



**CITY OF OAK PARK, MICHIGAN
REGULAR COUNCIL MEETING OF THE
38th OAK PARK CITY COUNCIL
August 17, 2020
7:00 PM**

MINUTES

Mayor McClellan called the virtual meeting to order at 7:00 p.m. Oak Park City Hall, 14000 Oak Park Boulevard, Oak Park, MI 48237. (248) 691-7544.

PRESENT: Mayor McClellan, Mayor Pro Tem Burns, Council Member Radner,
Council Member Weiss, Council Member Edgar

ABSENT: None

OTHERS

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

APPROVAL OF AGENDA:

**CM-08-232-20 (AGENDA ITEM #3) ADOPTION OF THE AGENDA AS
AMENDED – APPROVED**

Motion by Weiss, seconded by Radner, CARRIED UNANIMOUSLY, to approve the agenda with the following addition:

- Item #6 – Presentation by Judge Friedman Appel

Voice Vote:	Yes:	McClellan, Burns, Weiss, Radner, Edgar
	No:	None
	Absent:	None

MOTION DECLARED ADOPTED

CONSENT AGENDA:

CM-08-233-20 (AGENDA ITEM #5A-F) CONSENT AGENDA - APPROVED

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

- A. Regular Council Meeting Minutes of August 3, 2020 **CM-08-234-20**
- B. Special Council Meeting Minutes of August 3, 2020 **CM-08-235-20**
- C. Request to approve Change Order No. 1 for the amount of (\$32,909.54) and Payment Application No. 2 for the amount of \$98,070.97 to Z Contractors of Shelby Township, MI. for the 2019 Bridge Enhancement Project, M-670 **CM-08-236-20**
- D. Request to declare the listed vehicles surplus and sold by sealed bid, public auction, or disposal at the lowest expense to the City in accordance with City policy **CM-08-237-20**
- E. Parks and Recreation Commission Meeting Minutes of June 17, 2020 **CM-08-238-20**
- F. Licenses New and Renewals submitted for August 17, 2020 **CM-08-239-20**

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

MOTION DECLARED ADOPTED

RECOGNITION OF VISITING ELECTED OFFICIALS: None

SPECIAL RECOGNITION/PRESENTATIONS:

Judge Friedman Appel presented information regarding court activities during the pandemic and a special eviction diversion program.

PUBLIC HEARINGS: None

COMMUNICATIONS: None

SPECIAL LICENSES:

CM-08-240-20 (AGENDA ITEM #9A) SPECIAL EVENT REQUEST – ALBANY STREET BLOCK PARTY – APPROVED

Motion by Radner, seconded by Edgar, CARRIED, to approve the following Special Event request subject to all departmental approvals:

Name	Event	Fee
Shantal Hanna 10450 Albany St.	Albany Street Block Party August 30, 2020 10:00 a.m. – 8:00 p.m.	Application fee waived

Voice Vote: Yes: McClellan, Weiss, Radner, Edgar
 No: Burns
 Absent: None

MOTION DECLARED ADOPTED

CM-08-241-20 (AGENDA ITEM #9A) SPECIAL EVENT REQUEST – STREET CORNER MUSIC, LTD – APPROVED

Motion by Weiss, seconded by Radner, CARRIED, to approve the following Special Event request subject to all departmental approvals:

Name	Event	Fee
Street Corner Music, LTD 26020 Greenfield	Albany Street Block Party August 29, 2020 9:00 a.m. – 7:00 p.m.	Application fee paid

Voice Vote: Yes: McClellan, Weiss, Radner, Edgar
 No: Burns
 Absent: None

MOTION DECLARED ADOPTED

ACCOUNTING REPORTS:

CM-08-242-20 (AGENDA ITEM #10A) APPROVAL FOR PAYMENT OF INVOICES SUBMITTED BY GARAN, LUCOW, MILLER, P.C. FOR LEGAL SERVICES IN THE TOTAL AMOUNT OF \$12,667.04 - APPROVED

Motion by Radner seconded by Burns, CARRIED UNANIMOUSLY, to approve payment of invoices #543178, #543179 and #543180 by Garan, Lucow, Miller P.C., for legal services rendered through July 31, 2020 in the total amount of \$12,667.04.

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

MOTION DECLARED ADOPTED

BIDS: None

ORDINANCES:

CM-08-243-20 (AGENDA ITEM #12A) FIRST READING OF AN ORDINANCE TO AMEND SECTION 14-2, CHARGE OR CUSTODY OF ANIMALS, AND ADD SECTION 14-6, HUMANE ACQUISITION, OF CHAPTER 14, ARTICLE I, OF THE CODE OF ORDINANCES, CITY OF OAK PARK - APPROVED

Motion by Weiss, seconded by Edgar, CARRIED UNANIMOUSLY, to approve the first reading of an ordinance to amend Section 14-2, Charge or Custody of Animals, and add Section 14-6, Humane Acquisition, of Chapter 14, Article I, of the Code of Ordinances, City of Oak Park.

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

MOTION DECLARED ADOPTED

CM-08-244-20 (AGENDA ITEM #12B) FIRST READING OF AN ORDINANCE TO AMEND SECTION 14-5, AND ADD SECTIONS 14-7, CHAPTER 14, ARTICLE I, DOMESTIC CHICKENS PILOT PROGRAM, OF THE CODE OF ORDINANCES, CITY OF OAK PARK - APPROVED

Motion by Radner, seconded by Edgar, CARRIED, to approve the first reading of an ordinance to amend Section 14-5, and add Sections 14-7, Chapter 14, Article I, Domestic Chickens Pilot Program, of the Code of Ordinances, City of Oak Park.

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

MOTION DECLARED ADOPTED

CM-08-245-20 (AGENDA ITEM #12C) FIRST READING OF AN ORDINANCE TO AMEND SECTION 14-26 AND SECTION 14-29, AND ADD SECTIONS 14-33 AND 14-34, CHAPTER 14, ARTICLE II, DANGEROUS ANIMALS, OF THE CODE OF ORDINANCES, CITY OF OAK PARK - APPROVED

Motion by Radner, seconded by Edgar, CARRIED UNANIMOUSLY, to approve the first reading of an ordinance to amend Section 14-26 and Section 14-29, and add Sections 14-33 and 14-34, Chapter 14, Article II, Dangerous Animals, of the Code of Ordinances, City of Oak Park.

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

MOTION DECLARED ADOPTED

CM-08-246-20 (AGENDA ITEM #12D) FIRST READING OF AN ORDINANCE TO AMEND SECTION 14-49, FEES, CHAPTER 14, ARTICLE II, DIVISION 2, LICENSE, OF THE CODE OF ORDINANCES, CITY OF OAK PARK - APPROVED

Motion by Radner, seconded by Burns, to approve the first reading of an ordinance to amend Section 14-49, Fees, Chapter 14, Article II, Division 2, License, of the Code of Ordinances, City Of Oak Park.

Motion by Weiss, seconded by Edgar, CARRIED UNANIMOUSLY, to amend the ordinance to include "or cat" in Section 14-49 (a)(4) which allows temporary foster cats to qualify for a waiver of licensing fees.

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

The amended first reading of the ordinance to amend Section 14-49, Fees, Chapter 14, Article II, Division 2, License, of the Code of Ordinances, City Of Oak Park was approved with the following vote:

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

MOTION DECLARED ADOPTED

CM-08-247-20 (AGENDA ITEM #12E) FIRST READING OF AN ORDINANCE TO AMEND SECTION 14-54, KENNEL LICENSES, AND ADD SECTION 14-55, VIOLATIONS, CHAPTER 14, ARTICLE II, DIVISION 2, LICENSE, OF THE CODE OF ORDINANCES, CITY OF OAK PARK - APPROVED

Motion by Burns, seconded by Radner, CARRIED UNANIMOUSLY, to approve the first reading of an ordinance to amend Section 14-54, Kennel Licenses, and add Section 14-55, Violations, Chapter 14, Article II, Division 2, License, of the Code of Ordinances, City of Oak Park.

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

MOTION DECLARED ADOPTED

CITY ATTORNEY: No report

CITY MANAGER:

Administration

(AGENDA ITEM #14A) MOGo Update. City Manager Tungate provided an update on the MoGo bike share program, and reported that of the five participating communities, Oak Park has the top two stations with the highest ridership.

CM-08-248-20 (AGENDA ITEM #14B) REQUEST TO APPROVE A RETIREMENT AND CONSULTING AGREEMENT WITH VICKY BROOKS - APPROVED

Motion by Burns, seconded by Weiss, CARRIED UNANIMOUSLY, to approve a Retirement and Consulting Agreement with Vicky Brooks.

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

MOTION DECLARED ADOPTED

City Clerk

(AGENDA ITEM #14B) Resolution scheduling the 2021 Regular City Council Meeting dates.

There was a general agreement that the proposed dates should be reviewed for conflicts with religious holidays and to consider the resolution at the next meeting.

CM-08-249-20 (AGENDA ITEM #14B) REQUEST TO RESCHEDULE THE NOVEMBER 2, 2020 REGULAR CITY COUNCIL MEETING - APPROVED

Motion by Burns, seconded by Weiss, CARRIED UNANIMOUSLY, to reschedule the November 2, 2020 City Council meeting to Tuesday, November 10, 2020.

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

MOTION DECLARED ADOPTED

Public Safety

CM-08-250-20 (AGENDA ITEM #14E) REQUEST TO ALLOW OFFICER DONALD HOFFMAN TO PARTICIPATE AS A MEMBER OF THE OAKLAND COUNTY SHERIFF'S SWAT TEAM - APPROVED

Motion by Burns, seconded by Edgar, CARRIED UNANIMOUSLY, to allow Officer Donald Hoffman to participate as a member of the Oakland County Sheriff's SWAT Team.

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

MOTION DECLARED ADOPTED

Department of Public Works

CM-08-251-20 (AGENDA ITEM #14F) REQUEST TO AUTHORIZE THE PUBLIC WORKS DEPARTMENT TO PARTICIPATE IN THE STATE OF MICHIGAN (MIDEAL) AND MACOMB COUNTY PRE-BID CONTRACTS FOR THE PURCHASE OF THREE VEHICLES TOTALING \$271,341.28 - APPROVED

Motion by Burns, seconded by Weiss, CARRIED UNANIMOUSLY, to authorize the Public Works Department to participate in the State of Michigan (MiDeal) and Macomb County pre-bid contracts for the purchase of the following vehicles totaling \$271,341.28:

Vehicle:	Department:	Amount: (Pre-Bid Contract)	Account:
John Deere 544L High Lift Wheel Loader	Public Works	Total Cost: \$183,195.08 (\$195,000 budgeted) (MiDeal Contract #071B7700090)	<u>Major Streets:</u> 202-18.479-970 <u>Local Streets:</u> 203-18.479-970 <u>Water / Sewer:</u> 592-18.550-970
Bandit 250XP Brush Chipper	Public Works	Total Cost: \$54,606.20 (\$70,000 budgeted) (MiDeal Contract #171-190000000302)	<u>Major Streets:</u> 202-18.479-970 <u>Local Streets:</u> 203-18.479-970

2021 Ford Explorer 4WD	Public Safety	Total Cost: \$33,540 (\$31,000 budgeted) (Macomb County #21-18) and (MiDeal Contract #071B7700180)	<u>Motor Pool:</u> 654-18.875.970 101-17-345-864
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Roll Call Vote: Yes: McClellan, Burns, Weiss, Edgar
 No: None
 Absent: Radner

MOTION DECLARED ADOPTED

(AGENDA ITEM #14G) City Manager Tungate introduced Human Resources Director Megan Burke.

CALL TO THE AUDIENCE:

Kenneth Sherman, expressed concerns about recent water main breaks and thanked the Public Safety Department for addressing the speeding issue on Jerome Street.

Deb Maltz provided additional information regarding the Eviction Diversion Program and encouraged anyone interested to contact communityhousingnetwork.org.

CALL TO THE COUNCIL:

Mayor Pro Tem Burns thanked everyone for watching and encouraged them to be safe.

Council Member Edgar wished everyone a good night.

Council Member Weiss thanked everyone who supported her in the Primary Election for the 27th House District and to participate in the 2020 Census.

Mayor McClellan congratulated winners of the August 4, 2020 Primary Election. She reminded everyone about the upcoming November General Election and to consider applying to work as a Precinct Election Inspector. She also reported on recent activity of Boards and Commissions.

ADJOURNMENT:

There being no further business to come before the City Council, Mayor McClellan adjourned the meeting at 9:00 P.M.

T. Edwin Norris, City Clerk

Marian McClellan, Mayor