



**MINUTES**  
**REGULAR CITY COUNCIL MEETING**  
**HAMTRAMCK, MICHIGAN**  
**May 14 2013**  
**7:00 PM**

**PRELIMINARY MATTERS**

The regular meeting was called to order at 7:05 pm in the 2nd floor council chamber of City Hall, 3401 Evaline, and Hamtramck, Michigan by Mayor Karen Majewski.

Roll call: Present: Abdul Algazali, Cathie Gordon, Mohammed Hassan, Tom Jankowski, Anam Miah, Robert Zwolak. Others present: Acting City Manager Kyle Tertzag, Assistant City Manager Kathleen Angerer, City Attorney Alexis Krot, Treasurer Michael Wilk, Finance Carl Johnson, DPS Director Steve Shaya, CED Director Jason Friedman, Police Chief Max Garbarino, Fire Chief Paul Wilk, HR Director Margaret Scanio, Income Tax Director Penny Aniol and City Clerk Marie Kendzierski. City Attorney James Allen, absent.

All stood and said the pledge of allegiance to the flag.

**Algazali moves, Miah seconds to accept agenda. Motion to accept agenda passes by unanimous voice vote.**

ACM Tertzag distributes Cash Balance reports.

**Proclamations/Presentations/Recognitions/Announcements:**

**Gordon: Condolence to the City of Westland on the loss of Firefighter Brian Wilkie.**

**Majewski: Condolence to the family of Darren Grow on the loss of his father. Announces that there will be a Memorial Day service at 11:00 am at St. Ladislaus Church on Monday, May 27, 2013. A gathering will follow at Post 10.**

**Public Comment:** Karl Petzold, Michael A. Wilk, Russ Gordon, Teresa Rush, Sue Dunn, Hillary Cherry

**PUBLIC HEARING: (SECOND READING) – Opened at 7:19 pm Closed at**

**RESOLUTION 2013-XXX** Amending Section 150.999 (Penalty) of the Hamtramck Code of Ordinances.

Resolution to amend Section 150.999 passes with roll call vote.

**AYES: Algazali Gordon, Zwolak Jankowski Miah,**

**NAYES: Hassan**

**ABSENT:**

**RESOLUTION 2013-XXX** Adding Section 150.176 (Defective Conditions) to the Hamtramck Code of Ordinances.

Gordon moves, Jankowski seconds to open for discussion. After discussion resolution to add section 150-176 passes with a roll call vote.

**AYES: Algazali Gordon, Zwolak Jankowski Miah,**

**NAYES: Hassan**

**ABSENT:**

**RESOLUTION 2013-XXX** Adding Sections 150.180 through 150.195 (Non-Owner Occupied Residential property Registration and Inspection) to the Hamtramck Code of Ordinances.

**Miah moves, Algazali seconds** to amend the ordinance to include the wording “with the exception of immediate family” as defined by the State of Michigan Legal definition only in the dwelling occupied by the owner (to be inserted under definition, item D). Miah questions the wording of “non-owner occupied”. City Attorney Krot explains the “non-owner occupied” language. After discussion, the motion to amend ordinance passes with a roll call vote.

**AYES: Algazali, Zwolak, Miah, Hassan**

**NAYES: Gordon, Jankowski, Majewski**

**ABSENT:**

Mayor Majewski calls the question. The Ordinance as amended passes with a roll call vote.

**AYES: Algazali, Miah, Hassan, Majewski,**

**NAYES: Gordon, Jankowski, Zwolak**

**ABSENT:**

**RESOLUTION 2013-XXX** Adding Sections 97.001 Through 97.009 (Re-Occupancy Of Vacant, Abandoned, Foreclosed Property) to the Hamtramck Code of Ordinances.

**Hassan moves, Gordon seconds** to open for discussion. After discussion resolution to add sections 97.001 Through 97.009 passes with a roll call vote.

**AYES: Hassan, Majewski, Gordon, Jankowski, Zwolak**

**NAYES: Miah, Algazali**

**ABSENT:**

**RESOLUTION 2013-XXX** Adding Section 97.999 (Penalty – Re-Occupancy of Vacant, Abandoned, Foreclosed Property) to the Hamtramck Code of Ordinances.

Hillary Cherry and Sue Dunn se on this resolution.

Gordon moves, Hassan seconds to open for discussion. After discussion resolution to add section 97.999 passes with a roll call vote.

**AYES: Hassan, Majewski, Gordon, Jankowski, Zwolak**

**NAYES: Miah, Algazali**

**ABSENT:**

#### **CONSENT AGENDA ITEMS:**

The following items will be adopted on a single motion without discussion unless a councilmember requests separate consideration.

1. Regular Council Meeting Minutes – April 23, 2013.

Algazali moves, Gordon seconds to accept agenda. City Clerk Kendzierski, informs the Mayor and Council that there is a correction within the minutes (page 5 under Item #12–52 to

be corrected to 51). Motion to accept agenda with correction passes by unanimous voice vote.

## **NEW BUSINESS: Ordinance introductions and resolutions for initial consideration**

### 2. Fund warrant list and payroll.

Gordon moves, Miah seconds to open for discussion. ACM Tertzag pulls both of Vendor 4743 – Courage Coffee payments- page 8/23). Gordon makes a friendly amendment to remove the above items from the Fund Warrant list and payroll. Zwolak questions (page 4/23) item 44393-Allen Brothers ACM Tertzag explains that this is the Inner Local Corporation Agreement. Zwolak also question item 44391. ACM Tertzag explains this is a CIPP. Zwolak requests an up to date report on (5/23) item 44397. ACM Tertzag will get the information and email council. Zwolak also questions (5/23) item 44400. ACM Tertzag explains that this is the International Association of Firefighters. (IAFF) for contract negotiations, grievances and ongoing issues. Miah questions ACM Tertzag on how many arbriations and grievances and says he is unaware of any ongoing arbriations with the Fire Department. He questions if the rest of council is aware of any arbriations ACM Tertzag informs him that there is 1 arbriation on 2 issues. ACM Tertzag will get information but requests a closed session to discuss. Zwolak also questions (5/23) items 44403 (research for boards and commissions) ACM Tertzag will get the information and get back to the councilmember. Also (5/23) item 4405 (delinquent water on tax). ACM Tertzag gives a lengthy explanation on the delinquent water on tax. bill. Gordon questions the last item on page 3/23 (Historical Commission). Gordon also questions (4/23) ATT Wireless. ACM Tertzag explains that this cell tower leasing.. Chief Garbarino requests to amend Fund Warrant List and Payroll to reflect a return of monies. Algazali moves, Jankowski seconds to amend Fund Warrant List and Payroll. Amended Fund Warrant List and Payroll passes with a unanimous voice vote. Hassan moves, Miah seconds to accept Fund warrant list and payroll as amended. Fund Warrant List and Payroll passes as amended with a unanimous voice vote.

3. **Resolution 2013-100** Authorizing Expenditure of funds for the purpose of elevator maintenance. Miah moves, Zwolak seconds to open for discussion. After discussion, resolution passes with a unanimous voice vote.
4. **Resolution 2013-101** authorizing the use of Veterans Park for construction of a Cricket Field and other park improvements. Gordon moves, Miah seconds to open for discussion. After discussion council member Algazali calls the questions. Resolution passes with a unanimous voice vote.
5. **Resolution 2013-102** allowing the Human Relations Commission to restore and maintain city flagpoles and install flags and plaques to represent the international character of the City of Hamtramck. Algazali moves, Miah seconds to open for discussion. Zwolak moves, Gordon seconds to amend resolution by adding a thirds item to the resolution that “Require the American flag be flown on each flag pole along with other nations. flag”. Gordon seconds. Majewski calls the question on the amendment. After discussion amendment fails with roll a call vote.

AYES: Jankowski

NAYES: Miah, Gordon, Algazali, Hassan

ABSTAIN: Zwolak

Algazali moves, Miah seconds to approve Resolution 2013-102. Resolution passes with voice vote. Zwolak abstains.

**6. Resolution 2013-103** Posting the position of City Manager. Zwolak moves to open for discussion. No support. Resolution fails.

**7. Resolution 2013-104** Waiving Property Disposition Policy for settlement to Rush family. Zwolak moves, Gordon seconds to open for discussion. After discussion, Gordon moves, Miah seconds to postpone resolution. Motion to postpone passes with voice vote. Zwolak opposes.

**8. Resolution 2013-105 authorizing** the Acting City Manager to begin work with Zachary & Associates to develop a strategy for redevelopment and disposition for vacant City owned residential City property. Algazali moves, Gordon seconds to open for discussion. After discussion resolution passes with voice vote. Councilmember Hassan is absent from chambers for this vote.

**9. Resolution 2013-106 approving** a site plan for an addition to the Hamtramck Medical Center located at 9740 Conant Ave. Algazali moves, Gordon seconds to open for discussion. After discussion resolution passes with a **unanimous** voice vote.

**10. Resolution 2013-107 approving** the amendment to the contract with Rizzo services. Gordon moves, Miah seconds to open for discussion.

**OTHER ITEMS:**

**Mayor's Report:** Mayor Majewski provided a written reported on her activities.

**Mayor Pro Tem's Report:** Mayor Pro Tem Algazali reported on his activities.

**City Manager's Report:** Acting City Manager Tertzag reported on his activities.

**Public Comment:** Sue Dunn, Dan Jordan

**ADJOURNMENT: 9:40 pm**

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**Marie Kendzierski, City Clerk**