CITY OF OAK PARK, MICHIGAN
REGULAR COUNCIL MEETING OF THE
39th OAK PARK CITY COUNCIL
November 21, 2022
7:00 PM

MINUTES

The meeting was called to order at 7:01 PM by Mayor ProTem Edgar in the Council Chambers of City Hall located at 14000 Oak Park Boulevard, Oak Park, MI 48237. (248) 691-7544.

PRESENT: Mayor ProTem Edgar, Council Member Whitehead, Council Member Radner

ABSENT: Mayor McClellan, Council Member Burns

OTHERS PRESENT: City Manager Tungate, City Clerk Norris, City Attorney Duff

APPROVAL OF AGENDA:

Mayor ProTem Edgar proceeded with the agenda as presented.

CONSENT AGENDA:

CM-11-363-22 (AGENDA ITEM #5A-F) CONSENT AGENDA - APPROVED

Motion by Whitehead, seconded by Radner, CARRIED UNANIMOUSLY, to approve the Consent Agenda consisting of the following items:

A. Regular City Council Meeting Minutes of November 7, 2022 **CM-11-364-22**
B. Recycling Commission Meeting Minutes of September 15, 2022 **CM-11-365-22**
C. Request to approve payment of invoices from OHM Advisors for the GIS DWAM Grant and Nine Mile Road Design Engineering for the total amount of $22,597.00 **CM-11-366-22**
D. Request to approve payment application No. 4 for the 2022 Water Main Replacement Project, M-737, to Mark Anthony Contracting of Milford, Michigan for $566,436.98 **CM-11-367-22**
E. Request to schedule a Public Hearing for December 5, 2022 to receive public comment on the allocation of the 2023 Community Development Block Grant Funds **CM-11-368-22**
F. Licenses New and Renewals submitted for November 7, 2022 **CM-11-369-22**

MERCHANT'S LICENSES – November 21, 2022
(Subject to All Departmental Approvals)

NEW MERCHANT	ADDRESS	FEE	BUSINESS TYPE
OPERATION GROW, LLC	13631 ELEVEN MILE	$150.00	OFFICE
TANISHA'S BEAUTY SUPPLY	26001 COOLIDGE	$150.00	BEAUTY SUPPLY RETAIL

RENEWALS (2022)	ADDRESS	FEE	
MIDLAND EQUIPMENT CO	12900 CAPITAL AVE	$150.00	TOOL RENTAL
CITIZENS BANK	23067 COOLIDGE HWY	$150.00	BANK
MOTOWN BODY OILS	13807 W NINE MILE RD	$225.00	RETAIL
DTLR INC	26130 GREENFIELD RD	$150.00	RETAIL
HERSCH'S LAWN SPRAY	26650 HARDING AVE	$150.00	LAWN FERTILIZING COMPANY

BARTON MALOW COMPANY	21090 FERN AVE	$150.00	CONSTRUCTION MGMT
SPECTRUM JEWELERS	21700 GREENFIELD RD 355	$150.00	JEWELRY STORE
LITTLE CAESARS	24756 COOLIDGE HWY	$150.00	RESTAURANT
PERFECT EYEBROW THREADING	21700 GREENFIELD RD 455	$150.00	EYEBROW THREADING
MOTOR CITY SOUL FOOD #2	24790 GREENFIELD RD	$150.00	RESTAURANT
15160 EIGHT MILE VENTURES	15160 W EIGHT MILE RD	$150.00	SELF STORAGE
OFFICE DEPOT #617	21110 GREENFIELD RD	$150.00	OFFICE RETAIL
MOTOWN BODY OILS	13807 W NINE MILE RD	$150.00	RETAIL
OPERATION GROW, LLC	13631 W ELEVEN MILE RD	$150.00	OFFICE
ATLAS CUT STONE INC	12920 NORTHEND AVE	$150.00	SUPPLIERS
LARA STOP & SHOP INC	26700 GREENFIELD RD	$150.00	GAS STATION
INTEGRA CONTRACTORS	21410 COOLIDGE HWY	$150.00	CONTRACTORS
STEP AND STYLE LLC	26080 GREENFIELD RD	$150.00	RETAIL
EXPRESS CARE MEDICAL	25900 GREENFIELD RD 121	$150.00	MEDICAL SUPPLY SALES
NORTHLAND CHRYSLER DODGE JEEP RAM	14100 W EIGHT MILE RD	$150.00	DEALERSHIP
PAPAS PIZZA	15400 W NINE MILE RD	$150.00	RESTAURANT
LUXOR JEWELRY CO LLC	21700 GREENFIELD RD 301	$150.00	JEWELRY STORE
NEW VINTAGE USA	21840 WYOMING PL	$150.00	PERIOD AND THEMED INSTRUMENTATION
PAIRS FOOD STORE	9000 W NINE MILE RD	$150.00	GROCERY
M. BESHARA INC	10020 CAPITAL AVE	$150.00	PRINTING
HARTWELL CEMENT CO	21650 FERN AVE	$150.00	CONCRETE COMPANY
LEO WEISS PLUMBING & HEATING	8500 W NINE MILE RD	$150.00	CONTRACTOR
BERTONI HOLDINGS INC	13600 W EIGHT MILE RD	$150.00	GAS STATION
CARE PLUS PHARMACY	25290 GREENFIELD RD	$150.00	RETAIL PHARMACY
DIAMOND NAILS	21700 GREENFIELD RD 118	$150.00	NAIL SALON
METRO PCS	21830 GREENFIELD RD 101	$150.00	RETAIL
EVOLVE SALON	12712 W NINE MILE RD	$150.00	SALON
E-ZEE SET WOOD PRODUCTS	21650 COOLIDGE HWY	$150.00	WHOLESALER
EDDIE'S GOURMET	25920 GREENFIELD RD	$150.00	RESTAURANT AND BAR
SAHARA RESTAURANT	24770 COOLIDGE HWY	$150.00	RESTAURANT
GOLD & SILVER CORP	21700 GREENFIELD RD # 320	$150.00	JEWLERY STORE
ONYX MARKET	10850 W NINE MILE RD	$150.00	MARKET
WILLIAM L. JORDAN, MD, PC	12900 W NINE MILE RD	$150.00	DR OFFICE
SILVIA'S EUROPEAN HAIR DESIGN	10132 W NINE MILE RD	$150.00	HAIR SALON
B.C. & F. TOOL COMPANY	26670 HARDING AVE	$150.00	TOOL RENTAL
HUNTINGTON CLEANERS	13000 CAPITAL AVE	$150.00	OFFICE
HUNTINGTON CLEANERS	12980 CAPITAL AVE	$150.00	OFFICE
DIVERSIFIED SPEC SALES, INC	13261 NORTHEND AVE	$150.00	OFFICE
BELOVED MEMORIES	21470 COOLIDGE HWY A	$150.00	OBITUARY PRINTING
FORGOTTEN HARVEST INC	21800 GREENFIELD RD	$150.00	FOOD RESCUE
TINA NAILS & SPA INC	24720 GREENFIELD RD	$150.00	NAIL SALON
7-11 FOOD STORES #13486B	15350 LINCOLN AVE	$150.00	RETAIL
FOOTLOCKER #7532	21230 GREENFIELD RD	$150.00	RETAIL
GLORY SUPER MARKET	22150 COOLIDGE HWY	$150.00	MARKET
STARBUCKS COFFEE #11879	24840 GREENFIELD RD	$150.00	RETAIL
GOLD FASHION JEWELRY INC	21700 GREENFIELD RD 333	$150.00	JEWLERY STORE
RITE AID DISCOUNT #4352	24850 GREENFIELD RD	$150.00	RETAIL
HATZALAH OF MICHIGAN	13650 OAK PARK BLVD A	$150.00	VOLUNTEER EMS
LG MOTORS	13350 CAPITAL AVE	$150.00	BODY SHOP
MODERN NAILS	13720 W NINE MILE RD	$150.00	NAIL SALON
ATTISHA LLC - FOOD MART	15450 W NINE MILE RD	$150.00	MARKET
KABOB CONEY ISLAND	21700 GREENFIELD RD 120	$150.00	RESTAURANT
PLANET PROPANE	21815 REPUBLIC AVE	$150.00	PROPANE WHOLESALE

SIDEWALK SALE LICENSE

MERCHANT	**ADDRESS**	**FEES**
THE SUIT DEPOT	26150 GREENFIELD	$10.00

Roll Call Vote: Yes: Edgar, Radner, Whitehead
No: None
Absent: McClellan, Burns

MOTION DECLARED ADOPTED

RECOGNITION OF VISITING ELECTED OFFICIALS: None

SPECIAL RECOGNITION/PRESENTATIONS:

(AGENDA ITEM #7A) Corridor Improvement Authority Annual Report Presentation.

Economic Development Director Marrone presented the 2022 Corridor Improvement Authority Annual Report. A copy is on file with the City Clerk.

PUBLIC HEARINGS: None

COMMUNICATIONS: None

SPECIAL LICENSES: None

ACCOUNTING REPORTS:

CM-11-370-22 **(AGENDA ITEM #11A) APPROVAL FOR PAYMENT OF INVOICES SUBMITTED BY GARAN, LUCOW, MILLER, P.C. FOR LEGAL SERVICES IN THE TOTAL AMOUNT OF $13,629.99 - APPROVED**

Motion by Radner, seconded by Whitehead, CARRIED UNANIMOUSLY, to approve payment of invoice #598762 by Garan, Lucow, Miller P.C., for legal services rendered through October 31, 2022 in the total amount of $13,629.99

Roll Call Vote: Yes: Edgar, Radner, Whitehead
No: None
Absent: McClellan, Burns

MOTION DECLARED ADOPTED

BIDS: None

ORDINANCES:

CM-11-371-22 **(AGENDA ITEM #13A) FIRST READING OF AN ORDINANCE TO AMEND CHAPTER 82, UTILITIES, ARTICLE V, RATES AND CHARGES, PAYMENT, OF THE CODE OF ORDINANCES OF THE CITY OF OAK PARK, MICHIGAN, BY AMENDING SECTION 82-315 THEREOF (The ordinance amendment allows owners of residential, owner-occupied properties to file for a payment plan for delinquent**

utilities after the mailing of a shut-off notice and corrects the deposit required on accounts where the city is properly notified in accordance with 82-313 that a tenant is responsible for utility charges to ensure consistency with section 82-316, deposits) - APPROVED

Motion by Radner, seconded by Whitehead, CARRIED UNANIMOUSLY, to approve the First reading of an ordinance to amend Chapter 18, Article IX, Land Improvements, of the Code of Ordinances by amending Division 1 and Division 2 thereof.

Roll Call Vote:	Yes:	Edgar, Radner, Whitehead
	No:	None
	Absent:	McClellan, Burns

MOTION DECLARED ADOPTED

CM-11-372-22 **(AGENDA ITEM #13B) FIRST READING OF AN ORDINANCE TO AMEND SECTIONS OF THE CITY CODE OF ORDINANCES THAT CHANGES THE NAME OF THE DEPARTMENT OF TECHNICAL AND PLANNING SERVICES TO MUNICIPAL SERVICES - APPROVED**

Motion by Radner, seconded by Whitehead, CARRIED UNANIMOUSLY, to approve the First reading of an ordinance to amend sections of the City Code of Ordinances that changes the name of the Department of Technical and Planning Services to Municipal Services.

Roll Call Vote:	Yes:	Edgar, Radner, Whitehead
	No:	None
	Absent:	McClellan, Burns

MOTION DECLARED ADOPTED

CITY ATTORNEY:

CM-11-373-22 **(AGENDA ITEM #14A) RESOLUTION APPROVING A PROPOSED SITE LEASE AGREEMENT WITH DISH WIRELESS L.L.C - APPROVED**

Motion by Radner, seconded by Whitehead, CARRIED UNANIMOUSLY, to adopt the following resolution approving the site lease agreement with Dish Wireless L.L.C:

CITY OF OAK PARK
OAKLAND COUNTY, MICHIGAN

RESOLUTION REGARDING THE PROPOSED
SITE LEASE AGREEMENT WITH DISH WIRELESS L.L.C.

WHEREAS, DISH Wireless, L.L.C., a Colorado limited liability company, has requested that the City consider a proposed non-exclusive site lease agreement for the placement of an antenna on the City water tower located at W. 11 Mile Road and Tulare Street. The proposed site plan lease would include 150 square feet of ground space and additional space on the water tower.

WHEREAS, as consideration for the non-exclusive use of the water tower and 150 square feet of ground space, DISH Wireless, L.L.C. has proposed a monthly lease payment of $4,000.00 per month, due on the first of the month for a term of 36 months (3 years), with any subsequent lease renewals subject to City Council approval.

WHEREAS, Section 13.3 of the City of Oak Park Charter vests exclusive authority with the City Council to approve a proposed lease for City-owned property for a fair consideration as determined by the Council.

WHEREAS, the Oak Park City Council finds that it is necessary and in the best interest of the public to enter into a site lease agreement for the placement of DISH antennas on the water tower for fair consideration of $4,000.00 payable to the City of Oak Park for a term of 36 (thirty-six) months, generating total revenue to the City over the course of the lease term of $144,000.00;

NOW, THEREFORE, the City Council of the City of Oak Park, Oakland County, Michigan, that:

1. The City Manager is hereby authorized to execute the attached site lease agreement, subject to final approval by the City Attorney.

2. Any and all Resolutions that are in conflict with this Resolution are hereby repealed to the extent necessary to give this Resolution full force and effect.

Roll Call Vote:	Yes:	Edgar, Radner, Whitehead
	No:	None
	Absent:	McClellan, Burns

MOTION DECLARED ADOPTED

CITY MANAGER:

Recreation

CM-11-374-22 (AGENDA ITEM #15A) REQUEST TO APPROVE AN AGREEMENT WITH SKERBECK FAMILY CARNIVAL, INC FOR CARNIVAL RIDES AND FOOD CONCESSION FOR THE CITY OF OAK PARK SUMMER BLAST TO BE HELD JUNE 16 - 18, 2023 - APPROVED

Motion by Whitehead, seconded by Radner, CARRIED UNANIMOUSLY, to approve an agreement with Skerbeck Family Carnival, Inc for carnival rides and food concession for the City of Oak Park Summer Blast to be held June 16 - 18, 2023.

Roll Call Vote:	Yes:	Edgar, Radner, Whitehead
	No:	None
	Absent:	McClellan, Burns

MOTION DECLARED ADOPTED

Deputy City Manager VanVleck reported the Recreation Department is seeking approval from City Council to enter into an agreement with Skerbeck Family Carnival, Inc. for carnival rides and food concession for the City of Oak Park Summer Blast to be held June 16 thru 18, 2023.

CM-11-375-22 **(AGENDA ITEM #15B) REQUEST TO APPROVE THE PUBLIC WORKS DEPARTMENT TO PARTICIPATE IN THE MACOMB COUNTY AND ROCHESTER HILLS PRE-BID CONTRACTS FOR THE PURCHASE OF TWO PUBLIC WORKS VEHICLES TOTALING $214,324.00 - APPROVED**

Motion by Radner, seconded by Whitehead, CARRIED UNANIMOUSLY, to approve the Public Works Department to participate in the Macomb County and Rochester Hills pre-bid contracts for the purchase of the following Public Works vehicles totaling $214,324.00:

Vehicle:	Department:	Amount: (Pre-Bid Contract)	Account:
2023 Ford F-450 4x4 (Chassis Only)	Public Works	$53,877.00 each $107,754.00 total (Macomb County: 21-18)	Major Streets: 202-18.479-970 Local Streets: 203-18.479-970 Water / Sewer: 592-18.538-970
2023 Ford F-450 4x4 (Vehicle Upfitting)	Public Works	$53,285.00 each $106,570.00 total (Rochester Hills: RFP-RH-20-023)	Major Streets: 202-18.479-970 Local Streets: 203-18.479-970 Water / Sewer: 592-18.538-970

Roll Call Vote: Yes: Edgar, Radner, Whitehead
No: None
Absent: McClellan, Burns

MOTION DECLARED ADOPTED

CALL TO THE AUDIENCE:

Ken Sherman, 23840 Jerome, suggested the city consider providing charging stations and encouraged city council members to attend their assigned board /commission meetings.

Barbara Stone, 20821 Gardner, expressed concerns about a vacant home at 21350 Gardner and a large dog chained in her neighborhood.

Edward Howard, 21630 Kipling, asked about the completion date for the Northend construction and also expressed concerns about the deer population in the city.

ADJOURNMENT:

There being no further business to come before the City Council, Mayor ProTem Edgar adjourned the meeting at 7:39 P.M.

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T. Edwin Norris, City Clerk Julie Edgar, Mayor ProTem