

1. Agenda

Documents: [04-15 13 AGENDA.PDF](#)

2. Packet

Documents: [04-15 13 PACKET.PDF](#)



INKSTER CITY COUNCIL AGENDA

April 15, 2013

26215 Trowbridge, Inkster, MI 48141
(313) 563-4232 www.cityofinkster.com

Mayor – Hilliard L. Hampton, II
Mayor Pro Tem – Marcus L. Hendricks, District II

Council Members:

Timothy Williams, District I
Lorenzo A. Moner, Jr., District III
Michael A. Canty, District IV
Kim Howard, District V
Dennard Shaw, District VI

FELICIA RUTLEDGE
CITY CLERK

MARK STULDREHER
INTERIM CITY MANAGER

DAVID JONES
CITY ATTORNEY

Council may be addressed during the Regular Meeting by filling out the Public Participation Form. Address Council as a whole through the Mayor. Please state your name and your address for the record prior to providing your comments. Comments are limited to three (3) minutes.

Council Orientation Agenda – 6:00 PM

1. Call to Order
2. Discussion
3. Presentations
4. Public Hearing
5. Review of Council Agenda
6. CLOSED SESSION – Council may enter into Closed Session to discuss contract negotiations, purchase or lease of real property and/or pending litigation in accordance with MCL 15.268 (a), (c), (d), (e) and/or (f).
7. Adjournment

April 15, 2013

Regular City Council Agenda – 7:30 PM

1. Call Meeting to Order
 - A. Pledge of Allegiance
 - B. Roll Call
2. Approval of Agenda
2. Presentations/Discussion
 - A. Inkster Beautification Committee, Clean Sweep –Toni Bailey
4. Public Hearing
5. Consent Agenda
 - A. April 1, 2013 Regular Council Meeting Minutes. **Pg. 1**
 - B. April 2, 2013 Special Council Meeting Minutes. **Pg. 5**
 - C. Resolution to adopt the 80/20 cost share model as set forth in 2011 Public Act 152; the Publicly Funded Health Insurance Contribution Act. **Pg. 6**
6. Boards and Commissions
 - A. Update of current list of appointments to Boards & Commissions. **Pg. 9**
7. Previous Business
8. Ordinance(s)
 - A. First Reading(s)
 - B. Second Reading(s)
9. New Business
 - A. Discussion/Action: (Mark Stuldreher) Approval of a resolution authorizing the City Treasurer the discretion to place future judgments awarded against the City of Inkster on the City's tax rolls if such judgment payment will severely and negatively affect the City's Deficit Elimination Plan. **Pg. 16**

- B. Discussion/Action: (Mark Stuldreher) Consideration of a FY 2013 Budget Amendment.

Pg. 19

10. Public Participation
11. Mayor and Council Communication
12. City Clerk
13. City Manager
14. Closed Session - Council may enter into Closed Session to discuss contract negotiations, purchase or lease of real property and/or pending litigation in accordance with MCL 15.268 (a), (c), (d), (e) and/or (f).
15. Adjournment

Felicia Rutledge
City Clerk



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Pg. 19

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15. Adjournment

Felicia Rutledge
City Clerk

April 1, 2013

Regular City Council Meeting – 7:30 PM

The regular meeting of the Council of the City of Inkster, Wayne County, Michigan convened in the Council Chambers, 26215 Trowbridge, on Monday, April 1, 2013

Prior to the Regular Council Meeting: City Council members discussed the Inkster Greenway Initiative and City of Inkster city owned properties.

Moved by Councilmember Canty, Seconded by Mayor Pro-Tem Hendricks that Council convenes into a Closed Executive Session at 7:05 p.m. to discuss pending litigation in accordance with MCL 15.286 (e).

Roll Call Vote:

YEAS: 7
NAYS: 0
ABSENT: 0

Moved by Councilmember Williams, Seconded by Councilmember Moner to adjourn the Closed Executive Session at 7:24 p.m. – Motion carried unanimously.

Call Meeting to Order

Mayor Hampton called the meeting to order at 7:31p.m.

Pledge of Allegiance

City Council and the public in attendance pledged allegiance to the flag of the United States of America.

Roll Call

Mayor Hampton	Present	Councilwoman Howard	Present
Councilman Moner	Present	Councilman Williams	Present
Mayor Pro Tem Hendricks	Present	Councilman Canty	Present
Councilman Shaw	Present		

***A Quorum was present**

Approval of Agenda

Moved by Councilmember Shaw, Seconded by Councilmember Canty to approve the agenda as amended with added items "C" and "D" to New Business and the removal of item "B" from the Consent Agenda.

Resolution 04-13-57R - Motion carried.

Presentations/Discussion

Public Hearings (N/A)

Consent Agenda

- A. March 18, 2013 Regular Council Meeting Minutes.
- B. Allen Brothers & Attorneys, PLLC invoice \$68,766.86
*** (ITEM "D" UNDER NEW BUSINESS)
- C. Police and Fire Pension fund.

Moved by Councilmember Shaw, Seconded by Councilmember Williams to approve the consent agenda.
Resolution 04-13-58R- Motion carried unanimously.

Boards and Commission

- A. Update of current list of appointments to Boards & Commissions

Moved by Councilmember Canty, Seconded by Councilmember Williams to appoint Gabe Henderson, Chuck Coleman, April Walton and Henry Wade to the Commission on Aging.
Resolution 04-13-59R-Motion carried unanimously.

Moved by Councilmember Shaw, Seconded by Councilmember Howard to appoint Norma McDaniel to the Parks and Recreation Commission.
Resolution 04-13-60R-Motion Carried Unanimously.

Moved by Councilmember Shaw, Seconded by Councilmember Howard to appoint Norma McDaniel to the Zoning Board of Appeals.
Resolution 04-13-61R-Motion carried unanimously.

Previous Business

Ordinance(s)

New Business

- A. Discussion/Action: (Mark Lloyd) Consider approval of offer to purchase (Case# LD13-05) a single family structure, commonly identified as 27055 New York and legally described as lot 509, Also n ½ Vac. Alley, Westwood Sub of Van Alstine Farm, T2S, R10E, L40, P29, 30 WCR (Property ID# 022-01-0509-000) in an amount of \$2,000.00 to Taquisha Green.

Moved by Councilmember Moner, Seconded by Councilmember Shaw
Resolution 04-13-62R – Motion carried unanimously.

- B. Discussion/Acton :(Mark Lloyd) Consider approving the 2013 Inkster Greenway Initiative application to the Michigan Natural Resources Trust Fund in the amount of \$300,000.00 and continue to seek and apply for alternative funding sources to cover the total project costs for Phase III in the amount of \$781,000.00

Moved by Councilmember Moner, Seconded by Councilmember Shaw
Resolution 04-13-63R-Motion carried unanimously.

- C. Discussion/Action: (City Council) Consider an invite for Norm White to interview with the City of Inkster for the City Manager position on Tuesday April 2, 2013 at 5:30 p.m.
*** (Added Agenda Item)

Moved by Councilmember Canty, Seconded by Williams
Resolution 04-13-64R-Motion carried. (Nay: Shaw, Howard)

- D. Discussion/Action: (Councilmember Shaw) Consider approval of the Allen Brothers and Attorneys, PLLC Invoice \$68,766.86.
*** (Added From Consent Agenda)

Moved by Councilmember Moner, Seconded by Mayor Pro-Tem Hendricks
Resolution 04-13-65R-Motion carried (Nay: Shaw)

Public Participation

- **Dorothy Gardner**-Discussed a letter from the seniors from April 1st of 2012 that had not been answered to date. Inquired about the seniors going for a separate mileage.
- **Mr. Wade**-Asked would the City of Inkster be looking at additional employee cuts.
- **Larry Bonereck**-Complimented Kim Sledge for answering the phone when he placed a call to City Hall. In addition, he discussed vacant homes, cars being parked on the wrong side of the street and City of Inkster hiring practices.
- **Willie Johnson**-Asked City Council if they took a bus ride around the city to see all the vacant homes. He asked for more Police protection in the neighborhoods.
- **Karen Lee**-Asked why the Mayor and City Council is still receiving a salary. She also would like to hear the State of the City Address and inquired about a City wide yard sale.
- **Frances Fletcher**-Asked if any meters had any water meter leaks and inquired about the Greenway maintenance and \$3,000.00 debt service.
- **Mary McClendon**-Invited residents to attend Wayne County Commissioner Richard LeBlanc's coffee hour on the first Monday of every month at the library at 12:30 p.m.
- **Zara Nasir**- Invited residents to attend the Inkster Literacy Program on April 13, 2013 from 11:00 am-1:00pm at Meek Baylor Elementary School.

Mayor and Council Communications

- **Councilman Shaw**- Asked the Interim City Manager if the TIFA Board monies would be able to revert to the City of Inkster and how much money does TIFA acquire each year. In addition, he asked about the lease agreement with the City of Inkster library.
- **Councilman Moner**-Acknowledged Master Williams the Karate Instructor in Inkster.
- **Councilman Williams**-Asked about the Grant with Public Safety. In addition, he said he is concerned about Annapolis Street being paved.
- **Councilman Canty**-Recognized Deatris Coleman Richardson Tanya James for their activism in the community.
- **Councilwoman Howard**-Encouraged residences to come in and hear the interviews for the permanent City Manager position on April 2, 2013 at 5:30 p.m.
- **Mayor Hampton**-Thanked the Inkster Chamber of Commerce in regards to the State of the City. In addition he spoke about Reinvent Inkster and encouraged residents to participate and get involved. Lastly he asked that residents adhere to the public participation portion and stay within the three minutes.

Moved by Councilmember Howard, Seconded by Councilmember Shaw prior to hiring a permanent City Manager, to forward that person's name to the State Treasurer for approval.

Resolution 04-13-66R-Motion Failed (Nay: Canty, Hampton, Moner, Hendricks)

City Clerk

City Manager

Closed Session

None

Adjournment

There being no further business to come before Council, on motion duly made by Council Member Williams, Seconded by Councilmember Canty and carried, the Regular Council meeting of April 1, 2013 was adjourned at 8:45 p.m.



Felicia Rutledge, City Clerk

City of Inkster

April 2, 2013

Special City Council Meeting – 5:30 PM

The Special meeting of the Council of the City of Inkster, Wayne County, Michigan convened in the Council Chambers, 26215 Trowbridge, on Tuesday, April 2, 2013

Call Meeting to Order

Mayor Hampton called the meeting to order at 5:35p.m.

Pledge of Allegiance

City Council and the public in attendance pledged allegiance to the flag of the United States of America.

Roll Call

Mayor Hampton	Present	Councilwoman Howard	Present
Councilman Moner	Absent	Councilman Williams	Present
Mayor Pro Tem Hendricks	Present	Councilman Canty	Present
Councilman Shaw	Absent		

***A Quorum was present**

New Business

- A. Discussions/Actions: Interview for City Manager position and permanent City Manager discussions.

Moved by Councilmember Canty, Seconded by Councilmember Williams to extend an offer to Norm White for the City of Inkster permanent City Manager position, with LaZonja Smith to negotiate a salary.

Resolution 04-13-67SP-Motion carried (Nay: Howard) (Absent: Shaw, Moner)

Mayor and Council Communication

Adjournment

There being no further business to come before Council, on motion duly made by Council Member Canty, Seconded by Councilmember Williams and carried, the Special Council meeting of April 2, 2013 was adjourned at 6:45 p.m.

Felicia Rutledge, City Clerk
City of Inkster

REQUEST FOR COUNCIL ACTION

To: Mark Stuldreher, Interim City Manager

Date: April 9, 2013

From: City Treasurer

Date for Council's Consideration: April 15, 2013

ACTION REQUESTED: Approve the attached resolution to adopt the 80/20 cost share model as set forth in 2011 Public Act 152; the Publicly Funded Health Insurance Contribution Act

Current Action ☒ Emergency ☐ Future ☐

Funds Budgeted: If Yes ☐ Account # _____ No ☐ N/A ☒

Treasurer's Approval _____

BACKGROUND:

In the summer of 2011 Governor Snyder signed 2011 Public Act 152, legislation that changes the way employers and employees pay for health care. This legislation provides that all employees be covered under a hard cap; however, communities can instead choose an 80/20 cost sharing arrangement or opt out entirely. The penalty for failure to comply with this legislation is a ten percent reduction in EVIP payments. Opting out of PA 152 does not prohibit a community from qualifying from EVIP. Annually, the governing body must declare their intent to share benefit costs to qualify for the employee compensation component of EVIP revenue. The Council approved a similar resolution in April of 2012. This resolution continues our current cost share strategy.

SCOPE OF SERVICES:

NA

JUSTIFICATION:

The City of Inkster per capita (active and retiree) cost for FY 2014 is projected at \$13,400 per year. Aggregate expenses are estimated at \$2,140,000. By adopting a cost share strategy of a minimum 80/20 with active employees, the City of Inkster will save approximately \$272,000 in annual employee medical benefit expenses.

PROJECT IMPROVEMENTS:

Which of the Five (5) Council Goals does this request meet?

Goal No. 4 – Develop a plan to address the City's current debt and legacy costs.

COSTS:

NA

PROJECTED TIME TABLE:

The adoption of this resolution will continue the existing cost sharing model between the employer and employees

RESOLUTION:

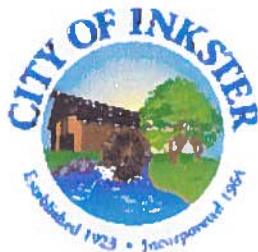
Authorization is hereby given to approve the attached resolution.

Resolved by _____ Seconded by _____

Yes:

No:

Absent:



Resolution No. 04-15???R
April 15, 2013

**RESOLUTION TO ADOPT MINIMUM 80/20 EMPLOYEE/EMPLOYER HEALTH CARE BENEFIT
COST SHARING MODEL AS SET FORTH IN 2011 Public Act 152**

RESOLVED BY THE COUNCIL OF THE CITY OF INKSTER:

WHEREAS, 2011 Public Act 152 passed by the state Legislature and signed by the Governor on September 24, 2011, was designed to lessen the burden of employee healthcare costs on public employers;

WHEREAS, the City Council adopted a resolution in the spring of 2012 declaring the 80/20 cost sharing model as its choice of compliance under 2011 Public Act 152 with regard to the plan year June 1, 2012 through May 31st, 2013 ;

NOW, THEREFORE, BE IT RESOLVED, the Inkster City Council elects to continue, at a minimum, the 80/20 cost share plan model for the plan year June 1, 2013 through May 31st, 2014.

CERTIFICATION: I hereby certify that the foregoing is a true and complete resolution adopted by City Council for the City of Inkster at a regular meeting held xxxxxx day of xxxxx, 2013.

MOVED BY: _____

SECONDED BY: _____

YEAS: NAYS: ABSENT: VOTE:

I hereby certify that the foregoing is a true and complete copy of a resolution adopted by the City Council of the City of Inkster, County of Wayne, State of Michigan, at a Regular City Council meeting held on April 15, 2013 and that the meeting was conducted and public notice of the meeting was given pursuant to and in full compliance with the Open Meetings Act, being Act 268, Public Acts of Michigan, 1976, and that the minutes of the meeting were kept and will be or have been made available as required by the Act.

Felicia Rutledge
City Clerk
Inkster, Michigan

CITY OF INKSTER

Boards & Commissions

[MADE OPERATIVE BY STATE LAW, CITY OF INKSTER CHARTER PROVISION OR CITY OF INKSTER ORDINANCE]

AGING COMMISSION

[MEETINGS: Third Friday of each month at 1:00 p.m., Twin Towers Activity Room]

2 Year Term	9 Members	Ordinances: 414,457 & 508
Ronald Wolkowicz, Director		Tenure
Denise Champagne, Project Dir.		Tenure
- (Ex-Officio Member)		
Rochelle Wells		Exp. 08/20/14
April Walton		Exp. 01/18/15
Audrey Jean Searcy		Exp. 06/02/14
Doris Horne		Exp. 09/07/14
Theola Jones		Exp. 11/15/14
Henry Wade		Exp. 03/07/15
Dorothy M. Moore		Exp. 11/15/15
Nellene Moore		Exp. 08/16/14
Dorothy Gardner		Exp. 06/16/14
Chuck Coleman		Exp. 04/04/15
Gabe Henderson		Exp. 04/04/15

BOARD OF REVIEW

[MEETINGS: March, July and December]

Annual Appointment	3 Members	Charter Provision and State Law
Alfreda Robinson		Clerk of the Board – Non Voting
Gloria Brown		Exp. 12/31/14
Ned Sanders (Alternate)		Exp. 05/02/14
Dante Williams		Exp. 03/19/14
Celeste McDuffie		Exp. 03/19/14

BEAUTIFICATION COMMITTEE

[MEETINGS: Second Monday of each month @ 6:00 p.m., Recreation Center]

2 Year Term	
Toni Bailey	Exp. 04/26/14
Enoch Jackson	Exp. 04/26/14
Joe Burton	Exp. 04/26/14
Rev. George Williams (T)	Exp. 04/26/14
Eunice Williams (C)	Exp. 04/26/14
Wyanetta Motley (S)	Exp. 04/16/14
Horace Jordan	Exp. 04/26/14
Larry Motley (C)	Exp. 04/26/14
Dorothy McClendon	Exp. 05/14*
Dr. Evelyn Clark	Exp. 05/14*
Tommie Jones	Exp. 05/14*
Cephus Thomas	Exp. 04/26/14
Clareese Jordan	Exp. 11/13
LaShawn Westbrook	Exp. 05/14*
Blinda Jones	Exp. 05/14*
Robert Broadnax	Exp. 05/07/14
Minnie Johnson	Exp. 05/14*
Alana Glover	Exp. 05/07/14
Gabe Henderson	Exp. 05/7/14
Shera Johnson	Exp. 05/14*
Demetrius Dalton	Exp. 05/21/14
Henry Wade	Exp. 05/14*

John W. Gee, Jr.	Exp. 05/14*
Tania James	Exp. 05/14*
Khalisha Nathan	Exp. 05/21/14
Toya Ellis	Exp. 05/14*
Princella Ellis	Exp. 05/21/14
Theresa Lindsey	Exp. 05/21/14
Norma Taylor	Exp. 05/21/14
Alto Baker	Exp. 05/14*
Kent Hudson	Exp. 05/14*
Donna Towns	Exp. 06/04/14
Elcfernack M. Lotman	Exp. 06/14*
Epson Johnson	Exp. 06/14*
Patricia Morgan	Exp. 06/14*
LeVania Henderson	Exp. 06/18/14

[MEETINGS: Second Monday in January]

5 Members

State Law and Resolution 74-1-39

Exp. 12/31/05
Exp. 12/31/00
Exp. 12/31/01

[MEETINGS: Second Tuesday of each month at 6:00 p.m., Recreation Center]

9 Members

Ordinances 593 and 609

Exp. 11/16/12

Exp. 12/01/11

— **1** —

Exp. 06/04/15

Experimental design

Exp. 01/04/13

Exp. 03/16/12

Exp. 02/18/11

[MEETINGS: As Required]

4 Members

State Law

Exp. 12/31/15

Exp. 06/04/16

Exp. 06/04/16

Exp. 08/06/16

[MEETINGS: Monthly]

3 Members

Ordinances 237 & 559

Exp. 6/18/15

Experiment 10

Exp. 12/04/11

Abstract

CONSTRUCTION BOARD OF APPEALS/DANGEROUS BUILDING BOARD

[MEETINGS: As required]

3 Year Term	3 Members	Ordinance
Theola Jones		Exp. 04/14
Henry Wade		Exp. 05/11
- (Licensed Plumber)		
Kenyatta Mason		Exp. 11/12
- (Licensed Electrician)		
Marcus Hendricks – Temporary Alternative		
- (Licensed Electrician)		
Muzaffar Lakhani – Building Inspector		
- (Licensed Engineer/Inspector)		
Yuri Mayorchak		Exp. 11/13
George A. Chatman		
David Stevens		

DOWNTOWN DEVELOPMENT AUTHORITY

[MEETINGS: Third Tuesday of each month, 6:00 p.m. City Hall Council Chambers]

4 Year Term	12 Members	State Law and Ordinances 687 and 741
Hilliard L. Hampton, II		Tenure
Vacant		Exp. 01/18/14
Lewis Gregory (Treasurer)		Exp. 09/20/14
Eugene Brazeal		Exp. 07/20/13
Tom Costello (VC)		Exp. 10/06/12
Stephanie Taylor (C)		Exp. 11/03/12
Cheryl Brown		Exp. 07/19/14
Andrea Parson		Exp. 08/01/15
Winston Wade(Secretary)		Exp. 12/17/16
Vacant		

ECONOMIC DEVELOPMENT CORPORATION (BOARD OF DIRECTORS)

[MEETINGS: Second Thursday each month, held in the Conference Room, City Hall]

6 Year Term	11 Members	State Law and Ordinances 517 and 570
Hilliard L. Hampton, II		
Bishop Walter Starghill, Jr.		Exp. 06/07/16
Vacant		Exp. 06/07/16
Cheryl Stinson		Exp. 06/07/16
Deborah Walker		Exp. 06/07/16
Mary Weislo		Exp. 03/07/17
Cassandra Leonard		Exp. 06/07/16
Herbert Johnson		Exp. 06/07/16
Vacant		
Vacant		

ELECTRICAL EXAMINING BOARD

Indefinite Terms	4 Members	State Law and Ordinance 616
Walter Bays (Elec. Cont.)		
Andrew Hughes (Adm. Official)		
Carlton Trouteaud (Rep. of Detroit Edison)		

PARKS AND RECREATION COMMISSION

[MEETINGS: First Tuesday of each month at 7:30 P.M., Recreation Complex]

2 Year Term

9 Members

Ordinances: 493 & 551

Sandra French	Dist. 1	Exp. 04/30/14
Shirley Miller	Dist. 2	Exp. 03/25/14
Shelby Johnson	Dist. 3	Exp. 01/03/14
Vernell Massey	Dist. 4	Exp. 11/04/14
Gloria Mitchell	Dist. 5	Exp. 07/18/13
James Richardson IV	Dist. 6	Exp. 01/03/14
Tonia Williams	Mayoral	Exp. 04/04/13
Sheila Garland	Mayoral	Exp. 05/21/14
Norma McDaniel	Council	Exp. 12/20/14

PARKS AND RECREATION YOUTH COMMISSION

2 Year Term

6 Members

Vacant	Dist. 1	Exp. 12/05/13
Vacant	Dist. 2	
Cory Wells	Dist. 3	
Vacant	Dist. 4	
Vacant	Dist. 5	
Vacant	Dist. 6	
Vacant	Mayoral	

PLANNING COMMISSION

[MEETINGS: Fourth Monday of each month at 7:30 p.m., City Council Chambers]

3 Year Term

9 Members

State Law and Ordinance 33

Marcus Hendricks	Tenure
Hilliard L. Hampton, II	Tenure
Darryl Davis (City appointee) (Vice Chairman)	Exp. 10/15
Robert Thomas (Secretary)	Exp. 10/15
Emmereal Wells	Exp. 01/15
James Garrett	Exp. 02/14
Edward Manier	Exp. 06/13
Sam Brown (Chairman)	Exp. 10/14
Vacant	

POLICE AND FIREMAN RETIREMENT SYSTEM BOARD OF TRUSTEES

[MEETINGS: First Thursday of each month at 6:00 p.m., Fire Station]

2 Year Term

5 Members

Charter

Jean Overman	Mayoral	Exp. 10/14
Barry O'Bryan		Exp. 12/13
Christopher Crawley		Exp. 12/13
Hilliard L. Hampton II	Council	Exp. 12/14
Charles Hines	(Pension Board Appt)	Exp. 12/12

WATER REVIEW COMMITTEE

[MEETINGS: Scheduled by Chairman Marcus Hendricks, City Hall TIFA Room]

Sam Brown	App. 01/07/13
Carl Woods	App. 01/07/13
Ann Coleman	App. 01/07/13
Courtney Owens	App. 01/07/13
Councilmember Shaw	App. 02/04/13
Mayor Pro-Tem Hendricks	App. 02/18/13
Dennis Welslo	App. 02/18/13

April 15, 2013

ZONING BOARD OF APPEALS (ZBA)

[MEETINGS: First Thursday of each month at 7:30 P.M., City Council Chambers]

3 Year Term

7 Members

State Law and Ordinance 277

Vacant	Dist. 1	
Vacant	Dist. 2	
James Cross (VC)	Dist. 3	Exp. 11/02/12
Roosevelt Stubbs	Dist. 4	Exp. 05/16/14
Vanola Williams	Dist. 5	Exp. 08/20/11
Norma McDaniel (S)	Dist. 6	Exp. 10/19/15
Lawrence Chastang PC Rep. (C)		Exp. 08/15/12

REQUEST FOR COUNCIL ACTION

To: City Council

Date: April 10, 2013

From: Mark Stuhldreher, Interim City Manager/Treasurer

Date for Council's Consideration: April 15, 2013

ACTION REQUESTED: Approval of attached resolution authorizing City Treasurer the discretion to place future judgments awarded against the City of Inkster on the City's tax rolls if payment of any such judgment will severely and negatively affect the City's Deficit Elimination Plan.

Current Action ☒ X _____ Emergency _____ Future _____

Funds Budgeted: If Yes _____ Account # _____ No _____ N/A _____

Treasurer's Approval _____ MDS _____

BACKGROUND:

The existing Consent Agreement requires a Deficit Elimination Plan containing specific and realistic expense reductions and revenue enhancements in an amount sufficient to eliminate current and accumulated deficits in any fund maintained by the City in a period of five years or less from the time the Plan was filed with the Treasurer of the State of Michigan. The City is currently or potentially a Defendant in several highly contested litigations, and arbitration proceedings. Adverse judgments could have a devastating impact on the Deficit Elimination Plan(s) thereby jeopardizing our Consent Agreement.

MCL 600.6093 (Recovery of judgment against township, village, city or county), provides the sole remedy for a creditor to execute on a judgment against the City. MCL 600.6093 mandates that a creditor may execute a judgment against the city by providing the City Assessor with a certified transcript of the judgment to be placed on the next available tax roll.

A judgment levy placed on the tax rolls is a trigger for the immediate appointment of an Emergency Financial Manager if the governing body has not consented to the placement of the judgment on the tax roll prior to the action taking place. By adopting this resolution, prior action by the council will be in place before the judgment levy appears on the tax rolls.

SCOPE OF SERVICES:

N/A

JUSTIFICATION:

Preservation of our Consent Agreement will be maintained by adoption of this resolution. In addition, the payment of the judgment via placement on the tax roll allows for additional revenue from which to make payment thereby preserving our Deficit Elimination Plan and financial position.

PROJECT IMPROVEMENTS:

Which of the Five (5) Council Goals does this request meet?

Goal No. 4 – Develop a plan to address the City’s current debt and legacy costs.

COSTS:

Placement of future judgments against the city on the tax roll will produce an additional source of revenue from which to pay said judgment thereby reducing the likelihood that the financial effect of the judgment will negatively affect the Consent Agreement and/or the Deficit Elimination Plan.

PROJECTED TIME TABLE:

RESOLUTION:

Authorization is hereby given to adopt the attached resolution

Resolved by _____

Seconded by _____

Yes:

No:

Absent: