. Rourke, Councilman James A. Flynn, and Mayor Gary Burtka. Also present: City Administrator Eric Waidelich, City Attorney Ken Kruse and Deputy City Clerk Meaghan Armstrong

Excused: Councilwoman Beverly J. Kelley and Councilman Kyle T. Tertzag

Motion by Tucci

Supported by Lalli

RESOLVED, to approve the amended agenda for the regular Council meeting of March 10, 2009

MOTION ADOPTED – 09-0310-063

Motion by Lalli

Supported by Rourke

RESOLVED, to approve the minutes for the regular Council meeting of February 24, 2009

MOTION ADOPTED – 09-0310-064

Motion by Tucci

Supported by Lalli

RESOLVED, to approve claims and accounts in the amount of \$3,485,093.66

MOTION ADOPTED – 09-0310-065

Motion by Lalli

Supported by Rourke

RESOLVED, to approve request from Father Saylor Knights of Columbus for approval of Street Solicitation for the annual Tootsie Roll Drive on April 3, 4, and 5, 2009 (with application fees waived)(workers must wear safety vest per federal law)

MOTION ADOPTED -09-0310-066

Motion by Tucci

Supported by Lalli

RESOLVED, to approve request from Father Saylor Knights of Columbus for solicitation of prizes/donations from the Allen Park Business Owners for the annual MI Dinner held on March 28, 2009 (with application fees waived)

MOTION ADOPTED -09-0310-067

Motion by Tucci

Supported by Lalli

RESOLVED, to approve solicitors permit from Allen Park Longhorns Youth Baseball team for a Can and Bottle Drive with pick-up dates on March 21 and March 28, 2009 (with application fees waived)

MOTION ADOPTED-09-0310-068

Motion by Burtka

Supported by Tucci

Mayor Burtka passed the gavel to Mayor Pro-Tem Lalli and the following resolution was adopted

RESOLVED, to approve resolution supporting the Hannahville Indian Community's efforts to build their casino in Romulus Michigan

With Councilman Flynn voting NO

MOTION ADOPTED -09-0310-069

Motion by Burtka

Supported by Tucci

Mayor Burtka passed the gavel to Mayor Pro-Tem Lalli and the following resolution was adopted

RESOLVED, WHEREAS, recently the Michigan House of Representatives passed HB 4247; and

WHEREAS, a Michigan Senate companion bill SB 190 is pending in the State Senate; and

WHEREAS, both bills would be harmful to the City of Allen Park, and all communities within the State of Michigan; and

WHEREAS, the bills still contain the "loser pays" provision that would require a local unit of government to pay "reasonable and non-excessive" attorney fees;

NOW THEREFORE BE IT RESOLVED, that the CITY of ALLEN PARK, MICHIGAN, Supports and joins the Michigan Municipal League in requesting the State Senate NOT pass Senate Bill 190 as written; and

BE IT FURTHER RESOLVED, that the House of Representatives review the passed HB 4247 and the amendment attached, because local units of government can not afford State required financial mandates attached to bills.

BE IT FURTHER RESOLVED, that this resolution be sent to State Senators Raymond Basham, State Representatives Ed Clemente, and Bob Constan, the Michigan Municipal League and the Downriver Community Conference.

MOTION ADOPTED -09-0310-070

Motion by Tucci

Supported by Flynn

RESOLVED, to approve 3rd and final reading of proposed ordinance for Prohibition of Nudity on Licensed Premises

Roll call vote: 5 ayes, 0 nays – absent members: Kelley and Tertzag

MOTION ADOPTED -09-0310-071

Motion by Tucci

Supported by Rourke

RESOLVED, to approve 3rd and final Reading of Production Filming; Regulations, Requirements and Permits by

Roll call vote: 5 ayes, 0 nays – absent members: Kelley and Tertzag

MOTION ADOPTED -09-0310-072

Motion by Rourke
Supported by Lalli
RESOLVED, to approve the March Board of Reviews poverty exemption guidelines for 2009
MOTION ADOPTED -09-0310-073

Motion by Tucci
Supported by Lalli
RESOLVED, to approve the request that the Allen Park Police Department purchase three (3) Chevrolet Tahoe police package vehicles through Berger Chevrolet under a State of Michigan bid at the cost of \$86,069.85, further resolved that the funding for the purchase be made from Federal Forfeiture money
MOTION ADOPTED -09-0310-074

Motion by Tucci
Supported by Lalli
RESOLVED, to adjourn the regular Council Meeting and convene into executive session for all reasons permissible by law
Roll Call Vote 5 ayes, 0 nays – absent members: Kelley and Tertzag
MOTION ADOPTED– 09-0310-075

The door was opened and the following resolution was made

Motion by Lalli
Supported by Flynn
RESOLVED, to approve and post notice to electors of the City of Allen Park of intent to issue bonds secured by the taxing power of the City and right of referendum thereon
MOTION ADOPTED – 09-0310-076

Motion by Tucci
Supported by Rourke
RESOLVED, to adjourn the executive session meeting
MOTION ADOPTED -09-0310-077

Gary J. Burtka – Mayor

Meaghan K. Armstrong – Deputy Clerk