

APPROVED - 3/10/15

City of Ecorse

Receivership Transition Advisory Board Meeting Minutes

Tuesday, February 10, 2015

Ecorse City Hall

Council Chambers

Albert B. Buday Civic Center

3869 West Jefferson

Ecorse, Michigan 48229

**RTAB MEMBERS PRESENT:**

**ROBERT BOVITZ**

**EDWARD KORYZNO**

**JOYCE PARKER**

Reported by:  
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**CALLED TO ORDER AT 9:00 am.**

MR. KORYZNO: It's 9:00, and I'll call the City of Ecorse Receivership Transition Advisory Board meeting to order. Mr. Van de Grift, roll call?

MR. VAN DE GRIFT: Robert Bovitz?

MR. BOVITZ: Here.

MR. VAN DE GRIFT: Edward Koryzno?

MR. KORYZNO: Here.

MR. VAN DE GRIFT: Joyce Parker?

MS. PARKER: Here.

MR. VAN DE GRIFT: All present.

MR. KORYZNO: Thank you. Next item is approval of the agenda, and a reminder to the public, that if you intend to speak during the public comment portion of the meeting, you must sign up at the sheet located at the podium,

MS. PARKER: So moved.

MR. KORYZNO: Is there support to approve the agenda?

MR. BOVITZ: Support.

MR. KORYZNO: All right. Moved by Parker, support by Bovitz, to approve the agenda as printed. Any additions, corrections? Seeing none, all in favor of the motion say aye.

MR. BOVITZ: Aye.

1 MS. PARKER: Aye.

2 MR. KORYZNO: Aye. All opposed, same sign. The  
3 agenda is approved. Next item is approval of the RTAB minutes  
4 of the January 13th, 2015 meeting with noted clarifications.

5 MR. BOVITZ: Move to accept the minutes as  
6 corrected.

7 MS. PARKER: Support.

8 MR. KORYZNO: Moved by Bovitz, support by Parker  
9 to approve the minutes. Any further discussion?

10 Seeing none, all in favor of the motion say aye.

11 MR. BOVITZ: Aye.

12 MS. PARKER: Aye.

13 MR. KORYZNO: Aye. Opposed, same sign. The  
14 minutes are approved, with noted clarifications. Next item is  
15 old business, five year budget. Last month, Mr. O'Neal  
16 requested Treasury assistance with the city's five year  
17 budget, and in my capacity as Treasury Bureau Director, I  
18 ensured that qualified experts from Treasury were available to  
19 meet with Mr. O'Neal last week.

20 My understanding is that these meetings were  
21 cancelled by Mr. O'Neal, and the five year budget remains  
22 incomplete and has not been adopted by City Council. Is this  
23 the case, Mr. O'Neal?

24 MR. O'NEAL: Yes, sir. Mr. Koryzno, members of  
25 the Board, I did get a confirmation of an individual that

1 would assist. I'm not ready for that just yet; we're getting  
2 more and more data as we go along. We just received a grant  
3 notification for another \$350,000 for a distressed cities  
4 grant. So we've had budget adjustments and there's a lot of  
5 moving parts just yet. I'm going to have on the agenda for  
6 next Tuesday to talk to the council about the five year budget  
7 and more importantly, the one year budget.

8 I've had conversations with Drew relative to  
9 information that we're getting from Wayne County and the  
10 reduction in our assessed values. So, that being said, we  
11 will move forward, we will have that budget timely for the -  
12 this fiscal year, and we also will have our five year budget  
13 at the same time as we do the one year budget. And we're  
14 required to have that over the next month and a half for our  
15 charter for the timing for the numbers like that.

16 I've also been meeting with members of UHY,  
17 relative to Joyce's previous budgets, some budgets that Tim  
18 McCurley and I had put together relative to the tax rates,  
19 what they might be. Also, having Cassandra take a look at  
20 Public Act 33, relative to special assessing, just being able  
21 to assess that, and, but that's going on in the years five -  
22 so that when we - when I do bring that to you, that we have it  
23 as much with a bow wrapped around it as we possibly can. I  
24 don't want to be going back and forth with you all.

25 MR. KORYZNO: So, am I correct in assuming that

1 you plan on bringing a five year budget, approved by council,  
2 at the next RTAB meeting?

3 MR. O'NEAL: I'm hoping to have that for you in  
4 March. I'm hoping to have that for you in March.

5 MR. KORYZNO: Any questions from the board  
6 members?

7 MS. PARKER: Just one question. So, the two  
8 year budget that was adopted under the EM order, this is the  
9 last of the two years, am I correct?

10 MR. O'NEAL: For, I believe -- is it 14-15  
11 that's the last of the two years?

12 MR. VAN de GRIFT: Yes ma'am.

13 MS. PARKER: Okay.

14 MR. VAN de GRIFT: This summer will conclude  
15 year two --

16 MR. O'NEAL: Okay, thank you, because I know  
17 that when I got here before, that we were in the middle of the  
18 - of it, okay.

19 MS. PARKER: So I'm thinking, then, your five  
20 year budget will be five years from the beginning of the next  
21 fiscal year?

22 MR. O'NEAL: That's what I'm shooting for.  
23 Instead of going three years out, which originally, I believe,  
24 we -- Mr. Overlander and I were trying to do, is going out an  
25 additional three years, and now we're going to go out an  
additional five years. And I've always done that anyway,

1 we're trying to do a five year budget. Wherever I've been,  
2 especially in these tough economic times.

3 MR. KORYZNO: Any other questions?

4 Okay, thank you, Mr. O'Neal. Next item is  
5 Resolution 356.14, budget amendment to DPW. This is the first  
6 of several budget amendments which have been tabled by the  
7 Board. Last month, we adopted a resolution to continue to  
8 table these amendments until specific revenue sources could be  
9 identified by Treasury staff. Because this meeting with  
10 Treasury staff did not occur, I suggest we continue to table  
11 this amendment.

12 MR. BOVITZ: So moved.

13 MS. PARKER: Support.

14 MR. KORYZNO: Moved by Bovitz, supported by  
15 Parker; any further discussion?

16 MR. O'NEAL: May I, Mr. Chair?

17 MR. KORYZNO: Yes, Mr. O'Neal?

18 MR. O'NEAL: As far as the amendments are  
19 concerned, relative to the DPW, we are getting \$34,400 and  
20 change from - from FEMA that will re - that will cover some of  
21 that. And we've also identified additional revenues for the  
22 '14, '13-14 budget, close to \$400,000.

23 MR. KORYZNO: Good. So when we see that as part  
24 of the five year budget, I think --

25 MR. O'NEAL: That should not be an issue.

1 MR. KORYZNO: We can incorporate that. All  
2 right, good, any further discussion? All in favor of the  
3 motion say aye.

4 MR. BOVITZ: Aye.

5 MS. PARKER: Aye.

6 MR. KORYZNO: Aye. Opposed, same sign. Motion  
7 to table is approved. Next item, Resolution 357.14, budget  
8 amendment, body camera purchase. I think the same rationale  
9 applies here, and I'll entertain a motion.

10 MR. BOVITZ: So moved.

11 MS. PARKER: Support.

12 MR. KORYZNO: Moved by Bovitz, supported by  
13 Parker, any further discussion?

14 MR. BOVITZ: Just noticed on the news here the  
15 other day, there was a city, was it Flat Rock, maybe, it was  
16 one of the downriver communities, they showed a picture of the  
17 police officers with the body cameras on. So I know it's  
18 coming; I think the hope is that the state finds monies to  
19 grant the City of Ecorse, so we can buy those.

20 MR. KORYZNO: All right, thanks, any further  
21 discussion, comments?

22 All in favor of the motion say aye.

23 MR. BOVITZ: Aye.

24 MS. PARKER: Aye.

25 MR. KORYZNO: Aye. Opposed, same sign. The

1 motion is approved. Item D, Resolution 372.14, budget  
2 amendment master plan.

3 MS. PARKER: I would move that the item remain  
4 tabled.

5 MR. BOVITZ: Support.

6 MR. KORYZNO: Moved by Parker, supported by  
7 Bovitz to table; any further discussion? Seeing none, all in  
8 favor of the motion say aye.

9 MR. BOVITZ: Aye.

10 MS. PARKER: Aye.

11 MR. KORYZNO: Aye.

12 Opposed, same sign. The item is tabled.

13 Item E, employment contract. This employment  
14 contract was tabled at a previous meeting. At that time we  
15 requested an approved five year budget and a comprehensive  
16 employee compensation plan. Prior to a review of this  
17 contract, the five year budget obviously has not been  
18 approved, nor has an employee compensation plan been  
19 submitted. Therefore, I will entertain a motion.

20 MS. PARKER: I would move to leave the item  
21 tabled until the information requested is provided.

22 MR. BOVITZ: Support.

23 MR. KORYZNO: Moved by Parker, supported by  
24 Bovitz. Any additional discussion? Seeing none, all in favor  
25 of the motion say aye.

1 MR. BOVITZ: Aye.

2 MS. PARKER: Aye.

3 MR. KORYZNO: Aye.

4 Opposed, same sign. The employment contract is  
5 tabled.

6 Item F, Resolution 40314, withdrawal from the  
7 Wayne County Library System. The Board has received no new  
8 information concerning this matter; the resolution should  
9 continue to be tabled until city council takes additional  
10 action. Unless Mr. O'Neal has additional information?

11 MR. O'NEAL: No sir, we're still discussing that  
12 matter.

13 MR. KORYZNO: All right.

14 MS. PARKER: I would move that the item remain  
15 tabled.

16 MR. BOVITZ: Support.

17 MR. KORYZNO: Moved by Parker, supported by  
18 Bovitz to table this item. Any further discussion? Seeing  
19 none, all in favor of the motion say aye.

20 MR. BOVITZ: Aye.

21 MS. PARKER: Aye.

22 MR. KORYZNO: Aye. Opposed, same sign. The  
23 withdrawal from the Wayne County Library System remains  
24 tabled.

25 Item G, Resolution 415.14, water service

1 contract with the City of Detroit. This contract was tabled  
2 last month because necessary disclosures were not made timely.  
3 However, information on this contract has since been received,  
4 and is satisfactory, I believe. Correct, Mr. Van de Grift?

5 MR. VAN de GRIFT: That is correct.

6 MR. KORYZNO: So, entertain a motion to --

7 MR. BOVITZ: Move that we approve Resolution  
8 415.14, the water service contract with the City of Detroit.

9 MS. PARKER: Support.

10 MR. KORYZNO: Moved by Bovitz, supported by  
11 Parker, to approve the water service contract with the City of  
12 Detroit. Any further discussion?

13 MR. BOVITZ: Is there narrative on anything that  
14 we've -- that we haven't discussed previously on this? Or is  
15 it -- has anything changed?

16 MR. KORYZNO: Mr. Van de Grift?

17 MR. VAN de GRIFT: No, nothing has changed; the  
18 issue was simply the timing of the submission of the  
19 documents. Everything is in order now for this routine DPW --  
20 DWSD contract.

21 MR. KORYZNO: All right, any further questions?  
22 Seeing none, all in favor of the motion say aye.

23 MR. BOVITZ: Aye.

24 MS. PARKER: Aye.

25 MR. KORYZNO: Aye.

1                   Opposed, same sign. The resolution to approve  
2 the water service contract with the City of Detroit is  
3 approved.

4                   Item H, Resolution 427.14, snowplow bid. This  
5 contract was also tabled last month for lack of timely  
6 disclosure. The Board has now received sufficient disclosures  
7 and the city attorney has approved this contract as to form.  
8 I'll entertain a motion.

9                   MS. PARKER: I would move for the approval of  
10 Resolution 427.14.

11                   MR. BOVITZ: Support.

12                   MR. KORYZNO: Moved by Parker, supported by  
13 Bovitz. Any further discussion? Seeing none, all in favor of  
14 the motion say aye.

15                   MR. BOVITZ: Aye.

16                   MS. PARKER: Aye.

17                   MR. KORYZNO: Aye. Opposed, same sign. The  
18 snowplow bid is approved.

19                   Item I, City Administrator contract. Last  
20 month, the Board tabled this contract with the understanding  
21 that we would be receptive to a city council resolution  
22 extending healthcare benefits to the Interim City  
23 Administrator position. Instead, the city council has -- city  
24 council renewed its resolution to appoint Mr. O'Neal as  
25 permanent City Administrator. I'll entertain a motion.

1 MS. PARKER: I would move that the item remain  
2 tabled.

3 MR. BOVITZ: Support.

4 MR. KORYZNO: Any further discussion?

5 MR. BOVITZ: Wasn't -- our intent was that the  
6 healthcare benefits be extended but the position remain at  
7 interim until the search was completed by Michigan Municipal  
8 League, the process was completed?

9 MR. KORYZNO: That's correct, but we have since  
10 received information from the Michigan Municipal League that  
11 they feel the search was sufficiently conducted; they defer to  
12 the city council's position to appoint Mr. O'Neal as the  
13 administrator. They feel Mr. O'Neal is qualified, so, it may  
14 be -- let me suggest this. It may be in the best interest of  
15 the Board to concur with the city council and appoint Mr.  
16 O'Neal as the permanent administrator.

17 MR. BOVITZ: I think the issue here was that the  
18 city, mayor, and council, acted outside of our direction? Is  
19 that why we're tabling this but now we can approve the  
20 contract in a separate motion?

21 MR. KORYZNO: That's correct.

22 MR. BOVITZ: Okay.

23 MR. KORYZNO: So a motion has been made to table  
24 this item, so -

25 MR. BOVITZ: For now.

1 MR. KORYZNO: For now.

2 MR. BOVITZ: Okay. I guess, no more discussion.

3 MR. KORYZNO: Ms. Parker, any further comments?

4 All right. All right, all in favor of the motion say aye.

5 MR. BOVITZ: Aye.

6 MS. PARKER: Aye.

7 MR. KORYZNO: All opposed, aye. The motion to  
8 table is approved.

9 Next item is report from UHY. The city  
10 controller contract was approved last month with a request for  
11 a monthly report, addressing the status of verification agent  
12 services. This report was not received, and Treasury's  
13 inquiry in the matter now shows that a verification agent  
14 agreement has been drafted to the satisfaction of all parties.  
15 Is that the case? Is that your understanding?

16 MR. O'NEAL: That's my understanding.

17 MR. KORYZNO: Okay. Because of the time  
18 constraints which are all too familiar to this Board, I would  
19 entertain a motion to approve the new verification agent  
20 agreement with UHY.

21 MS. PARKER: I would move for the approval of  
22 the verification agent agreement with UHY.

23 MR. BOVITZ: Support.

24 MR. KORYZNO: Moved and supported. Any further  
25 discussion?

1                   Seeing none, all in favor of the motion say aye.

2                   MR. BOVITZ: Aye.

3                   MS. PARKER: Aye.

4                   MR. KORYZNO: Aye. Opposed, same sign. Motion  
5 is approved. This would also be an appropriate time to  
6 mention that the usually submitted list of unapproved checks  
7 released memo was not received, and that we, the Board,  
8 expects that this report would be submitted next month, so,  
9 and that any questions the city has will be directed to Mr.  
10 Van de Grift.

11                   Next item, K, part time fire employee contracts.  
12 Last month during public comment, Public Safety Moore --  
13 Public Safety Director Moore voiced a question about the  
14 process to hire part time fire employees. Mr. Van de Grift  
15 has researched this matter, and Mr. Van de Grift, would you  
16 please respond to Director Moore's questions?

17                   MR. VAN de GRIFT: Absolutely. Drew Van de  
18 Grift, Department of Treasury. Mr. Moore, to respond to your  
19 question from last month, I reviewed the resolutions as well  
20 as the Emergency Manager's Orders on point. And, once you  
21 know the employees that you wish to hire, in order to comply  
22 with the final order, I think you should call Mr. O'Neal with  
23 the names and the pay, and attach the relevant bargaining  
24 agreement and that can be just an agenda item that would be  
25 approved as a matter of course at the next RTAB meeting.

1           The reason for that is because there is a  
2 contract, even though it is governed by a collective  
3 bargaining agreement with the new employees, and so that  
4 contract should be approved by the RTAB board. Thank you.

5           MR. MOORE: Thank you.

6           MR. KORYZNO: Next item, new business:  
7 Approval of resolutions and ordinances for city council  
8 meetings.

9           Item one, resolutions from regular city council  
10 meeting of December 22nd, 2014.

11           MR. BOVITZ: Move that we adopt the minutes from  
12 22nd day of December, 2014, with the exception of Resolution  
13 449.14.

14           MS. PARKER: Support.

15           MR. KORYZNO: Been moved and supported; any  
16 further discussion? I'm wondering if Resolution four point --  
17 450.14 should also be removed from that particular approval?

18           MR. BOVITZ: 450.14?

19           MR. KORYZNO: Yes.

20           MR. BOVITZ: Yes, let me amend my motion to  
21 remove both of those from the minutes of December 22nd, 2014.

22           MR. KORYZNO: Is there a support?

23           MS. PARKER: Support.

24           MR. KORYZNO: Okay, moved and supported to  
25 approve the resolutions from the December 22nd, 2014 city

1 council meeting, with the exception of Resolution 449.14, the  
2 United Steel annual permit fee, and Resolution 450.14, the US  
3 Steel construction permit fee.

4 Any further discussion? Seeing none, all in  
5 favor of the motion say aye.

6 MR. BOVITZ: Aye.

7 MS. PARKER: Aye.

8 MR. KORYZNO: Aye. Opposed, same sign.

9 Resolutions are approved, with the exceptions.

10 Okay, Resolution 449.14, United Steel annual  
11 permit fee. Mr. Van de Grift, would you summarize this matter  
12 for the Board, please?

13 MR. VAN de GRIFT: Certainly. As staff reviewed  
14 the minutes, this was something of a curiosity for us. There  
15 was no information or agenda item requested on the matter.  
16 And so we were wondering if this was a settlement for the  
17 annual permit fee, and if so, what the gifted terms of it  
18 were? We only had the minutes to go off of, for this.

19 MR. O'NEAL: Chairman Koryzno, members of the  
20 TAB board, this was something that I believe Joyce Parker  
21 entered into when she was here, for construction maintenance.  
22 There's a yearly rate of \$30,000 for that, and then there, the  
23 construction permit, there was a section there that talked  
24 about what we would charge for permits, because of the large  
25 number of things.

1 I don't know if this is in conjunction with the  
2 MTT settlement or whatever, but, I didn't see any reason to  
3 change that. I know that when I was here before, Mayor  
4 Tidwell and I had met with United States Steel to see if we  
5 could increase the \$30,000 number. I know that Mr. Strand,  
6 that after I left, met with the United States Steel and was  
7 working on a very low percentage number.

8 Quite frankly, what Mr. Strand was working on,  
9 what Mr. Tidwell and I were working on, were light years  
10 apart, as far as the amount of monies that we were asking for.  
11 So what I had the council do was to approve the maintenance  
12 contract and the construction permit as they were before, at  
13 the same amounts. So then I could go back and revisit the  
14 United States Steel and their managers, and I have since  
15 contacted them so I could talk to them about increasing that  
16 fee substantially, if we possibly could, and not the minor  
17 percentage that Mr. Strand had -- was looking at.

18 And so I would just continue on for one  
19 additional year, as was done before. I know that there was a  
20 missive that was sent by City ~~Attorney~~<sup>Attorney</sup> Boomes relative to the  
21 permits in there, and, while I don't disagree with her  
22 missive, ~~but~~, there's nothing illegal, wrong with it; it's  
23 just, she made her comments on it. I don't think that we  
24 should stop it because of that, I think it's fine the way it  
25 is, and we continue it and just see if we can't get some more

1 funding.

2 MR. KORYZNO: Any questions for Mr. O'Neal? All  
3 right, entertain a motion.

4 MS. PARKER: I would move for the approval of  
5 Resolution 449.14.

6 MR. BOVITZ: Support.

7 MR. KORYZNO: Moved and supported to approve  
8 Resolution 449.14; is there any further discussion? Seeing  
9 none, all in favor of the motion say aye.

10 MS. PARKER: Aye.

11 MR. BOVITZ: Aye.

12 MR. KORYZNO: Aye. Opposed same sign.  
13 Resolution 449.14 is approved.

14 Resolution 450.14.

15 MS. PARKER: I would move for the approval of  
16 Resolution 450.14.

17 MR. BOVITZ: Support.

18 MR. KORYZNO: Moved and supported; any further  
19 discussion?

20 MR. BOVITZ: What's the difference between the  
21 annual permit fee and the permit? Oh, one's construction --

22 MR. O'NEAL: One's construction and it spells  
23 out what the rate would be for the permits, once they pull the  
24 permits.

25 MR. BOVITZ: All right, and we're okay with all

1 the, with, Joyce, the -- that was the -- ?

2 MS. PARKER: Yes.

3 MR. BOVITZ: Okay.

4 MR. KORYZNO: All right, any further discussion?

5 Seeing none, all in favor of the motion say aye.

6 MR. BOVITZ: Aye.

7 MS. PARKER: Aye.

8 MR. KORYZNO: Aye. Opposed same sign.

9 Resolution 450.14 is approved.

10 Item two, resolutions from the regular city  
11 council meeting of January 6th, 2015. Entertain a motion.

12 MR. BOVITZ: Move to accept the minutes of the  
13 meeting of January 6th, 2015, with the exception of Resolution  
14 13.15, and Resolution 16.15.

15 MS. PARKER: Support.

16 MR. KORYZNO: Moved by Bovitz, supported by  
17 Parker, to approve the resolutions from January 6th, 2015  
18 meeting, with the exception of Resolution 13.15 and Resolution  
19 16.15.

20 Any further discussion? Seeing none, all in  
21 favor of the motion say aye.

22 MS. PARKER: Aye.

23 MR. BOYVITZ: Aye.

24 MR. KORYZNO: Aye. Opposed, same sign. The  
25 motion is approved.

1                   Item - Resolution 13.15, creation of Deputy  
2 Public Safety Director position. Mr. Van de Grift, could you  
3 summarize this matter for us, please?

4                   MR. VAN de GRIFT: Yes. This resolution  
5 purports to create a new position, a Deputy Public Safety  
6 Director position, which then would be staffed. Mr. Blade --  
7 I note that Joyce's final order, and other ancillary orders,  
8 are very clear, that the hiring and creation of these  
9 positions would be a function of the City Administrator  
10 exclusively. So it appears improper that the city council  
11 would create this position. So for that reason, I would wish  
12 to state for the consumption Of the Board, that I don't  
13 believe this is within the authority of the council to do.

14                   MR. KORYZNO: Any questions?

15                   MS. PARKER: I do have a question, then. So do  
16 we need to take action related to the item?

17                   MR. KORYZNO: Yes, we do.

18                   MS. PARKER: Okay.

19                   MR. KORYZNO: I'll entertain a motion.

20                   MS. PARKER: So, I would move to deny Resolution  
21 13 point --

22                   MR. KORYZNO: One five.

23                   MS. PARKER: One five.

24                   MR. BOVITZ: Support.

25                   MR. KORYZNO: Been moved and supported to deny

1 Resolution 1315, the creation of a Deputy Public Safety  
2 Director position. Any further discussion?

3 MR. BOVITZ: What does that do with the current  
4 employment contract with Mr. Slater? It just doesn't have a  
5 title?

6 MS. PARKER: He doesn't have an employment  
7 contract.

8 MR. O'NEAL: He doesn't have a -- he's a --

9 MR. BOVITZ: So it's just that we'd go --

10 MR. O'NEAL: It would just stay the same.

11 MR. BOVITZ: All right, so the title is just not  
12 created, then, okay.

13 MR. O'NEAL: No.

14 MR. BOVITZ: Okay.

15 MR. KORYZNO: All right, any further questions  
16 or discussion?

17 All in favor of the motion say aye.

18 MR. BOVITZ: Aye.

19 MS. PARKER: Aye.

20 MR. KORYZNO: Aye. Opposed, same sign.

21 Resolution 1315 is denied.

22 Next item is Resolution 1615, lawsuit  
23 settlement. Mr. Van de Grift, can you summarize this for the  
24 Board, please?

25 MR. VAN de GRIFT: Yes. I had a very brief

1 conversation with City Attorney Boomes. She is of the opinion  
2 that this settlement is in the interest of the city, and  
3 perhaps she can speak more completely to the matter.

4 MS. BOOMES: I'll be more than happy to.  
5 Cassandra Boomes, City Attorney's office.

6 This was a slip and fall case, it was a  
7 defective sidewalk with a severe knee injury. They've gone  
8 through multiple rounds of settlement talks and mediation  
9 facilitation.

10 They came to a number, Mike Crow with city  
11 attorney Zausmer Kaufman. He thinks it's a fair number,  
12 especially from what they've gone through with the case.  
13 Council has approved that number and that number is  
14 confidential because it's a settlement agreement. That's why  
15 it's not contained here in the minutes. But we recommend that  
16 it be approved.

17 Any questions?

18 MR. KORYZNO: No, thank you.

19 MS. BOOMES: You're welcome.

20 MR. KORYZNO: I'll entertain a motion.

21 MR. BOVITZ: Move to accept the Resolution  
22 16.15, lawsuit settlement.

23 MS. PARKER: Support.

24 MR. KORYZNO: Been moved and supported to  
25 approve resolution 16.15; any further discussion?

1 MR. BOVITZ: Are we going to get the details of  
2 it? Do we need the details of it? Is it an internal matter,  
3 between the insurance company and the legal department?

4 MS. BOOMES: Due to -- I don't believe it's  
5 covered by insurance, this would come out of the general fund.

6 MR. BOVITZ: Oh, out of the budget?

7 MS. BOOMES: Yup. It is.

8 MR. BOVITZ: Okay.

9 MS. PARKER: How much is the settlement?

10 MS. BOOMES: I'm sorry, Ms. Parker, because it's  
11 confidential, I don't want to address it in the open meetings.  
12 I know there is confidential correspondence that would be  
13 protected by FOIA and OMA that we could forward to you, so  
14 that you could see the number.

15 MS. PARKER: Okay.

16 MS. BOOMES: I'm just, you know I apologize, I  
17 don't want to say it here because it defeats the purpose.

18 MR. KORYZNO: Understandable.

19 Any further discussion?

20 All right, seeing none, all in favor of the  
21 motion say aye.

22 MR. BOVITZ: Aye.

23 MS. PARKER: Aye.

24 MR. KORYZNO: Aye. Opposed, same sign.

25 Resolution 16.15 is approved.

1                   Next item, item three, resolutions from special  
2 meeting of January 8, 2015. This was a special meeting, was  
3 held to renew the council's appointment of Mr. O'Neal as  
4 permanent city administrator.

5                   MS. PARKER: I would move for the approval of  
6 the minutes from the special meeting.

7                   MR. BOVITZ: Support.

8                   MR. KORYZNO: All right.

9                   Moved by Parker, supported by Bovitz, to approve  
10 the resolutions from the special meeting of January 8, 2015.  
11 Any further discussion?

12                   MR. BOVITZ: Well, this was before our last RTAB  
13 meeting, but it was after the December 22nd meeting, which we  
14 voted to exclude the permanent tag of interim -- so how, this  
15 meeting was called for the purpose of what? Is this special  
16 meeting just for this, this act?

17                   MR. KORYZNO: Mr. O'Neal?

18                   MR. O'NEAL: This meeting was called to do the  
19 amendment to the interim city administrator's contract. And  
20 so that you could have it for the TAB board, so that you can,  
21 because Ms. Parker indicated that you might call a special  
22 meeting of the TAB board. So they called a special meeting,  
23 and at that special meeting, they reaffirmed, I believe this  
24 is the one, they reaffirmed the appointment of me as the  
25 permanent city administrator.

1 MS. BOOMES: That wasn't --

2 MR. O'NEAL: I'm sorry?

3 MS. BOOMES: That's not the date --

4 MR. O'NEAL: That isn't -- I apologize. Oh,  
5 okay. That's where they, after they approved, that was the  
6 meeting that they approved the contract that was negotiated  
7 with me for the permanent city administrator.

8 MR. BOVITZ: But it still was before the last  
9 RTAB, because I think that was the question we had before, was  
10 tabling the, not approving the contract, because the process  
11 hadn't been completed at that point. So, as of January 8th,  
12 the process still hadn't been completed.

13 At our last RTAB meeting, we gave direction, so,  
14 is that - what action, if any, has -- can we ratify now, if  
15 the intent is to have a permanent, to remove the interim tag,  
16 and to offer health insurance? I think that's what we're  
17 trying to get here, right?

18 MR. KORYZNO: Mr. Van de Grift, could you  
19 clarify for the Board, please?

20 MR. VAN de GRIFT: Sure. Sure. So, there were  
21 several meetings that concerned what went on this contract.  
22 The most recent of which is from the January 20th meeting,  
23 which, you know, post dates the January RTAB meeting. At that  
24 meeting, it was Resolution 26.15 that reaffirmed the permanent  
25 appointment of Interim City Administrator O'Neal.

1           So if the Board's wish were, what, would be to -  
2 you know, continue to table the previous resolutions, and then  
3 only approve the most recent one.

4           MR. BOVITZ: But we can only do claims and  
5 accounts for the January 20th meetings, right?

6           MR. VAN de GRIFT: You can do whatever you want.  
7 You can approve any resolution that you like.

8           MR. BOVITZ: Okay.

9           MR. VAN de GRIFT: It is customary to only  
10 approve resolutions from minutes that have been adopted by  
11 city council in final form; however, many times this Board  
12 has, for the interests of the City, or for an urgent matter,  
13 have reached beyond that.

14           MR. BOVITZ: Okay. All right, so let's just  
15 complete the process then, so, motion stands on approving the  
16 minutes of January 8th, 2015.

17           MR. KORYZNO: Correct. Moved by Parker,  
18 supported by Bovitz.

19           MR. BOVITZ: Yeah.

20           MR. KORYZNO: Any further discussion?

21           Seeing none, all in favor of the motion say aye.

22           MR. BOVITZ: Aye.

23           MS. PARKER: Aye.

24           MR. KORYZNO: Aye. Opposed, same sign.

25 Resolution from the special meeting of January 8, 2015, is

1 approved.

2                   Next item, item four, claims and accounts from  
3 regular city council meeting draft minutes of January 20,  
4 2015. Entertain a motion.

5                   MR. BOVITZ: Move to adopt the claims and  
6 accounts from the January 20, 2015 meeting.

7                   MS. PARKER: Support.

8                   MR. KORYZNO: Moved by Bovitz, supported by  
9 Parker, to adopt the claims and accounts from the regular city  
10 council meeting draft minutes of January 20, 2015. Further  
11 discussion?

12                   MR BOVITZ: Well, this is where we have to -- we  
13 have to make a separate motion? Okay. No further.

14                   MR. KORYZNO: All right. All in favor of the  
15 motion say aye.

16                   MR BOVIYTZ: Aye.

17                   MS. PARKER: Aye.

18                   MR. KORYZNO: Aye. Opposed, same sign. Motion  
19 to adopt the claims and accounts is approved.

20                   Item B, a letter from city administrator dated  
21 February 10, 2015.

22                   MR. VAN de GRIFT: Mr. Chairman?

23                   MR. KORYZNO: Oh, I'm sorry.

24                   MR. VAN de GRIFT: No, I'm sorry. You may wish  
25 to -- just that Mr. Bovitz mentioned, you may wish to approve

1 Resolution 26.15 from that, from that meeting.

2 MR. BOVITZ: The separate motion?

3 MR. VAN de GRIFT: As a separate motion, because  
4 only claims and accounts were approved.

5 MR. BOVITZ: Right. Can I entertain that  
6 motion, then, that we adopt Resolution 26.15, as a motion  
7 outside of the claims and accounts, of the January 20th  
8 meeting?

9 MS. PARKER: Support.

10 MR. KORYZNO: Moved by Bovitz, supported by  
11 Parker, to approve Resolution 26.15, from the January 20th  
12 meeting, 2015.

13 Any discussion?

14 MR. BOVITZ: Well, I think that's how we left  
15 the last RTAB meeting, was, you know, the intent, we realized  
16 the process hadn't been completed by Michigan Municipal  
17 League. In fairness, we wanted to complete the process. It  
18 was clear, from the testimony we received, that Mr. O'Neal was  
19 the choice of the majority. A slim majority, of the mayor and  
20 council.

21 But because of timing essence of the health  
22 insurance benefits and the willingness to move forward and  
23 have study sessions with city council and just to keep the  
24 affairs of the city moving, I think it was clear that that  
25 effort be ratified. So I think this is now a proper motion,

1 the timing is right, that we now ratify this act.

2 MR. KORYZNO: All right. Ms. Parker, any  
3 comment?

4 MS. PARKER: No. I think Mr. Bovitz basically  
5 summarized where everything was at, at our last meeting, with  
6 the Board's action.

7 MR. KORYZNO: All right, so it's been moved and  
8 supported to approve Resolution 26.15 from the January 20th,  
9 2015 meeting. Any further discussion?

10 Seeing none, all in favor of the motion say aye.

11 MR. BOVITZ: Aye.

12 MS. PARKER: Aye.

13 MR. KORYZNO: Aye. Opposed, same sign.

14 Resolution is approved.

15 Thank you, Mr. Bovitz.

16 MR. BOVITZ: So now we have a city manager who  
17 can actually complete all these other tasks, right?

18 MR. KORYZNO: That's correct.

19 All right, going back to letter from city  
20 administrator, dated February 10, 2015: Item one, DWSD  
21 contract was addressed in old business; item two, snow and ice  
22 removal contract, also addressed in old business; item three,  
23 city council minutes, addressed in new business; item four,  
24 budget to actual report -- a budget to actual report was  
25 submitted just before this meeting.

1                   And we understand, due to the transition of the  
2 city controller, that they've been getting up to speed, and we  
3 appreciate the fact that the budget to actual report was  
4 presented today, and we look forward to future budget to  
5 actual reports timely.

6                   Item five, approval of city administrator  
7 contract, that's been addressed. Item six, approval of water  
8 repair contract, addressed in new business. Item seven,  
9 approval of sanitary sewer repair contract, addressed in new  
10 business. Approval of insurance for SMART buses.

11                   Mr. Van de Grift?

12                   MR. VAN de GRIFT: The city operates a self  
13 insurance pool for no fault purposes. That's contrary to the  
14 policies of the SMART system, and so SMART pulled their buses  
15 from Ecorse roughly two months ago. Mr. O'Neal solicited  
16 insurance policies in an effort to get those buses back on the  
17 road; I understand there've been complaints from citizens who  
18 have been deprived of the use of the bus.

19                   So this resolution to approve this insurance  
20 policy which would allow the SMART buses to be on the street  
21 again is from a very recent meeting, for the reasons we just  
22 discussed, the Board is well within its right, if it were to  
23 choose to approve the resolution, I believe it's 32.15, from  
24 the January 29th city council meeting. That one resolution  
25 would allow the city to, you know, write the check for this

1 insurance policy and get the buses back out.

2 MR. BOVITZ: Fairness and time, I think it's  
3 important; I make that motion that we approve Resolution 32.15  
4 from the January 29, 2015 meeting.

5 MS. PARKER: Support.

6 MR. KORYZNO: Moved by Bovitz, supported by  
7 Parker to approve Resolution 32.15. Any further discussion?

8 Seeing none, all in favor of the motion say aye.

9 MR. BOVITZ: Aye.

10 MS. PARKER: Aye.

11 MR. KORYZNO: Aye. Opposed, same sign.

12 Resolution 32.15 is approved. Item nine, preapproved vendor  
13 list. Mr. Van de Grift?

14 MR. VAN de GRIFT: This past packet, you  
15 received a request to add additional vendors to the  
16 preapproval list. As I was reviewing these, I sort of was  
17 scratching my head, because of the seven requested, ~~in the~~  
18 five are already on the preapproval list. I think it's in  
19 your packet. The two that I -- that were not on the  
20 preapproval list, as it stands, are assessment notice vendors,  
21 and CDBG program vendors. So those are the ones that the  
22 Board can review now, and add, if you wish.

23 MR. KORYZNO: All right, thank you, I'd like to  
24 hear from Mr. O'Neal, the justification for adding these to  
25 the pre-<sup>approval</sup> vendor list. I might add that this is the only

1 community, of the five communities that are under RTAB boards,  
2 that has a preapproved vendor list.

3 MR. O'NEAL: Okay. We do appreciate that it  
4 helps streamline our payments and things like that. That was  
5 precipitated to the assessing's office. We never know who the  
6 vendors are, that is sought by Wayne County, I believe. Our  
7 vendors, for our assessment notices?

8 AUDIENCE MEMBER: Wayne County bids it out.

9 MR. O'NEAL: Bids it out, and then we have to  
10 pay them. So, it's one of those functions. That CDBG - we're  
11 entering into a lot of grants, and a lot of these vendors are  
12 preapproved by the block grant. So we need to pay them, and  
13 sometime it's a timing issue. So if they're not part of an  
14 approved contract by and through CDBG, we wouldn't even think  
15 of paying them. We --

16 MR. VAN de GRIFT: You'll forgive me; I may have  
17 misspoken. The two that are unique, I'm sorry, Wayne. The  
18 two that are unique are the City of Riverview, and I don't see  
19 Rizzo on this list, either. My notes were inaccurate --  
20 sorry. But the two that we're talking about are the City of  
21 Riverview, and Rizzo.

22 MR. O'NEAL: The City of Riverview is where we  
23 take our municipal solid waste, and Rizzo took over our waste  
24 hauling contract. We have a contract with them, and I think  
25 you said before, that if we have a contract in place and they

1 perform that work, and they're paid by the city, we can go  
2 ahead and do that. I think we were just making sure that  
3 those items were on there and you saw them. We're not going  
4 to assume anything.

5 MR. BOVITZ: So you don't write the check to Mt.  
6 Trashmore?

7 MR. KORYZNO: Then the justification for your  
8 solid waste contractor preapproval, is that an --

9 MR. O'NEAL: Well, I mean, we have a new  
10 controller, and these were items weren't on there, and that's  
11 kind of what we're doing. We're just picking up loose ends  
12 and things like that. But, Rizzo bought out Quality Disposal.  
13 And so, I don't know if you received the contract or not; that  
14 was while I was gone, so I don't know if you even seen that,  
15 but they've bought out the solid waste contract. So when you  
16 see there's those checks on there, it's because they're  
17 picking up our solid waste. And of course, Riverview is where  
18 we're required to take it all.

19 MR. KORYZNO: Ms. Parker?

20 MS. PARKER: Just a couple of comments. I know  
21 that we made some adjustments where we actually approved  
22 items, based on draft minutes from the city council, to  
23 expedite the process even further. And I just wonder why we  
24 need to continue to add to the list? I mean, we've already  
25 made a lot of changes, just to accommodate -

1 MR. O'NEAL: That's fine.

2 MR. KORYZNO: Any more questions for Mr. O'Neal?  
3 Entertain a motion regarding a -- two items, a  
4 Rizzo and the City of Riverview.

5 MR. BOVITZ: Move to add the requested additions  
6 to the RTAB preapproved vendor list.

7 MR. KORYZNO: There support?  
8 Motion fails for lack of support.

9 Is there an alternate motion?  
10 I guess we -- failure to take any action is  
11 sufficient as well, so. All right, so motion fails for lack  
12 of support. We'll move on to public comment.

13 Mr. Van de Grift?

14 MR. VAN de GRIFF: Mayor Lamar Tidwell.

15 MAYOR TIDWELL: Good morning to the TAB.

16 MR. KORIZNO: Good morning.

17 MAYOR TIDWELL: This is my first time coming to  
18 a TAB board meeting. I think it is very important that I  
19 attended this meeting today. I'd like to thank you for  
20 appointing Mr. O'Neal to the position of permanent city  
21 administrator, because we're trying to move the city forward.  
22 And I can't speak for people who were here before me, in this  
23 mayor council, but we're trying to do things in a positive  
24 way.

25 We need some consistency, and we need support

1 from the TAB, from the state, and we need support for my mayor  
2 -- mayor and council, to let -- so we can do the right thing  
3 as far as moving the city forward. You know, we're trying to  
4 do some things as far as cut costs, because we understand the  
5 budget, the five year budget.

6           And that's what we mainly talk about all the  
7 time, is this five year budget. How can we do the cut,  
8 because we know what's going to happen at the end of this  
9 budget. So, just like yesterday, we met with DTE, and Mr.  
10 O'Neal was instrumental in helping us as far as that \$350,000  
11 grant that we got from the state, to talk to DTE, so they're  
12 going to do the process for us, so we can get this whole city  
13 done for \$359,000, with giving us a rebate of \$63,000. Which  
14 is a big savings to the city, because it cuts the cost of our  
15 lighting the city, which we will probably save roughly around  
16 \$100,000 a year.

17           Those are the things that we are trying to do.  
18 We are also trying to figure out ways to buy equipment,  
19 because we know, Ms. Parker, you wanted to bring back in-house  
20 DPW. Well we're paying too much money, as far as leasing  
21 equipment. We've bought a loader over the last three years  
22 because we leased -- ~~it's costing us~~ to lease two pieces of  
23 equipment is costing us over \$3,000 a month.

24           And we need to do something, in order to, how  
25 are we going to turn this community around? We can't keep

1 spending money like that. So we're looking at ways of trying  
2 to cut costs. And that's our whole objective, is to move the  
3 city forward and to save money for the taxpayers. So we won't  
4 have to have a TAB in front of us.

5 I mean, this council works hard. I mean, just  
6 like anybody else, we have discrepancies. You guys have  
7 discrepancies. But at the end of the day, this mayor and  
8 council cares about the community. You know, Wayne is a very  
9 good guy. You know, I did my homework on Mr. O'Neal. I  
10 talked to the people from the MML; they said that he ~~was~~  
11 exceeds the minimum qualifications that we needed, and that  
12 was one of the reasons why we selected Mr. O'Neal, because of  
13 his experience, and we know we got a hard fight ahead of us.

14 Just like he told you, me and him met with US  
15 Steel to try to get more money from US Steel as far as that  
16 maintenance agreement goes. It's not that this body is not  
17 trying to work hard.

18 MR. KORYZNO: Thank you, mayor, for your  
19 comments.

20 MAYOR TIDWELL: Okay.

21 MR. VAN de GRIFT: Mayor Pro Tem Miller.

22 MAYOR PRO TEM MILLER: How y'all doing. Good  
23 morning. I'm glad this is over; I'm glad we have Mr. O'Neal  
24 in place so we can move the city forward.

25 We have been working with different measures to

1 make cuts; we know we are in a bind to make cuts, so we're  
2 here to work together, move our city forward, work with you  
3 all, try to come in compliance and do things the right way.

4           Another thing I'm glad we did get that SMART bus  
5 taken care of, because the seniors was on our heads. You  
6 know, you know Ms. Stevenson, everybody know Ms. Stevenson,  
7 so, we glad we got that taken care of. Thanks, Mr. O'Neal,  
8 for working hard on that to get that done. So I -- I mean, I  
9 like what I'm seeing, I like what I'm hearing, so the sky's  
10 the limit and we're going to work together and move things  
11 forward in the city. Thank you.

12           MR. VAN de GRIFT: That concludes public  
13 comment.

14           MR. KORYZNO: Next item is board comment. Any  
15 comments from the Board? Seeing none, I'll entertain a motion  
16 to adjourn.

17           MR. BOVITZ: So moved.

18           MS. PARKER: Support.

19           MR. KORYZNO: Moved by Bovitz, supported by  
20 Parker to adjourn the meeting; all in favor say aye.

21           MR. BOVITZ: Aye.

22           MS. PARKER: Aye.

23           MR. KORYZNO: Aye. And the Ecorse RTAB meeting  
24 is adjourned at 9:44.

25           Thank you.

(Proceedings conclude at 9:44 a.m.)

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RESPECTFULLY SUBMITTED: February 23, 2015

s/ *Nina Lunsford* .

Nina Lunsford CER 4539

Certified Electronic Reporter