

City of Allen Park Regular Council Meeting Minutes
Tuesday, February 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, Councilwoman Beverly J. Kelley, Councilman Kyle T. Tertzag, Councilman Kevin A. Rourke, Councilman James A. Flynn, and Mayor Gary Burtka. Also present: City Administrator Eric Waidelich, City Attorney Anthony Guerriero and City Clerk Michael I. Mizzi

Motion by Kelley

Supported by Tucci

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

MOTION ADOPTED – 09-0210-028

Motion by Tertzag

Supported by Flynn

RESOLVED, to approve the minutes for the regular Council meeting of January 27, 2009

MOTION TABLED – 09-0210-029

Motion by Lalli

Supported by Kelley

RESOLVED, to approve claims and accounts in the amount of \$883,635.40

MOTION ADOPTED – 09-0210-030

Motion by Tertzag

Supported by Rourke

RESOLVED, to concur with the recommendation of Mayor Gary Burtka to appoint Susan White to the Library Commission

MOTION ADOPTED – 09-0210-031

Motion by Lalli

Supported by Tucci

RESOLVED, to approve request of a 2009 Curb Side Pickup License from Nick Jurj (pending Police Department approval and all other requirements by ordinance)

MOTION ADOPTED -09-0210-032

Motion by Lalli

Supported by Kelley

RESOLVED, to approve request from Candice Lee (Co-Coordinator) to recognize and grant the English Springer Rescue America of the Midwest Region (a registered 501(c) 3 nonprofit organization) a Local Governing Body Resolution for Charitable Gaming License (with proper State of Michigan approval and all other regulations) (with application fees waived)

MOTION ADOPTED -09-0210-033

Motion by Lalli

Supported by Kelley

RESOLVED, **WHEREAS**, Kaye Tertzag moved to Allen Park in 1971 along with his wife Kathleen and children Kyle and Kraig, buying the home on Seavitt that Kathleen's parents had owned and;



WHEREAS, in the early 1970's Kaye Tertzag moved his law office from it's original location at Vernor and Springwells in Southwest Detroit to a location on Allen Road in Downtown Allen Park where his practice thrived, and;

WHEREAS, Kaye Tertzag raised his family at the Seavitt house, and it was there that Kara, born in 1976, joined the family. All of his children attended the Allen Park Public Schools (Lindemann, Allen Park Middle School and Allen Park High School) and played in the public parks, particularly Panhandle Park which is located at the end of their block, and;

WHEREAS, Kaye Tertzag would often walk down the street with his children to play baseball, throw a football around, ice skate, play on the swing-set and play a game that Kaye had played as a child called "tippy" and;

WHEREAS, through his years of living and working in Allen Park, Kaye Tertzag became active in Allen Park campaigns, and campaigns for all levels of government. He was an active member of the Democratic Club and served as it's President, he was appointed to serve on the Allen Park Housing Commission for many years, and was always available to help others and;

WHEREAS, prior to his 1987 appointment to the Wayne County Circuit Court, by Gov. James Blanchard, Kaye Tertzag was elected to represent the citizens of Allen Park on the Wayne County Charter Commission and also on the Wayne County Community College Board of Trustees. Kaye ran number one in Allen Park in those races, indeed Kaye Tertzag never lost an election in Allen Park, and;

WHEREAS, In 1987, Kaye Tertzag became the first Allen Park attorney appointed to the Wayne County Circuit Bench. In 1988, 1994 and 2000, Kaye Tertzag was re-elected to his position on the Wayne County Circuit Court, becoming the first, and to this day, only county-wide elected official from Allen Park. In all three of those elections he ran number one in Allen Park in crowded electoral fields, and;

WHEREAS, on the bench, Kaye Tertzag quickly developed a reputation as a fair and friendly judge. He was respected by all attorneys who appeared before him and was named one of the Tri-County area's best judges by the Michigan Bar, and;

WHEREAS, Kaye Tertzag was happily married to the lovely Kathleen for forty-six years. Their love is an inspiration to all of us. He loved each of his children Kyle, Kraig and Kara and grandchildren Julian, Kyle, Isha Bella, and Sasha Tertzag, beyond anything words can describe, and;

WHEREAS, Kaye Tertzag touched hundreds if not thousands of people's lives as evidenced by the outpouring of love and support for him and his family at his recent memorial service, Kaye Tertzag will be missed by all.

NOW THEREFORE BE IT RESOLVED, to give Kaye Tertzag the immortal place of honor in Allen Park that the Mayor and Council, along with countless others, believe he deserves; that Panhandle Park where Kaye and his family played together, be permanently renamed the "Kaye Tertzag Memorial Park".

BE IT FURTHER RESOLVED, that the Allen Park Mayor and Council think it is a well deserved tribute for a fine man that many Allen Parkers had the distinct pleasure of knowing. We are all truly blessed to have known Kaye Tertzag and by this action we ensure that people will know about him for generations to come.

MOTION ADOPTED – 09-0210-034

Motion by Burtka

Supported by Tucci

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

RESOLVED, WHEREAS, State Senator Raymond Basham has introduced Senate Bills 43 and 44; and

WHEREAS, Senate Bills 43 and 44 would allow local municipalities to require employees of adult entertainment establishments to obtain a local work permit to ensure they are of legal age for employment; and

WHEREAS, Senate Bills 43 and 44 would also create an adult entertainment facility fee of \$3 per customer that would be deposited into the state domestic violence prevention and treatment fund;

NOW THEREFORE BE IT RESOLVED, that the CITY of ALLEN PARK, MICHIGAN, Supports the passage of Senate Bills 43 and 44; and

BE IT FURTHER RESOLVED, that this resolution be sent to State Senator Raymond Basham, Downriver Community Conference, and the City of Lincoln Park.

MOTION ADOPTED -09-0210-034

Motion by Tucci

Supported by Rourke

RESOLVED, Request to accept and file the resignation of Probationary Officer Dan Lennie, effective February 2, 2009

MOTION ADOPTED -09-0210-035

Motion by Kelley

Supported by Tucci

RESOLVED, to approve request to fill the vacancy within the Police Department created by a resignation and offer a conditional offer of employment to the next eligible candidate from the current Police Officer Roster

MOTION ADOPTED – 09-0210-036

Motion by Rourke

Supported by Tertzag

RESOLVED, to concur with the recommendations of the Mayor to appoint Dr. Jeff and Dr. Pat Taylor to the Environmental Commission

MOTION ADOPTED –09-0210-037

Motion by Tertzag
Supported by Kelley
RESOLVED, to approve request that the City of Allen Park advertise for competitive bids to perform the task of cutting and debris removal of noxious grass and weeds from private property
MOTION ADOPTED -09-0210-038

Motion by Kelley
Supported by Lalli
RESOLVED, to adjourn the regular Council Meeting and convene into executive/closed session for all reasons permissible by law
Roll Call Vote Unanimous
MOTION ADOPTED -09-0210-039

Motion by Tertzag
Supported by Kelley
RESOLVED, the door was opened and a motion was made to reconvene back into the regular meeting
MOTION ADOPTED-09-0210-040

Motion by Lalli
Supported by Tucci
RESOLVED, to approve the Due Diligence & Risk Management Resolution
MOTION ADOPTED-09-0210-041

Motion by Kelley
Supported by Lalli
RESOLVED, that the position of Parks and Recreation Director shall be compensated at an annual rate of \$69,900
MOTION ADOPTED-09-0210-042

Motion by Kelley
Supported by Flynn
RESOLVED, to adjourn the council meeting at 9:55 PM
MOTION ADOPTED-09-0210-043

Gary J. Burtka – Mayor

Michael I. Mizzi – City Clerk