

Oak Park City Council Agenda

June 19, 2017





AGENDA
REGULAR CITY COUNCIL MEETING
36th CITY COUNCIL
OAK PARK, MICHIGAN
June 19, 2017
7:00 PM

1. CALL TO ORDER

2. PLEDGE OF ALLEGIANCE

3. ROLL CALL

4. APPROVAL OF AGENDA

5. CONSENT AGENDA

The following routine items are presented for City Council approval without discussion, as a single agenda item. Should any Council Member wish to discuss or disapprove any item it must be dropped from the blanket motion of approval and considered as a separate item.

- A. Regular Council Meeting Minutes of June 5, 2017
- B. Special Council Meeting Minutes of June 5, 2017
- C. Planning Commission Meeting Minutes of May 8, 2017
- D. Payment No. 1 for the 2017 Roof Replacement Project, M-665 to Schreiber Corp. in the amount of \$149,270.00
- E. Payment Application No. 2 to Florence Cement Company of Shelby Township, MI for the 2017 Granzon Avenue Reconstruction Project, M-650, for the total amount of \$224,935.52
- F. Request to advertise for bids for the 2017 Miscellaneous Sewer Repair Project, M-671
- G. Payment Application No. 1 for the 2017 Water Main Replacement Project, M-649, to Aielli Construction Co., Inc. in the amount of \$166,171.28
- H. Resolution designating Finance Director Sandra Crawford and Deputy Finance Director Jamen Winters as authorized agents to perform investment activities with Comerica Bank/Securities
- I. Licenses - New and Renewals as submitted for June 19, 2017

6. RECOGNITION OF VISITING ELECTED OFFICIALS

7. SPECIAL RECOGNITION/PRESENTATIONS:

- A. Certificate of Appreciation presented to Reatha Richmond, Beautification Commission
- B. Citations for Achievement presented by Public Safety Director Steve Cooper

8. PUBLIC HEARINGS: None

9. COMMUNICATIONS: None

10. SPECIAL LICENSES:

- A. Request for a Special Event License and waiver of fees submitted by Mark Phillips, 13670 Nadine, for the Annual Nadine Block Party to be held on August 5, 2017
- B. Request for a Special Event License and waiver of fees submitted by Laura Wicke, 23467 Forest, for the Annual Forest Block Party to be held on August 19, 2017

11. ACCOUNTING REPORTS:

- A. Approval for payment of an invoice submitted by Howard L. Shifman, P.C., for legal services retainer for July 1, 2017 thru September 30, 2017 in the total amount of \$15,000.00
- B. Approval for payment of an invoice submitted by Secrest, Wardle, Lynch, Hampton, Truex & Morley for legal services in the amount of \$2,528.00

12. **BIDS:** None

13. **ORDINANCES:**

- A. Second reading and adoption of an ordinance to amend Chapter 82, Utilities, of the Code of Ordinances of the City of Oak Park, Michigan, by amending Section 82-313 thereof
- B. Second reading and adoption of an ordinance to amend Chapter 62, Solid Waste, of the Code of Ordinances of the City of Oak Park, Michigan, by amending Section 62-92 thereof
- C. Second reading and adoption of an ordinance to amend Section 802, Special Land Uses, of Article VIII, B-2, General Business Districts, Section 901, Permitted Uses and Section 902, Special Land Uses of Article IX, LI, Light Industrial Districts, and Section 1917, Vehicle Dealers, of Article XIX, Special Land Uses, Appendix A, Zoning, of the Code of Ordinances of the City of Oak Park, Michigan
- D. Second reading and adoption of an ordinance to amend Section 1925, Outdoor Storage Yards of Article XIX, Special Land Uses, Appendix A, Zoning, of the Code of Ordinances of the City of Oak Park, Michigan
- E. Second reading and adoption of an ordinance to repeal Article III, Boards and Commissions, Division 6, Cable Television Advisory Commission, of Chapter 2, Administration, of the Code of Ordinances of the City of Oak Park as the Commission functions have been transitioned to the City's Community and Economic Development Department
- F. Second reading and adoption of an ordinance to repeal Article II, Emergency Services Council, of Chapter 34, Emergency Services, of the Code of Ordinances of the City of Oak Park as the Council functions are now regulated by State and Federal emergency management services
- G. Second reading and adoption of an ordinance to amend Article V, Additional Boards and Commissions, Chapter 2, Administration, of the Code of Ordinances of the City of Oak Park by amending Division 1, Recycling and Environmental Conservation Commission, Sec. 2-602 thereof, thereby reducing the number of members on the Recycling and Environmental Conservation Commission
- H. Second reading and adoption of an ordinance to amend Article III, Boards and Commissions, Chapter 2, Administration, of the Code of Ordinances of the City of Oak Park by amending Division 4, Beautification Advisory Commission, Sec. 2-292 thereof, thereby reducing the number of members on the Beautification Advisory Commission and adding Sec. 2-302, thereby defining a quorum and majority of the Commission
- I. Second reading and adoption of an ordinance to amend Article III, Boards and Commissions, Chapter 2, Administration, of the Code of Ordinances of the City of Oak Park by amending Division 8, Ethnic Advisory Commission, thereof, to create the Arts and Cultural Diversity Commission which combines the Ethnic Advisory Commission with the Arts and Cultural Commission
- J. Second reading and adoption of an ordinance to repeal Article V, Additional Boards and Commissions, Division 2, Independence Day Commission, of Chapter 2, Administration, of the Code of Ordinances of the City of Oak Park as the commission has been combined with the former Recreation Advisory Board to create the Parks and Recreation Commission
- K. Second reading and adoption of an ordinance to repeal Article II, Recreation Advisory Board, of Chapter 54, Parks and Recreation, of the Code of Ordinances of the City of Oak Park as the board has been combined with the former Independence Day Commission to create the Parks and Recreation Commission
- L. Second reading and adoption of an ordinance to amend Chapter 2, Administration, Article III, Boards and Commissions, by adding a new Division 3, Parks and Recreation Commission, which combines the former Recreation Advisory Board with the former Independence Day Commission
- M. Second reading and adoption of an ordinance to amend Article III, Boards and Commissions, Chapter 2, Administration, of the Code of Ordinances of the City of Oak Park by amending Division 1, Generally, Sec. 2-244 thereof, thereby identifying the Boards and Commissions subject to the terms set forth in the ordinance

14. CITY ATTORNEY

15. CITY MANAGER:

Administration

- A. Request to move the July 3, 2017 Regular City Council Meeting to July 5, 2017
- B. Appointments to Boards and Commissions

Finance

- C. Receive and file the Quarterly Investment Report for period ending March 31, 2017
- D. Receive and file the Quarterly Financial Report for period ending March 31, 2017

Economic Development and Communications

- E. Request to accept the recommendation of the Planning Commission to rezone a 0.746 acre portion of the southeast corner of Lessenger Park, from R-1, One-Family Dwelling District to LI, Light Industrial District and to approve the first reading of an ordinance to amend the City's Official Zoning District Map
- F. Resolution approving the sale of city owned properties at 14011 Ten Mile Road and 10130 Albany
- G. Resolution approving the sale of tax foreclosed properties to Global Realty and REALTEAM Real Estate
- H. Dr. Pepper Snapple Group Recycling Grant

16. CALL TO THE AUDIENCE

Each speaker's remarks are a matter of public record; the speaker, alone, is responsible for his or her comments and the City of Oak Park does not, by permitting such remarks, support, endorse or accept the content, thereof, as being true or accurate. "Any person while being heard at a City Council Meeting may be called to order by the Chair, or any Council Member for failure to be germane to the business of the City, vulgarity, or personal attacks on persons or institutions." There is a three minute time limit per speaker.

17. CALL TO THE COUNCIL

18. ADJOURNMENT

The City of Oak Park will comply with the spirit and intent of the American with Disabilities Act. We will provide support and make reasonable accommodations to assist people with disabilities to access and participate in our programs, facilities and services. Accommodations to participate at a Council Meeting will be made with 7-day prior notice.



**CITY OF OAK PARK, MICHIGAN
REGULAR COUNCIL MEETING OF THE
36th OAK PARK CITY COUNCIL**

**June 5, 2017
7:00 PM**

MINUTES

The meeting was called to order at 7:00 PM by Mayor McClellan in the Council Chambers of City Hall located at 14000 Oak Park Boulevard, Oak Park, MI 48237. (248) 691-7544.

PRESENT: Mayor McClellan, Mayor Pro Tem Burns, Council Member Rich, Council Member Speech, Council Member Radner

ABSENT: None

OTHERS

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

APPROVAL OF AGENDA:

CM-06-215-17 (AGENDA ITEM #4) ADOPTION OF THE AGENDA AS AMENDED – APPROVED

Motion by Radner, seconded by Burns, CARRIED UNANIMOUSLY, to approve the agenda with the following changes:

- Item #7B - Certificate of Appreciation Presentation - Postponed to the next regular council meeting.
- Item #15H - Addition to the agenda – Resolutions to approve the purchase and sale of foreclosed property.

Voice Vote:	Yes:	McClellan, Burns, Rich, Speech, Radner
	No:	None
	Absent:	None

MOTION DECLARED ADOPTED

CONSENT AGENDA:

CM-06-216-17 (AGENDA ITEM #5A-G) CONSENT AGENDA - APPROVED

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

- A. Regular Council Meeting Minutes of May 15, 2017 **CM-06-217-17**
- B. Beautification Advisory Commission Meeting Minutes of April 18, 2017 **CM-06-218-17**
- C. Request to appoint Rocco Fortura as the representative and Kevin Yee as the alternate representative to the SOCCRA Board for the fiscal year beginning July 1, 2017 **CM-06-219-17**
- D. Zoning Board of Appeals Meeting Minutes of August 23, 2016 **CM-06-220-17**

- E. Recreation Advisory Board Meeting Minutes of May 17, 2017 **CM-06-221-17**
- F. Payment Application No. 1 for the 2017 Joint and Crack Sealing Project, M-651
CM-06-222-17
- G. Licenses - New and Renewals as submitted for June 5, 2017 **CM-06-223-17**

**MERCHANT'S LICENSES – June 5, 2017
(Subject to All Departmental Approvals)**

<u>NEW MERCHANT</u>	<u>ADDRESS</u>	<u>FEE</u>	<u>BUSINESS TYPE</u>
Legit Ink	21700 Greenfield	\$150	Tattoo Shop
<u>RENEWALS</u>	<u>ADDRESS</u>	<u>FEE</u>	<u>BUSINESS TYPE</u>
Closeouts RR Us Inc	13240 Capital B	\$225	Wholesale
Michigan Wholesale Mart	21350 Coolidge	\$675	Wholesale Market
Glory Supermarket	22150 Coolidge	\$150	Market
CVS Pharmacy #8106	23001 Coolidge	\$225	Retail
Sassy Nails	24750 Coolidge	\$225	Salon
Artistry of Hair	25661 Coolidge	\$150	Salon
Congregation Aish Hatorah	25725 Coolidge	\$150	Religious use
Star Factory Artist Development	13650 Eight Mile	\$150	Music Studio
Pennzoil 10 Minute Oil Change	13601 Eleven Mile	\$225	Automotive
Emaginations	21700 Greenfield 123	\$225	Salon
Dtown Grillz	21700 Greenfield 348	\$225	Retail
Michigan Ambulatory Center	22000 Greenfield	\$150	Medical
Front Page Deli	24810 Greenfield	\$150	Restaurant
Book Beat	26010 Greenfield	\$225	Book store
Bread Basket Deli Inc	26052 Greenfield	\$225	Restaurant
Alliance A/C & Heating	20800 Hubbell	\$150	HVAC
Sandler Chiropractic	15400 Lincoln 3	\$150	Medical
Tai Fai Restaurant	8505 Nine Mile	\$225	Restaurant
The Look-A Salon	8531 Nine Mile	\$225	Salon
Universal Stained Glass Design	8550 Nine Mile	\$225	Studio
Impact Media Construction	8558 Nine Mile	\$150	Construction
Community Ctr. Classes Offices	10780 Nine Mile	\$150	
On Point Hair Designs	13721 Nine Mile	\$225	Salon

Voice Vote: Yes: McClellan, Burns, Rich, Speech, Radner
 No: None
 Absent: None

MOTION DECLARED ADOPTED

RECOGNITION OF VISITING ELECTED OFFICIALS: None

SPECIAL RECOGNITION/PRESENTATIONS:

(AGENDA ITEM #7A) Mayor McClellan presented a proclamation to owner and director Lynne Master of the Learning Disabilities Clinic recognizing that she has been in business 50 years.

(AGENDA ITEM #7B) Certificate of Appreciation - Reatha Richmond, Beautification Commission. Item postponed to the next regular city council meeting.

PUBLIC HEARINGS:

(AGENDA ITEM #8A) Public Hearing to hear citizen comments regarding a request to split parcel 52-25-32-176-025 (Lessenger Park) into two parcels per the survey, contingent upon the final review and approval of the Oakland County Property Description Division.

Mayor McClellan opened the Public Hearing at 7:10 PM. The public hearing was immediately closed as there were no members of the public wishing to speak.

CM-06-224-17 (AGENDA ITEM #8A) REQUEST TO SPLIT PARCEL 52-25-32-176-025 (LESSENGER PARK) INTO TWO PARCELS PER THE SURVEY, CONTINGENT UPON THE FINAL REVIEW AND APPROVAL OF THE OAKLAND COUNTY PROPERTY DESCRIPTION DIVISION - APPROVED

Motion by Speech, seconded by Radner, CARRIED UNANIMOUSLY, to approve the request to split parcel 52-25-32-176-025 (Lessenger Park) into two parcels per the survey, contingent upon the final review and approval of the Oakland County Property Description Division.

Roll Call Vote: Yes: McClellan, Burns, Rich, Speech, Radner
 No: None
 Absent: None

MOTION DECLARED ADOPTED

COMMUNICATIONS: None

SPECIAL LICENSES:

CM-06-225-17 (AGENDA ITEM #10A) SPECIAL EVENT REQUEST – GRADUATION PARTY, 8611 TROY, STREET CLOSURE MEADOWBROOK – APPROVED

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

Name	Event	Fee
Janelle Smith 8611 Troy	Graduation Party – Street Closure Meadowbrook June 24, 2017 12:00 AM – 12:00 PM	App fee \$100

Roll Call Vote: Yes: McClellan, Burns, Rich, Radner, Speech
 No: None
 Absent: None

MOTION DECLARED ADOPTED

CM-06-226-17 (AGENDA ITEM #10B) SPECIAL EVENT REQUEST - EAST OAK PARK NEIGHBORHOOD ASSOC. - ANNUAL PICNIC - APPROVED

Motion by Speech, seconded by Burns, CARRIED UNANIMOUSLY, to approve the following Special Event request subject to all departmental approvals:

Name	Event	Fee
East Oak Park Neighborhood Assoc.	Annual Picnic – Best Park July 22, 2017 10:30 AM – 4:00 PM	Fees waived

Roll Call Vote: Yes: McClellan, Burns, Rich, Radner, Speech
 No: None
 Absent: None

MOTION DECLARED ADOPTED

CM-06-227-17 (AGENDA ITEM #10C) SPECIAL EVENT REQUEST - RECREATION DEPARTMENT – SUMMERFEST AND BBQ BATTLE - APPROVED

Motion by Burns, seconded by Speech, CARRIED UNANIMOUSLY, to approve the following Special Event request subject to all departmental approvals:

Name	Event	Fee
Oak Park Recreation Department	Summerfest and BBQ Battle – July 29, 2017 Com. Ctr. & Shepherd Pk. 6:00 AM – 8:30 PM	Fees waived

Roll Call Vote: Yes: McClellan, Burns, Rich, Radner, Speech
 No: None
 Absent: None

MOTION DECLARED ADOPTED

ACCOUNTING REPORTS:

CM-06-228-17 (AGENDA ITEM #11A) APPROVAL FOR PAYMENT OF INVOICES SUBMITTED BY SECREST, WARDLE, HAMPTON, TRUEX & MORLEY FOR LEGAL SERVICES IN THE TOTAL AMOUNT OF \$9,293.25 - APPROVED

Motion by Speech, seconded by Burns, CARRIED UNANIMOUSLY, to approve payment of invoice #1308742, for legal services rendered through April 30, 2017 in the total amount of \$9,293.25.

Roll Call Vote: Yes: McClellan, Burns, Radner, Rich, Speech
 No: None
 Absent: None

MOTION DECLARED ADOPTED

CM-06-229-17 (AGENDA ITEM #11B) APPROVAL FOR PAYMENT OF INVOICES SUBMITTED BY GARAN, LUCOW, MILLER, P.C. FOR LEGAL SERVICES IN THE TOTAL AMOUNT OF \$13,881.45 - APPROVED

Motion by Speech, seconded by Burns, CARRIED UNANIMOUSLY, to approve payment of invoices #477290, #477291 and #477292 by Garan, Lucow, Miller P.C., for legal services rendered through April 30, 2017 in the total amount of \$13,881.45.

Roll Call Vote:	Yes:	McClellan, Burns, Radner, Rich, Speech
	No:	None
	Absent:	None

MOTION DECLARED ADOPTED

BIDS:

CM-06-230-17 (AGENDA ITEM #12A) BID AWARD FOR THE 2017 JANITORIAL SERVICES CONTRACT, M-663, TO H & K JANITORIAL SERVICE, INC. OF REDFORD, MI FOR THE NOT TO EXCEED AMOUNT OF \$150,000.00 ANNUALLY - APPROVED

Motion by Burns, seconded by Speech, CARRIED UNANIMOUSLY, to award the bid for the 2017 Janitorial Services Contract, M-663, to H & K Janitorial Service, Inc. of Redford, MI for the not to exceed amount of \$150,000.00 annually.

Roll Call Vote:	Yes:	McClellan, Burns, Radner, Rich, Speech
	No:	None
	Absent:	None

MOTION DECLARED ADOPTED

Assistant City Manager Yee reported the request to bid the 2017 Janitorial Services Contract, M-662 was approved at the November 21, 2016 regular meeting of the Oak Park City Council (CM-11-388-16). The project was advertised and 11 contractors viewed the documents. On May 8, 2017, four (4) bids were received and opened. The low bidder, Kristel Group, submitted a bid of \$126,140.00. They are the current janitorial vendor and have not performed satisfactorily, even after having deficiencies pointed out. The second low bidder, H & K Janitorial Services, Inc. of Redford, MI submitted a bid of \$155,756.00. References were checked and all had positive responses. The project as bid is \$5,756 above the budgeted amount, however the city has the option of deleting some quantities to keep it below the budgeted amount.

ORDINANCES:

CM-06-231-17 (AGENDA ITEM #13A) SECOND READING AND ADOPTION OF AN ORDINANCE TO AMEND ARTICLE IV, FINANCE, CHAPTER 2, ADMINISTRATION, OF THE CODE OF ORDINANCES OF THE CITY OF OAK PARK BY AMENDING DIVISION 2, PURCHASES, THEREOF, THEREBY SPECIFYING COMPETITIVE SEALED BIDDING REQUIREMENTS FOR PURCHASES IN EXCESS OF

**\$25,000; EXCEPTIONS TO COMPETITIVE SEALED BIDDING;
PROCESS FOR SALE OR LEASE OF REAL ESTATE; AND
PROCEDURE FOR BIDS ON CITY OWNED PERSONAL
PROPERTY - APPROVED**

Motion by Speech, Seconded by Burns, CARRIED UNANIMOUSLY, to approve the second reading and adopt the following ordinance:

CITY OF OAK PARK, MICHIGAN

AN ORDINANCE TO AMEND ARTICLE IV, FINANCE, CHAPTER 2, ADMINISTRATION, OF THE CODE OF ORDINANCES OF THE CITY OF OAK PARK BY AMENDING DIVISION 2, PURCHASES, THEREOF, THEREBY SPECIFYING COMPETITIVE SEALED BIDDING REQUIREMENTS FOR PURCHASES IN EXCESS OF \$25,000; EXCEPTIONS TO COMPETITIVE SEALED BIDDING; PROCESS FOR SALE OR LEASE OF REAL ESTATE; AND PROCEDURE FOR BIDS ON CITY OWNED PERSONAL PROPERTY.

THE CITY OF OAK PARK ORDAINS:

SECTION 1. Division 2, Purchases, of Article IV, Finance, of Chapter 2, Administration, of the Code of Ordinances of the City of Oak Park is hereby amended to read as follows:

Sec. 2-378. - 2-378- Purchases or contracts over \$25,000; competitive sealed bidding required for purchases in excess of \$25,000.00

Any purchase of materials, supplies, equipment, or contract for public improvement or construction project, or any other agreement obligating the city, where the amount of the city's obligation is in excess of \$25,000.00, shall be in accordance with the procedures set forth in this section, except as provided in this article. The city council shall approve any solicitation for sealed bids in excess of \$25,000.00 unless otherwise provided for by law, the Charter, or the provisions of city ordinance or Code, except that the city manager is authorized to sign all contracts and agreements for amounts less than \$25,000.00 (twenty-five thousand dollars). Where any contract for purchases involves an expenditure of twenty-five thousand dollars (\$25,000.00) or more, and competitive bidding is required under Sections 13.1 and 13.2 of the City Charter, the bidding procedure shall be in accordance with the purchasing provisions established by this ordinance section and the purchasing rules adopted by the City Manager.

Sec. 2-379. - 2-379 –Exceptions to competitive sealed bidding

Notwithstanding the requirements of section 2-378, competitive sealed bidding shall not be required for the following purchases or expenditures:

- (1) Small purchases, pursuant to section 2-377
- (2) When the contract or agreement is for an emergency purchase in accordance with section 2-380
- (3) When the City Manager certifies in writing to the council that the materials, supplies or public improvements needed to best serve the interests of the city are available from only a single vendor, supplier, or contractor, the council may authorize the execution of a contract, in accordance with section 2-381.
- (4) A contract for professional services, in accordance with section 2-382
- (5) Where the city council shall determine by unanimous resolution of those present at the meeting, that the public interest will be best served by joint purchase with, or purchase from, another unit of government, the council may authorize the execution of a contract without competitive bidding.

- (6) City purchase of real estate, either by condemnation or by direct negotiation, as governed by 2-383
- (7) City sale of real property acquired by the city through tax reversion.
- (8) City sale of real property that is no longer needed for corporate or public purposes.

Sec. 2-397. - 2-397- Sale or lease of real estate

(a) Whenever city real estate is no longer required for corporate or public purposes, except any park cemetery, or part thereof, except where a park is no longer required under an official master plan, such real estate may be sold or leased upon the affirmative vote of four or more members of the city council. The city may sell or lease city-owned real property using one or more of the following methods: Public auction, negotiated sale, listing with real estate broker pursuant to guidelines established by the city manager, solicitation of sealed bids pursuant to subsection 2-378(2), or request for proposals pursuant to section 2-384. In all cases, the City Manager may develop, pursuant to Section 13.1 of the Charter, the disposition strategies, policies, and procedures to facilitate the sale of city-owned real estate.

(b) When the city manager determines that it is in the best interests of the city, real property acquired by the city through tax reversion may be disposed of by one, or a combination of more than one, of the following methods as determined appropriate by the city manager on a case by case basis: Listing with real estate broker; solicitation of sealed bids, pursuant to subsection 2-378(2); negotiated sale; or request for proposals, pursuant to section 2-384. The city manager shall submit the offer which he or she deems to be in the best interests of the city, together with his or her recommendation, to the city council for action.

(c) This section shall not apply to real estate purchased pursuant to a United States Department of Housing and Urban Development program

Sec. 2-399. - 2-399 – Bids on city owned personal property

- (a) In the sale or lease of city personal property, the city council shall accept, if it decides to accept any bids, the bid which in its opinion, is the most advantageous to the city, and it shall have the right to reject the highest bid if, in the opinion of the council, the public interest would be best served by accepting a lower or different bid.
- (b) No person who is an employee of the city, or has been an employee of the city within the previous 12 months, or who is a family member of a person who is a city employee or who has been a city employee within the prior 12 months, shall be eligible to submit a bid for the purchase of city personal property.

SECTION 2. Severability.

No other portion, paragraph or phrase of the Code of Ordinances of the City of Oak Park shall be affected by this ordinance, except as to the above section and in the event any portion, section or subsection of this ordinance shall be held invalid for any reason, such invalidation shall not be construed to affect the validity of any other part or portion of this ordinance or of the Code of Ordinances of the City of Oak Park.

SECTION 3. Effective Date.

This ordinance shall become effective ten (10) days from the date of its passage and shall be published as required by the Charter of the City of Oak Park.

Roll Call Vote:	Yes:	McClellan, Burns, Radner, Rich, Speech
	No:	None

Absent: None

MOTION DECLARED ADOPTED

CM-06-232-17 (AGENDA ITEM #13B) FIRST READING OF AN ORDINANCE TO AMEND CHAPTER 82, UTILITIES, OF THE CODE OF ORDINANCES OF THE CITY OF OAK PARK, MICHIGAN, BY AMENDING SECTION 82-313 THEREOF - APPROVED

Motion by Burns, Seconded by Radner, CARRIED UNANIMOUSLY, to approve the first reading of an ordinance to amend Chapter 82, Utilities, of the Code of Ordinances of the City of Oak Park, Michigan, by amending Section 82-313 thereof.

**CITY OF OAK PARK
OAKLAND COUNTY, MICHIGAN**

AN ORDINANCE TO AMEND CHAPTER 82, UTILITIES, OF THE CODE OF ORDINANCES OF THE CITY OF OAK PARK, MICHIGAN, BY AMENDING SECTION 82-313 THEREOF.

THE CITY OF OAK PARK ORDAINS:

SECTION 1. Section 82.313 of Chapter 82, Utilities, of Article V. Rates and Charges, of the Code of Ordinances of the City of Oak Park is hereby amended to read as follows:

Section 82-313. Determination.

(a) *Generally.* The rates and charges to be imposed for the consumption and use of water and sewer services furnished by the city shall be determined by ordinance by the city council from time to time and kept on file in the office of the city clerk.

(b) *Enumeration.* The rates and charges for consumption and use of water and sewer services are as follows:

(1) Water rates. Effective on all bills rendered on or after July 1, 2015, the rates to be charged for water service shall be as follows:

a. Thirty-Eight dollars and fifty-four cents (\$40.10) per thousand cubic feet.

b. Quarterly meter service and maintenance charges, in addition to subsection (b)(1) of this section as follows:

5/8-inch meter	\$4.75
3/4-inch meter	5.03
1-inch meter	5.42
1 1/2-inch meter	8.05
2-inch meter	9.14
3-inch meter	63.80
4-inch meter	69.57
6-inch meter	79.40

Minimum quarterly charge (includes water and meter service charge for a 5/8-inch meter service) \$24.80

- c. The minimum quarterly (three-month) water charge to each premises connected with the water supply system shall be the sum of \$24.80, provided that if there were two or more premises using the city water supply and such premises use one meter, the minimum consumption charge herein specified shall apply to each such premises and to the owner or tenant of each such premises, as applicable.
- (2) Sewage disposal rates. The rates to be charged for sewage disposal services shall be as set forth below, and all bills for service rendered on or after the dates set forth shall be computed at such rates:
- a. Basic sewage disposal rate; minimum quarterly charge. Commencing July 1, 2015, the basic sewage disposal rate shall be \$79.70 per 1,000 cubic feet of water consumed. The minimum quarterly sewage disposal charge to each sewage disposal services customer shall be \$39.85, provided that if there are two or more premises using the city water supply and such premises use one meter, the minimum consumption charge herein specified shall apply to each such premises and to the owner or tenant of each such premises, as applicable.
- b. High strength surcharge. Effective with all bills rendered on or after August 1, 2017, for flows beginning on or after July 1, 2017, a high strength surcharge shall be levied against commercial and industrial customers, other than restaurants, contributing sewage to the sewage disposal system with concentrations of pollutants exceeding the following levels:
- (1) 275 milligrams per liter (mg/l) of biochemical oxygen demand (BOD);
 - (2) 350 milligrams per liter (mg/l) of total suspended solids (TSS);
 - (3) 12 milligrams per liter (mg/l) of phosphorus (P);
 - (4) 100 milligrams per liter (mg/l) of fats, oils, and grease (fog).

The high strength surcharge will be imposed at the following rates:

<u>Pollutant</u>	<u>Charge per pound of excess pollutant</u>
Biochemical oxygen demand (BOD)	\$0.486
Total suspended solids (TSS)	0.493
Phosphorus (P)	7.266
Fats, oils and grease	0.468

- c. Industrial waste control charge. Effective with all bills rendered on or after August 1, 2017, for flows beginning on or after July 1, 2017, an industrial waste control charge shall be levied against non-residential customers in an amount determined by the size of the water meter or meters serving such customers as set forth below:

<u>Water Meter Size</u> (inches)	<u>Monthly Charge</u>
5/8-inch meter	\$ 9.04
3/4-inch meter	13.56
1-inch meter	22.60
1 1/2-inch meter	49.72
2-inch meter	72.32
3-inch meter	131.08
4-inch meter	180.80
6-inch meter	271.20

No such surcharge shall be levied on the basis of any meter which serves exclusively residential users, including all structures designed for habitation including, but not limited to, single family or two-family dwellings, apartment buildings, condominiums, townhouses, and mobile homes, nor shall such surcharge be levied on the basis of any meter used exclusively for fire protection purposes.

- (3) Collection policy. Charges for water, sewer and garbage and rubbish service furnished by the city to any premises shall be a lien thereon, and on March 1 and on September 1 of each year, the person or agency charged with the management of the systems shall certify any such charges which have been delinquent six months or more, to the city assessor who shall enter the same upon the next available tax roll against the premises to which such services shall have been rendered, together with a penalty of an additional ten percent. The charges shall be collected and the lien shall be enforced in the same manner as provided in the respect to taxes assessed upon such roll; provided, that no such charge shall become a lien when a tenant is responsible for the payment of any such charge against any premises and the city has been so notified by the filing of an affidavit that the lease contains a provision that the landlord shall not be liable for payment of water or sewage system bills accruing subsequent to the filing of the affidavit. The affidavit shall be filed with the official in charge of the water works system and 20 days' notice shall be given by the landlord of any cancellation, change in, or termination of the lease. The affidavit shall contain a notation of the expiration date of the lease. In the event of the filing of such affidavit, no further service shall be rendered by the systems to such premises until payment to the city of a cash deposit in accordance with section 82-316.
- (4) Services outside the city. Water service provided outside the corporate limits of the city shall be provided by contract only with approval of the city council, and in no event shall the rates and charges for such service be less than the rates charged to customers residing within the corporate limits of the city.

SECTION 3. SEVERABILITY. No other portion, paragraph or phrase of the Code of Ordinances of the City of Oak Park shall be affected by this Ordinance, except as to the above sections, and in the event that any portion, section or subsection of this Ordinance shall be held invalid for any reason, such invalidation shall not be construed to affect the validity of any other part or portion of this Ordinance or the Code of Ordinances, City of Oak Park.

SECTION 4. EFFECTIVE DATE. This Ordinance shall become effective ten (10) days from the date of its passage and shall be published as required by the Charter of the City of Oak Park.

Roll Call Vote:	Yes:	McClellan, Burns, Radner, Rich, Speech
	No:	None
	Absent:	None

MOTION DECLARED ADOPTED

CM-06-233-17 (AGENDA ITEM #13C) FIRST READING OF AN ORDINANCE TO AMEND CHAPTER 62, SOLID WASTE, OF THE CODE OF ORDINANCES OF THE CITY OF OAK PARK, MICHIGAN, BY AMENDING SECTION 62-92 THEREOF - APPROVED

Motion by Burns, Seconded by Radner, CARRIED UNANIMOUSLY, to approve the first reading of an ordinance to amend Chapter 62, Solid Waste, of the Code of Ordinances of the City of Oak Park, Michigan, by amending Section 62-92 thereof.

CITY OF OAK PARK
OAKLAND COUNTY, MICHIGAN

AN ORDINANCE TO AMEND CHAPTER 62, SOLID WASTE, OF THE CODE OF
ORDINANCES OF THE CITY OF OAK PARK, MICHIGAN, BY AMENDING
SECTION 62-92 THEREOF.

THE CITY OF OAK PARK ORDAINS:

SECTION 1. Section 62-92, Monthly charge, of Chapter 62, Solid Waste, of Article III, Rates and Charges, of the Code of Ordinances of the City of Oak Park is hereby amended to read as follows:

ARTICLE III. FEES AND CHARGES

Sec. 62-92. Monthly Charge.

Effective as of July 1, 2017 the monthly charge for each property, including each single-family residence; each unit in a multifamily residence, apartment building or complex, condominium, townhouse or cooperative; and each commercial, industrial or business establishment receiving garbage and rubbish collection services from the city under section 62-91 shall be charged \$11.74 per month, or \$35.20 per quarter.

SECTION 2. SEVERABILITY. No other portion, paragraph or phrase of the Code of Ordinances of the City of Oak Park shall be affected by this Ordinance, except as to the above sections, and in the event that any portion, section or subsection of this Ordinance shall be held invalid for any reason, such invalidation shall not be construed to affect the validity of any other part or portion of this Ordinance or the Code of Ordinances, City of Oak Park.

SECTION 3. EFFECTIVE DATE. This Ordinance shall become effective ten (10) days from the date of its passage and shall be published as required by the Charter of the City of Oak Park.

Roll Call Vote:	Yes:	McClellan, Burns, Radner, Rich, Speech
	No:	None
	Absent:	None

MOTION DECLARED ADOPTED

CM-06-234-17 (AGENDA ITEM #13D) FIRST READING OF AN ORDINANCE TO AMEND SECTION 802, SPECIAL LAND USES, OF ARTICLE VIII, B-2, GENERAL BUSINESS DISTRICTS, SECTION 901, PERMITTED USES AND SECTION 902, SPECIAL LAND USES OF ARTICLE IX, LI, LIGHT INDUSTRIAL DISTRICTS, AND SECTION 1917, VEHICLE DEALERS, OF ARTICLE XIX, SPECIAL LAND USES, APPENDIX A, ZONING, OF THE CODE OF ORDINANCES OF THE CITY OF OAK PARK, MICHIGAN - APPROVED

Motion by Burns, Seconded by Radner, CARRIED UNANIMOUSLY, to approve the first reading of an ordinance to amend Section 802, Special Land Uses, of Article VIII, B-2, General Business Districts, Section 901, Permitted Uses and Section 902, Special Land Uses of Article IX, LI, Light Industrial Districts, and Section 1917, Vehicle Dealers, of Article XIX, Special Land Uses, Appendix A, Zoning, of the Code of Ordinances of the City of Oak Park, Michigan.

Roll Call Vote:	Yes:	McClellan, Burns, Radner, Rich, Speech
	No:	None
	Absent:	None

MOTION DECLARED ADOPTED

CM-06-235-17 (AGENDA ITEM #13E) FIRST READING OF AN ORDINANCE TO AMEND SECTION 1925, OUTDOOR STORAGE YARDS OF ARTICLE XIX, SPECIAL LAND USES, APPENDIX A, ZONING, OF THE CODE OF ORDINANCES OF THE CITY OF OAK PARK, MICHIGAN - APPROVED

Motion by Burns, Seconded by Radner, CARRIED UNANIMOUSLY, to approve the first reading of an ordinance to amend Section 1925, Outdoor Storage Yards of Article XIX, Special Land Uses, Appendix A, Zoning, of the Code of Ordinances of the City of Oak Park, Michigan.

Roll Call Vote:	Yes:	McClellan, Burns, Radner, Rich, Speech
	No:	None
	Absent:	None

MOTION DECLARED ADOPTED

CM-06-236-17 (AGENDA ITEM #13F) FIRST READING OF AN ORDINANCE TO REPEAL ARTICLE III, BOARDS AND COMMISSIONS, DIVISION 6, CABLE TELEVISION ADVISORY COMMISSION, OF CHAPTER 2, ADMINISTRATION, OF THE CODE OF ORDINANCES OF THE CITY OF OAK PARK AS THE COMMISSION FUNCTIONS HAVE BEEN TRANSITIONED TO THE CITY'S COMMUNITY AND ECONOMIC DEVELOPMENT DEPARTMENT - APPROVED

Motion by Burns, Seconded by Radner, CARRIED UNANIMOUSLY, to approve the First reading of an ordinance to repeal Article III, Boards and Commissions, Division 6, Cable Television Advisory Commission, of Chapter 2, Administration, of the Code of Ordinances of the City of Oak Park as the Commission functions have been transitioned to the City's Community and Economic Development Department.

Roll Call Vote:	Yes:	McClellan, Burns, Radner, Rich, Speech
	No:	None
	Absent:	None

MOTION DECLARED ADOPTED

CM-06-237-17

(AGENDA ITEM #13G) FIRST READING OF AN ORDINANCE TO REPEAL ARTICLE II, EMERGENCY SERVICES COUNCIL, OF CHAPTER 34, EMERGENCY SERVICES, OF THE CODE OF ORDINANCES OF THE CITY OF OAK PARK AS THE COUNCIL FUNCTIONS ARE NOW REGULATED BY STATE AND FEDERAL EMERGENCY MANAGEMENT SERVICES - APPROVED

Motion by Speech, Seconded by Radner, CARRIED UNANIMOUSLY, to approve the first reading of an ordinance to repeal Article II, Emergency Services Council, of Chapter 34, Emergency Services, of the Code of Ordinances of the City of Oak Park as the Council functions are now regulated by State and Federal emergency management services.

Roll Call Vote:	Yes:	McClellan, Burns, Radner, Rich, Speech
	No:	None
	Absent:	None

MOTION DECLARED ADOPTED

CM-06-238-17

(AGENDA ITEM #13H) FIRST READING OF AN ORDINANCE TO AMEND ARTICLE V, ADDITIONAL BOARDS AND COMMISSIONS, CHAPTER 2, ADMINISTRATION, OF THE CODE OF ORDINANCES OF THE CITY OF OAK PARK BY AMENDING DIVISION 1, RECYCLING AND ENVIRONMENTAL CONSERVATION COMMISSION, SEC. 2-602 THEREOF, THEREBY REDUCING THE NUMBER OF MEMBERS ON THE RECYCLING AND ENVIRONMENTAL CONSERVATION COMMISSION - APPROVED

Motion by Burns, Seconded by Radner, CARRIED UNANIMOUSLY, to approve the first reading of an ordinance to amend Article V, Additional Boards and Commissions, Chapter 2, Administration, of the Code of Ordinances of the City of Oak Park by amending Division 1, Recycling and Environmental Conservation Commission, Sec. 2-602 thereof, thereby reducing the number of members on the Recycling and Environmental Conservation Commission.

Voice Vote:	Yes:	McClellan, Burns, Radner, Rich, Speech
	No:	None
	Absent:	None

MOTION DECLARED ADOPTED

CM-06-239-17

(AGENDA ITEM #13I) FIRST READING OF AN ORDINANCE TO AMEND ARTICLE III, BOARDS AND COMMISSIONS, CHAPTER 2, ADMINISTRATION, OF THE CODE OF ORDINANCES OF THE CITY OF OAK PARK BY AMENDING DIVISION 4, BEAUTIFICATION ADVISORY COMMISSION, SEC. 2-292 THEREOF, THEREBY REDUCING THE NUMBER OF MEMBERS ON THE BEAUTIFICATION ADVISORY COMMISSION AND ADDING SEC. 2-302, THEREBY DEFINING A QUORUM AND MAJORITY OF THE COMMISSION - APPROVED

Motion by Burns, Seconded by Speech, CARRIED UNANIMOUSLY, to approve the first reading of an ordinance to amend Article III, Boards and Commissions, Chapter 2, Administration, of the Code of Ordinances of the City of Oak Park by amending Division 4, Beautification Advisory Commission, Sec. 2-292 thereof, thereby reducing the number of members on the Beautification Advisory Commission and adding Sec. 2-302, thereby defining a quorum and majority of the Commission.

Voice Vote:	Yes:	McClellan, Burns, Radner, Rich, Speech
	No:	None
	Absent:	None

MOTION DECLARED ADOPTED

CM-06-240-17 (AGENDA ITEM #13J) FIRST READING OF AN ORDINANCE TO AMEND ARTICLE III, BOARDS AND COMMISSIONS, CHAPTER 2, ADMINISTRATION, OF THE CODE OF ORDINANCES OF THE CITY OF OAK PARK BY AMENDING DIVISION 8, ETHNIC ADVISORY COMMISSION, THEREOF, TO CREATE THE ARTS AND CULTURAL DIVERSITY COMMISSION WHICH COMBINES THE ETHNIC ADVISORY COMMISSION WITH THE ARTS AND CULTURAL COMMISSION - APPROVED

Motion by Burns, Seconded by Radner, CARRIED UNANIMOUSLY, to approve the first reading of an ordinance to amend Article III, Boards and Commissions, Chapter 2, Administration, of the Code of Ordinances of the City of Oak Park by amending Division 8, Ethnic Advisory Commission, thereof, to create the Arts and Cultural Diversity Commission which combines the Ethnic Advisory Commission with the Arts and Cultural Commission.

Voice Vote:	Yes:	McClellan, Burns, Radner, Rich, Speech
	No:	None
	Absent:	None

MOTION DECLARED ADOPTED

CM-06-241-17 (AGENDA ITEM #13K) RESOLUTION TO RESCIND RESOLUTION CM-9-S91-74 AND DISSOLVE THE OAK PARK ARTS AND CULTURAL COMMISSION - APPROVED

Motion by Burns, Seconded by Speech, CARRIED UNANIMOUSLY, to approve the following resolution to rescind Resolution CM-9-S91-74 and dissolve the Oak Park Arts and Cultural Commission:

CITY OF OAK PARK
RESOLUTION TO RESCIND RESOLUTION CM-9-591-74
TO DISSOLVE THE OAK PARK ARTS AND CULTURAL COMMISSION

At a Regular Meeting of the City Council of the City of Oak Park, Oakland County, Michigan, held at Oak Park City Hall located at 14000 Oak Park Boulevard on Monday, June 5, 2017 at 7:00 p.m.

WHEREAS, upon recognizing the desirability of providing the community with an advocate for the arts and aesthetics in city life, the Oak Park City Council passed Resolution CM-9-591-74 on September 23, 1974 creating the Oak Park Arts and Cultural Commission; and

WHEREAS, on April 15, 1996, the Oak Park City Council enacted Ordinance No. 0-96-349 thereby creating an Ethnic Advisory Commission in and for the City of Oak Park with a primary mission of recognizing, maintaining, and celebrating the cultural richness of the Oak Park community; and

WHEREAS, upon the recommendation of City Administration recognizing that the Oak Park Arts and Cultural Commission and the Ethnic Advisory Commission have similar missions, and in an effort to streamline the resources and reduce the attendant expense of running two separate commissions, the Oak Park City Council resolved to combine the two commissions to create a new Arts and Cultural Diversity Commission at its Special Meeting held March, 27, 2017.

NOW, THEREFORE, BE IT RESOLVED that the City of Oak Park hereby rescinds City Council Resolution CM-9-591-74, including any related amendments and subsequent resolutions, thereby dissolving the Oak Park Arts and Cultural Commission as of the effective date of this Resolution as the Oak Park Arts and Cultural Commission was combined with the Ethnic Advisory Commission per Resolution of City Council at its Special Meeting held March 27, 2017.

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.

Voice Vote:	Yes:	McClellan, Burns, Radner, Rich, Speech
	No:	None
	Absent:	None

MOTION DECLARED ADOPTED

CM-06-242-17 (AGENDA ITEM #13L) FIRST READING OF AN ORDINANCE TO REPEAL ARTICLE V, ADDITIONAL BOARDS AND COMMISSIONS, DIVISION 2, INDEPENDENCE DAY COMMISSION, OF CHAPTER 2, ADMINISTRATION, OF THE CODE OF ORDINANCES OF THE CITY OF OAK PARK AS THE COMMISSION HAS BEEN COMBINED WITH THE FORMER RECREATION ADVISORY BOARD TO CREATE THE PARKS AND RECREATION COMMISSION - APPROVED

Motion by Speech, Seconded by Burns, CARRIED UNANIMOUSLY, to approve the first reading of an ordinance to repeal Article V, Additional Boards and Commissions, Division 2, Independence Day Commission, of Chapter 2, Administration, of the Code of Ordinances of the City of Oak Park as the commission has been combined with the former Recreation Advisory Board to create the Parks and Recreation Commission.

Voice Vote:	Yes:	McClellan, Burns, Radner, Rich, Speech
	No:	None
	Absent:	None

MOTION DECLARED ADOPTED

CM-06-243-17 (AGENDA ITEM #13M) FIRST READING OF AN ORDINANCE TO REPEAL ARTICLE II, RECREATION ADVISORY BOARD, OF CHAPTER 54, PARKS AND RECREATION, OF THE CODE OF ORDINANCES OF THE CITY OF OAK PARK AS THE BOARD HAS BEEN COMBINED WITH THE FORMER INDEPENDENCE DAY COMMISSION TO CREATE THE PARKS AND RECREATION COMMISSION - APPROVED

Motion by Burns, Seconded by Speech, CARRIED UNANIMOUSLY, to approve the First reading of an ordinance to repeal Article II, Recreation Advisory Board, of Chapter 54, Parks and Recreation, of the Code of Ordinances of the City of Oak Park as the board has been combined with the former Independence Day Commission to create the Parks and Recreation Commission.

Voice Vote:	Yes:	McClellan, Burns, Radner, Rich, Speech
	No:	None
	Absent:	None

MOTION DECLARED ADOPTED

CM-06-244-17 (AGENDA ITEM #13N) FIRST READING OF AN ORDINANCE TO AMEND CHAPTER 2, ADMINISTRATION, ARTICLE III, BOARDS AND COMMISSIONS, BY ADDING A NEW DIVISION 3, PARKS AND RECREATION COMMISSION, WHICH COMBINES THE FORMER RECREATION ADVISORY BOARD WITH THE FORMER INDEPENDENCE DAY COMMISSION - APPROVED

Motion by Burns, Seconded by Speech, CARRIED UNANIMOUSLY, to approve the first reading of an ordinance to amend Chapter 2, Administration, Article III, Boards and Commissions, by adding a new Division 3, Parks and Recreation Commission, which combines the former Recreation Advisory Board with the former Independence Day Commission.

Voice Vote:	Yes:	McClellan, Burns, Radner, Rich, Speech
	No:	None
	Absent:	None

MOTION DECLARED ADOPTED

CM-06-245-17 (AGENDA ITEM #13O) RESOLUTION TO RESCIND RESOLUTION CM-6-245-60 AND DISSOLVE THE OAK PARK MUNICIPAL BUILDING AUTHORITY - APPROVED

Motion by Burns, Seconded by Speech, CARRIED UNANIMOUSLY, to approve the following resolution to rescind Resolution CM-6-245-60 and dissolve the Oak Park Municipal Building Authority:

CITY OF OAK PARK
RESOLUTION TO RESCIND RESOLUTION CM-6-245-60
TO DISSOLVE THE OAK PARK MUNICIPAL BUILDING AUTHORITY

At a Regular Meeting of the City Council of the City of Oak Park, Oakland County, Michigan, held at Oak Park City Hall located at 14000 Oak Park Boulevard on Monday, June 5, 2017 at 7:00 p.m.

WHEREAS, pursuant to Public Act 31 of 1948, MCL 123.951, et seq., the City of Oak Park created the Oak Park Municipal Building Authority by Council Resolution CM6-245-60 on October 21, 1968; and

WHEREAS, Article V of the Articles of Incorporation of the Oak Park Municipal Building Authority provides that the Authority shall continue in existence until dissolved by the incorporating unit, or by law; and

WHEREAS, the properties formally held and managed by the Authority were deeded to the City of Oak Park by Resolution on November 7, 2011, and the functions of the Authority have been transitioned to the City's Community and Economic Development Department with a full-time Community Engagement and Public Information Director; and

WHEREAS, based upon the foregoing recitals, and upon the recommendation of City Administration, the Oak Park City Council resolved to dissolve the Oak Park Municipal Building Authority at its Special Meeting held March, 27, 2017.

NOW, THEREFORE, BE IT RESOLVED that the City of Oak Park hereby rescinds City Council Resolution CM-6-245-60, including any related amendments and subsequent resolutions, thereby dissolving the Oak Park Municipal Building Authority as of the effective date of this Resolution.

Voice Vote:	Yes:	McClellan, Burns, Radner, Rich, Speech
	No:	None
	Absent:	None

MOTION DECLARED ADOPTED

CM-06-246-17 (AGENDA ITEM #13P) FIRST READING OF AN ORDINANCE TO AMEND ARTICLE III, BOARDS AND COMMISSIONS, CHAPTER 2, ADMINISTRATION, OF THE CODE OF ORDINANCES OF THE CITY OF OAK PARK BY AMENDING DIVISION 1, GENERALLY, SEC. 2-244 THEREOF, THEREBY IDENTIFYING THE BOARDS AND COMMISSIONS SUBJECT TO THE TERMS SET FORTH IN THE ORDINANCE - APPROVED

Motion by Speech, Seconded by Burns, CARRIED UNANIMOUSLY, to approve the first reading of an ordinance to amend Article III, Boards and Commissions, Chapter 2, Administration, of the Code of Ordinances of the City of Oak Park by amending Division 1, Generally, Sec. 2-244 thereof, thereby identifying the Boards and Commissions subject to the terms set forth in the ordinance.

Voice Vote:	Yes:	McClellan, Burns, Radner, Rich, Speech
	No:	None
	Absent:	None

MOTION DECLARED ADOPTED

CITY ATTORNEY: No Report

CITY MANAGER:

Administration

CM-06-247-17

**(AGENDA ITEM #15A) TENTATIVE AGREEMENT WITH THE
POLICE OFFICER'S ASSOCIATION OF MICHIGAN – DISPATCH
UNIT - APPROVED**

Motion by Burns, seconded by Radner, CARRIED UNANIMOUSLY, to approve the following tentative agreement with the Police Officer's Association of Michigan – Dispatch Unit:

**CITY OF OAK PARK
AND
POAM**

Tentative Agreement

The Employer reserves its right to add to, amend or delete its proposal during the course of negotiations, and/or mediation.

May 19, 2017

1. Duration:

July 1, 2017 – June 30, 2020

2. Healthcare:

The City or the Union may reopen the Collective Bargaining Agreement to address repeal of the Patient Protection and Affordable Care Act or changes in federal healthcare.

3. Wages:

July 1, 2017 3.0% increase in base salary

A one time signing bonus of \$1,000.00 payable upon ratification.

July 1, 2018 2.0% increase in base salary

July 1, 2019 1.5% increase in base salary

4. Pension Contributions:

July 1, 2017 The Employee Pension Contribution for all employees shall be raised by 1.0% to 3.0%.

July 1, 2018: The Employee Pension Contribution for all employees shall be raised by .5% to 3.5%.

5. Defined Benefit Contribution

Effective July 1, 2017, Persons hired on/or after July 1, 2006, shall participate in the defined contribution program provided by the City of Oak Park Employee's Retirement System.

All current Employees shall be immediately vested, if not yet vested, after one year of service, however, employees hired after July 1, 2017 shall be subject to the following vesting schedule:

- 50% after 3 years, 100% after 5 years

6. Uniform Allowance:

Increase to \$650.00

7. Emergency Medical Dispatch

Members of the bargaining unit who obtain EMD Certification shall receive a \$750.00 annual bonus. The City shall provide for the cost of the training. The first payment shall be made no later than ninety (90) days after ratification. Payable thereafter in July of each year.

8. Contract Language

Delete additional obsolete language.

CITY OF OAK PARK

CITY OF OAK PARK POAM DISPATCH UNIT

Roll Call Vote:	Yes:	McClellan, Burns, Radner, Rich, Speech
	No:	None
	Absent:	None

MOTION DECLARED ADOPTED

**CM-06-248-17 (AGENDA ITEM #15B) TENTATIVE AGREEMENT WITH THE
POLICE OFFICER'S LABOR COUNCIL OF MICHIGAN –
COMMAND OFFICERS - APPROVED**

Motion by Burns, seconded by Radner, CARRIED UNANIMOUSLY, to approve the following tentative agreement with the Police Officer's Labor Council of Michigan – Command Officers:

CITY OF OAK PARK
AND
POLICE OFFICERS LABOR COUNCIL
Command Officers
Tentative Agreement

March 29, 2017

1. Duration:

July 1, 2017 – June 30, 2020

2. Healthcare:

The City or the Union may reopen the Collective Bargaining Agreement to address repeal of the Patient Protection and Affordable Care Act, changes in federal healthcare.

3. Wages:

July 1, 2017 3.00% increase in base salary

A one time signing bonus of \$1,000.00 payable upon ratification.

July 1, 2018 2.0% increase in base salary

July 1, 2019 1.5% increase in base salary

5. Pension Contributions:

July 1, 2017 The Employee Pension Contribution for all employees including DROP participants shall be raised by 1.5% to 9%.

July 1, 2018: The Employee Pension Contribution for all employees including DROP participants shall be raised by 1% to 10%.

6. ARTICLE VIII, Section 6-Hours of Work

~~Additionally, during the term of this agreement July 1, 2014 to June 30, 2016 each Sergeant and each Lieutenant must work one (10) shift rotation on the night shift. The Public Safety Director may make an exception should two (2) command officers be willing to switch the same shift rotation and stay on their usual shift cycle.~~

6. ARTICLE X – Section B Operations Preparation Time

The City adopts the Unions proposed language.

7. The bargaining Unit shall receive any increase and/or addition to wages or health care benefits which the City agrees to provide the patrol unit prior to June 30, 2020. This shall exclude any increases or modifications because of an ACT 312 proceeding.

CITY OF OAK PARK CITY OF OAK PARK POLC COA

Roll Call Vote:	Yes:	McClellan, Burns, Radner, Rich, Speech
	No:	None
	Absent:	None

MOTION DECLARED ADOPTED

**CM-06-249-17 (AGENDA ITEM #15C) TENTATIVE AGREEMENT WITH THE
TECHNICAL, PROFESSIONAL, OFFICE WORKERS
ASSOCIATION OF MICHIGAN - APPROVED**

Motion by Speech, seconded by Radner, CARRIED UNANIMOUSLY, to approve the following tentative agreement with the Technical, Professional, Office Workers Association of Michigan:

CITY OF OAK PARK
AND
TECHNICAL, PROFESSIONAL, OFFICE WORKERS ASSOCIATION OF MICHIGAN
TPOAM

May 17, 2017

1. Duration:

July 1, 2017 – June 30, 2020

2. Healthcare:

- A. The City or the Union may reopen the Collective Bargaining Agreement to address repeal of the Patient Protection and Affordable Care Act, changes in federal healthcare or actions taken by the State legislature regarding retiree healthcare issues.

3. Wages:

July 1, 2017 3% increase in base salary a one time signing bonus of \$750.00

July 1, 2018 2% increase in base salary

July 1, 2019 1.5% increase in base salary

4. Pension:

- A. Effective July 1, 2017, Section 1, subsection (d) will read “(d) Persons hired on/or after July 1, 2006, shall participate in the defined contribution program provided by the City of Oak Park Employee’s Retirement System.

All current Employees shall be immediately vested, if not yet vested, after one year of service, however, employees hired after July 1, 2017 shall be subject to the following vesting schedule:

- 50% after 3 years, 100% after 5 years

- B. Employees in the defined benefit program will have contributions increased from 3% currently to 3.25% beginning July 1, 2017 and 3.5% beginning July 1, 2018.

5. Seniority/probation:

All new bargaining unit employees shall be probationary employees without seniority for a period of one (1) year.

6. Language Corrections

a. Article IV Definition of Employees

Section 1 (a) Regular Full-time employees:

Employees hired by the City on a full-time regular basis scheduled at least 40 hours per week. ~~and will also include those employees whose work and compensation has been reduced from 40 hours to 34 hours.~~

b. XVI Working Hours, Shifts, Premium Pay and Attendance

Section 3 (b) All employees are entitled to either a paid or an unpaid lunch break, as is established by current practice.

Section 3 (c) All Employees shall receive a fifteen (15) minute paid rest period during the first half and second half of their work shift, based on their current workday.

c. Section 7 Delete the entire section

d. Article XVIII Paid Leaves of Absence

Section 4 (a) ~~For periods before March 1, 2013, an individual who takes a week off of vacation will be paid thirty four (34) hours per week off.~~

e. Incorporate Letter of Understanding for Longevity and Worker's Compensation

f. Delete additional obsolete language.

7. Duty Disability

The City shall update the contract and establish a one year non-duty disability program, with no changes in benefits for the one (1) year period.

8. Clothing Allowance
Increase to \$300.00

CITY OF OAK PARK

CITY OF OAK PARK TPOAM

Roll Call Vote:	Yes:	McClellan, Burns, Radner, Rich, Speech
	No:	None
	Absent:	None

MOTION DECLARED ADOPTED

Finance

CM-06-250-17 (AGENDA ITEM #15D) RESOLUTION RECEIVING THE DEPUTY FINANCE DIRECTOR'S REPORT AND AUTHORIZING AND DIRECTING THE CITY ASSESSOR TO PREPARE A SPECIAL ASSESSMENT ROLL ASSESSING UNPAID CHARGES TO THE ASSESSMENT DISTRICT FOR REPLACEMENT OF LEAD WATER SERVICE LINES – APPROVED

Motion by Burns, Seconded by Radner, CARRIED UNANIMOUSLY, to approve the following resolution receiving the Deputy Finance Director's report and authorizing and directing the City Assessor to prepare a Special Assessment Roll assessing unpaid charges to the assessment district for replacement of lead water service lines:

**PROPOSAL FOR
SPECIAL ASSESSMENT DISTRICT**

Resolution, receiving the report of the Deputy Finance Director, and authorizing and directing the City Assessor to prepare a Special Assessment Roll assessing unpaid charges to the assessment district for replacement of lead water service lines:

WHEREAS, As required by City Code, Article III, Sec. 12.14, the City Treasurer has reported the sums expended which represent City expenses incurred on private premises which remain unpaid, or in respect thereto, listed herewith;

THEREFORE, BE IT RESOLVED, in accordance with Section 12.14 of the City Charter, that the Assessor of the City is hereby authorized and directed to make a Special Assessment Roll for said expenses incurred, and to assess the lands in the Special Assessment District therefore according to the benefits derived in the sum of \$4,000.00;

THAT, Said Special Assessment Roll shall be numbered to correspond with the number of the Special Assessment to which it pertains; and

THAT, The Assessor, when s/he shall have completed the said assessment roll, shall report the same to the Council in the manner provided by the City Charter.

Roll Call Vote:	Yes:	McClellan, Burns, Rich, Speech, Radner
	No:	None
	Absent:	None

MOTION DECLARED ADOPTED

As an extension of the 2016 Water Main Replacement Project, M-625, the City of Oak Park replaced the remainder of the known lead water service lines that were located in the right-of-way, between the water main and the stop box. In conjunction with these nine lead water service lines, the affected residents were offered the option to replace their portion of the lead water service. A price was negotiated with the contractor and was passed on to the residents with no increase. With careful consideration from the City Manager and Assistant City Manager, it was determined that we would offer these residents a ten year, interest free, finance option if they would like to participate in the replacement of their lead water service. In addition, it was agreed that the costs would be divided equally and added as a special assessment to their summer tax bill for ten years. Two property owners agreed to participate in the project. The total cost to be assessed to each property is \$2,000

Participating properties:

1. 23518 Roanoke Avenue
2. 24017 Roanoke Avenue

CM-06-251-17 (AGENDA ITEM #15E) SPECIAL ASSESSMENT RESOLUTION NO. 8 TO ESTABLISH SPECIAL ASSESSMENT ROLL NO. 659, LEAD WATER SERVICE REPLACEMENT – APPROVED

Motion by Speech, Seconded by Radner, CARRIED UNANIMOUSLY, to adopt the following Special Assessment Resolution No. 8 to establish Special Assessment Roll No. 659, Lead Water Service Replacement:

CITY OF OAK PARK
MICHIGAN

SPECIAL ASSESSMENT RESOLUTION 8

DISTRICT NO. 659

Meeting of the City Council held June 5, 2017, at 7:00 P.M.

The Assessor reported Special Assessment Roll 659 to the City Council. Attached to said Special Assessment Roll was the certificate of the City Assessor in form as required in Chapter XII of the City Charter.

BE IT RESOLVED, that Special Assessment Roll 659 this day submitted to the City Council by the City Assessor, be filed in the office of the City Clerk.

BE IT FURTHER RESOLVED, that the City Council and the City Assessor shall meet in the City Council room in the City of Oak Park, Michigan, on the 5th day of June, 2017 at 7:00 P.M. Eastern Standard Time, for the purpose of reviewing the assessments contained in said Special Assessment Roll.

Roll Call Vote:	Yes:	McClellan, Burns, Rich, Speech, Radner
	No:	None
	Absent:	None

MOTION DECLARED ADOPTED

CM-06-252-17 (AGENDA ITEM #15F) SPECIAL ASSESSMENT RESOLUTION NO. 9 CONFIRMING LEAD WATER REPLACEMENT ROLL NO. 659, AND SPECIAL ASSESSMENT RESOLUTION NO. 10 ESTABLISHING THAT THE ROLL IS PAYABLE ON THE SUMMER PROPERTY TAX BILL IN EQUAL INSTALLMENTS TO BE SPREAD OVER 10 YEARS WITHOUT INTEREST – APPROVED

Motion by Speech, Seconded by Radner, CARRIED UNANIMOUSLY, to adopt Special Assessment Resolution No. 9 confirming Lead Water Replacement Roll No. 659, and Special Assessment Resolution No. 10 establishing that the roll is payable on the summer property tax bill in equal installments to be spread over 10 years without interest:

CITY OF OAK PARK
MICHIGAN

SPECIAL ASSESSMENT RESOLUTION NO. 9

DISTRICT NO. 659

Meeting of the City Council June 5, 2017: The Mayor announced that this was the time set to review the Special Assessment Roll as prepared and revised by the City Assessor for lead water service line replacement, assessed in Special Assessment Roll No. 659.

BE IT RESOLVED that Special Assessment Roll No. 659, as prepared and revised by the City Assessor, is hereby confirmed.

CITY OF OAK PARK
MICHIGAN

SPECIAL ASSESSMENT RESOLUTION NO. 10

DISTRICT NO. 659

At a Regular Meeting of the City Council of the City of Oak Park, held the 5th day of June, 2017, at 7:00 P.M., at the City Hall, 14000 Oak Park Boulevard, in said City.

WHEREAS, by resolution adopted June 5, 2017, Special Assessment Roll No. 659 was confirmed by the City Council.

NOW, THEREFORE, BE IT RESOLVED THAT: Said Special Assessment Roll shall be payable on the summer property tax bill in equal installments to be spread over 10 years without interest.

Roll Call Vote:	Yes:	McClellan, Burns, Rich, Speech, Radner
	No:	None
	Absent:	None

MOTION DECLARED ADOPTED

Recreation

CM-06-253-17 (AGENDA ITEM #15G) RESOLUTION AUTHORIZING THE APPLICATION FOR A BEER FESTIVAL SPECIAL LICENSE FOR THE CITY OF OAK PARK SUMMERFEST ON JULY 29, 2017 - APPROVED

Motion by Burns, seconded by Rich, CARRIED UNANIMOUSLY, to approve a resolution authorizing the application for a Beer Festival Special License for the City of Oak Park Summerfest on July 29, 2017:

Roll Call Vote:	Yes:	McClellan, Burns, Rich, Speech, Radner
	No:	None
	Absent:	None

MOTION DECLARED ADOPTED

CM-06-254-17 (AGENDA ITEM #15H) Added to the agenda. RESOLUTION AUTHORIZING THE PURCHASE OF TAX FORECLOSED PROPERTIES - APPROVED

Motion by Burns, seconded by Rich, CARRIED UNANIMOUSLY, to approve the following resolution authorizing the purchase of tax foreclosed properties:

CITY OF OAK PARK
OAKLAND COUNTY, MICHIGAN

RESOLUTION APPROVING PURCHASE OF TAX FORECLOSED PROPERTIES

At a Regular Meeting of the City Council of the City of Oak Park, Oakland County, Michigan, held at Oak Park City Hall located at 14000 Oak Park Boulevard on the 5th day of June, 2017.

WHEREAS, the General Property Tax Act at MCL 211.78M, as amended, (the "Act") authorizes the City of Oak Park ("City") to purchase properties located within the City that were tax foreclosed by the Oakland County Circuit Court on February 18, 2015, and by the County Treasurer under Public Act 123 of 1999, as amended, subject to the provisions of the Act; and

WHEREAS, the Oak Park City Council has determined that it is in the best interest of the City to exercise its option to purchase the foreclosed properties identified on the Attached Addendum "Oak Park Tax Sale 2017"; and

WHEREAS, the Oak Park City Council finds that it is necessary and in the best interest of the public to purchase the referenced properties for the minimum bid amount for the public purpose of renovating and selling them primarily for owner occupancy in order to maintain and stabilize neighborhoods and commercial properties within the community.

NOW, THEREFORE, the City Council of the City of Oak Park, Oakland County, Michigan resolves as follows:

1. Pursuant to the Act, the City hereby approves the purchase of the properties identified on the Attached Addendum "Oak Park Tax Sale 2017" for the not to exceed purchase price of \$192,112.01.
2. The City Assessor is hereby directed to file a copy of this Resolution with the Oakland County Treasurer no later than Friday, June 9, 2017.
3. 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.

Addendum
Oak Park Tax Sale 2017

<u>Parcel ID</u>	<u>Address</u>	<u>Assessed Value</u>	<u>Amount Due</u>
25-19-477-015	13672 Victoria Ave	\$39,00	\$8,186.08
25-28-308-011	23500 Roanoke	\$38,800	\$8,373.61
25-28-378-007	23230 Forest St	\$39,200	\$10,473.40
25-29-102-057	13340 Dartmouth	\$36,200	\$16,690.24
25-29-178-032	12820 Northfield Blvd	\$44,700	\$14,354.67
25-29-180-011	24030 Moritz	\$34,400	\$9,636.58
25-29-352-023	13340 Woodvale	\$26,800	\$22,635.44
25-29-476-015	23070 Oneida	\$44,800	\$18,992.25
25-31-128-038	22101 Sussex Ave	\$29,700	\$12,377.77
25-31-177-014	21640 Whitmore Ave.	\$29,300	\$5,493.67
25-31-230-006	21920 Kipling St	\$34,200	\$19,607.86
25-31-278-015	21700 Westhampton Street	\$6,200	\$2,333.73
25-31-483-004	20780 Ridgedale St	\$27,000	\$11,214.32
25-32-104-028	21920 Dante St Lot 83	\$14,600	\$4,925.88
25-32-130-015	22011 Sunset Blvd	\$16,700	\$5,511.11
25-32-228-033	10110 Saratoga Ave	\$17,500	\$18,338.68
25-32-229-027	10220 Albany St	\$13,300	\$4,516.71
		\$453,400.00	\$191,328.27

Roll Call Vote:	Yes:	McClellan, Burns, Rich, Speech, Radner
	No:	None
	Absent:	None

MOTION DECLARED ADOPTED

**CM-06-255-17 (AGENDA ITEM #15I) Added to the agenda. RESOLUTION
AUTHORIZING THE SALE OF TAX FORECLOSED
PROPERTIES - APPROVED**

Motion by Rich, seconded by Radner, CARRIED UNANIMOUSLY, to approve the following resolution authorizing the sale of tax foreclosed properties:

**CITY OF OAK PARK
OAKLAND COUNTY, MICHIGAN**

RESOLUTION APPROVING SALE OF TAX FORECLOSED PROPERTIES

At a Regular Meeting of the City Council of the City of Oak Park, Oakland County, Michigan, held at Oak Park City Hall located at 14000 Oak Park Boulevard on the 5th day of June, 2017.

The following preamble and resolution was offered by Rich and seconded by Radner.

WHEREAS, the General Property Tax Act at MCL 211.78M, as amended, (the "Act") authorizes the City of Oak Park ("City") to purchase properties located within the City that were tax foreclosed by the Oakland County Circuit Court on February 8, 2017, and by the County Treasurer under Public Act 123 of 1999, as amended, subject to the provisions of the Act; and

WHEREAS, on June 5, 2017, the Oak Park City Council resolved to purchase the foreclosed properties identified on the Attached Addendum "Oak Park Tax Sale 2017"; and

WHEREAS, the Oak Park City Council finds that it is necessary and in the best interest of the public to sell the referenced properties to a company that can rehabilitate, reconstruct and manage the properties for the public purpose of renovating and selling them primarily for owner occupancy in order to maintain and stabilize neighborhoods and commercial properties within the community.

NOW, THEREFORE, the City Council of the City of Oak Park, Oakland County, Michigan resolves as follows:

1. The City Manager is hereby authorized to negotiate the sale of the properties identified on the Attached Addendum "Oak Park Tax Sale 2017" for an amount not less than the purchase price of \$192,112.01 to include all terms stated in the Purchase Agreement.
2. The Mayor and/or City Manager are hereby authorized to sign all necessary documents to complete the transaction.
3. 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.

Addendum
Oak Park Tax Sale 2017

<u>Parcel ID</u>	<u>Address</u>	<u>Assessed Value</u>	<u>Amount Due</u>
25-19-477-015	13672 Victoria Ave	\$39,00	\$8,186.08
25-28-308-011	23500 Roanoke	\$38,800	\$8,373.61
25-28-378-007	23230 Forest St	\$39,200	\$10,473.40
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25-29-180-011	24030 Moritz	\$34,400	\$9,636.58
25-29-352-023	13340 Woodvale	\$26,800	\$22,635.44
25-29-476-015	23070 Oneida	\$44,800	\$18,992.25
25-31-128-038	22101 Sussex Ave	\$29,700	\$12,377.77
25-31-177-014	21640 Whitmore Ave.	\$29,300	\$5,493.67
25-31-230-006	21920 Kipling St	\$34,200	\$19,607.86
25-31-278-015	21700 Westhampton Street	\$6,200	\$2,333.73
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25-32-104-028	21920 Dante St Lot 83	\$14,600	\$4,925.88
25-32-130-015	22011 Sunset Blvd	\$16,700	\$5,511.11
25-32-228-033	10110 Saratoga Ave	\$17,500	\$18,338.68
25-32-229-027	10220 Albany St	\$13,300	\$4,516.71
		\$453,400.00	\$191,328.27

Roll Call Vote: Yes: McClellan, Burns, Rich, Speech, Radner
 No: None
 Absent: None

MOTION DECLARED ADOPTED

CALL TO THE AUDIENCE:

Tim Carr, Canton MI, expressed concerns regarding the timing of payments to his company that was awarded the Joint and Crack sealing project.

Karen 24411 Roanoke, voiced concerns about ordinances related to feral cats in the City of Oak Park.

Joyce Bannon, 10611 Troy, voiced concerns about issues related to the Jefferson Oaks project, the location of the proposed beer tent at Summerfest, lead water lines, employee contracts, the cleaning contract, and attorney payments.

CALL TO THE COUNCIL:

Mayor McClellan discussed the Sherman Pop-Up-Park opening event and thanked everyone involved who made it happen. She also acknowledged the recent community event held at the First Baptist Church.

Mayor Pro Tem Burns thanked those who were a part of the pop up park event and acknowledged the Oak Park instrumental musical spring concert that took place at the high school.

Council Member Radner wished everyone a good evening.

Council Member Speech welcomed Hatzalah of Michigan as a tenant in the City Hall complex and reminded everyone to check the calendar for upcoming events.

Council Member Rich wished everyone a good night.

ADJOURNMENT:

There being no further business to come before the City Council, Mayor McClellan adjourned the meeting at 8:22 P.M.

T. Edwin Norris, City Clerk

Marian McClellan, Mayor



**CITY OF OAK PARK, MICHIGAN
SPECIAL COUNCIL MEETING OF THE
36th OAK PARK CITY COUNCIL**

**June 5, 2017
5:00 P.M.**

MINUTES

This Special Meeting of the 36th Oak Park City Council was held in the Executive Conference Room of City Hall located at 14000 Oak Park Boulevard, Oak Park, MI 48237.

Notice of this Special Meeting was given in compliance with the provisions of Act 267 of the Public Acts of Michigan, 1976, as amended, the "Open Meetings Act".

The Special Meeting was called to order by Mayor McClellan at 5:00 P.M.

PRESENT: Mayor McClellan, Mayor Pro Tem Burns, Council Member Radner, Council Member Rich, Council Member Speech

ABSENT: None

ALSO PRESENT: City Manager Tungate, City Clerk Norris, City Attorney Duff, Assistant to the City Manager McLain, Deputy City Clerk Vecchio, Human Resources Director Brooks

SPECIAL BUSINESS:

There were no objections to Mayor McClellan's request to conduct the Closed Session as the first item of business for the Special Meeting.

CLOSED SESSION:

**SCM-06-212-17 (AGENDA ITEM #3C) MOTION TO CONVENE INTO A
CLOSED SESSION TO DISCUSS ATTORNEY CLIENT
PRIVILEGED COMMUNICATION AND PENDING
LITIGATION REGARDING CITY OF HUNTINGTON WOODS,
CITY OF PLEASANT RIDGE VS. CITY OF OAK PARK, 45TH
DISTRICT COURT - APPROVED**

Motion by Radner, Seconded by Rich, CARRIED UNANIMOUSLY, to convene into a Closed Session to discuss Attorney Client Privileged Communication and Pending Litigation regarding City of Huntington Woods, City of Pleasant Ridge vs. City of Oak Park, 45th District Court.

Roll Call Vote:	Yes:	McClellan, Burns, Radner, Rich, Speech
	No:	None
	Absent:	None

MOTION DECLARED ADOPTED

The Closed Session began at 5:03 PM. The Regular Meeting reconvened at 5:33 PM.

SCM-06-213-17 CLOSED SESSION MINUTES - APPROVED

Motion by Rich, seconded by Radner, **CARRIED UNANIMOUSLY**, to approve the minutes of the 06-05-17 Closed Session.

Voice Vote:	Yes:	McClellan, Burns, Radner, Rich, Speech
	No:	None
	Absent:	None

MOTION DECLARED ADOPTED

(AGENDA ITEM #3A) Matter of receiving a presentation from CareHere, LLC and Jenny Campos of City of Ferndale regarding the My Life Wellness Center.

Mark Mannequin, Healthcare Consultant from Cornerstone Municipal, introduced himself and briefly explained how utilizing a health and wellness center has shown to help with healthcare costs for municipalities.

Shannon Mason, representative from CareHere, briefly described how the program would work, explaining that the city employees could utilize a doctor's office that services the municipality, where there would be no co-pay, and the administrative cost of the visit would be significantly lower for the City versus out in the marketplace. The marketplace expenses for primary care visits currently range from \$150-\$300 per visit; at the health center the expense would range \$60-\$70. There is also a huge savings in the cost for tests and prescriptions. The location that would be available to Oak Park would be the "Fern Care" facility located on 9 Mile Rd in Ferndale, MI.

Jenny Campos, Human Resources Director for the City of Ferndale, addressed the Council to share her professional experience working with CareHere as a City that participates in the described program. For Ferndale, most importantly, the health screenings completed by the clinic in 2016 identified 95 chronic conditions in their employees that were diagnosed for the first time. By identifying and treating these conditions at the health center, the City could avoid an estimated \$353,000 in healthcare costs.

Councilmember Radner and Councilmember Rich expressed their concern with whether enrolling in this program would actually be a cost saver for the City.

City Manager Tungate informed Council that the administration will come back with a more straightforward breakdown of the cost savings that this program can offer.

(AGENDA ITEM #3B) Matter of receiving a presentation from South Oakland Shelter and Southwest Solutions and approving them as the selected bidder to purchase the City owned vacant parcels on Coolidge Hwy.

Representatives from South Oakland Shelter and Southwest Solutions introduced their proposed plan for the City owned vacant parcels on the west side of Coolidge Hwy, north of Eight Mile Rd. There is currently a gap in the housing market, with more lower income renters available than there are safe and affordable housing options. South Oakland Shelter and Southwest Solutions

have teamed together to propose 64 high-quality ranch and townhouse style housing units for this property in Oak Park. The designated architect on the project described the design for the development.

Councilmember Rich inquired about tax revenue from this development, whether this would be government subsidized housing, and if there would be staff on site. South Oakland Shelter and Southwest Solutions explained that there is an estimated \$800,000 in tax revenue; these units will not be government subsidized and the rent will be paid by the tenants; there will also be full time staff on site.

Councilmember Speech explained that through her involvement with this process, this type of housing would add to the community. She was happy to learn that they have also taken disability accessibility into consideration with the design of the housing.

**SCM-06-214-17 MOTION TO APPROVE SOUTH OAKLAND SHELTER AND
SOUTHWEST SOLUTIONS AS THE SELECTED BIDDER
CONDITIONAL TO THE NEGOTIATION OF A SALES
CONTRACT BY THE CITY MANAGER AND THE CITY
ATTORNEY – APPROVED**

Motion by Speech, seconded by Burns, CARRIED UNANIMOUSLY, to approve South Oakland Shelter and Southwest Solutions as the selected bidder conditional to the negotiation of a sales contract by the City Manager and the City Attorney.

Roll Call Vote:	Yes:	McClellan, Burns, Radner, Rich, Speech
	No:	None
	Absent:	None

MOTION DECLARED ADOPTED

CALL TO THE AUDIENCE:

There were no members of the audience wishing to speak.

ADJOURNMENT:

The Special Meeting adjourned at 6:50 p.m.

T. Edwin Norris, City Clerk

Marian McClellan, Mayor

**CITY OF OAK PARK PLANNING COMMISSION
MONDAY, MAY 8, 2017
MINUTES**

Meeting was called to order at 7:00 p.m., in the City Council Chambers, Oak Park City Hall, 14000 Oak Park Boulevard, Oak Park, MI, by Vice Chairperson Brown and roll call was made.

PRESENT: Vice Chairperson Brown
Commissioner Burns
Commissioner Eizelman
Commissioner McClellan
Commissioner Seligson
Commissioner Tkatch
Commissioner Walters-Gill

ABSENT: Chairperson Torgow
Commissioner Tungate

OTHERS PRESENT: City Planner, Kevin Rulkowski
Community & Economic Development Director, Kimberly Marrone
City Clerk, Ed Norris

3. APPROVAL OF AGENDA OF MAY 8, 2017 - APPROVED

4. APPROVAL OF MINUTES OF MARCH 24, 2017 - APPROVED

MOTION by Walters-Gill, SECONDED by Tkatch, to approve the minutes of April 24, 2017 with two corrections.

VOTE: Yes: All
No: None

MOTION CARRIED

5. ELECTION OF OFFICERS

Vice Chairperson Brown referenced City Planner Rulkowski's report, dated May 3, 2017:

The By-Laws of the Planning Commission State:

The election of all officers shall occur at the Commission's first regular meeting in April following City Council appointments or reappointments.

The officers of the Planning Commission consist of:

- Chairperson – currently Gary Torgow
- Vice Chairperson – currently Joe B. Brown
- Secretary – currently Michael Eizelman

MOTION by Seligson, SECONDED by Burns, to elect the current slate of officers.

VOTE: Yes: Brown, Burns, Eizelman, Seligson, McClellan, Tkatch, Walters-Gill
 No: None

MOTION CARRIED

6. COMMUNICATIONS/CORRESPONDENCE: None

7. PUBLIC HEARING:

- A. Public Hearing to receive comments on proposed text amendments to Article VIII, B-2, General Business District, Article IX, Light Industrial District and Article XIX Special Land Uses. The proposed text amendments to these districts would create new regulations for Class A, B & W Vehicle Dealers and modify provisions for Outdoor Storage Yards.**

Vice Chairperson Brown referenced City Planner Rulkowski's report, dated May 3, 2017:

The Department of Community & Economic Development proposed at the April meeting new regulations to address Vehicle Dealer Licenses and Outdoor Storage Yards. A Public Hearing was scheduled for the May meeting to hear public comment on the proposed changes.

As has been discussed with the Planning Commission, in Michigan there are eight different Vehicle Dealer Licenses that address New and Used Vehicle Dealers as well as Parts, Brokers and Wholesalers. For New and Used Vehicle Dealers the Planning Division practice has been to require Site Plan Review. As for the licensing of Brokers and Wholesalers the approval process has not been as stringent. All Vehicle Dealer Licenses require the local municipality to sign-off on the license to ensure it meets the City's zoning requirements.

Over the last few years the frequency and variety of licenses requested have increased dramatically (attached is a listing of the current dealer licenses in Oak Park). Because of this, at the end of 2016, a six month moratorium on the approval and issuance of any Vehicle Licenses in the City was put in place. Over the last few months staff has reviewed a number of other communities' provisions, analyzed our own experience with these uses and developed new regulations to address the issues related to these licenses. Our primary concern is with Class A (new), B (used), & W (Wholesale) Vehicle Dealer Licenses (see attached information describing the different types of licenses from the State of Michigan).

The attached proposed regulations accomplish the following:

- 1) Make all Vehicle Dealers subject to Special Land Use review (Public Hearing & Site Plan required).*
- 2) Allow Class A & B Licensed Dealers (new and used vehicle sales) only in B-2, General Business Districts.*

- 3) *Allow Class B & W Licensed Dealers (used & wholesale vehicle sales) in LI, Light Industrial Districts only when in combination with a Towing, Collision Shop or Custom Utility Vehicle Manufacturer use.*
- 4) *Establish minimum requirements for vehicle dealer lots.*

Additionally, through our examination of Vehicle Dealer Licenses we also determined changes should be made to Section 1925 – Outdoor storage yards. Our recommendations to that section are also attached.

If the proposed Zoning Ordinance text amendments are acceptable to the Planning Commission the Department of Community & Economic Development recommends approving the attached proposed ordinances.

Vice Chairperson Brown opened the Public Hearing at 7:07 p.m.

There were no members of the public present.

Vice Chairperson Brown closed the Public Hearing at 7:07 p.m.

- B. Planning Commission action on proposed text amendments to Article VIII, B-2, General Business District, Article XIX, Light Industrial District and Article XIX Special Land Uses. The proposed text amendments to these districts would create new regulations for Class A, B & W Vehicle Dealers and modify provisions for Outdoor Storage Yards.**

City Planner Rulkowski explained that these text amendments would specify the terminology to more clearly define collision shops in the Industrial District. The specification would change the terminology to auto-body repair facilities where 75% of business be associated with repair of body of cars. He will confirm that the City Attorney approves of this terminology change.

MOTION by Burns, SECONDED by Seligson, based on the information presented in the Planning Division Report, and additional findings of fact discussed during the public hearing, to **approve** the proposed text amendments.

VOTE: Yes: Brown, Burns, Eizelman, Seligson, McClellan, Tkatch, Walters-Gill
 No: None

MOTION CARRIED

8. CONSENT AGENDA: No Items Eligible This Month

9. MATTERS FOR CONSIDERATION

- A. OLD BUSINESS** - None
- B. NEW BUSINESS**

- 1) Aldi Food Market, 26300 Greenfield, Site Plan Review**

Vice Chairperson Brown referenced City Planner Rulkowski's report, dated May 3, 2017:

In February, Aldi Food Market, 26300 Greenfield Road, presented a Site Plan to construct a 1,583 square foot addition to the south side of their existing building. Because the Site Plan was for an expansion that did not exceed 2,000 square feet, Planning Commission approval was not required and the Site Plan was Administratively Approved.

Aldi has now decided that in addition to the expansion on the south side of the building, they are proposing to add a 610 square foot storage room in an area that currently is a loading dock. With the combination of the two additions they now exceed the 2,000 square foot administrative review threshold.

The 1,583 square foot addition will expand the south side of the building by 16 feet but when completed will have the same basic appearance as it does today. In addition to the building expansions, the interior of the building will be remodeled, the front facade will be updated, the parking lot repaved and site lighting upgraded to energy efficient LED light fixtures. The parking lot landscaping and the monument sign will also be refurbished. A separate application will need to be submitted for the proposed refurbished signs.

The Site Plan indicates with the additional building square footage the project will still exceed the minimum required parking number by six parking spaces (126 total parking spaces). Because the proposed expansion will not increase the amount of impervious surface area, no new review of storm water management is necessary.

The Site Plan does not indicate any new rooftop or ground level equipment. If new rooftop or ground level equipment is planned it will need to be screened as required by the Zoning Ordinance.

Based on the above considerations the Planning Division recommends approval of the Final Site Plan for Aldi Food Market, 26300 Greenfield Road.

Representative from Aldi Food Market, Chris Grzenkowicz, addressed the Commission to provide further details on the proposed changes to the building.

MOTION by Eizelman, SECONDED by Walters-Gill, to approve the Aldi Food Market Site Plan Review.

VOTE: Yes: Brown, Burns, Eizelman, Seligson, McClellan, Tkatch, Walters-Gill
 No: None

MOTION CARRIED

2) Schedule Public Hearing for Michigan Dessert property

Vice Chairperson Brown referenced City Planner Rulkowski's report, dated May 3, 2017:

As was discussed during the Master Plan process, a small section of Lessenger Park was proposed to be split off and combined with the Michigan Dessert property. Michigan Dessert is proposing an expansion and needs the additional underutilized park land. The City Council recently authorized the sale of this property to Michigan Dessert. The property

requires a rezoning from R-1, One Family Dwelling District to LI, Light Industrial District for Michigan Dessert to move forward.

It is the recommendation of the Planning Division to schedule a Public Hearing for the June 12th Planning Commission meeting to consider the rezoning of the former section of Lessenger Park, from R-1, One Family Dwelling District to LI, Light Industrial District.

MOTION by Burns, SECONDED by McClellan, to approve scheduling of a Public Hearing for Michigan Dessert property.

VOTE: Yes: Brown, Burns, Eizelman, Seligson, McClellan, Tkatch, Walters-Gill
 No: None

MOTION CARRIED

3) Capital Improvement Program 2017-2018 Annual Budget

City Planner Rulkowski explained as part of the annual budget process, the City Manager prepares a Capital Improvement Program Budget that is provided to the Planning Commission for their review and consultation.

MOTION by Eizelman, SECONDED by Burns, to receive the Capital Improvement Program 2017-2018 Annual Budget as presented.

VOTE: Yes: Brown, Burns, Eizelman, Seligson, McClellan, Tkatch, Walters-Gill
 No: None

MOTION CARRIED

10. PLANNING COMMISSION MATTERS FOR DISCUSSION – from members only: None

11. PUBLIC COMMENTS ON ITEMS NOT SCHEDULED FOR PUBLIC HEARING: None

12. ADJOURNMENT

There being no further business, Vice Chairperson Brown adjourned the meeting at 7:36 p.m.

Lisa Vecchio, Deputy City Clerk



5D

BUSINESS OF THE CITY COUNCIL, OAK PARK, MICHIGAN

AGENDA OF: June 19, 2017

AGENDA #

SUBJECT: Payment Application number 1 for the 2017 Roof Replacement Project, M-665.

DEPARTMENT: Technical & Planning – Facilities RMB

SUMMARY: Attached is Contractors Application for Payment number 1 for the 2017 Roof Replacement Project, M-665.

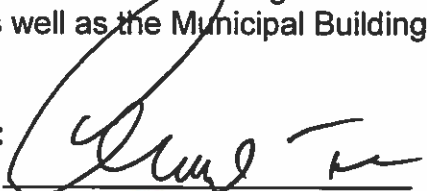
This project replaced the roof above Court Room 1, the south court entrance canopy, the south old public safety canopy "Area A-3" and above rooms A and B "Area F" at the Community Center. The project is now 99% complete.

<u>FINANCIAL STATEMENT:</u>	Original Contract Amount:	\$205,000.00
	Total Completed to Date:	\$165,585.56
	Less Retainage:	\$ 16,585.56
	Net Earned:	\$149,270.00
	Deductions:	\$ 0.00
	Balance:	\$149,270.00
	Payments to Date:	\$ 0.00
	Amount Due to Schreiber Corporation:	\$149,270.00

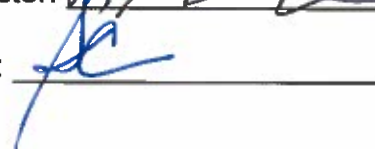
RECOMMENDED ACTION: It is recommended that Contractors Application for Payment number 1 for the 2017 Roof Replacement Project, M-665 to Schreiber Corporation be approved in the amount of \$149,270.00.

Funding is available in the Building Maintenance Repairs & Maintenance Account #101-18-265-930 as well as the Municipal Building Construction Account (Court) #470-70-900-970.

APPROVALS:

City Manager: 

Department Director: 

Finance Director: 

EXHIBITS: Contractors Application for Payment
Drawing/map

CONTRACTOR'S APPLICATION FOR PAYMENT

Application is made for Payment, as shown below, in connection with the Contract.
Continuation Sheet, AIA Type Document is attached.

1. ORIGINAL CONTRACT SUM \$ 205,000.00
 2. Net Change by Change Orders \$ 0.00
 3. CONTRACT SUM TO DATE (Line 1 + 2) \$ 205,000.00
 4. TOTAL COMPLETED AND STORED TO DATE \$ 165,855.56

5. RETAINAGE:
 a. 10.00 % of Completed Work \$ 16,585.56
 b. 0.00 % of Stored Material \$ 0.00
 Total retainage (Line 5a + 5b) \$ 16,585.56

6. TOTAL EARNED LESS RETAINAGE \$ 149,270.00
 (Line 4 less Line 5 Total)

7. LESS PREVIOUS CERTIFICATES FOR PAYMENT
 (Line 6 from prior Certificate) \$ 0.00

8. CURRENT PAYMENT DUE \$ 149,270.00

9. BALANCE TO FINISH, INCLUDING RETAINAGE
 (Line 3 less Line 6) \$ 55,730.00

CHANGE ORDER SUMMARY	ADDITIONS	DEDUCTIONS
Total changes approved in previous months by Owner	0.00	0.00
Total approved this Month	0.00	0.00
TOTALS	0.00	0.00
NET CHANGES by Change Order	0.00	

The Undersigned Contractor certifies that to the best of the Contractor's knowledge, information and belief the work covered by this application for Payment has been completed in accordance with the Contract Documents, that all amounts have been paid by the Contractor for Work for which previous Certificates for Payment were issued and payments received from the owner and that current payment shown herein is now due.

CONTRACTOR: Schreiber Corporation
 29945 Beck Rd. Wixom, MI 48393

By: Chase Keathley Date: 6/13/17
 CHASE KEATHLEY / PROJECT MANAGER

State of: MI

County of: OAKLAND

Subscribed and Sworn to before me this 13th Day of June 2017

Notary Public [Signature]
 My Commission Expires: 9/4/23 JUSTIN E. CRY

ARCHITECT'S CERTIFICATE FOR PAYMENT

In Accordance with the Contract Documents, based on on-site observations and the data comprising the above application, the Architect certifies to owner that to the best of the Architect's knowledge, information and belief the Work has progressed as indicated, the quality of the work is in accordance with the Contract Documents, and the Contractor is entitled to payment of the AMOUNT CERTIFIED.

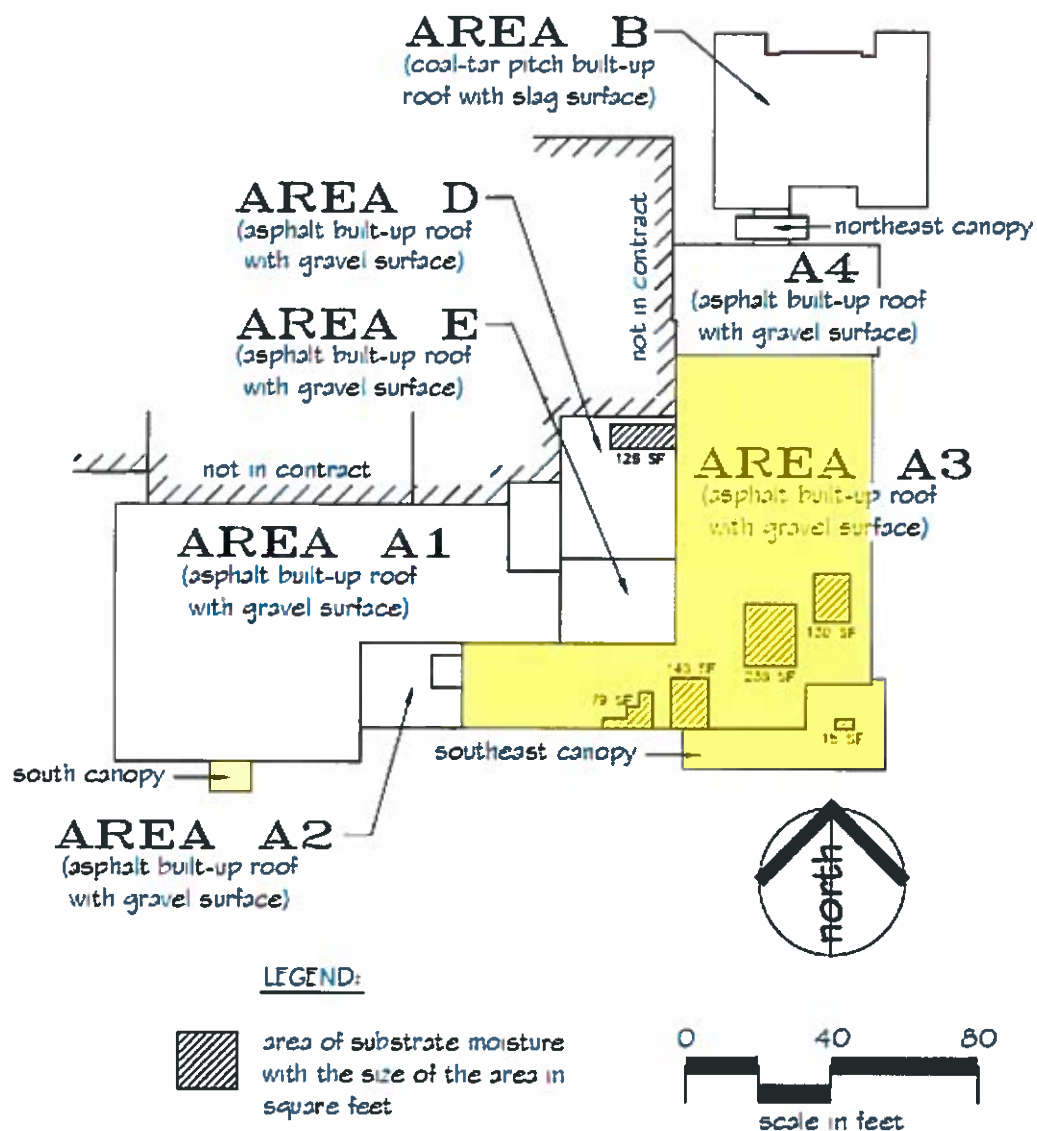
AMOUNT CERTIFIED \$

(Attach explanation if amount certified differs from the amount applied. Initial all figures on this Application and on the Continuation Sheet that are changed to conform to the amount certified.)

ARCHITECT:

By: _____ Date: _____

This Certificate is not negotiable. The AMOUNT CERTIFIED is payable only to the Contractor named herein. Issuance, Payment and acceptance of payment are without prejudice to any rights of the Owner or Contractor under this Contract.



ROOFING TECHNOLOGY ASSOCIATES, LTD.

38031 SCHOOLCRAFT ROAD
LIVONIA, MICHIGAN 48150-1065
(734) 591-4444

ROOF AREA PLAN

45th DISTRICT COURT BUILDING
CITY OF OAK PARK
14500 OAK PARK BOULEVARD
OAK PARK, MICHIGAN

Project No: 16-045

Drawn By: RDK

Plate No:

Date:

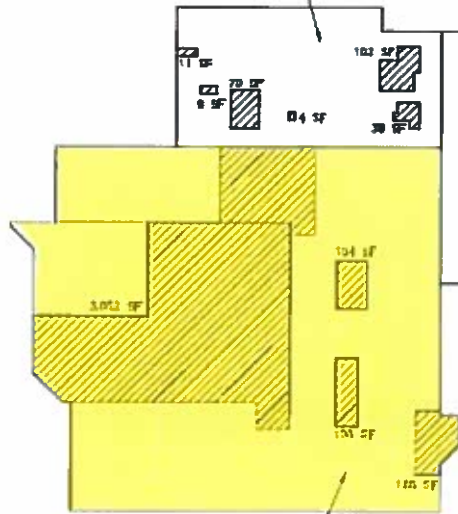
9-13-16

Checked By: RDK

2

AREA E

(modified bitumen roof with aluminum coating)



AREA F

(coal-tar pitch built-up roof with gravel surface)

AREA A

(modified bitumen roof with granule surface and aluminum coating)

AREA D

(coal-tar pitch built-up roof with gravel surface)

AREA B

(not in contract)

AREA C

(coal-tar pitch built-up slag surface)



LEGEND:

area of substrate moisture with the size of the area in square feet



ROOFING TECHNOLOGY ASSOCIATES, LTD.

3800 BROADCRAFT ROAD
LYONS, ILLINOIS 60135-1085
(708) 881-4444

ROOF AREA PLAN

LIBRARY COMMUNITY CENTER
CITY OF OAK PARK
14300 OAK PARK BOULEVARD
OAK PARK, ILLINOIS

Project No.	16-045	Drawn By	ACA	Plot No.
Date	9-13-16	Checked By	ACK	1

**BUSINESS OF THE CITY COUNCIL, OAK PARK, MICHIGAN****AGENDA OF:** June 19, 2017**AGENDA #**

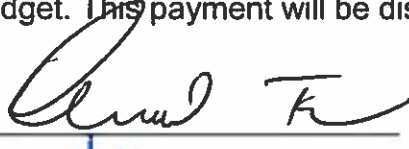
SUBJECT: Payment Application no. 2 for the 2017 Granzon Avenue Reconstruction Project, M-650.

DEPARTMENT: Technical & Planning/DPW – Engineering GWS

SUMMARY: Attached is Payment Application no. 2 for the 2017 Granzon Avenue Reconstruction Project, M-650. This project will replace storm sewers and roadway pavement as shown on the attached map. This project is approximately 48% complete.

<u>FINANCIAL STATEMENT:</u>	Original Contract Amount:	\$971,425.00
	Total Completed to Date:	\$469,002.22
	Less Retainage:	\$ 46,900.22
	Net Earned:	\$422,102.00
	Deductions:	\$ 0.00
	Balance:	\$422,102.00
	Payments to Date:	<u>\$197,166.48</u>
	Amount Due Florence Cement Company:	\$224,935.52

RECOMMENDED ACTION: It is recommended that Payment Application no. 2 to Florence Cement Company of Shelby Township, MI for the 2017 Granzon Avenue Reconstruction Project, M-650, be approved for the total amount of \$224,935.52. Funding is available as follows: \$500,000 in the FY 2016-17 Local Street Budget, \$151,000 in the Water & Sewer Fund for sewer work on the project, and the balance is proposed in the FY 2017-18 Local Street Budget. This payment will be distributed accordingly.

APPROVALS:City Manager: Department Director: 

Finance Director: _____

EXHIBITS: Payment Application no. 2, map of area

PAYMENT APPLICATION

PROJECT: Granzon Ave. Reconstruction Project
OWNER: City of Oak Park, Michigan
CONTRACTOR: Florence Cement Company
 12585 23 Mile Rd.
 Shelby Twp., MI 48315

JOB NUMBER: M-650
APPLICATION NO.: 2
PERIOD ENDING: 6/2/17
PAGE: 1 of 2

Item No.	Description	Original Bid Quantity	Unit	Unit Price	Period Quantity	Period Amount	Quantity To Date	Amount To Date
1	Mobilization, Max 5%	1	LSUM	\$48,000.00	0.00	\$0.00	1.00	\$48,000.00
2	Pavement Removal, Modified SP	11,000	SYD	\$5.00	5,224.70	\$26,123.50	10,698.25	\$53,491.25
3	Drainage Structure, Removing, Modified SP	25	EACH	\$300.00	0.00	\$0.00	26.00	\$7,800.00
4	Sewer Remove under 24"	725	LFT	\$10.00	0.00	\$0.00	711.00	\$7,110.00
5	Subgrade Undercutting, (Modified)	500	CYD	\$46.00	540.56	\$24,865.76	542.78	\$24,967.88
6	Machine Grading, Modified SP	25.50	STA	\$3,100.00	25.49	\$79,019.00	25.49	\$79,019.00
7	Erosion Control, Inlet Protection, Fabric Drop, Modified SP	30	EACH	\$100.00	0.00	\$0.00	28.00	\$2,800.00
8	Aggregate Base Under Concrete (6" 21AA Crush Limestone)	9,500	SYD	\$9.00	9,143.59	\$82,292.31	9,143.59	\$82,292.31
9	Maintenance gravel, Modified SP	300	TON	\$18.00	0.00	\$0.00	219.50	\$3,951.00
10	Drainage Structure, 24 Inch (Inlet), Modified SP	13	EACH	\$1,100.00	0.00	\$0.00	13.00	\$14,300.00
11	Drainage Structure, 48 Inch Diameter, Modified SP	12	EACH	\$1,400.00	0.00	\$0.00	13.00	\$18,200.00
12	Drainage Structure Cover	3,800	LBS	\$2.00	0.00	\$0.00	0.00	\$0.00
13	Adjusting Drainage Structure Cover Case 1, Modified SP	15	EACH	\$400.00	0.00	\$0.00	0.00	\$0.00
14	Sewer Pipe 12" Class IV Reinf. Concrete Pipe	725	LFT	\$58.00	0.00	\$0.00	711.00	\$41,238.00
15	Underdrain Subgrade, Open Graded 6", Modified SP	5,500	LFT	\$9.00	2,437.00	\$21,933.00	4,972.00	\$44,748.00
16	Conc. Pavement, Non-Reinf 7" Conc., Modified SP	9,500	SYD	\$36.00	0.00	\$0.00	0.00	\$0.00
17	Sidewalk Conc. - NonReinf. 8" Conc. Sidewalk/Drive App., Modified SP	500	SFT	\$7.00	0.00	\$0.00	0.00	\$0.00
18	Sidewalk Conc. - NonReinf. 6" Conc. Sidewalk/Drive App. Modified SP	8,700	SFT	\$5.50	0.00	\$0.00	0.00	\$0.00
19	Sidewalk Conc. - NonReinf. 4" Concrete Sidewalk Modified SP	5,700	SFT	\$5.00	0.00	\$0.00	0.00	\$0.00
20	Cast In Place Detectable/ Tactile Warning Surface.	600	SFT	\$14.00	0.00	\$0.00	0.00	\$0.00
21	Class A Sodding, Modified SP	5,500	SYD	\$8.75	0.00	\$0.00	0.00	\$0.00
22	Minor Traffic Device, Modified SP	1	LSUM	\$10,000.00	0.00	\$0.00	1.00	\$10,000.00
23	Salvage Sign, Modified SP	20	EACH	\$115.00	0.00	\$0.00	16.00	\$1,840.00
24	Project Cleanup	1	LSUM	\$10,000.00	0.00	\$0.00	0.00	\$0.00
25	Inspection Crew Days, Modified SP	\$320	DAY	65.00	13.50	\$0.00	25.00	\$0.00
26	Sewer Trap, 12" and Under	0	EACH	\$460.00	1.00	\$460.00	13.00	\$5,980.00
27	8" CL54, Ductile Iron Water Main Pipe	0	LFT	\$95.00	0.00	\$0.00	74.00	\$7,030.00
28	Sewer Tap 12"	0	EACH	500.00	0.00	\$0.00	2.00	\$1,000.00
29	Discing Time and Materials	0	T/M	7,178.78	1.00	\$7,178.78	1.00	\$7,178.78
30	Model 2030-B AMCO Towalbe Disc	0	LSUM	\$8,056.00	1.00	\$8,056.00	1.00	\$8,056.00

Period Amount: \$249,928.35 Amount to Date: \$469,002.22

PROJECT: Granzon Ave. Reconstruction Project
OWNER: City of Oak Park, Michigan
CONTRACTOR: Florence Cement Company
12585 23 Mile Rd.
Shelby Twp., MI 48315

JOB NUMBER: M-650
APPLICATION NO.: 2
PERIOD ENDING: 6/2/17
PAGE: 2 of 2

Contract Amount: \$971,425.00

Earnings This Period: \$249,928.35
Total Earnings to Date: \$469,002.22
Less Retainage: \$46,900.22
Net Earned: \$422,102.00
Deductions: \$0.00
Balance: \$422,102.00
Payments to Date: \$197,166.48

Amount Due: \$224,935.52

Accepted By:


Florence Cement Company

Date:

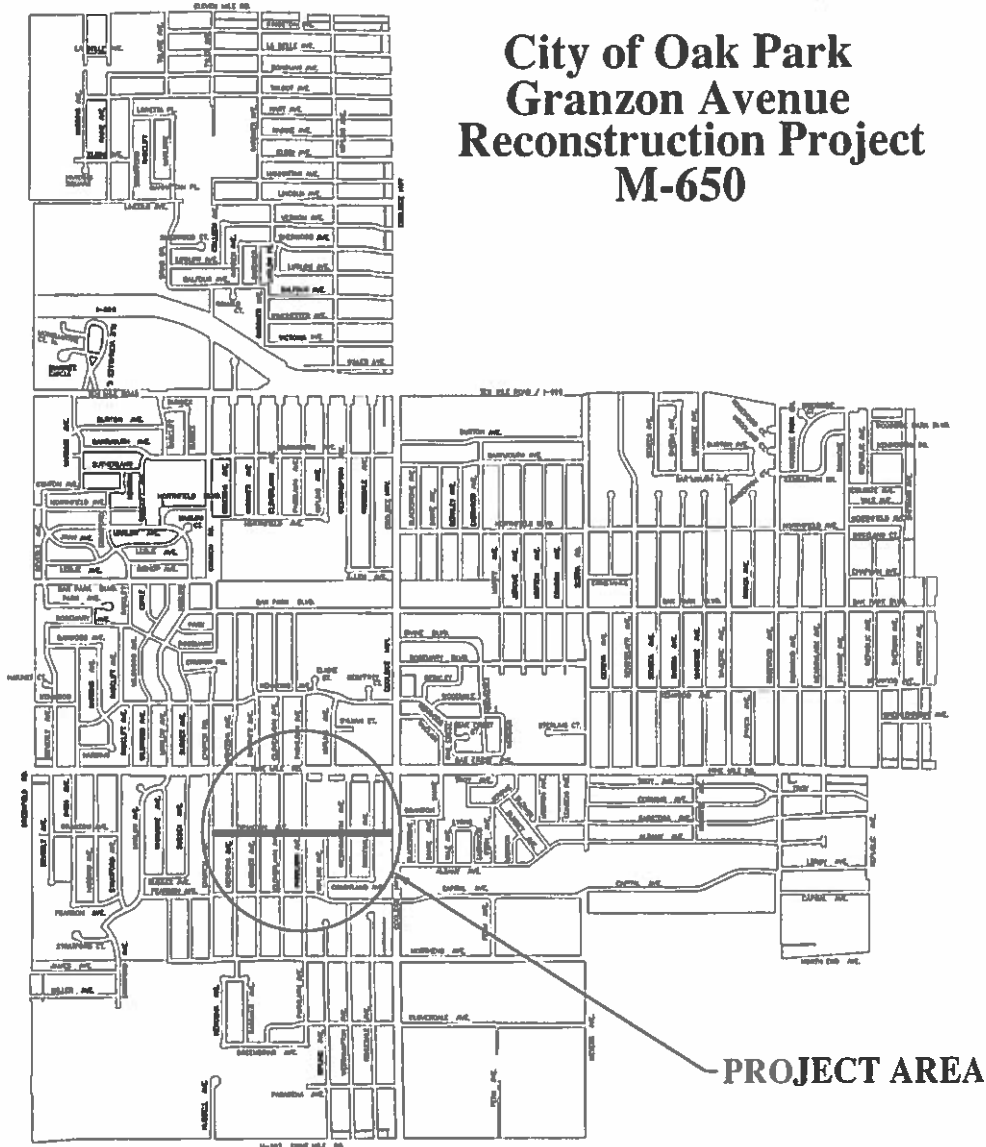
6/7/17


Gerrajh Surles - Assistant City Engineer
City of Oak Park, Michigan

Date:

6/8/2017

City of Oak Park Granzon Avenue Reconstruction Project M-650



**BUSINESS OF THE CITY COUNCIL, OAK PARK, MICHIGAN****AGENDA OF:** June 19, 2017**AGENDA #**

SUBJECT: Request authorization to bid the 2017 Miscellaneous Sewer Repair Project, M-671.

DEPARTMENT: DPW/Technical & Planning – Engineering GWS

SUMMARY: Plans and specifications are complete for the 2017 Miscellaneous Sewer Repair Project, M-671. This project will repair sewer pipes and structures in several areas.

FINANCIAL STATEMENT: There is budgeted funding available in the Water and Sewer Fund for this expenditure.

RECOMMENDED ACTION: It is recommended that the request to advertise for bids for the 2017 Miscellaneous Sewer Repair Project, M-671 be approved. It is further recommended that \$500,000 budgeted in the Water and Sewer Fund (592-18-550-930) be utilized for this project.

APPROVALS:

City Manager: _____

Department Director: _____

Finance Director: _____

EXHIBITS: none



BUSINESS OF THE CITY COUNCIL, OAK PARK, MICHIGAN

AGENDA OF: June 19, 2017

AGENDA #

SUBJECT: Payment Application no. 1 for the 2017 Water Main Replacement Project, M-649.

DEPARTMENT: Technical & Planning – Engineering GWS

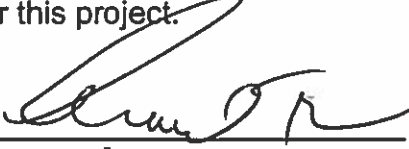
SUMMARY: Attached is Payment Application no. 1 for the 2017 Water Main Replacement Project, M-649. This project is replacing water mains on Kipling Ave. between Nine Mile Road and Kenwood Avenue, on Harding Avenue from Nine Mile Road to Pearson, and on Labelle from Coolidge to just West of Kipling, as shown on the attached map. The project is approximately 24% complete.

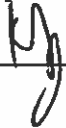
FINANCIAL STATEMENT: Original Contract Amount: \$ 766,998.00

Total Completed to Date:	\$ 184,634.75
Less Retainage:	\$ 18,463.47
Net Earned:	\$ 166,171.28
Deductions:	\$ 0.00
Balance:	\$ 166,171.28
Payments to Date:	\$ 0.00
Amount Due Aielli Construction Co., Inc.:	\$ 166,171.28

RECOMMENDED ACTION: It is recommended that Payment Application no. 1 for the 2017 Water Main Replacement Project, M-649, to Aielli Construction Co., Inc. be approved for the amount of \$166,171.28. There is \$800,000 budgeted in the Water & Sewer Fund for this project.

APPROVALS:

City Manager: 

Department Director: 

Finance Director: _____

EXHIBITS: Payment Application no. 1 and Map of project areas

PAYMENT APPLICATION

PROJECT: 2017 Water Main Replacement Project
OWNER: City of Oak Park, Michigan
CONTRACTOR: Aielli Construction Co. Inc.
 47850 Van Dyke
 Shelby Twp., MI 48317

JOB NUMBER: M-649
APPLICATION NO.: 1
PERIOD ENDING: 6/2/17
PAGE: 1 of 2

Item No.	Description	Original Bid Quantity	Unit	Unit Price	Period Quantity	Period Amount	Quantity To Date	Amount To Date
1	Mobilization, Max 5%	1	LSUM	\$15,000.00	1.00	\$15,000.00	1.00	\$15,000.00
2	Minor Traffic Device, Modified SP	1	LSUM	\$4,500.00	0.00	\$0.00	0.00	\$0.00
3	Pavement Removal, Modified SP	3,205	SYD	\$7.50	1,097.46	\$8,230.95	1,097.46	\$8,230.95
4	Water Main 8" Ductile Iron, Class 54, Trench Detail B, Modified SP	3,745	LFT	\$70.00	1,814.34	\$127,003.80	1,814.34	\$127,003.80
5	Install Fire Hydrant, EJW 5BR-250	12	EACH	\$3,600.00	6.00	\$21,600.00	6.00	\$21,600.00
6	Kipling Water Main Connection "A" @ Kipling Ave./Kenwood Ave. Intersection	1	LSUM	\$9,500.00	0.00	\$0.00	0.00	\$0.00
7	Kipling Water Main Connection "B" @ Kipling Ave./Nine Mile Rd. Intersection	1	LSUM	\$6,100.00	0.00	\$0.00	0.00	\$0.00
8	Harding Water Main Connection "A" @ Harding Ave./Nine Mile Rd. Intersection	1	LSUM	\$20,000.00	0.00	\$0.00	0.00	\$0.00
9	Harding Water Main Connection "B" @ Harding Ave./Pearson Intersection	1	LSUM	\$6,250.00	0.00	\$0.00	0.00	\$0.00
10	Install 8" Gate Valve and Well	10	EACH	\$3,400.00	3.00	\$10,200.00	3.00	\$10,200.00
11	Remove/Replace Short Side Service Curb Stop Box 3/4" to 1"	41	EACH	\$215.00	0.00	\$0.00	0.00	\$0.00
12	Remove/Replace Short Side Service Curb Stop Box 1.5" to 2"	10	EACH	\$290.00	0.00	\$0.00	0.00	\$0.00
13	Service Transfer (long and short side) 3/4" to 1"	108	EACH	\$700.00	0.00	\$0.00	0.00	\$0.00
14	Service Transfer (long and short side) 1.5" to 2"	10	EACH	\$1,250.00	0.00	\$0.00	0.00	\$0.00
15	3/4" to 1" Type K Copper	425	LFT	\$10.50	0.00	\$0.00	0.00	\$0.00
16	1.5" to 2" Type K Copper	50	LFT	\$20.00	0.00	\$0.00	0.00	\$0.00
17	Remove Existing Fire Hydrant	8	EACH	\$350.00	0.00	\$0.00	0.00	\$0.00
18	Remove Existing Gate Valve and Well	6	EACH	\$400.00	0.00	\$0.00	0.00	\$0.00
19	Abandon Existing Water Mains Harding and Kipling Ave.	1	LSUM	\$5,800.00	0.00	\$0.00	0.00	\$0.00
20	Conc. Pavement With Integral curb and gutter, Non-Reinf. 6", Modified SP	185	SYD	\$66.00	0.00	\$0.00	0.00	\$0.00
21	Sidewalk Conc. Non-Reinforced 6" Conc. Sidewalk/Drive Approach, Modified SP	9,650	SFT	\$4.90	0.00	\$0.00	0.00	\$0.00
22	Sidewalk Conc. Non-Reinforced 4" Conc. Sidewalk/Driveway, Modified SP	17,300	SFT	\$3.75	0.00	\$0.00	0.00	\$0.00
23	Aggregate Base Under Concrete (6" 21AA Crush Limestone)	160	SYD	\$6.00	0.00	\$0.00	0.00	\$0.00
24	Cast In Place Detectable/ Tactile Warning Surface.	142	SFT	\$25.00	0.00	\$0.00	0.00	\$0.00
25	Underdrain Subgrade, Open Graded 6", Modified SP	100	LFT	\$10.00	0.00	\$0.00	0.00	\$0.00
26	Class A Sodding, Modified SP	3,810	SYD	\$7.00	0.00	\$0.00	0.00	\$0.00
27	Adjusting Drainage Structure Cover, Case 1, Modified SP	1	EACH	\$500.00	0.00	\$0.00	0.00	\$0.00
28	Drainage Structure Cover	4,180	LBS	\$1.35	0.00	\$0.00	0.00	\$0.00
29	Salvage Sign, Modified SP	14	EACH	\$50.00	2.00	\$100.00	2.00	\$100.00
30	Erosion Control, Inlet Filter, Fabric Drop, Modified SP	27	EACH	\$80.00	0.00	\$0.00	0.00	\$0.00
31	Maintenance Gravel, Modified SP	1,100	TON	\$19.00	0.00	\$0.00	0.00	\$0.00
32	Crossing Existing Water Mains, Sewers	7	EACH	\$250.00	10.00	\$2,500.00	10.00	\$2,500.00
33	Unidentified Irrigation System Repairs - Sprinkler Lines	100	LFT	\$3.00	0.00	\$0.00	0.00	\$0.00
34	Unidentified Irrigation System Repairs - Sprinkler Heads	30	EACH	\$0.00	0.00	\$0.00	0.00	\$0.00
35	Project Cleanup	1	LSUM	7,500.00	0.00	\$0.00	0.00	\$0.00
36	Inspection Crew Days, Modified SP	\$320.00	DAY	63.00	11.00	\$0.00	11.00	\$0.00
6	Labelle Water Main Connection "A" @ Labelle Ave./Coolidge Hwy. Intersection	1	LSUM	\$5,500.00	0.00	\$0.00	0.00	\$0.00
7	Labelle Water Main Connection "B" @ Labelle Ave./Labelle ave. west of Kipling	1	LSUM	\$2,500.00	0.00	\$0.00	0.00	\$0.00

\$184,634.75

\$184,634.75

PROJECT: 2017 Water Main Replacement Project
OWNER: City of Oak Park, Michigan
CONTRACTOR: Aielli Construction Co. Inc.
47850 Van Dyke
Shelby Twp., MI 48317

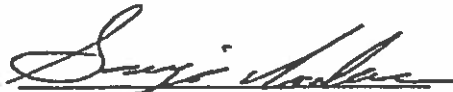
JOB NUMBER: M-649
APPLICATION NO.: 1
PERIOD ENDING: 6/2/17
PAGE: 2 of 2

Original Contract Amount: \$766,998.00

Earnings This Period: \$184,634.75
Total Earnings to Date: \$184,634.75
Less Retainage: \$18,463.48
Net Earned: \$166,171.28
Deductions: \$0.00
Balance: \$166,171.28
Payments to Date: \$0.00

Amount Due: \$166,171.28

Accepted By:

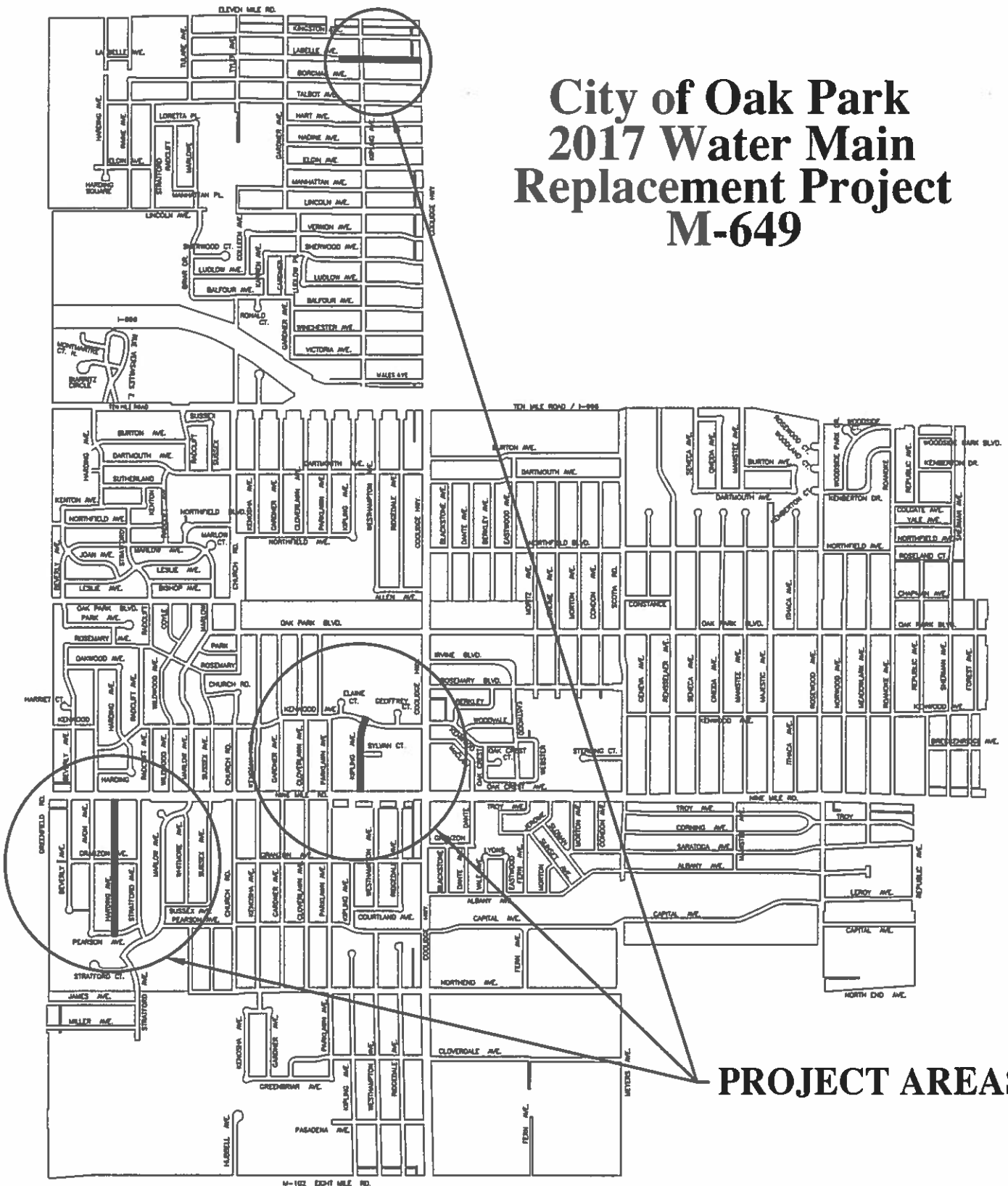

Aielli Construction Co. Inc.

Date: June 6-2017


Gerrald Surles, Assistant City Engineer
City of Oak Park, Michigan

Date: 6/6/2017

City of Oak Park 2017 Water Main Replacement Project M-649



PROJECT AREAS

CORPORATE RESOLUTION CERTIFICATION

I. ACCOUNT INFORMATION

ACCOUNT TITLE: CITY OF OAK PARKACCOUNT NUMBER: 1

II. CERTIFICATION

I HEREBY CERTIFY that the Board of Directors of CITY OF OAK PARK, a corporation, incorporated in the state of MICHIGAN, adopted the following preamble and resolution which ever since has been and now is in full force and effect.

WHEREAS this Corporation is duly authorized and permitted by its Charter and Bylaws to:

- (1) Engage in cash and margin transactions in any and all forms of securities including, but not limited to, stocks, options, mutual funds, stock options, stock index options, short sales, foreign currency options and debt instrument options, bonds, bond debentures, annuities, notes, scrips, participation certificates, rights to subscribe, warrants, certificates of deposit, mortgages, choses in action, evidences of indebtedness, commercial paper certificates or indebtedness, and certificates of interest of any and every kind and nature whatsoever, secured or unsecured, whether represented by trust, participating and/or other certificates or otherwise.
- (2) Receive on behalf of the Corporation or deliver to the Corporation or third parties, monies, stocks, bonds, and other securities. To sell, assign, and endorse for transfer, certificates representing stocks, bonds, or other securities now registered or hereafter registered in the name of the Corporation.
- (3) Establish and maintain an asset management account with debit card, check writing and margin privileges, from which account funds are directly spent, the responsibility for which is entirely that of the Corporation.

NOW THEREFORE BE IT RESOLVED that this Corporation opened an account or accounts in its name with Comerica Securities, Inc./Pershing LLC and such other Clearing Corporations as may from time to time carry this account (all hereinafter referred to as "Clearing Corporation") and that the individuals named in Section III below ("Authorized Person") or any one of them acting individually, may, on behalf of this Corporation, be and they hereby are and each of them hereby is authorized and empowered to (1) give written or oral orders in the said account or accounts for the purchase, sale, or other disposition of stocks, bonds, and other securities, (2) deliver to and receive from Clearing Corporation, on behalf of this Corporation monies, stocks, bonds, and other securities, (3) establish and maintain an asset management account with debit card, check writing and margin privileges from which account funds are directly spent with each authorized person as indicated in the separate asset management account agreement having check writing and debit card privileges, (4) order the transfer or delivery of funds, monies or securities to any other person whatsoever, (5) sign acknowledgements of the correctness of all statements of accounts, and (6) make, execute, and deliver under the corporate seal any and all written endorsements, releases and documents necessary or proper to effectuate the authority hereby conferred; the within authorization to each of said officers to remain in full force and effect until written notice of the revocation thereof shall have been received by Comerica Securities, Inc. and Clearing Corporation.

1. The above named entity is authorized by its governing documents to enter into a Comerica Bank/Comerica Securities department wire transfer agreement. Wire transfer instructions are subject to Comerica Securities, Inc. domestic and international wire transfer terms.
2. The persons below are each individually authorized to
 - a. Enter into a Comerica Bank/Comerica Securities wire transfer service agreement,
 - b. Authorize wire transfer requests, and
 - c. Designate the name of each person, including his/her name, authorized to initiate payment orders, confirm payment orders or both, including the ability of an initiator to confirm his/her own payment order request.
 - d. Revoke the authority of any person named as authorized to initiate payment orders and/or confirm payment orders.
3. The entity's authorized representative(s) will certify the name/signature of each Authorized Agent named. Changes to these Authorized Agents will be certified and submitted by the entity's authorized representative.
4. Comerica Bank/Comerica Securities shall be fully protected, indemnified and held harmless from loss, expenses, claims and damages arising out of its reliance on the Declaration until Comerica Bank/Comerica Securities has received written notice from an authorized representative of the entity that the Declaration has been revoked in full or in part and has had a reasonable time to act on such notice.
5. This Declaration and the representations contained herein shall continue in force and effect until Comerica Bank/Comerica Securities receives written notice of change, amendment or revocation in regard to the Declaration from an authorized representative of the entity. All agreements or documents previously executed and acts previously done to carry out the purposes of this Declaration are ratified, confirmed and approved as the acts of the entity and are binding upon the company.



III. CERTIFICATION AND SIGNATURE

I FURTHER CERTIFY that the following are the names, titles and signatures of the officers (or others) authorized by the foregoing resolution to act for this Corporation:

Name (print) <u>SAUNDRA CRAWFORD</u>	Title: <u>FINANCE DIRECTOR</u>	Signature: <u><i>Sandra Crawford</i></u>
Name (print) <u>JAMEN WINTERS</u>	Title: <u>TREASURER</u>	Signature: <u><i>Jamen Winters</i></u>
Name (print) _____	Title: _____	Signature: _____
Name (print) _____	Title: _____	Signature: _____
Name (print) _____	Title: _____	Signature: _____

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of said Corporation this

(AFFIX CORPORATE SEAL HERE
IF CORPORATION USES A SEAL) _____ day of _____, 20 _____

SECRETARY SIGNATURE: _____

PRINT SECRETARY SIGNATURE: _____

NOTE 1: If the Secretary is empowered to act for the Corporation pursuant to these resolutions, the President of the Corporation as set forth above must fill in and execute the Additional Certification in Section IV below.

NOTE 2: If the Corporation has only one sole officer (e.g. President), that officer must sign above on the Secretary line indicating his or her corporate officer title in addition to filling in and executing the Additional Certification in Section IV below.

IV. ADDITIONAL CERTIFICATION

(President to complete only if the Secretary of the Corporation is authorized to act pursuant to the foregoing resolution or if the Corporation has only one officer — check one):

- ☐ I FURTHER CERTIFY that the Secretary of the Corporation is authorized by the foregoing resolution to act hereunder.
- ☐ I FURTHER CERTIFY that the Corporation has only one sole officer and that I am that sole officer and authorized to execute legal and binding documents in the name of and on behalf of the Corporation pursuant to the Corporation's governing documents.

Name: _____ Title: President Signature: _____
Print Name

Date: _____

MERCHANT'S LICENSES – JUNE 19, 2017

(Subject to All Departmental Approvals)

<u>NEW MERCHANT</u>	<u>ADDRESS</u>	<u>FEE</u>	<u>BUSINESS TYPE</u>
MNSA Studios Inc	13650 Eight Mile	\$150	Audio Studio
Berkley's Gourmet Cupcakes	25294 Greenfield	\$150	Bakery
Behy Motors LLC	13000 Northend	\$150	Automotive

<u>RENEWALS</u>	<u>ADDRESS</u>	<u>FEE</u>	<u>BUSINESS TYPE</u>
M. Beshara Inc	10020 Capital	\$225	Printing
Vizcom Media	10325 Capital	\$225	Printing
Great Lakes Landscape Design	10631 Capital	\$150	Landscape
Innovative Tool & Design Inc	10725 Capital	\$225	Manufacturing
RCI Detroit LLC	21320 Coolidge	\$225	Restaurant Supplies
Tamous Electrical Services Inc	21380 Coolidge	\$150	Electrical Contractor
MOPEC	21750 Coolidge	\$150	Laboratory Products
\$8 Demo Cuts	22101 Coolidge	\$150	Barber Shop
Xquisite Stylz LLC	22111 Coolidge	\$225	Salon
Melrose Couture	22121 Coolidge	\$225	Retail
Designer Suite	23130 Coolidge	\$225	Retail
Coolidge Cycle	25909 Coolidge	\$225	Bicycle Shop
Enhance Your Beauty	23300 Greenfield 218	\$225	Salon
Ultimate Care Pharmacy	15075 Lincoln 110	\$225	Pharmacy
Woodshed Studios Oak Park	8130 Nine Mile	\$150	Studio
Speedy Greasy	10200 Nine Mile	\$150	Automotive
Vibrant Vizionz LLC	12714 Nine Mile	\$225	Graphic Design
Fallou's African Hair Braiding	12716 Nine Mile	\$187.50	Salon
Attisha LLC – Food Mart	15450 Nine Mile	\$150	Gas / Food Mart

CITY OF OAK PARK
MICHIGAN
APPLICATION FOR SPECIAL EVENT LICENSE

Today's Date: JUNE 13 2017

Applicant Information

Applicant/Business Name: MARK PHILLIPS

Applicant/Business Address: 13670 NADINE O.P.

Phone number: 2487094578 E-Mail Address: PHILLIPSMARK628@GMAIL.COM

Relation of applicant to business: _____

Has applicant ever been convicted of a felony? ☐ Yes ☒ No

Owner Information

Owner or manager of site: _____ Phone: _____

Names and addresses of partners or officers of corporation:

Event Information

Proposed date(s) of event: AUGUST 5 - 7 6^{PM} IF RAIN Has this event been held previously? ☒ Yes ☐ No

Address or location of event: NADINE ST

Is this a City owned park? Q

If this event is to take place in a City owned park, have you received and do you agree to abide by the City's Parks and Recreation rules and regulations? ☐ Yes ☐ No

Nature, purpose, and detailed description of event: BLOCK PARTY

Will the event be open to the public? ☒ Yes ☐ No

If yes, please describe how so: TO PEOPLE ON NADINE

Estimated number of people attending event? 50 Hours of Event: 5-8

WE WOULD LIKE TO GET THE ICE CREAM VAN
FROM PUBLIC SAFETY.

Are you requesting to have a parade? ☐ Yes ☒ No If yes, please attach a map of the parade route

Where will the parade participants be walking? ☐ Sidewalks ☐ Streets

Will the parade require streets to be blocked off? ☐ Yes ☐ No

If yes, how many streets/intersections will need to be blocked : _____

Please attach a sign off from the residences located on the affected streets, indicating that they are aware of the event to take place, the date, times and location.

Food Services

Will food or beverages be sold at event? ☐ Yes ☒ No, if yes please list type(s) of food to be sold:

Will the food be prepackaged or prepared on site: _____

Please note: *If your application is approved and you plan to prepare food on site, you will need to contact the Oakland County Health Department at 248-424-7000 for inspection. You will also need to provide temporary water services at the site where the food is prepared.*

Mechanical Amusement

Will there be any mechanical rides at event? ☐ Yes ☒ No, if yes, please provide the name and the address of amusement operators: _____

Will the event have a moonwalk? ☐ Yes ☒ No, if yes, please provide the name and address of Company/Entity providing moonwalk: _____

Will the event have video games, etc.? If so, please provide the names and address of company providing the Games: NO

Please Note: *You must provide proof of insurance for all mechanical rides, moonwalks, circus rides/games, etc. The City of Oak Park must be listed on the insurance certificate as "additionally insured." A copy of the City Ordinance with required liability insurance coverage for these events is attached. Also, certification by the State of Michigan Department of Labor is required for all mechanical amusement devices and rides.*

Technical/Support

Will the event require use of electrical supply source? ☐ Yes ☒ No, if yes, please describe:

Will sanitary facilities be required at event? ☐ Yes ☒ No

Will tent(s) be used at the event? ☐ Yes ☒ No, if yes, please state size(s) of tent:

Will the event have banners displayed? ☐ Yes ☒ No, if so, please provide the number of signs and dimension(s):

Please Note: *If a temporary generator or electric supply source is provided, you must provide an Electrical permit by a licensed electrical contractor. Also, you will need certification of flame spread rates of all canvas and/or cloth enclosures.*

Other possible Special Event requirements include: additional application, inspection and bond fees, temporary sign permit.

The fee for a Special Event application is \$100: The fee is non-refundable. Once an application is received, the City Clerk's Office will send copies of the application to the following departments: City Manager, Public Safety, Public Works, and Recreation. Each department will review the application and provide a written estimate of services they will need to provide, along with man-hours and costs (if any). The City Clerks' office will contact the applicant to inform them of the additional costs involved. At that time the applicant can decide whether or not to proceed with the event. If so, the event will be placed on the City Council agenda for approval.

PLEASE WAIVE THE FEE.

Should any of the above information prove to be inaccurate or untruthful, it will be grounds to deny the applicant's request or revoke any approvals. I hereby certify the above information to be true and accurate to the best of my knowledge.



Applicant's Signature

State of Michigan

ss

County of _____

Subscribed and sworn to before me, a Notary Public this _____ day of _____ 20____, by

My Commission expires: _____
Notary Public

NAME

ADDRESS

MARIE PHILLIPS	13670 NADINE
GERRI MULLER Annullo	13660 NADINE
Julie Marcos/Julie Caruso	13630 Nadine
Chanahl Putnam	13661 Nadine
Margo Simons & Emily Good	13711 Nadine
Will + Jess SAVAGE	13721 NADINE
ALEX ^{DELA TORRE} + SONJA KARAVLA	13731 NADINE
Ashok & Anita Madan	13750 NADINE
Robert & Esther Gutterberg	13730 Nadine
Mr & Fernand Delezen	13710 WADINE
Karen & John Parson	13690 Nadine

SPECIAL EVENT LICENSE APPLICATION FEE ESTIMATION

(Annual Nadine Street Block Party)

DATE: August 5, 2017, Rain Date: August 6, 2017

<u>DEPARTMENT</u>	<u>SERVICES</u>	<u>ESTIMATED HOURS</u>	<u>ESTIMATED COST</u>
TECHNICAL AND PLANNING <i>Rob Barrett</i>	N/A	N/A	N/A
PUBLIC SAFETY <i>Steve Cooper</i>	Patrol checks as part of normal duties	30 mins	N/A
RECREATION <i>Laurie Stasiak</i>	N/A	N/A	N/A
DPW <i>Kevin J. Yee</i>	Drop off/pick up barricades	N/A	N/A
ADDITIONAL <i>Administration</i>			Application fee waiver requested

**CITY OF OAK PARK
MICHIGAN
APPLICATION FOR SPECIAL EVENT LICENSE**

Today's Date: May 10, 2017

Applicant Information

Applicant/Business Name: Laura Wicke

Applicant/Business Address: 23467 Forest

Phone number: 2484954054 E-Mail Address: laura_wicke@yahoo.com

Relation of applicant to business: Residential street - block party

Has applicant ever been convicted of a felony? ☐ Yes ☒ No

Owner Information

Owner or manager of site: All neighbors / Laura Wicke Phone: 248-495-4054

Names and addresses of partners or officers of corporation:

n/a

Event Information

Proposed date(s) of event: August 19, 2017 Has this event been held previously? ☐ Yes ☒ No

Address or location of event: Forest between Kenwood and Oak Park Blvd

Is this a City owned park? No

If this event is to take place in a City owned park, have you received and do you agree to abide by the City's Parks and Recreation rules and regulations? ☐ Yes ☒ No N/A

Nature, purpose, and detailed description of event: Forest Block Party. 1 day neighborhood block party

Will the event be open to the public? ☐ Yes ☒ No

If yes, please describe how so: n/a

Estimated number of people attending event? 50 Hours of Event: 12p - 10p

Are you requesting to have a parade? ☐ Yes ☒ No If yes, please attach a map of the parade route

Where will the parade participants be walking? ☐ Sidewalks ☐ Streets N/A

Will the parade require streets to be blocked off? ☐ Yes ☐ No

If yes, how many streets/intersections will need to be blocked : Is it possible to block off Forest between Kenwood + Oak Park Blvd?

Please attach a sign off from the residences located on the affected streets, indicating that they are aware of the event to take place, the date, times and location.

Food Services

Will food or beverages be sold at event? ☐ Yes ☒ No, if yes please list type(s) of food to be sold:

Will the food be prepackaged or prepared on site: N/A

Please note: *If your application is approved and you plan to prepare food on site, you will need to contact the Oakland County Health Department at 248-424-7000 for inspection. You will also need to provide temporary water services at the site where the food is prepared.*

Mechanical Amusement

Will there be any mechanical rides at event? ☐ Yes ☒ No, if yes, please provide the name and the address of amusement operators: N/A

Will the event have a moonwalk? ☐ Yes ☒ No, if yes, please provide the name and address of Company/Entity providing moonwalk: N/A

Will the event have video games, etc.? If so, please provide the names and address of company providing the Games: N/A

Please Note: *You must provide proof of insurance for all mechanical rides, moonwalks, circus rides/games, etc. The City of Oak Park must be listed on the insurance certificate as "additionally insured." A copy of the City Ordinance with required liability insurance coverage for these events is attached. Also, certification by the State of Michigan Department of Labor is required for all mechanical amusement devices and rides.*

Technical/Support

Will the event require use of electrical supply source? ☐ Yes ☒ No, if yes, please describe:

Will sanitary facilities be required at event? ☐ Yes ☒ No

Will tent(s) be used at the event? ☐ Yes ☒ No, if yes, please state size(s) of tent:

Will the event have banners displayed? ☐ Yes ☒ No, if so, please provide the number of signs and dimension(s):

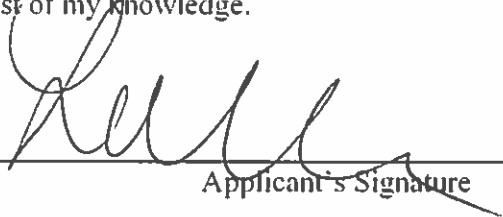
Please Note: *If a temporary generator or electric supply source is provided, you must provide an Electrical permit by a licensed electrical contractor. Also, you will need certification of flame spread rates of all canvas and/or cloth enclosures.*

Other possible Special Event requirements include: additional application, inspection and bond fees, temporary sign permit.

The fee for a Special Event application is \$100: The fee is non-refundable. Once an application is received, the City Clerk's Office will send copies of the application to the following departments: City Manager, Public Safety, Public Works, and Recreation. Each department will review the application and provide a written estimate of services they will need to provide, along with man-hours and costs (if any). The City Clerks' office will contact the applicant to inform them of the additional costs involved. At that time the applicant can decide whether or not to proceed with the event. If so, the event will be placed on the City Council agenda for approval.

Per discussion via phone with the Clerk's office on May 10, 2017,
I am requesting this fee to be waived. This is a neighborhood
block party; we just prefer to block off the street to allow
all neighbors + children to safely enjoy each other's company.

Should any of the above information prove to be inaccurate or untruthful, it will be grounds to deny the applicant's request or revoke any approvals. I hereby certify the above information to be true and accurate to the best of my knowledge.


Applicant's Signature

State of Michigan

County of ^{ss} Oakland

Subscribed and sworn to before me, a Notary Public this _____ day of _____ 20____, by
_____.

My Commission expires: _____
Notary Public

Signatures For Forest Block Party Special License Application

(LAURA WICKE 2484954054)



Submitted to
Ed Norris @ city
offices in
early June 2017

Name	Address	Signature
Bob	8150 Kenwood	
Matt	23431 Forest	
Stephanie	23440 Forest	Stephanie Baze 6/6
Ken		
Ivy Schaffer	23466 Forest	Ivy Schaffer 6/14
Joe and Barb Brownell	23490 Forest	
Ray and Robin Lillbridge	23496 Forest	Ray Lillbridge 6/14
Brittany and Casey	23506 Forest	Brittany and Casey 6/14
Dennis and Nina Griffen		
	23520 Forest	
Kimberly Grayton	23546 Forest	Kimberly Grayton
Brian + Marilyn Pichowski	23556 Forest	Brian Pichowski 6/14 Sweetbird Kitch en gmail.com
Brian and Donna Zabowski	23570 Forest	Brian and Donna Zabowski
Brad	Oak Park Blvd	
John and Jason	Kenwood	
Tony and Cathy Plezia	23441 Forest	Tony and Cathy Plezia 6/13
Dave and Joy Becker	23451 Forest	Dave and Joy Becker
* Eugene and Laura Wicke	23467 Forest	Eugene and Laura Wicke 06/14/17
Chris and Hunny Rye	23477 Forest	Chris and Hunny Rye 06/14/17
Cynthia Ott and Cyril	23487 Forest	
Ross Nicholson + Alexa Hasper	23509 Forest	Ross Nicholson + Alexa Hasper 06/14/17
Jeanne		
Larry Carleton	8201 Oak Park Blvd	Larry Carleton 6/14
Eric Thomas	23561 Forest Oak Park 48237	Eric Thomas 6/14
Elvia Reiter	23531 Forest Oak Park 48237	Elvia Reiter 6/14

SPECIAL EVENT LICENSE APPLICATION FEE ESTIMATION

(Annual Forest Street Block Party)

DATE: August 19, 2017

<u>DEPARTMENT</u>	<u>SERVICES</u>	<u>ESTIMATED HOURS</u>	<u>ESTIMATED COST</u>
TECHNICAL AND PLANNING <i>Rob Barrett</i>	N/A	N/A	N/A
PUBLIC SAFETY <i>Steve Cooper</i>	Patrol checks as part of normal duties	30 mins	N/A
RECREATION <i>Laurie Stasiak</i>	NA	NA	NA
DPW <i>Kevin J. Yee</i>	Drop off/pick up barricades	N/A	N/A
ADDITIONAL <i>Administration</i>			Application fee waiver requested

Law Offices of
HOWARD L. SHIFMAN, P.C.

370
Suite 200
Birmingham, MI 48009
Phone: (248) 642-2383
Fax: (248) 642-1932

Howard L. Shifman
E-mail: hshifman@howardlshifmanpc.com

Robert Nyovich - Of Counsel

Brandon Fournier
E-mail: bfournier@howardlshifmanpc.com

PRIVILEGED ATTORNEY-CLIENT COMMUNICATION

June 1, 2017

Erik Tungate, City Manager
City of Oak Park
14000 Oak Park Boulevard
Oak Park, MI 48237

Re: City of Oak Park/ Invoice for Retainer – July 1, 2017 – September 30, 2017

Dear Mr. Tungate:

Enclosed please find our invoice for services per Retainer Agreement.

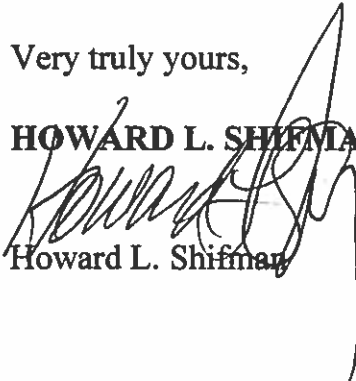
Invoice No. 12996

City of Oak Park – General	\$ 15,000.00
Labor Matters	_____
TOTAL	\$ 15,000.00

Thank you for your attention in this matter. If you have any questions or comments, please feel free to contact me at your convenience.

Very truly yours,

HOWARD L. SHIFMAN, P.C.


Howard L. Shifman

HLS/jdf

SECREST, WARDLE, LYNCH
HAMPTON, TRUEX & MORLEY
2600 TROY CENTER DRIVE P.O. BOX 5025
TROY, MICHIGAN 48007-5025
(248) 851-9500

IRS # 38-1863919

City of Oak Park
Erik Tungate
13600 Oak Park Blvd
Oak Park, MI 48237

June 8, 2017
Invoice # 1310668
Client No. M1409
Matter No. 100314

RE: Oak Park, City of (Building Fund)

INTERIM

Services Rendered:

CURRENT BILLING SUMMARY THROUGH MAY 31, 2017

Fees for Professional Services	\$2,496.00
Expenses Advanced	\$32.00
CURRENT BILL DUE	\$2,528.00

PLEASE REMIT TO: SECREST, WARDLE, LYNCH,
HAMPTON, TRUEX & MORLEY, PC
P.O. BOX 772725
CHICAGO, IL 60677-2007

REMITTANCE COPY

PLEASE INCLUDE THIS PAGE WITH YOUR PAYMENT

CITY OF OAK PARK, MICHIGAN

ORDINANCE NO. _____

AN ORDINANCE TO AMEND CHAPTER 82, UTILITIES, OF THE CODE OF ORDINANCES OF THE CITY OF OAK PARK, MICHIGAN, BY AMENDING SECTION 82-313 THEREOF.

THE CITY OF OAK PARK ORDAINS:

SECTION 1. Section 82.313 of Chapter 82, Utilities, of Article V. Rates and Charges, of the Code of Ordinances of the City of Oak Park is hereby amended to read as follows:

Section 82-313. Determination.

(a) *Generally.* The rates and charges to be imposed for the consumption and use of water and sewer services furnished by the city shall be determined by ordinance by the city council from time to time and kept on file in the office of the city clerk.

(b) *Enumeration.* The rates and charges for consumption and use of water and sewer services are as follows:

(1) **Water rates.** Effective on all bills rendered on or after July 1, ~~2016~~ **2017**, the rates to be charged for water service shall be as follows:

(a) **Forty Dollars and ten cents (\$40.10)** ~~Thirty Nine dollars and thirty one cents (\$39.31)~~ per thousand cubic feet.

(b) Quarterly meter service and maintenance charges, in addition to subsection (b)(1) of this section as follows:

5/8-inch meter	\$4.75
3/4-inch meter	5.03
1-inch meter	5.42
1 1/2-inch meter	8.05
2-inch meter	9.14
3-inch meter	63.80
4-inch meter	69.57
6-inch meter	79.40

Minimum quarterly charge (includes water and meter service charge for a 5/8-inch meter service) ~~\$24.41~~ **\$24.80**

(c) The minimum quarterly (three-month) water charge to each premises connected with the water supply system shall be the sum of ~~\$24.41~~ **\$24.80**, provided that if there were two or more premises using the city water supply and such premises use one meter, the minimum consumption charge herein specified shall apply to each such premises and to the owner or tenant of each such premises, as applicable.

(2) **Sewage disposal rates.** The rates to be charged for sewage disposal services shall be as set forth below, and all bills for service rendered on or after the dates set forth shall be computed at such rates:

(a) Basic sewage disposal rate; minimum quarterly charge. Commencing July 1, 2017 ~~2016~~, the basic sewage disposal rate shall be ~~\$73.83~~ **\$79.70** per 1,000 cubic feet of water consumed. The minimum quarterly sewage disposal charge to each sewage disposal services customer shall be ~~\$36.92~~ **\$39.85**, provided that if there are two or more premises using the city water supply and such premises use one meter, the minimum consumption charge herein specified shall apply to each such premises and to the owner or tenant of each such premises, as applicable.

(b) High strength surcharge. Effective with all bills rendered on or after August 1, 2017 ~~2016~~, for flows beginning on or after July 1, 2017 ~~2016~~, a high strength surcharge shall be levied against commercial and industrial customers, other than restaurants, contributing sewage to the sewage disposal system with concentrations of pollutants exceeding the following levels:

- (1) 275 milligrams per liter (mg/l) of biochemical oxygen demand (BOD);
- (2) 350 milligrams per liter (mg/l) of total suspended solids (TSS);
- (3) 12 milligrams per liter (mg/l) of phosphorus (P);
- (4) 100 milligrams per liter (mg/l) of fats, oils, and grease (fog).

The high strength surcharge will be imposed at the following rates:

<u>Pollutant</u>	<u>Charge per pound of excess pollutant</u>
Biochemical oxygen demand (BOD)	\$0.486
Total suspended solids (TSS)	0.493
Phosphorus (P)	7.266
Fats, oils and grease	0.468

(c) Industrial waste control charge. Effective with all bills rendered on or after August 1, 2017 ~~2016~~, for flows beginning on or after July 1, 2017 ~~2016~~, an industrial waste control charge shall be levied against non-residential customers in an amount determined by the size of the water meter or meters serving such customers as set forth below:

<u>Water Meter Size</u> (inches)	<u>Monthly Charge</u>
5/8-inch meter	\$ 9.04
3/4-inch meter	13.56
1-inch meter	22.60
1 1/2-inch meter	49.72
2-inch meter	72.32
3-inch meter	131.08
4-inch meter	180.80
6-inch meter	271.20

No such surcharge shall be levied on the basis of any meter which serves exclusively residential users, including all structures designed for habitation including, but not limited to, single family or two-family dwellings, apartment buildings, condominiums, townhouses, and mobile homes, nor shall such surcharge be levied on the basis of any meter used exclusively for fire protection purposes.

- (3) **Collection policy.** Charges for water, sewer and garbage and rubbish service furnished by the city to any premises shall be a lien thereon, and on March 1 and on September 1 of each year, the person or agency charged with the management of the systems shall certify any such charges which have been delinquent six months or more, to the city assessor who shall enter the same upon the next available tax roll against the premises to which such services shall have been rendered, together with a penalty of an additional ten percent. The charges shall be collected and the lien shall be enforced in the same manner as provided in the respect to taxes assessed upon such roll; provided, that no such charge shall become a lien when a tenant is responsible for the payment of any such charge against any premises and the city has been so notified by the filing of an affidavit that the lease contains a provision that the landlord shall not be liable for payment of water or sewage system bills accruing subsequent to the filing of the affidavit. The affidavit shall be filed with the official in charge of the water works system and 20 days' notice shall be given by the landlord of any cancellation, change in, or termination of the lease. The affidavit shall contain a notation of the expiration date of the lease. In the event of the filing of such affidavit, no further service shall be rendered by the systems to such premises until payment to the city of a cash deposit in accordance with section 82-316.
- (4) **Services outside the city.** Water service provided outside the corporate limits of the city shall be provided by contract only with approval of the city council, and in no event shall the rates and charges for such service be less than the rates charged to customers residing within the corporate limits of the city.

SECTION 3. SEVERABILITY.

No other portion, paragraph or phrase of the Code of Ordinances of the City of Oak Park shall be affected by this Ordinance, except as to the above sections, and in the event that any portion, section or subsection of this Ordinance shall be held invalid for any reason, such invalidation shall not be construed to affect the validity of any other part or portion of this Ordinance or the Code of Ordinances, City of Oak Park.

SECTION 4. EFFECTIVE DATE.

This Ordinance shall become effective ten (10) days from the date of its passage and shall be published as required by the Charter of the City of Oak Park.

MADE, PASSED AND ADOPTED by the Council of the City of Oak Park on this 19th day of June, 2017.

T. EDWIN NORRIS
City Clerk

MARIAN McCLELLAN
Mayor

**CITY OF OAK PARK, MICHIGAN
ORDINANCE NO. _____**

AN ORDINANCE TO AMEND CHAPTER 62, SOLID WASTE, OF THE CODE OF ORDINANCES OF THE CITY OF OAK PARK, MICHIGAN, BY AMENDING SECTION 62-92 THEREOF.

THE CITY OF OAK PARK ORDAINS:

SECTION 1. Section 62-92, Monthly charge, of Chapter 62, Solid Waste, of Article III, Rates and Charges, of the Code of Ordinances of the City of Oak Park is hereby amended to read as follows:

ARTICLE III. FEES AND CHARGES

Sec. 62-92. Monthly Charge.

Effective as of July 1, 2017 the monthly charge for each property, including each single-family residence; each unit in a multifamily residence, apartment building or complex, condominium, townhouse or cooperative; and each commercial, industrial or business establishment receiving garbage and rubbish collection services from the city under section 62-91 shall be charged \$11.74 ~~10.67~~ per month, or \$35.20 ~~\$32.00~~ per quarter.

SECTION 2. SEVERABILITY.

No other portion, paragraph or phrase of the Code of Ordinances of the City of Oak Park shall be affected by this Ordinance, except as to the above sections, and in the event that any portion, section or subsection of this Ordinance shall be held invalid for any reason, such invalidation shall not be construed to affect the validity of any other part or portion of this Ordinance or the Code of Ordinances, City of Oak Park.

SECTION 3. EFFECTIVE DATE.

This Ordinance shall become effective ten (10) days from the date of its passage and shall be published as required by the Charter of the City of Oak Park.

MADE, PASSED AND ADOPTED by the Council of the City of Oak Park on this 19th day of June, 2017.

T. Edwin Norris
City Clerk

Marian McClellan
Mayor

I, T. Edwin Norris, duly authorized Clerk of the City of Oak Park, Michigan do hereby certify that the foregoing Ordinance was adopted by the Council of the City of Oak Park at its regular meeting held on June 19, 2017.

T. Edwin Norris, City Clerk

CITY OF OAK PARK, MICHIGAN

ORDINANCE NO.

AN ORDINANCE TO AMEND SECTION 802, SPECIAL LAND USES, OF ARTICLE VIII, B-2, GENERAL BUSINESS DISTRICTS, SECTION 901, PERMITTED USES AND SECTION 902, SPECIAL LAND USES OF ARTICLE IX, LI, LIGHT INDUSTRIAL DISTRICTS, AND SECTION 1917, VEHICLE DEALERS, OF ARTICLE XIX, SPECIAL LAND USES, APPENDIX A, ZONING, OF THE CODE OF ORDINANCES OF THE CITY OF OAK PARK, MICHIGAN.

THE CITY OF OAK PARK, MICHIGAN ORDAINS:

SECTION 1. Article VIII, B-2, General Business Districts, Appendix "A", Zoning, of the Code of Ordinances of the City of Oak Park, is hereby amended to the following:

Section 802. Special land uses.

- I. Automobile dealerships, showrooms and used car lots subject to the provisions of section 1914 and 1925.

SECTION 2. Article IX, LI Light Industrial Districts, Appendix "A", Zoning, of the Code of Ordinances of the City of Oak Park, is hereby amended to the following:

Sec. 901. - Permitted uses.

12. Commercial uses which have an industrial character in terms of either their outdoor storage requirements or activities, including a lumberyard, home center, or building materials outlet, nursery or greenhouse, automobile or lawn and garden implements sales.

SECTION 3. Article IX, LI Light Industrial Districts, Appendix "A", Zoning, of the Code of Ordinances of the City of Oak Park, is hereby amended to the following:

Sec. 902. - Special land uses.

- G. Class B & W Vehicle Dealers permitted only in combination with a Towing, Body Shop (collision related mechanical repair and unitized body structural repair only) or Custom Utility Vehicle Manufacturer use, subject to the provisions in Section 1917 and 1925.

SECTION 4. Article XIX, Special land uses, Section 1917, Appendix "A", Zoning, of the Code of Ordinances of the City of Oak Park, is hereby amended to the following:

Sec. 1917. – Vehicle Dealers (Class A, B, W)

Vehicle Dealers shall be subject to the following regulations except as otherwise specified in this ordinance:

- A. General provisions. In B-2, General Business Districts and LI, Light Industrial Districts the following minimum standards apply:
 - a. All Vehicle Dealers shall have a solely dedicated permanent structure containing not less than five hundred (500) square feet of interior floor space to be used as business or sales office, in which customers may enter and transact business, and in which heating, plumbing, and rest rooms are provided. Such building shall also include a bay in which vehicles can be brought in for minor servicing, cleaning, and preparation for sales.
 - b. All cleaning and refurbishing of vehicles must be performed within an enclosed permanent building. No repair or refinishing shall be done outside on the lot.
 - c. Outdoor loudspeakers or public address systems shall not be permitted.
 - d. The required vehicle display area shall conform to the following requirements:
 - i. Access to each individual vehicle shall be provided. Vehicles shall not be positioned in a stacked or packed formation.
 - ii. There shall be no storage or display of vehicles in the public right-of-way.
 - iii. Vehicles for sale shall be prohibited from parking within any maneuvering lane or driveway.
 - iv. Outdoor storage of inoperable or part-stripped vehicles shall be prohibited from the site.
 - e. The setback areas along street frontages shall not be used for the parking or for the storage/display of vehicles. Separate off-street parking shall be provided in compliance with the regulations contained in Section 1726 and the following provision:
 - i. The minimum number of parking spaces to be provided shall be calculated based on the formula of five (5) spaces plus one (1) space per each fifteen (15) used car storage/display spaces.
 - f. Grounds shall meet, or be improved to comply with the following site design requirements:
 - i. The site shall be hard-surfaced, graded and drained in accordance with the regulations of section 1726. Concrete curbing shall be provided along the perimeter of the parking area.

- ii. Maneuvering lanes for the storage/display area shall be a minimum of twenty (20) feet in width.
 - iii. The setback areas along street frontages shall be a landscaped greenbelt measuring minimum of ten (10) feet in width. Landscape plans must be included in application for review. See landscape provisions in Section 1716 of the Ordinance.
 - iv. Overhead service doors shall not face or open toward residentially zoned property.
 - g. A six-foot high masonry wall of face brick, six-foot high simulated brick pattern poured concrete wall, or a six-foot high pressure-treated wood or vinyl obscuring fence. The plan shall detail the location, height and type of wall/fence proposed, shall be located on all property lines which abut any residential district.
 - i. Where the storage yard abuts residentially zoned property there shall be a ten-foot wide landscaped greenbelt, between the property line and the fence/wall. Said greenbelt shall be planted in accordance with section 1716.
 - h. All lighting on the site shall be shielded. All glare shall be eliminated from all light fixtures and not encroach upon abutting properties. Lighting shall otherwise not direct illumination upon abutting properties, or emit illumination upon abutting properties in a manner that or of such magnitude that encroaches upon their peace. The light poles shall be no higher than twenty (20) feet. Upward directed lighting, searchlights, moving beams, and spotlights shall not be permitted.
 - i. A Vehicle Dealer Licensed business shall be issued only for use on the premises named in the license application and such location shall not be changed without the approval of the city clerk. The clerk shall not approve such a transfer unless the new location conforms with all applicable ordinances.
- B. LI, Light Industrial Districts. Class B & W Vehicle Dealer Licenses permitted only in combination with a Towing, Body Shop (collision related mechanical repair and unitized body structural repair only) or Custom Utility Vehicle Manufacturer subject to the following:
- a. The minimum lot area for a Class B Vehicle Dealer shall be a solely dedicated 5,000 square feet and for Class W licenses a solely dedicated 2,500 square feet.
 - b. There shall be provided a minimum of 10 storage/display spaces for Class B licenses and 5 storage/display spaces for Class W licenses.
- C. B-2, General Business Districts. Class A & B Vehicle Dealer Licenses permitted for automobile dealerships, showrooms and used car lots subject to the following:

- a. The minimum lot area for a Class A or B Vehicle Dealer shall be a solely dedicated 10,000 square feet.
- b. There shall be provided a minimum of 10 storage/display spaces.

SECTION 5. Conflicting Provisions Repealed

All ordinances in conflict with the provisions of this ordinance are repealed only to the extent necessary to give this ordinance full force and effect; provided that all other provisions of the Oak Park Code of Ordinances as heretofore amended shall remain in full force and effect.

SECTION 6. Severability

No other portion, paragraph or phrase of the Code of Ordinances of the City of Oak Park, Michigan shall be affected by this ordinance except as to the above sections, and in the event any portion, section or subsection of this ordinance shall be held invalid for any reason, such invalidation shall not be construed to affect the validity of any other part or portion of this ordinance or of the Code of Ordinances of the City of Oak Park, Michigan.

SECTION 7. Effective Date

This ordinance shall be published as required by the Charter of the City of Oak Park and shall become effective ten (10) days from the date of its passage or upon the expiration of seven (7) days after its publication, whichever is later.

MADE, PASSED AND ADOPTED by the Council of the City of Oak Park on this day of _____, 2017.

T. Edwin Norris, City Clerk

I, T. Edwin Norris, the duly authorized Clerk of the City of Oak Park, Michigan, do hereby certify that the foregoing ordinance was adopted by the Council of the City of Oak Park at its regular meeting held on _____, 2017.

T. Edwin Norris
City Clerk

First Reading:
Second Reading:
Adopted:
Published:

CITY OF OAK PARK, MICHIGAN

ORDINANCE NO.

AN ORDINANCE TO AMEND SECTION 1925, OUTDOOR STORAGE YARDS OF ARTICLE XIX, SPECIAL LAND USES, APPENDIX A, ZONING, OF THE CODE OF ORDINANCES OF THE CITY OF OAK PARK, MICHIGAN.

THE CITY OF OAK PARK, MICHIGAN ORDAINS:

SECTION 1. Article XIX, Special land uses, Section 1925, Appendix "A", Zoning, of the Code of Ordinances of the City of Oak Park, is hereby amended to the following:

Sec. 1925. – Outdoor storage yards.

Outdoor storage yards for materials, equipment, vehicles and recycling/reclamation may be permitted in certain districts, as specified in this ordinance, subject to the following:

- A. The site plan shall detail the general location and type of equipment or materials proposed to be stored in the outdoor storage yards.
- B. All vehicular use areas shall be paved with asphalt or concrete. Areas used exclusively for non-vehicular storage may be gravel or crushed stone surface, as approved by City Council the Planning Commission. All proposed paved surface areas shall be detailed on the site plan.
- C. All lighting shall be shielded downward and away from adjacent properties and right-of-way. All lighting locations shall be noted on the site plan.
- D. The storage yard shall be screened on all sides by a six-foot high masonry wall of face brick, six-foot high simulated brick pattern poured concrete wall, or a six-foot high treated-wood or vinyl obscuring fence. The plan shall detail the location, height and type of wall/fence proposed. The Planning Commission may approve a partial or complete substitution of the screening requirement using existing or proposed topography, dense vegetation, or other natural or man-made features that would produce substantially equivalent results of screening and durability.
- E. No materials, racks, or vehicles shall exceed the height of the required screen wall.
- F. Where the storage yard abuts residentially zoned property there shall be a ten-foot wide landscaped greenbelt, between the property line and the fence/wall. Said greenbelt shall be planted in accordance with section 1716.

- G. The Planning Commission and City Council may request review and comment on the proposed outdoor storage yard from the Fire Marshall and MDEQ where the materials proposed to be stored may pose an environmental or safety hazard.

SECTION 2. Conflicting Provisions Repealed

All ordinances in conflict with the provisions of this ordinance are repealed only to the extent necessary to give this ordinance full force and effect; provided that all other provisions of the Oak Park Code of Ordinances as heretofore amended shall remain in full force and effect.

SECTION 3. Severability

No other portion, paragraph or phrase of the Code of Ordinances of the City of Oak Park, Michigan shall be affected by this ordinance except as to the above sections, and in the event any portion, section or subsection of this ordinance shall be held invalid for any reason, such invalidation shall not be construed to affect the validity of any other part or portion of this ordinance or of the Code of Ordinances of the City of Oak Park, Michigan.

SECTION 4. Effective Date

This ordinance shall be published as required by the Charter of the City of Oak Park and shall become effective ten (10) days from the date of its passage or upon the expiration of seven (7) days after its publication, whichever is later.

MADE, PASSED AND ADOPTED by the Council of the City of Oak Park on this day of _____, 2017.

T. Edwin Norris, City Clerk

I, T. Edwin Norris, the duly authorized Clerk of the City of Oak Park, Michigan, do hereby certify that the foregoing ordinance was adopted by the Council of the City of Oak Park at its regular meeting held on _____, 2017.

T. Edwin Norris
City Clerk

First Reading:
Second Reading:
Adopted:
Published:

**GARAN
LUCOW
MILLER P.C.**

GREAT LAKES LAW FIRM SERVING CLIENTS NATIONALLY**MEMORANDUM**

To: Mayor Marian McClellan
Hon. City Council
City Manager Tungate

FROM: Ebony L. Duff, City Attorney

SUBJECT: Proposed Legislative Action Relative to Consolidation and
Restructuring of City Boards and Commissions

DATE: May 24, 2017

Honorable Mayor and Council:

Attached for your review and consideration are proposed legislative revisions that must be made in order to facilitate the consolidation and restructuring of City Boards and Commissions as recommended by City Administration and approved by City Council at its Special Meeting held March 27, 2017. The proposed legislation will be placed on the Agenda for the June 5, 2017 City Council meeting. A summary of the recommended legislative action is as follows:

1. **Communications Commission** [See Exhibit 1]

Recommendation:

Dissolve the Communications Commission as their functions have been transitioned to the City's Community and Economic Development Department with a full-time Community Engagement and Public Information Director.

Required Council Action:

Enact an ordinance to repeal Cable Television Advisory Commission Ordinance Sections 2-326 to 2-331.

2. **Emergency Services Council** [See Exhibit 2]

Recommendation:

Dissolve the Emergency Services Council as their functions as established by ordinance are now handled by the Public Safety Department and regulated by state and federal emergency management agencies.

Required Council Action:

Enact an ordinance to repeal Emergency Services Ordinance Sections 34-41 to 34-46.

3. **Recycling and Environmental Conservation Commission** [See Exhibit 3]

Recommendation:

Reduce membership from 12 to 9.

Required Council Action:

Amend Ordinance Section 2-602 by stating that the commission shall be composed of 9 residents of the city, and that if there are more than 9 members of the commission appointed as of the effective date of the ordinance, no new members shall be appointed until the membership totals 9 residents of the City.

[Note that in addition to the 9 residents, one member of city council shall be appointed to serve as an ex officio member of the commission. The members are appointed by city council for 3 year terms.]

4. **Beautification Advisory Commission** [See Exhibit 4]

Recommendation:

Reduce membership from 19 to 11.

Required Council Action:

Amend Ordinance Section 2-292 by stating that the commission shall be composed of 11 residents of the city, and that if there are more than 11 members of the commission appointed as of the effective date of the ordinance, no new members shall be appointed until the membership totals 11 residents of the City.

In order to unify language regarding quorums at all City commission meetings, the proposed amendment also includes a new Section 2-302 which defines a quorum as attendance by 50 percent or more of the current membership and states that any action of the commission shall require a concurrence by the majority of the quorum present at the meeting.

[Note that the 11 residents are appointed by city council for 3 year terms.]

5. **Arts and Cultural Diversity Commission (Combination of the Oak Park Arts & Cultural Commission & the Ethnic Advisory Commission)** [See Exhibit 5]

Recommendation:

Combine the Oak Park Arts & Cultural Commission with the Ethnic Advisory Commission to form the Arts and Cultural Diversity Commission.

Required Council Action:

Amend the Ethnic Advisory Commission Ordinance at Division 8, Sections 2-351 to 2-357 to re-name the commission the "Arts and Cultural Diversity Commission", indicate that it is composed of the former Ethnic Advisory Commission combined with the former Arts and Cultural Commission, and reduce the composition from 15 members to 11, noting that if there are more than 11 members of the commission appointed as of the effective date of the ordinance, no new members shall be appointed until the membership totals 11 members.

The amendment states that up to 2 members of city council may be appointed to serve as ex officio members. It is noted that the existing Ethnic Advisory Ordinance does not state the specific number of city councilpersons who may serve on the commission, and therefore historically all councilpersons were designated as ex officio members. In an effort to clarify the number of councilpersons serving on this commission while remaining consistent with appointments to other commissions, Administration recommends that no more than 2 councilpersons are appointed to the Arts and Cultural Diversity Commission.

In order to unify language regarding quorums at all City commission meetings, the proposed amendment also includes a revised Section 2-355 which incorporates the same definition of quorum as stated for the other City commissions.

In order to unify language regarding the organization of meetings for City commissions, the amendment also adds a new Section 2-358 which states that the commission shall adopt rules for transaction of business and shall keep records of its resolutions and recommendations, which records shall be a public record.

As we are proposing to combine the Arts and Cultural Commission with the Ethnic Advisory Commission, Council must pass a Resolution rescinding City Council Resolution CM-9-591-74 of September 23, 1974 which initially established the Arts and Cultural Commission.

[Note that in addition to the 11 members, up to two members of city council may be appointed to serve as ex officio members of the commission. The members are appointed by city council for 3 year terms.]

6. **Parks and Recreation Commission (Combination of the Independence Day Commission & the Recreation Advisory Board)** [See Exhibit 6]

Recommendation:

Combine the Independence Day Commission with the Recreation Advisory Board to form the Parks and Recreation Commission.

Required Council Action:

Enact an ordinance to repeal Independence Day Commission Ordinance Sections 2-621 to 2-630.

Enact an ordinance to repeal Recreation Advisory Board Ordinance Sections 54-36 to 54-43.

Enact a new Ordinance entitled Division 3. – Parks and Recreation Commission, which sets forth the composition, term and organization of the new Parks and Recreation Commission modeled after the provisions stated for the new Arts and Cultural Commission.

[Note that in addition to the 9 members, one member of city council and the Director of Recreation shall be appointed to serve as ex officio members of the commission. The members are appointed by city council for 3 year terms.]

7. **Municipal Building Authority** [See Exhibit 7]

Recommendation:

Dissolve the Municipal Building Authority as the properties formally held and managed by the Authority were deeded to the City of Oak Park by Resolution on November 7, 2011, and the functions of the Authority have been transitioned to the City's Community and Economic Development Department with a full-time Community Engagement and Public Information Director.

Required Council Action:

Article V of the Articles of Incorporation of the Building Authority states that the Authority shall continue in existence until dissolved by the incorporating unit (the City of Oak Park), or by law. Based on our research, the Authority's incorporation documents were never filed with the State of Michigan, and the Authority did not file annual financial disclosures as required by state law. Further, all of the assets formerly held by the Authority were deeded to the City of Oak Park by resolution on November 7, 2011. Based on these facts, it appears that the Authority technically may be considered dissolved as a matter of state law.

Nevertheless, and in an effort to provide clarification of Council's intent to formally dissolve the Oak Park Municipal Building Authority as recommended by Administration, Council must pass a Resolution rescinding City Council Resolution CM-6-245-60 which initially established the Authority.

8. Board & Commission Terms [See Exhibit 8]

Recommendation:

Section 2-244 sets forth the terms for all boards and commissions members. As we are dissolving 3 of the commissions (communication, emergency services and municipal building authority), and consolidating 4 others (ethnic advisory, arts and cultural, independence day, and recreation), this section will need to be amended to reflect all of these changes.

Required Council Action:

Amend Ordinance Section 2-244 to delete references to: the board of fence arbitration (dissolved in 1992), communication commission, emergency services council, ethnic advisory commission, independence day commission, municipal building authority commission, and recreation advisory board; and to add references to the newly created Arts and Cultural Diversity Commission and Parks and Recreation Commission.

Thank you for your consideration of these recommendations. If you have any questions, or would like to discuss the recommendations in greater detail, please do not hesitate to contact me directly. Otherwise, I look forward to additional discussion at the council meeting scheduled for June 5, 2017.

Respectfully,

Ebony L. Duff

EXHIBIT 1

- **Ordinance to Repeal Cable Television Advisory Commission Ordinance**
- **Existing Cable Television Advisory Commission Ordinance which created the Communications Commission**

**CITY OF OAK PARK, MICHIGAN
ORDINANCE NO.**

AN ORDINANCE TO REPEAL ARTICLE III, BOARDS AND COMMISSIONS, DIVISION 6, CABLE TELEVISION ADVISORY COMMISSION, OF CHAPTER 2, ADMINISTRATION, OF THE CODE OF ORDINANCES OF THE CITY OF OAK PARK AS THE COMMISSION FUNCTIONS HAVE BEEN TRANSITIONED TO THE CITY'S COMMUNITY AND ECONOMIC DEVELOPMENT DEPARTMENT.

THE CITY OF OAK PARK ORDAINS:

SECTION 1. Division 6, Cable Television Advisory Commission, of Article III, Boards and Commissions, of Chapter 2, Administration, of the Code of Ordinances of the City of Oak Park is hereby repealed, including Sections 2-326 to 2-331.

SECTION 2. Severability.

No other portion, paragraph or phrase of the Code of Ordinances of the City of Oak Park shall be affected by this ordinance, except as to the above section and in the event any portion, section or subsection of this ordinance shall be held invalid for any reason, such invalidation shall not be construed to affect the validity of any other part or portion of this ordinance or of the Code of Ordinances of the City of Oak Park.

SECTION 3. Effective Date.

This ordinance shall become effective ten (10) days from the date of its passage and shall be published as required by the Charter of the City of Oak Park.

MADE, PASSED AND ADOPTED by the Council of the City of Oak Park, on this 5th day of June, 2017.

T. Edwin Norris
City Clerk

Marian McClellan
Mayor

I, T. Edwin Norris, duly authorized Clerk of the City of Oak Park, Michigan do hereby certify that the foregoing Ordinance was adopted by the Council of the City of Oak Park at its Regular meeting held on June 5, 2017.

T. Edwin Norris, City Clerk

DIVISION 6. - CABLE TELEVISION ADVISORY COMMISSION²

Footnotes:

--- (9) ---

Editor's note— Ord. No. O-12-586, § 1, amended Div. 6 in its entirety to read as set out herein. Former Div. 6, §§ 2-326—2-331, pertained to similar subject matter and derived from the Code of 1973, §§ 2-165—2-170; Ord. No. O-95-334, §§ 2, 3(2-166A), adopted April 17, 1995; Ord. No. O-96-354, §§ 1, 2, adopted Aug. 19, 1996.

Sec. 2-326. - Created.

The current cable television advisory commission shall henceforth be known as the communications commission.

(Ord. No. O-12-586, § 1, 3-5-12)

Sec. 2-327. - Composition.

- (a) The communications commission shall consist of seven residents who shall be appointed by the city council, plus two ex officio members: a representative employee of the public information/it department and one member of the city council. All ex officio members will be without vote.
- (b) All of the members of the communications commission shall be residents of the city and shall subscribe to or be able to access all Oak Park municipal public communications and content.

(Ord. No. O-12-586, § 1, 3-5-12)

Sec. 2-328. - Terms.

The members of the communications commission shall serve three-year terms, with appointments staggered such that the terms of two members will expire in one year, two in the next, and three in the next; provided, that all members of the cable television advisory commission serving at the effective date of the ordinance amendment establishing the communications commission shall serve the remainder of their terms, and the terms of the members first appointed thereafter shall be adjusted as necessary to result in terms staggered as set forth herein. Any vacancy shall be filled by city council for the remainder of the unexpired term. Ex officio members shall be appointed biannually at the organization meeting of the city council.

(Ord. No. O-12-586, § 1, 3-5-12)

Sec. 2-329. - Meetings.

The communications commission shall hold regular bi-monthly meetings and shall designate the time and place thereof. In addition to the regularly scheduled meetings, the communications commission shall receive information for review throughout the year and special meetings shall be held as deemed advisable by the chairman, who shall designate the time and place thereof and provide no less than 24 hours' advance notice thereof to commission members. The commission shall make its own rules, and a

chairman, vice-chairman and secretary shall be selected by commission members. All meetings shall be open to the public. Minutes shall be recorded and filed with each meeting, and copies shall be promptly distributed to the city council.

(Ord. No. O-12-586, § 1, 3-5-12)

Sec. 2-330. - Functions.

The function of the commission shall be as follows:

- (1) Provide city council with policy recommendations that strengthen the positive perception of Oak Park municipal government and the City of Oak Park as a place to live, work and shop.
- (2) Meet with groups and/or individuals who can offer suggestions, program content, or assist in other ways to improve communications and enhance efforts to engage with the community.
- (3) Advise city council on issues relative to municipal services, community events and community development as researched and learned through: television, cable and radio media; social media and the internet; print media; and public relations.
- (4) Advise city council on the matters outlined in this section and other related matters as requested.

(Ord. No. O-12-586, § 1, 3-5-12; Ord. No. Q-15-618, § 1, 9-8-15)

Sec. 2-331. - Quorum; majority.

A quorum of the commission shall consist of four voting members. Any action of the commission shall require a concurrence by the majority of the quorum present at the meeting.

(Ord. No. O-12-586, § 1, 3-5-12)

Secs. 2-332—2-340. - Reserved.

EXHIBIT 2

- **Ordinance to Repeal Emergency Services Council**
- **Existing Emergency Services Council Ordinance**

**CITY OF OAK PARK, MICHIGAN
ORDINANCE NO.**

AN ORDINANCE TO REPEAL ARTICLE II, EMERGENCY SERVICES COUNCIL, OF CHAPTER 34, EMERGENCY SERVICES, OF THE CODE OF ORDINANCES OF THE CITY OF OAK PARK AS THE COUNCIL FUNCTIONS ARE NOW REGULATED BY STATE AND FEDERAL EMERGENCY MANAGEMENT SERVICES.

THE CITY OF OAK PARK ORDAINS:

SECTION 1. Article II, Emergency Services Council, of Chapter 34, Emergency Services, of the Code of Ordinances of the City of Oak Park is hereby repealed, including Sections 34-41 to 34-46.

SECTION 2. Severability.

No other portion, paragraph or phrase of the Code of Ordinances of the City of Oak Park shall be affected by this ordinance, except as to the above section and in the event any portion, section or subsection of this ordinance shall be held invalid for any reason, such invalidation shall not be construed to affect the validity of any other part or portion of this ordinance or of the Code of Ordinances of the City of Oak Park.

SECTION 3. Effective Date.

This ordinance shall become effective ten (10) days from the date of its passage and shall be published as required by the Charter of the City of Oak Park.

MADE, PASSED AND ADOPTED by the Council of the City of Oak Park, on this 5th day of June, 2017.

T. Edwin Norris
City Clerk

Marian McClellan
Mayor

I, T. Edwin Norris, duly authorized Clerk of the City of Oak Park, Michigan do hereby certify that the foregoing Ordinance was adopted by the Council of the City of Oak Park at its Regular meeting held on June 5, 2017.

T. Edwin Norris, City Clerk

ARTICLE II. - EMERGENCY SERVICES COUNCIL

Sec. 34-41. - Created.

There is hereby created in and for the city an emergency services council.

(Code 1973, § 10-16)

Sec. 34-42. - Composition.

The emergency services council shall consist of not more than 11 members, who shall be appointed by the city council with reference to the appointees' responsibility and special knowledge in performing functions during emergency or disaster situations, and shall include the following:

- (1) The emergency services director who shall act as its chair.
- (2) The director of public safety for the city.
- (3) The director of public works.
- (4) A member of the administrative staff to be appointed by the city manager.
- (5) A representative of the bureau of public information, appointed by the city council.
- (6) One member of the city council.
- (7) Five citizens of the city not otherwise connected with the government of the city.

(Code 1973, § 10-17; Ord. No. O-96-353, § 1, 8-19-96)

Sec. 34-43. - Appointment; terms.

All members of the emergency services council for the city, except the ex officio members, shall hold office for three years from and after the date of their appointment, or until their successors are chosen and duly qualified. If the director of public safety shall be also appointed the emergency services director, then and in such case an additional citizen member of the emergency services council shall be appointed by the council.

(Code 1973, § 10-18)

Sec. 34-44. - Statutory authority.

The emergency services council shall have such power and authority as may be lawful and under the statutes of the state and this Code.

(Code 1973, § 10-19)

Sec. 34-45. - Powers and duties generally.

The emergency services council shall advise the city manager and the emergency services director on matters pertaining to emergency management, especially in plan development.

(Code 1973, § 10-20)

Sec. 34-46. - Meetings.

Meetings of the emergency services council shall be held on the second Monday of each month during the months of September through June and at such other times as the Mayor and the majority of the city council may determine.

(Code 1973, § 10-21; Ord. No. O-05-509, § 1, 2-21-05; Ord. No. O-07-534, § 1, 11-19-07)

Secs. 34-47—34-70. - Reserved.

EXHIBIT 3

- **Ordinance to Amend Recycling and Environmental Conservation Commission**
- **Existing Recycling and Environmental Conservation Commission Ordinance with recommended action in redline**

**CITY OF OAK PARK, MICHIGAN
ORDINANCE NO.**

AN ORDINANCE TO AMEND ARTICLE V, ADDITIONAL BOARDS AND COMMISSIONS, CHAPTER 2, ADMINISTRATION, OF THE CODE OF ORDINANCES OF THE CITY OF OAK PARK BY AMENDING DIVISION 1, RECYCLING AND ENVIRONMENTAL CONSERVATION COMMISSION, SEC. 2-602 THEREOF, THEREBY REDUCING THE NUMBER OF MEMBERS ON THE RECYCLING AND ENVIRONMENTAL CONSERVATION COMMISSION.

THE CITY OF OAK PARK ORDAINS:

SECTION 1. Division 1, Recycling and Environmental Conservation Commission, of Article V, Additional Boards and Commissions, of Chapter 2, Administration, of the Code of Ordinances of the City of Oak Park is hereby amended to read as follows:

Sec. 2-602. - Sec. 2-602. - Composition.

The recycling and environmental conservation commission shall be composed of 9 residents of the city. In addition, one member of the city council shall be appointed to serve as an ex officio member, but shall not be entitled to vote. If there are more than 9 members of the recycling and environmental conservation commission appointed as of the effective date of this ordinance, no new members shall be appointed until the membership totals 9 residents of the City.

SECTION 2. Severability.

No other portion, paragraph or phrase of the Code of Ordinances of the City of Oak Park shall be affected by this ordinance, except as to the above section and in the event any portion, section or subsection of this ordinance shall be held invalid for any reason, such invalidation shall not be construed to affect the validity of any other part or portion of this ordinance or of the Code of Ordinances of the City of Oak Park.

SECTION 3. Effective Date.

This ordinance shall become effective ten (10) days from the date of its passage and shall be published as required by the Charter of the City of Oak Park.

MADE, PASSED AND ADOPTED by the Council of the City of Oak Park, on this 5th day of June, 2017.

T. Edwin Norris
City Clerk

Marian McClellan
Mayor

I, T. Edwin Norris, duly authorized Clerk of the City of Oak Park, Michigan do hereby certify that the foregoing Ordinance was adopted by the Council of the City of Oak Park at its Regular meeting held on June 5, 2017.

T. Edwin Norris, City Clerk

DIVISION 1. - RECYCLING AND ENVIRONMENTAL CONSERVATION COMMISSION

Sec. 2-601. - Created.

There is hereby created a recycling and environmental conservation commission for the city.

(Ord. No. O-99-405, § 1, 12-20-99)

Sec. 2-602. - Composition.

The recycling and environmental conservation commission shall be composed of 429 residents of the city. In addition, one member of the city council shall be appointed to serve as an ex officio member, but shall not be entitled to vote. If there are more than 9 members of the recycling and environmental conservation commission appointed as of the effective date of this ordinance, no new members shall be appointed until the membership totals 9 residents of the City.

(Ord. No. O-99-405, § 2, 12-20-99)

Sec. 2-603. - Appointment.

The members of the recycling and environmental conservation commission shall be appointed by the city council.

(Ord. No. O-99-405, § 3, 12-20-99)

Sec. 2-604. - Terms.

The members of the recycling & environmental conservation commission shall serve for terms of three years. The terms of the first members appointed to the recycling and environmental conservation commission shall be staggered, such that four members are appointed for one year, four members are appointed for two years and four members are appointed for three years.

(Ord. No. O-99-405, § 4, 12-20-99)

Sec. 2-605. - General duties.

It shall be the duty of the recycling and environmental conservation commission to consider and advise the department of public works and the city council concerning any and all of the following matters:

- (1) Public information, education outreach, and city-sponsored services relating to recycling, yard waste collection, household hazardous waste collection, and waste reduction.
- (2) Environmental education, especially school-based programs.
- (3) Public information for residents relating to energy savings.
- (4) Public information for residents relating to household activities which enhance and conserve water quality and water resources.
- (5) Public education and events relating to tree planting and maintenance for environmental protection.

- (6) Other topics relating to recycling, waste reduction, and environmental protection brought to the commission by staff or the city council.

(Ord. No. O-99-405, § 5, 12-20-99)

Sec. 2-606. - Compensation.

The members of the recycling & environmental conservation commission shall serve without compensation.

(Ord. No. O-99-405, § 6, 12-20-99)

Sec. 2-607. - Officers.

The recycling and environmental conservation commission shall elect its own chairperson and vice-chairperson to serve for terms of one year.

(Ord. No. O-99-405, § 7, 12-20-99)

Sec. 2-608. - Meetings.

The recycling and environmental conservation commission shall hold six meetings a year, each on the third Thursday of the month, in even numbered months, as follows: February, April, June, August, October and December.

The recycling and environmental conservation commission shall designate the time and place of such meetings. If the official meeting date falls on a local, state or federal holiday, the meeting shall be rescheduled for the next Thursday.

(Ord. No. O-99-405, § 8, 12-20-99; Ord. No. O-05-511, § 1, 2-21-05)

Sec. 2-609. - Organization.

The recycling and environmental conservation commission shall adopt rules for transaction of business and shall keep records of its resolutions and recommendations, which records shall be a public record.

(Ord. No. O-99-405, § 9, 12-20-99)

Sec. 2-610. - Quorum; majority.

Attendance by 50 percent or more of the current membership of the recycling and environmental conservation commission, not including the ex officio city council representative, shall constitute a quorum. Any action of the commission shall require a concurrence by the majority of the quorum present at the meeting.

(Ord. No. O-99-405, § 10, 12-20-99; Ord. No. O-05-511, § 2, 2-21-05)

Secs. 2-611—2-620. - Reserved.

EXHIBIT 4

- **Ordinance to Amend Beautification Advisory Commission Ordinance**
- **Existing Beautification Advisory Commission Ordinance with recommended action in redline**

**CITY OF OAK PARK, MICHIGAN
ORDINANCE NO.**

AN ORDINANCE TO AMEND ARTICLE III, BOARDS AND COMMISSIONS, CHAPTER 2, ADMINISTRATION, OF THE CODE OF ORDINANCES OF THE CITY OF OAK PARK BY AMENDING DIVISION 4, BEAUTIFICATION ADVISORY COMMISSION, SEC. 2-292 THEREOF, THEREBY REDUCING THE NUMBER OF MEMBERS ON THE BEAUTIFICATION ADVISORY COMMISSION AND ADDING SEC. 2-302, THEREBY DEFINING A QUORUM AND MAJORITY OF THE COMMISSION.

THE CITY OF OAK PARK ORDAINS:

SECTION 1. Division 4, Beautification and Advisory Commission, of Article III, Boards and Commissions, of Chapter 2, Administration, of the Code of Ordinances of the City of Oak Park is hereby amended to read as follows:

Sec. 2-292. - Sec. 2-292. - Composition.

The beautification advisory commission shall be composed of 11 residents of the city. If there are more than 11 members of the beautification advisory commission appointed as of the effective date of this ordinance, no new members shall be appointed until the membership totals 11 residents of the City.

Sec. 2-302. – Sec. 2-302. – Quorum; majority.

Attendance by 50 percent or more of the current membership of the commission shall constitute a quorum. Any action of the commission shall require a concurrence by the majority of the quorum present at the meeting.

SECTION 2. Severability.

No other portion, paragraph or phrase of the Code of Ordinances of the City of Oak Park shall be affected by this ordinance, except as to the above section and in the event any portion, section or subsection of this ordinance shall be held invalid for any reason, such invalidation shall not be construed to affect the validity of any other part or portion of this ordinance or of the Code of Ordinances of the City of Oak Park.

SECTION 3. Effective Date.

This ordinance shall become effective ten (10) days from the date of its passage and shall be published as required by the Charter of the City of Oak Park.

MADE, PASSED AND ADOPTED by the Council of the City of Oak Park, on this 5th day of June, 2017.

T. Edwin Norris
City Clerk

Marian McClellan
Mayor

I, T. Edwin Norris, duly authorized Clerk of the City of Oak Park, Michigan do hereby certify that the foregoing Ordinance was adopted by the Council of the City of Oak Park at its Regular meeting held on June 5, 2017.

T. Edwin Norris, City Clerk

DIVISION 4. - BEAUTIFICATION ADVISORY COMMISSION

Sec. 2-291. - Created.

There is hereby created a beautification advisory commission for the city.

(Code 1973, § 2-150)

Sec. 2-292. - Composition.

The beautification advisory commission shall be composed of ~~4911 residents~~selectors of the city. If there are more than 11 members of the beautification advisory commission appointed as of the effective date of this ordinance, no new members shall be appointed until the membership totals 11 residents of the City.

(Code 1973, § 2-151)

Sec. 2-293. - Appointment.

The members of the beautification advisory commission shall be appointed by the city council.

(Code 1973, § 2-152)

Sec. 2-294. - Terms.

The members of the beautification advisory commission shall serve for terms of three years. The first commission shall be composed of members whose terms begin on July 1, 1968, five to expire on July 1, 1969, five to expire on July 1, 1970, and five to expire on July 1, 1971. The four members added to the commission upon its expansion in 1991 shall include one member whose term expires on July 1, 1992, one to expire on July 1, 1993, and two to expire on July 1, 1994.

(Code 1973, § 2-153)

Sec. 2-295. - Compensation.

The members of the beautification advisory commission shall serve without compensation.

(Code 1973, § 2-154)

Sec. 2-296. - Chairman.

The beautification advisory commission shall elect its own chairman for a term of one year.

(Code 1973, § 2-155)

Sec. 2-297. - Committees.

The beautification advisory commission may appoint to committees persons not members of the commission. Such appointees, at the time of their appointment, shall be employed by or associated with a firm or business located within the city or shall own property within the city.

(Code 1973, § 2-156)

Sec. 2-298. - Organization and meetings.

The beautification advisory commission shall schedule six regular meetings a year, on the third Tuesdays of the following months: February, April, May, June, September, and December. It shall adopt rules for transaction of business and shall keep records of its resolutions and recommendations, which records shall be a public record.

(Code 1973, § 2-157; Ord. No. O-06-521, § 1, 5-1-06)

Sec. 2-299. - Staff.

The city manager shall be responsible for providing necessary staff assistance to serve the beautification advisory commission.

(Code 1973, § 2-158)

Sec. 2-300. - Funds.

Funds may be appropriated for the beautification advisory commission to defray its expenses. Such appropriation shall be made at the discretion of the city council.

(Code 1973, § 2-159)

Sec. 2-301. - Duties.

The beautification advisory commission shall consider and advise the city council concerning any and all of the following matters:

- (1) Consider and propose programs which would improve the physical appearance of the community and implement such programs as may be approved by the city council.
- (2) Annually organize and carry out a short-term campaign to encourage citizen participation in activities designed to beautify the city.
- (3) Consider and advise the city council on such other matters as may be referred to the commission by the city council.
- (4) Report blight to the code enforcement division of the department of technical and planning services.

(Code 1973, § 2-160; Ord. No. O-12-585, § 1, 3-5-12)

Sec. 2-302. - Quorum; majority.

Attendance by 50 percent or more of the current membership of the commission shall constitute a quorum. Any action of the commission shall require a concurrence by the majority of the quorum present at the meeting.

Secs. 2-30~~32~~³³—2-310. - Reserved.

EXHIBIT 5

- **Ordinance to Amend the Ethnic Advisory Commission Ordinance to create the Arts and Cultural Diversity Commission**
- **Resolution to Rescind City Council Resolution CM-9-591-74 that established the Arts and Cultural Commission**
- **Existing Arts and Cultural Diversity Commission Ordinance with recommended action in redline**
- **Resolution CM-9-591-74 which created the Arts and Cultural Commission**

**CITY OF OAK PARK, MICHIGAN
ORDINANCE NO.**

AN ORDINANCE TO AMEND ARTICLE III, BOARDS AND COMMISSIONS, CHAPTER 2, ADMINISTRATION, OF THE CODE OF ORDINANCES OF THE CITY OF OAK PARK BY AMENDING DIVISION 8, ETHNIC ADVISORY COMMISSION, THEREOF, TO CREATE THE ARTS AND CULTURAL DIVERSITY COMMISSION WHICH COMBINES THE ETHNIC ADVISORY COMMISSION WITH THE ARTS AND CULTURAL COMMISSION.

THE CITY OF OAK PARK ORDAINS:

SECTION 1. Division 8, Ethnic Advisory Commission, of Article III, Boards and Commissions, of Chapter 2, Administration, of the Code of Ordinances of the City of Oak Park is hereby amended to read as follows:

Division 8 - DIVISION 8. ARTS AND CULTURAL DIVERSITY COMMISSION

Sec. 2-351. - Created.

There is hereby created an arts and cultural diversity commission in and for the City of Oak Park which combines the former ethnic advisory commission with the former arts and cultural commission as of the effective date of this ordinance.

Sec. 2-352. - Composition.

The arts and cultural diversity commission shall consist of not more than 11 members. In addition, up to two members of the city council may be appointed to serve as ex officio members, but shall not be entitled to vote. The members shall be appointed by the city council for terms of three years. If there are more than 11 members of the arts and cultural diversity commission appointed as of the effective date of this ordinance, no new members shall be appointed until the membership totals 11 members.

Sec. 2-353. - Mission statement.

The mission statement of the arts and cultural diversity commission shall be to recommend, develop and implement city-wide programs and events which provide community access to the performing and creative arts and which celebrate cultural diversity; to work with local, state and federal agencies to take advantage of available resources, including funding. The commission shall actively participate in developing, implementing, promoting and staffing appropriate programs. The commission may partner with the Parks and Recreation Commission and Friends of the Library on programs which provide community access to the performing and creative arts and celebrate cultural diversity.

Sec. 2-354. - Meetings.

The arts and cultural diversity commission shall meet once a month on the second Thursday of each month at 7:00 p.m. The chairperson may call a special meeting with the approval of the council.

Sec. 2-355. – Quorum; majority.

Attendance by 50 percent or more of the current membership of the commission shall constitute a quorum. Any action of the commission shall require a concurrence by the majority of the quorum present at the meeting.

Sec. 2-356. - Compensation.

All members and officers of the arts and cultural diversity commission shall serve without compensation.

Sec. 2-357. - Officers.

In addition to the chairperson, the officers of the arts and cultural diversity commission shall include a secretary and such other officers as the arts and cultural diversity commission shall determine necessary and advisable, and shall be elected by the arts and cultural diversity commission on an annual basis.

Sec. 2-358. – Organization.

The Arts and Cultural Diversity Commission shall adopt rules for transaction of business and shall keep records of its resolutions and recommendations, which records shall be a public record.

SECTION 2. Severability.

No other portion, paragraph or phrase of the Code of Ordinances of the City of Oak Park shall be affected by this ordinance, except as to the above section and in the event any portion, section or subsection of this ordinance shall be held invalid for any reason, such invalidation shall not be construed to affect the validity of any other part or portion of this ordinance or of the Code of Ordinances of the City of Oak Park.

SECTION 3. Effective Date.

This ordinance shall become effective ten (10) days from the date of its passage and shall be published as required by the Charter of the City of Oak Park.

MADE, PASSED AND ADOPTED by the Council of the City of Oak Park, on this 5th day of June, 2017.

T. Edwin Norris
City Clerk

Marian McClellan
Mayor

I, T. Edwin Norris, duly authorized Clerk of the City of Oak Park, Michigan do hereby certify that the foregoing Ordinance was adopted by the Council of the City of Oak Park at its Regular meeting held on June 5, 2017.

T. Edwin Norris, City Clerk

DIVISION 8. - ARTS AND CULTURAL DIVERSITY~~ETHNIC ADVISORY~~ COMMISSION

Sec. 2-351. - Created.

There is hereby created an arts and cultural diversity~~ethnic advisory~~ commission in and for the City of Oak Park which combines the former ethnic advisory commission with the former arts and cultural commission as of the effective date of this ordinance.

(Ord. No. O-96-349, § 1, 4-15-96; Ord. No. O-97-360, § 1, 1-6-97)

Sec. 2-352. - Composition.

- (a) The arts and cultural diversity~~ethnic advisory~~ commission shall consist of not more than 11~~14~~5 members. In addition, up to two members of the city council may be appointed to serve as ex officio memnners, but shall not be entitled to vote. The members shall be appointed by the city council for terms of threetwo years, ~~with the exception of the chairperson who shall be appointed by the mayer for a term of two years. Terms of the first members appointed to the ethnic advisory commission, other than the chairperson, shall be staggered, such that seven members are appointed for one-year and seven members appointed for two years. If there are more than 11 members of the arts and cultural diversity commission appointed as of the effective date of this ordinance, no new members shall be appointed until the membership totals 11 members.~~
- (b) ~~The mayor, councilpersons and staff liaison member appointed by the city manager shall be ex-officio members of the ethnic advisory commission. Ex-officio members shall be permitted to participate in meetings and discussions of the ethnic advisory commission but shall not be entitled to vote.~~

(Ord. No. O-96-349, § 1, 4-15-96; Ord. No. O-97-360, § 1, 1-6-97)

Sec. 2-353. - Mission statement.

The mission statement of the arts and cultural diversity~~ethnic advisory~~ commission shall be to recognize, maintain, communicate and celebrate the cultural richness of our community by advising the city council and staff on such matters and conducting such other activities as the city council or city manager or his designee may approve, recommend, develop and implement city-wide programs and events which provide community access to the performing and creative arts and which celebrate cultural diversity; to work with local, state and federal agencies to take advantage of available resources, including funding. The commission shall actively participate in developing, implementing, promoting and staffing appropriate programs. The commission may partner with the Parks and Recreation Commission and Friends of the Library on programs which provide community access to the performing and creative arts and celebrate cultural diversity.

(Ord. No. O-96-349, § 1, 4-15-96; Ord. No. O-97-360, § 1, 1-6-97)

Sec. 2-354. - Meetings.

The arts and cultural diversity~~ethnic advisory~~ commission shall meet once a month on the second Thursday of each month at 7:00 p.m. The chairperson may call a special meeting with the approval of the council.

(Ord. No. O-96-349, § 1, 4-15-96; Ord. No. O-97-360, § 1, 1-6-97; Ord. No. O-16-630, § 1, 11-21-16)

Sec. 2-355. — Quorum; majority.

A simple majority of the members of the ethnic advisory commission shall constitute a quorum. Attendance by 50 percent or more of the current membership of the commission, not including the ex officio city council representative(s), shall constitute a quorum. Any action of the commission shall require a concurrence by the majority of the quorum present at the meeting.

(Ord. No. O-96-349, § 1, 4-15-96; Ord. No. O-97-360, § 1, 1-6-97)

Sec. 2-356. - Compensation.

All members and officers of the arts and cultural diversity~~ethnic advisory~~ commission shall serve without compensation.

(Ord. No. O-96-349, § 1, 4-15-96; Ord. No. O-97-360, § 1, 1-6-97)

Sec. 2-357. - Officers.

In addition to the chairperson, the officers of the arts and cultural diversity~~ethnic advisory~~ commission shall include a secretary and such other officers as the arts and cultural diversity~~ethnic advisory~~ commission shall determine necessary and advisable, and shall be elected by the arts and cultural diversity~~ethnic advisory~~ commission on an annual basis.

(Ord. No. O-96-349, § 1, 4-15-96; Ord. No. O-97-360, § 1, 1-6-97)

Sec. 2-358. - Organization.

The Arts and Cultural Diversity Commission shall adopt rules for transaction of business and shall keep records of its resolutions and recommendations, which records shall be a public record.

Secs. 2-3598—2-365. - Reserved.

EXHIBIT 6

- **Ordinance to Repeal the Independence Day Commission**
- **Ordinance to Repeal the Recreation Advisory Board**
- **Ordinance to create the Parks and Recreation Commission**
- **Existing Independence Day Commission Ordinance**
- **Existing Recreation Advisory Board Ordinance**

**CITY OF OAK PARK, MICHIGAN
ORDINANCE NO.**

AN ORDINANCE TO REPEAL ARTICLE V, ADDITIONAL BOARDS AND COMMISSIONS, DIVISION 2, INDEPENDENCE DAY COMMISSION, OF CHAPTER 2, ADMINISTRATION, OF THE CODE OF ORDINANCES OF THE CITY OF OAK PARK AS THE COMMISSION HAS BEEN COMBINED WITH THE FORMER RECREATION ADVISORY BOARD TO CREATE THE PARKS AND RECREATION COMMISSION.

THE CITY OF OAK PARK ORDAINS:

SECTION 1. Division 2, Independence Day Commission, of Article V, Boards and Commissions, of Chapter 2, Administration, of the Code of Ordinances of the City of Oak Park is hereby repealed, including Sections 2-621 to 2-630.

SECTION 2. Severability.

No other portion, paragraph or phrase of the Code of Ordinances of the City of Oak Park shall be affected by this ordinance, except as to the above section and in the event any portion, section or subsection of this ordinance shall be held invalid for any reason, such invalidation shall not be construed to affect the validity of any other part or portion of this ordinance or of the Code of Ordinances of the City of Oak Park.

SECTION 3. Effective Date.

This ordinance shall become effective ten (10) days from the date of its passage and shall be published as required by the Charter of the City of Oak Park.

MADE, PASSED AND ADOPTED by the Council of the City of Oak Park, on this 5th day of June, 2017.

T. Edwin Norris
City Clerk

Marian McClellan
Mayor

I, T. Edwin Norris, duly authorized Clerk of the City of Oak Park, Michigan do hereby certify that the foregoing Ordinance was adopted by the Council of the City of Oak Park at its Regular meeting held on June 5, 2017.

T. Edwin Norris, City Clerk

**CITY OF OAK PARK, MICHIGAN
ORDINANCE NO.**

AN ORDINANCE TO REPEAL ARTICLE II, RECREATION ADVISORY BOARD, OF CHAPTER 54, PARKS AND RECREATION, OF THE CODE OF ORDINANCES OF THE CITY OF OAK PARK AS THE BOARD HAS BEEN COMBINED WITH THE FORMER INDEPENDENCE DAY COMMISSION TO CREATE THE PARKS AND RECREATION COMMISSION.

THE CITY OF OAK PARK ORDAINS:

SECTION 1. Article II, Recreation Advisory Board, of Chapter 54, Parks and Recreation, of the Code of Ordinances of the City of Oak Park is hereby repealed, including Sections 54-36 to 54-43.

SECTION 2. Severability.

No other portion, paragraph or phrase of the Code of Ordinances of the City of Oak Park shall be affected by this ordinance, except as to the above section and in the event any portion, section or subsection of this ordinance shall be held invalid for any reason, such invalidation shall not be construed to affect the validity of any other part or portion of this ordinance or of the Code of Ordinances of the City of Oak Park.

SECTION 3. Effective Date.

This ordinance shall become effective ten (10) days from the date of its passage and shall be published as required by the Charter of the City of Oak Park.

MADE, PASSED AND ADOPTED by the Council of the City of Oak Park, on this 5th day of June, 2017.

T. Edwin Norris
City Clerk

Marian McClellan
Mayor

I, T. Edwin Norris, duly authorized Clerk of the City of Oak Park, Michigan do hereby certify that the foregoing Ordinance was adopted by the Council of the City of Oak Park at its Regular meeting held on June 5, 2017.

T. Edwin Norris, City Clerk

CITY OF OAK PARK, MICHIGAN

ORDINANCE NO. _____

PARKS AND RECREATION COMMISSION ORDINANCE – FIRST READING

ORDINANCE TO AMEND CHAPTER 2, ADMINISTRATION, ARTICLE III, BOARDS AND COMMISSIONS, BY ADDING A NEW DIVISION 3, PARKS AND RECREATION COMMISSION, WHICH COMBINES THE FORMER RECREATION ADVISORY BOARD WITH THE FORMER INDEPENDENCE DAY COMMISSION.

THE CITY OF OAK PARK ORDAINS:

SECTION 1. ORDINANCE - Chapter 2, Administration, Article III Boards and Commissions, of the Code of Ordinances of the City of Oak Park is hereby amended by the addition of a new Division 3, Parks and Recreation Commission, which shall read as follows:

DIVISION 3. – Parks and Recreation Commission

Sec. 2-276. - Created.

There is hereby created a parks and recreation commission for the City of Oak Park which combines the former recreation advisory board with the former independence day commission as of the effective date of this ordinance.

Sec. 2-277. - Composition.

The parks and recreation commission shall be composed of 9 members. In addition, one member of the city council, and the city director of recreation shall be appointed to serve as ex officio members, but shall not be entitled to vote. If there are more than 9 members of the parks and recreation commission appointed as of the effective date of this ordinance, no new members shall be appointed until the membership totals 9 members.

Sec. 2-278. - Appointment.

The members of the parks and recreation commission shall be appointed by the city council.

Sec. 2-279. - Terms.

The members of the parks and recreation commission shall serve for terms of three years.

Sec. 2-280. - General duties.

It shall be the duty of the parks and recreation commission to provide advice to the Oak Park Recreation Department, based on feedback from all segments of the City's diverse population. The commission will develop strategies for connecting with representatives from City Council,

neighborhood and school groups, organizations, synagogues, churches and other groups that are representative of the City's diversity, and will actively encourage citizen participation. The commission will support the values of sustainability, equity, engagement, and sound economics in providing quality and safe recreation programs and facilities for the City of Oak Park. The commission will assist with planning, promoting, executing and evaluating of public recreation, parks, programs and other department special events.

Sec. 2-281. - Compensation.

The members of the parks and recreation commission shall serve without compensation.

Sec. 2-282. - Officers.

The officers of the parks and recreation commission shall consist of a chairperson, a vice-chairperson and a secretary. Such officers of the parks and recreations commission shall be elected as part of the general business at the September evaluation meeting. The officers shall serve for a period of one year. Officers can serve an unlimited number of terms in that office.

Sec. 2-283. - Meetings.

The parks and recreation commission shall meet at 7:00 p.m. on the third Wednesday of each month in the city community center, unless otherwise designated. Additional meetings of this commission and any subcommittees shall be scheduled on an "as necessary" basis.

Sec. 2-284. - Organization.

The parks and recreation commission shall adopt rules for transaction of business and shall keep records of its resolutions and recommendations, which records shall be a public record.

Sec. 2-285. - Quorum; majority.

Attendance by 50 percent or more of the current membership of the commission shall constitute a quorum. Any action of the commission shall require a concurrence by the majority of the quorum present at the meeting.

Secs. 2-286—2-290. - Reserved.

SECTION 2. SEVERABILITY – No other portion, paragraph or phrase of the Code of Ordinances of the City of Oak Park shall be affected by this Ordinance, except as to the above sections, and in the event that any portion, section or subsection of this Ordinance shall be held invalid for any reason, such invalidation shall not be construed to affect the validity of any other part or portion of this Ordinance or the Code of Ordinances, City of Oak Park.

SECTION 3. EFFECTIVE DATE – This Ordinance shall become effective ten (10) days from the date of its passage and shall be published as required by the Charter of the City of Oak Park.

MADE, PASSED AND ADOPTED by the Council of the City of Oak Park, on this 5th day of June, 2017.

T. Edwin Norris
City Clerk

Marian McClellan
Mayor

I, T. Edwin Norris, duly authorized Clerk of the City of Oak Park, Michigan do hereby certify that the foregoing Ordinance was adopted by the Council of the City of Oak Park at its Regular meeting held on June 5, 2017.

T. Edwin Norris, City Clerk

DIVISION 2. - INDEPENDENCE DAY COMMISSION

Sec. 2-621. - Created.

There is hereby created an Independence Day commission for the city.

(Ord. No. O-99-406, § 1, 12-20-99)

Sec. 2-622. - Composition.

- (a) The Independence Day commission shall be composed of not more than 20 members. The members of the Independence Day commission shall include not more than two members of the city council, the city director of recreation, and the superintendent of the city schools or his or her designee.
- (b) The member or members of the city council, the city director of recreation and the superintendent of the city schools or his or her designee shall be ex officio members of the Independence Day commission and shall not be entitled to vote.

(Ord. No. O-99-406, § 2, 12-20-99; Ord. No. 0-01-439, § 1, 2-19-01)

Sec. 2-623. - Appointment.

The members of the Independence Day commission shall be appointed by the city council.

(Ord. No. O-99-406, § 3, 12-20-99)

Sec. 2-624. - Terms.

The members of the Independence Day commission shall serve for terms of three years. The terms of the first members appointed to the Independence Day commission shall be staggered, such that five members are appointed for one year, five members are appointed for two years and six members are appointed for three years. The ex officio member or members of the city council will be appointed biannually.

(Ord. No. O-99-406, § 4, 12-20-99; Ord. No. 0-01-439, § 2, 2-19-01)

Sec. 2-625. - General duties.

It shall be the duty of the Independence Day commission to:

- (1) Plan, promote, execute and evaluate the city's Independence Day celebration, including a parade and any activities held in the park.
- (2) Coordinate such activities with the department of recreation.

(Ord. No. O-99-406, § 5, 12-20-99)

Sec. 2-626. - Compensation.

The members of the Independence Day commission shall serve without compensation.

(Ord. No. O-99-406, § 6, 12-20-99)

Sec. 2-627. - Officers.

The officers of the Independence Day commission shall consist of a chairperson, a vice-chairperson and a secretary. Such officers of the Independence Day commission shall be elected as part of the general business at the September evaluation meeting. The officers shall serve for a period of one year. Officers can serve an unlimited number of terms in that office.

(Ord. No. O-99-406, § 7, 12-20-99)

Sec. 2-628. - Meetings.

The Independence Day commission shall meet at 7:00 p.m. on the first Wednesday of each month from February through June in the city community center, unless otherwise designated. The Independence Day commission shall also meet in September, at a time and place to be determined by the commission, to evaluate the year's event. Additional meetings of this commission and any subcommittees shall be scheduled on an "as necessary" basis.

(Ord. No. O-99-406, § 8, 12-20-99)

Sec. 2-629. - Organization.

The Independence Day commission shall adopt rules for transaction of business and shall keep records of its resolutions and recommendations, which records shall be a public record.

(Ord. No. O-99-406, § 9, 12-20-99)

Sec. 2-630. - Quorum; majority.

A simple majority of the members of the Independence Day commission shall constitute a quorum. Any action of the commission shall require a concurrence by the majority of the quorum present at the meeting.

(Ord. No. O-99-406, § 10, 12-20-99)

Secs. 2-631—2-649. - Reserved.

ARTICLE II. - RECREATION ADVISORY BOARD⁽²⁾

Footnotes:

--- (2) ---

Cross reference— Boards and commissions, § 2-241 et seq.

Sec. 54-36. - Created.

There is hereby created a recreation advisory board in and for the city.

(Code 1973, § 32-16)

Sec. 54-37. - Composition.

The recreation advisory board shall be composed of seven members.

(Code 1973, § 32-17)

Sec. 54-38. - Appointment.

The members of the recreation advisory board shall be appointed by the city council.

(Code 1973, § 32-18)

Sec. 54-39. - Terms.

Each member of the recreation advisory board shall serve for a term of three years.

(Code 1973, § 32-19)

Sec. 54-40. - Ex officio members.

A member of the city council, a representative from the department of public works, and the director of recreation shall be members of the recreation advisory board without a vote.

(Code 1973, § 32-20)

Sec. 54-41. - Officers.

The officers of the recreation advisory board shall be a chairman, who shall conduct the meetings of the board; a vice-chairman to serve in the absence of the chairman; and a secretary to keep accurate minutes of the meetings. The officers are to be elected for one-year terms at the regular meeting in October.

(Code 1973, § 32-21)

Sec. 54-42. - Compensation.

All members of the recreation advisory board shall serve without compensation.

(Code 1973, § 32-22)

Sec. 54-43. - Duties generally.

It shall be the duty of the recreation advisory board, operating under bylaws adopted by the city council, to consider and study reasonable needs and requirements of the recreation program, to serve in an advisory capacity to the director of parks, recreation and forestry when so requested, and to act as a recommending body to the city council on matters of general recreation department policy, and to formulate and report its findings from time to time, to the city council.

(Code 1973, § 32-23)

EXHIBIT 8

- **Ordinance to Amend Sec. 2-244, Terms for All Board and Commissions**
- **Existing Ordinance Sec. 2-244, Terms with recommended action in redline**

**CITY OF OAK PARK, MICHIGAN
ORDINANCE NO.**

AN ORDINANCE TO AMEND ARTICLE III, BOARDS AND COMMISSIONS, CHAPTER 2, ADMINISTRATION, OF THE CODE OF ORDINANCES OF THE CITY OF OAK PARK BY AMENDING DIVISION 1, GENERALLY, SEC. 2-244 THEREOF, THEREBY IDENTIFYING THE BOARDS AND COMMISSIONS SUBJECT TO THE TERMS SET FORTH IN THE ORDINANCE.

THE CITY OF OAK PARK ORDAINS:

SECTION 1. Division 1, Generally, of Article III, Boards and Commissions, of Chapter 2, Administration, of the Code of Ordinances of the City of Oak Park is hereby amended to read as follows:

Sec. 2-244. - Sec. 2-244. - Terms.

- (a) Except as otherwise required by law, beginning with 2012, terms of all members of the following boards and commissions, other than ex officio members, shall terminate on February 28 of the year following the year in which their terms are scheduled to expire, until such time as all terms are reestablished with the expiration dates of February 28. No terms shall be shortened by this provision:

The beautification advisory commission, the board of trustees - employees retirement system, the building board of appeals, the city board of canvassers, the economic development corporation/Brownfield redevelopment authority, and the election commission.

- (b) Except as otherwise required by law, beginning with 2012, terms of all members of the following boards and commissions, other than ex officio members, shall terminate on August 31 following the dates on which their terms are scheduled to expire. No terms shall be shortened by this provision:

The arts and cultural diversity commission, the parks and recreation commission, the library board, the local officers compensation commission, the planning commission, the recycling and environmental conservation commission, the zoning board of appeals, and the board of review.

- (c) Beginning after August 31, 2012, new terms for board or commission members shall be established so that as nearly as possible, the terms of the same number of members expire each year. Until a proper rotation is established, appointments for shorter terms that provided in the City Code shall be made if necessary.

SECTION 2. Severability.

No other portion, paragraph or phrase of the Code of Ordinances of the City of Oak Park shall be affected by this ordinance, except as to the above section and in the event any portion, section or subsection of this ordinance shall be held invalid for any reason, such invalidation shall not be construed to affect the validity of

any other part or portion of this ordinance or of the Code of Ordinances of the City of Oak Park.

SECTION 3. Effective Date.

This ordinance shall become effective ten (10) days from the date of its passage and shall be published as required by the Charter of the City of Oak Park.

MADE, PASSED AND ADOPTED by the Council of the City of Oak Park, on this 15th day of May, 2017.

T. Edwin Norris
City Clerk

Marian McClellan
Mayor

I, T. Edwin Norris, duly authorized Clerk of the City of Oak Park, Michigan do hereby certify that the foregoing Ordinance was adopted by the Council of the City of Oak Park at its Regular meeting held on May 15, 2017.

T. Edwin Norris, City Clerk

Sec. 2-244. - Terms.

- (a) Except as otherwise required by law, beginning with 2012, terms of all members of the following boards and commissions, other than ex officio members, shall terminate on February 28 of the year following the year in which their terms are scheduled to expire, until such time as all terms are reestablished with the expiration dates of February 28. No terms shall be shortened by this provision:

The ~~arts and cultural commission~~, the beautification advisory commission, ~~the board of fence arbitration~~, the board of trustees - employees retirement system, the building board of appeals, the city board of canvassers, ~~the communication commission~~, the economic development corporation/Brownfield redevelopment authority, and the election commission.

- (b) Except as otherwise required by law, beginning with 2012, terms of all members of the following boards and commissions, other than ex officio members, shall terminate on August 31 following the dates on which their terms are scheduled to expire. No terms shall be shortened by this provision:

The ~~emergency services council~~, the ~~Arts and Cultural Diversity Commission~~ ~~ethnic advisory commission~~, the ~~Parks and Recreation Commission~~ ~~independence day commission~~, the library board, the local officers compensation commission, ~~the municipal building authority commission~~, the planning commission, ~~the recreation advisory board~~, the recycling and environmental conservation commission, the zoning board of appeals, and the board of review.

- (c) Beginning after August 31, 2012, new terms for board or commission members shall be established so that as nearly as possible, the terms of the same number of members expire each year. Until a proper rotation is established, appointments for shorter terms that provided in the City Code shall be made if necessary.

(Ord. No. O-12-587, § 1, 3-5-12)



CITY OF OAK PARK

Erik Tungate
City Manager

15B

Mayor
Marian McClellan
Mayor Pro Tem
Carolyn Burris
Council Members
Kiesha Speech
Solomon Radner
Ken Rich
City Manager
Erik Tungate

TO: The Oak Park City Council

FROM: T. Edwin Norris, City Clerk

DATE: Thursday, June 15, 2017

RE: Request to appoint members of the Communications Commission and the Emergency Services Council to various Boards & Commissions

PURPOSE(S) OF ACTION:

To consider the appointment of Communications Commission members and Emergency Services Council members to their requested Boards and Commissions.

BACKGROUND/KEY ISSUES/CONTRIBUTING FACTORS:

Legislative changes to the Ordinances of the City of Oak Park have been presented to the City Council to facilitate the consolidation and restructuring of City Board and Commissions as recommended by City Administration and approved by City Council at its Special Meeting held March 27, 2017.

These ordinances have been presented to the Council and their first reading approved at its Regular Meeting held June 5, 2017, with the second reading scheduled for June 19, 2017. With the approval and adoption of these amendments, there are two commissions, the Communications Commission and the Emergency Services Council, which will be dissolved and their functions transitioned to City departments. These two commissions currently hold active members; the Communications Commission has (5) members and the Emergency Services Council has (5) members.

The City Clerk's office has contacted the (10) affected members, assessing their interest in continuing to be on a commission and, if so, allowing them to indicate their preference on which board they would like to serve.

SUPPORTING DOCUMENTATION/INFORMATION:

A listing of recommended appointments will be provided to City Council at the Regular Meeting held Monday, June 19, 2017.



CITY OF OAK PARK

Saundra Crawford, Interim Director
Department of Finance

Mayor Pro Tem
Carolyn Burns
Council Members
Kiesha Speech
Solomon Radner
Ken Rich
City Manager
Erik Tungate

MEMORANDUM

Date: June 14, 2017

To: Erik Tungate, City Manager

From: Saundra Crawford

Re: Third Quarter Fiscal 2016/2017 Investment Report

The State of Michigan Public Act 213 of 2007 requires the City's investment officer to provide a written report quarterly to the governing body concerning the investment of all funds of the City that fall under Public Act 20. Public Act 20 governs how non-pension and non-OPEB funds can be invested. The attached report details the cash and investments (citywide for all funds) held by the City at March 31, 2017. The report includes a description of each investment by type, market and book values, current and yield to maturity interest rates and the number of days to maturity.

The third quarter investment report shows total citywide cash and investments of \$20,636,828 (market value) including cash in the operating account of \$2,786,395, short-term investments in the Oakland County Investment Pool of \$7,641,078 and long-term investments totaling \$10,209,355. The third quarter saw bond prices rise which resulted in higher yields for new investments and reductions in unrealized gains on investments currently held. The City has maximized investment return on short-term cash by utilizing the Oakland County Investment Pool and minimizing the amount maintained in the checking and daily depository accounts. Interest income for the months of July through March 2017 remained strong totaling \$221,069 compared to \$141,747 for the nine months ended March 31, 2016 (new investment strategy started in September 2015).

City of Oak Park
Summary of Cash and Investments Held
March 31, 2017

	<u>Maturity Date</u>	<u>Market Value</u>	<u>Book Value</u>	<u>% of Portfolio</u>	<u>Current Interest Rate</u>	<u>YTM @ Cost</u>	<u>Days to Maturity</u>
Cash							
Huntington Bank - Collection		\$ 2,786,395	\$ 2,786,395	13.50%	0.1500%	0.1500%	1
Huntington Bank - Accounts Payable		-	-	0.00%	0.1500%	0.1500%	1
Huntington Bank - Payroll		-	-	0.00%	0.1500%	0.1500%	1
Huntington Bank - Securities		-	-	0.00%	0.1500%	0.1500%	1
Government Securities - None							
Municipal Bonds							
Jenison Schools	5/1/2018	513,985	516,791	2.50%	5.1500%	5.1500%	397
Michigan Municipal Bond Authority	5/1/2018	250,245	250,466	1.21%	4.0000%	4.0000%	397
Ypsilanti School District	5/1/2018	159,595	160,000	0.77%	1.5000%	1.5000%	397
Madison Heights Pension	1/1/2019	233,179	235,000	1.14%	1.4800%	1.4800%	642
Williamston Mich Comm Schools	5/1/2019	759,735	758,354	3.67%	2.3970%	2.3970%	762
Ypsilanti School District	5/1/2019	499,915	500,000	2.42%	1.8100%	1.8100%	762
Holland Michigan GO Taxable	8/1/2019	174,325	175,000	0.85%	1.8600%	1.8600%	854
Lake Orion Mich Comm Sch Dist	5/1/2020	250,510	252,707	1.22%	2.1120%	2.1120%	1127
Reeths-Puffer Mich Schs	5/1/2020	291,418	291,971	1.41%	2.2480%	2.2480%	1127
Williamston Mich Comm Schools	5/1/2020	1,017,340	1,012,970	4.91%	2.6670%	2.6670%	1127
Ypsilanti School District	5/1/2020	496,015	500,000	2.42%	2.0300%	2.0300%	1127
Holland Michigan GO Taxable	8/1/2020	174,059	175,000	0.85%	2.1500%	2.1500%	1219
Michigan Fin Auth Rev RFDG LOC GOVT LN Detroit	10/1/2020	714,345	729,905	3.54%	2.6810%	2.6810%	1280
Paw Paw Public Schools	11/1/2020	110,314	111,893	0.54%	2.5000%	2.5000%	1311
Reeths-Puffer Mich Schs	5/1/2021	252,985	252,564	1.22%	2.5740%	2.5740%	1492
Reeths-Puffer Mich Schs	5/1/2021	252,985	252,564	1.22%	2.5740%	2.5740%	1492
Whitmore Lake Mich Pub Sch Dist	5/1/2021	509,360	507,526	2.46%	2.7490%	2.7490%	1492
Ypsilanti School District	5/1/2021	439,325	445,000	2.16%	2.1800%	2.1800%	1492
Kalkaska Mich Sch Bldg	5/1/2023	448,128	448,795	2.17%	6.1000%	6.1000%	2393
South Lyon Mich Comm Schools	5/1/2023	50,549	51,208	0.25%	2.8900%	2.8900%	2222
Certificate of Deposits							
American Express Centrnl	11/13/2018	501,890	500,000	2.42%	1.6400%	1.6400%	593
American Express Centrnl	11/12/2019	503,825	500,000	2.42%	1.9800%	1.9800%	957
Wells Fargo Bank NA	1/11/2020	100,263	100,000	0.48%	1.3000%	1.3000%	1027
American Express Centrnl	11/12/2020	505,745	500,000	2.42%	2.2200%	2.2200%	1322
Commercial Paper							
Ford Motor Credit Co LLP	4/21/2017	999,320	990,025	4.80%	1.3500%	1.3500%	21
Investment Pool							
Oakland County Investment Pool		<u>7,541,078</u>	<u>7,541,078</u>	<u>37.01%</u>	0.8721%	0.8721%	1
Total		<u>\$ 20,636,828</u>	<u>\$ 20,645,212</u>	<u>100.00%</u>			



CITY OF OAK PARK

Saundra Crawford, Interim Director
Department of Finance

15D

Kiesha Speech
Solomon Radner
Ken Rich
City Manager
Erik Tungate

MEMORANDUM

Date: June 14, 2017

To: Erik Tungate, City Manager

From: Saundra Crawford

Re: 3rd Quarter Budget to Actual Report, General Fund

The purpose of this memorandum is to highlight fiscal year-to-date revenue and expenditure activity through the third quarter ending March 31, 2017 (see attached report for budget-to-actual by department activity for the General Fund only). Through the third quarter, generally, revenues and expenditures should represent 75% of the annual budget.

GENERAL FUND

REVENUES

Total revenues for the third quarter total approximately \$16.4 million, representing approximately 84% of the annual budget. Overall revenues are on track with budget with the following items of note:

- Property Tax Revenue – City property tax levies are billed July 1 and payable in full without penalty by August 31, 2016. As of the end of the third quarter approximately 96% of the taxes billed had been paid. Any unpaid real property taxes will be purchased from the City by Oakland County in May 2017. Property tax revenue is the primary reason the overall revenues are at 84% to date.
- Intergovernmental Revenue (State Revenue Sharing) – The City receives six bi-monthly payments annually for state-shared revenue. The third quarter report reflects three fiscal 2016/17 payments totaling \$1,661,305 as the August 31, 2016 payment by statute is included as part of the June 30, 2016 revenues. The City will receive the remaining three payments on April 30, June 30 and August 31 (2017) related to the current fiscal year. The estimated annual revenue included in the budget totals \$3,201,629.

- The City receives cable franchise fees on a quarterly basis estimated at \$640,000 for the current fiscal year. The third quarter remittances will be received during April 2017 with \$293,834 received to date related to the second quarter.
- Fines and forfeiture revenue is running significantly behind budget and prior year for the first nine months of the year. The original district court budget totaled \$1,930,000 and was reduced by \$51,000 with the first quarter budget amendment to \$1,879,000. Based on the amended budget court revenue should total \$1,409,250 for the first nine months but the actual is \$1,238,146 or 12.1% less. The shortfall of more than \$171,000 may result in additional General Fund contributions to the District Court Fund if is not made up in future quarter. The revenue received is used to offset a portion of the court's operating costs.

EXENDITURES

Total expenditures for the third quarter total approximately \$12.7 million, representing approximately 65% of the annual budget. Overall departmental expenditure budgets are on track with the following items of note (departments over 75%):

- City Council and Mayors Department is at 79% for the third quarter due to the seasonal expenditures of the Beautification Commission and Membership dues. The overall net budget for the department is in line with current annual projections.
- Legal Department – City Attorney (81%) and Prosecuting Attorney (83%) are currently higher over the 75% guideline primarily for Labor and other Legal services expensed but overall net budget for the department is in line with current annual projections.
- DPW Administration is at 77% of the budget which is slightly over the 75% guideline primarily due to the seasonal nature of the expenditures but overall are in line with their annual budgets.
- Recreation Administration Department is over 30% of the budget due to the seasonality of the department along with a change in the allocation of costs between this department and the Senior Services and Instructional Services Departments which are significantly below budget. The overall net budget for the departments are in line current annual projections.
- The Special Recreation Events Department is at 82% of their budget due to their costs being seasonal in nature as a significant part of their budget includes fall programming (consistent with the second quarter). The overall budget is in line current annual projections.
- Swimming Pool Facility Department is at 80% of their budget due to their costs being seasonal in nature as a significant part of their budget includes summer programming (consistent with the first quarter). The overall budget is in line with the current annual projections.

Overall the General Fund operations are in line with the annual budget with noted exception of the approved use of Fund balance for the Public Safety K-9 capital outlay. The projected fund balance remains at the targeted level of at least 15% of annual expenditures.

06/13/2017

REVENUE AND EXPENDITURE REPORT FOR CITY OF OAK PARK
 PERIOD ENDING 03/31/2017
 % Fiscal Year Completed: 75.07

GL NUMBER	END BALANCE 06/30/2016 NORM (ABNORM)	2016-17 ORIGINAL BUDGET	2016-17 AMENDED BUDGET	YTD BALANCE 03/31/2017 NORM (ABNORM)	AVAILABLE BALANCE NORM (ABNORM)	% BDT USED
Fund 101 - GENERAL FUND						
00 000-NONE	18,260,902.91	17,273,162.00	16,628,676.00	13,470,241.27	3,158,434.73	81.01
17.345-PUBLIC SAFETY	2,998,431.63	2,774,800.00	2,982,957.00	2,955,315.56	27,641.44	99.07
TOTAL REVENUES	21,259,334.54	20,047,962.00	19,611,633.00	16,425,556.83	3,186,076.17	83.75
10 101-COUNCIL AND MAYOR	50,307.56	46,140.00	49,510.00	38,943.21	10,566.79	78.66
11 172-CITY MANAGER	510,056.42	326,267.00	351,692.00	236,023.66	115,668.34	67.11
11 270-HUMAN RESOURCES	0.00	235,936.00	255,311.00	169,911.88	85,399.12	66.55
11 611-COMMUNITY DEVELOPMENT	133,452.50	175,460.00	176,285.00	107,995.05	68,289.95	61.26
12 258-MAGEMENT INFORMTN SERVICE	328,381.41	349,655.00	294,540.00	137,558.65	156,981.35	46.70
13 210-CITY ATTORNEY	304,175.98	293,000.00	293,000.00	236,927.25	56,072.75	80.86
13 229-PROSECUTING ATTORNEY	57,650.00	62,400.00	63,600.00	53,000.00	10,600.00	83.33
14 191-ELECTIONS	216,967.17	272,843.00	273,368.00	180,980.11	92,387.89	66.20
14 215-CITY CLERK	112,136.33	119,506.00	119,506.00	66,885.99	52,620.01	55.97
15 201-FINANCE & ADMIN SERVICES	904,368.95	903,804.00	222,801.00	156,447.51	66,353.49	70.22
16 371-INSPECTIONS	569,162.30	594,288.00	596,638.00	430,065.24	166,572.76	72.08
16 401-TECH & PLANNING ADMIN.	135,422.31	152,448.00	134,498.00	88,296.09	46,201.91	65.65
16 447-ENGINEERING	41,656.75	40,032.00	59,832.00	40,246.89	19,585.11	67.27
16 448-STREET LIGHTING	453,261.53	475,000.00	475,000.00	327,650.85	147,349.15	68.98
17.345-PUBLIC SAFETY	8,761,181.60	8,920,649.00	9,097,835.00	6,737,435.35	2,360,399.65	74.06
17.346-PUBLIC SAFETY K-9	0.00	0.00	52,500.00	0.00	52,500.00	0.00
18 265-BUILDING MAINTENANCE	433,700.77	759,598.00	759,598.00	358,324.84	401,273.16	47.17
18 441-DPW ADMINISTRATION	11,841.02	13,692.00	11,667.00	9,009.19	2,657.81	77.22
18 443-SHEPHERD PARK	30,067.22	40,581.00	52,181.00	36,950.36	15,230.64	70.81
18 444-OTHER PARKS FORESTRY	61,817.68	53,643.00	46,043.00	11,832.20	34,210.80	25.70
19 752-RECREATION ADMINISTRATION	261,318.90	209,470.00	277,619.00	264,401.22	13,217.78	95.24
19 753-ATHLETICS	27,203.22	59,458.00	36,300.00	22,832.79	13,467.21	62.90
19 754-OUTDOOR ACTIVITIES	34,763.43	83,150.00	84,250.00	56,439.28	27,810.72	66.99
19 755-INSTRUCTIONAL ACTIVITIES	10,337.03	20,000.00	20,000.00	6,388.29	13,611.71	31.94
19 756-SPECIAL RECREATION EVENTS	20,153.16	23,000.00	23,000.00	18,790.65	4,209.35	81.70
19 757-SWIMMING POOL FACILITY	80,612.56	79,128.00	79,128.00	63,491.63	15,636.37	80.24
19 776-SENIOR SERVICES	110,334.16	97,020.00	64,854.00	30,420.31	34,433.69	46.91
21 890-NON DEPARTMENTAL	7,191,617.79	5,470,041.00	5,460,041.00	2,669,829.55	2,760,211.45	49.45
22 806-PUBLIC INFORMATION CABLE	158,945.35	171,753.00	233,536.00	155,378.53	78,157.47	66.53
TOTAL EXPENDITURES	21,010,893.10	20,047,962.00	19,664,133.00	12,742,456.57	6,921,676.43	64.80
Fund 101 - GENERAL FUND:						
TOTAL REVENUES	21,259,334.54	20,047,962.00	19,611,633.00	16,425,556.83	3,186,076.17	83.75
TOTAL EXPENDITURES	21,010,893.10	20,047,962.00	19,664,133.00	12,742,456.57	6,921,676.43	64.80
NET OF REVENUES & EXPENDITURES	248,441.44	0.00	(52,500.00)	3,683,100.26	(3,735,600.26)	100.00



BUSINESS OF THE CITY COUNCIL, OAK PARK, MICHIGAN

AGENDA OF: June 19, 2017

AGENDA #

SUBJECT: Recommendation of Planning Commission on the proposed rezoning of the southeast corner of Lessenger Park from R-1, One-Family Dwelling District to LI, Light Industrial District.

DEPARTMENT: Community & Economic Development

SUMMARY: At the June 12, 2017 meeting the Planning Commission conducted a Public Hearing to receive public comments on the proposed rezoning of the southeast corner of Lessenger Park from R-1, One-Family Dwelling District to LI, Light Industrial District.

The Planning Commission voted to recommend to the City Council, to rezone the southeast corner of Lessenger Park from R-1, One-Family Dwelling District to LI, Light Industrial District.

RECOMMENDED ACTION: The City Council consider accepting the recommendation of the Planning Commission to rezone on the proposed rezoning of the southeast corner of Lessenger Park from R-1, One-Family Dwelling District to LI, Light Industrial District and conduct the First Reading of the proposed ordinance to amend the City's Official Zoning District Map and to schedule the second reading of the proposed ordinance for the next scheduled City Council meeting.

APPROVALS:

City Manager: 

Director: 

Finance Director: _____

EXHIBITS: Memorandum, Proposed Zoning Ordinance Amendment.



CITY OF OAK PARK

DEPARTMENT OF COMMUNITY & ECONOMIC DEVELOPMENT

MEMORANDUM

TO: Planning Commission members DATE: June 7, 2017
FROM: Kevin Rulkowski, AICP, City Planner FILE: Planning/Lessenger
Park REZ report
SUBJECT: Proposed rezoning of a 0.746 acre portion of the southeast corner of
Lessenger Park.

As was discussed during the Master Plan process, a small section of Lessenger Park was proposed to be split off and combined with the Michigan Dessert Corporation property at 10750 Capital Avenue. Michigan Dessert is proposing an expansion and needs the additional underutilized park land. The City Council recently authorized the sale of this property to Michigan Dessert.

A Public Hearing was scheduled for the June meeting to hear public comments on the proposed rezoning of a 0.746 acre portion of the southeast corner of Lessenger Park (see attached map), from R-1, One-Family Dwelling District to LI, Light Industrial District.

The following considerations were noted during the review of this rezoning request:

1. The proposed rezoning is for a 0.746 acre portion of the southeast corner of Lessenger Park.
2. Lessenger Park has limited recreation facilities which include a play structure and a minimally maintained neighborhood baseball field. No organized baseball is played at the baseball field.
3. A stated goal of the sale of the Lessenger Park property is to provide funds for greater recreational opportunities in that area.
4. The Zoning Ordinance, Section 900, states the intent of the LI, Light Industrial District is to "provide sites for manufacturing plants, warehousing, research laboratories and similar uses. Development is limited to uses that can be carried out in an unobtrusive manner, and maintain a compatibility with surrounding residential or commercial areas."
5. The sale of the property under consideration for rezoning would allow for a proposed expansion of the adjacent Michigan Dessert Corporation property at 10750 Capital Avenue.

6. The proposed expansion of the Michigan Dessert Corporation facility would be consistent with the intent of the LI, Light Industrial District.
7. The Future Land Use Plan of the City's recently adopted Master Plan identifies this area as future Light Industrial.
8. The Priority Development Sites section of the City's recently adopted Master Plan states that many of the buildings in the Southeast Industrial District are in need of revitalization. The proposed rezoning of the subject site will help facilitate the revitalization of one of these buildings in the Southeast Industrial District.
9. The adjacent parcels to the north and west of the subject property are zoned R-1, One Family Dwelling District. The adjacent parcels to the south and east of the subject property are zoned LI, Light Industrial District..
10. The open area in Lessenger Park, surrounding the subject property, will provide a large setback to the single family homes to the north.
11. The proposed zoning change should have no significant impact to the traffic conditions in the area.
12. The proposed zoning change will be consistent and compatible with existing land uses in the area.

The proposed zoning district change is appropriate for this location and is consistent and compatible with existing land uses in the area. The Future Land Use Plan of the City's recently adopted Master Plan identifies this area as future Light Industrial.

Based on the above considerations, the Planning Division recommends rezoning the 0.746 acre portion of the southeast corner of Lessenger Park, from R-1, One-Family Dwelling District to LI, Light Industrial District. The proposed property to be rezoned described as:

Part of the North 1/2 of Section 32, T. 1 N., R. 11 E., City of Oak Park, Oakland County, Michigan, being described as: Beginning at a point distant S. 02° 37' 40" E., 80.00 feet from the NE. Corner of Lot 422, "Ridgewood Estates Subdivision" as recorded in Liber 61 of plats, Pages 18 and 18C of the Oakland County records; thence N. 02° 37' 40" W., 260.00 feet; thence N. 87° 22' 00" E., 125.00 feet; thence S. 02° 37' 40" E., 260.00 feet; thence S. 87° 22' 00"W., 125.00 feet to the point of beginning. Containing 32,500 square feet or 0.746 acres. Property ID # 52-25-32-176-025.

CITY OF OAK PARK, MICHIGAN

ORDINANCE NO.

AN ORDINANCE TO AMEND APPENDIX A-ZONING, ARTICLE III, AND THE OFFICIAL ZONING MAP CONTAINED THEREIN, BEING PART OF THE CODE OF ORDINANCES OF THE CITY OF OAK PARK, MICHIGAN, BY CHANGING THE USE DISTRICT OF CERTAIN PARCELS OF LAND IN SECTION 32 AND CURRENTLY ZONED R-1, ONE FAMILY DWELLING DISTRICT TO LI, LIGHT INDUSTRIAL DISTRICT.

THE CITY OF OAK PARK, MICHIGAN ORDAINS:

SECTION 1. The Code of Ordinances of the City of Oak Park is hereby amended by changing the use district of the following described parcel of land in Section 32 and currently zoned R-1, One-Family Dwelling District, according to the City's Official Zoning District Map, Appendix-A Zoning, Article III, to LI, Light Industrial District:

Part of the North 1/2 of Section 32, T. 1 N., R. 11 E., City of Oak Park, Oakland County, Michigan, being described as: Beginning at a point distant S. 02° 37' 40" E., 80.00 feet from the NE. Corner of Lot 422, "Ridgewood Estates Subdivision" as recorded in Liber 61 of plats, Pages 18 and 18C of the Oakland County records; thence N. 02° 37' 40" W., 260.00 feet; thence N. 87° 22' 00" E., 125.00 feet; thence S. 02° 37' 40" E., 260.00 feet; thence S. 87° 22' 00" W., 125.00 feet to the point of beginning. Containing 32,500 square feet or 0.746 acres.
Part of Property ID # 52-25-32-176-025.

SECTION 2. It is hereby ordered that the Official Zoning District Map of the City of Oak Park, as herein amended, be incorporated with this ordinance and be considered a part hereof and be published in connection herewith.

SECTION 3. It is further ordered that from and after the effective date of this ordinance, the above described parcel of land shall be in the LI, Light Industrial District, and be subject to the regulations pertaining to such a district.

SECTION 4. Conflicting Provisions Repealed

All ordinances in conflict with the provisions of this ordinance are repealed only to the extent necessary to give this ordinance full force and effect; provided that all other provisions of the Oak Park Code of Ordinances as heretofore amended shall remain in full force and effect.

SECTION 5. Severability

No other portion, paragraph or phrase of the Code of Ordinances of the City of Oak Park, Michigan shall be affected by this ordinance except as to the above sections, and in the event any portion, section or subsection of this ordinance shall be held invalid for any reason, such invalidation shall not be construed to affect the validity of any other part or portion of this ordinance or of the Code of Ordinances of the City of Oak Park, Michigan.

SECTION 6. Effective Date

This ordinance shall be effective thirty (30) days from the date of adoption and shall be published as required by the Charter of the City of Oak Park.

MADE, PASSED AND ADOPTED by the Council of the City of Oak Park on this day of _____, 2017.

Ed Norris
City Clerk

Marian McClellan
Mayor

I, Ed Norris, the duly authorized Clerk of the City of Oak Park, Michigan, do hereby certify that the foregoing ordinance was adopted by the Council of the City of Oak Park at its regular meeting held on _____, 2017.

Ed Norris
City Clerk

First Reading:
Second Reading:
Adopted:
Published:



BUSINESS OF THE CITY COUNCIL, OAK PARK, MICHIGAN

AGENDA OF: June 19, 2017

AGENDA #

SUBJECT: Resolution Approving Sale of City Owned Property

DEPARTMENT: Economic Development & Communications

SUMMARY: The City has owned two vacant lots 10130 Albany and 14011 Ten Mile Road that were acquired in 2009 and 2010 for the NSP Program. Blighted homes that were on these parcels were torn down. The NSP program is almost complete and the sale of these parcels would eliminate any additional expenses of maintenance.

Working with the two companies we selected for our tax foreclosed homes we asked that they purchase these additional lots to build homes on and bring them back to our tax rolls. We ask City Council to approve the City Manager to negotiate a sale on these parcels.

10130 Albany appraised value \$2,600, Realteam Real Estate
14011 Ten Mile Road appraised value \$1,900, Global Realty

FINANCIAL STATEMENT:

RECOMMENDED ACTION: Approve the Resolution to Approve Sale of City Owned Property

APPROVALS:

City Manager: _____

Director: _____

Finance Director: _____

EXHIBITS: resolution and attached list of properties

**CITY OF OAK PARK
OAKLAND COUNTY, MICHIGAN**

RESOLUTION APPROVING SALE OF A CITY OWNED PROPERTY

At a Regular Meeting of the City Council of the City of Oak Park, Oakland County, Michigan, held at Oak Park City Hall located at 14000 Oak Park Boulevard on the 19th day of June , 2017, at 7:00 p.m.

Present: _____

Absent: _____

The following preamble and resolution was offered by _____ and seconded by _____.

WHEREAS, the General Property Tax Act at MCL 211.78M, as amended, (the "Act") authorizes the City of Oak Park ("City") to purchase properties located within the City that were tax foreclosed by the Oakland County Circuit Court, and by the County Treasurer under Public Act 123 of 1999, as amended, subject to the provisions of the Act; and

WHEREAS, the city purchased these properties under the NSP program to eliminate blight and stabilize neighborhoods; the properties are located at 14011 Ten Mile Road and 10130 Albany; and

WHEREAS, the end use of the NSP Program was met through the demolition of the blighted homes; and

WHEREAS, the Oak Park City Council finds that it is necessary and in the best interest of the public to sell the referenced properties to Global Realty and Realteam Real Estate to build new homes on,

WHEREAS, the purchase price will be the same as the appraised values which total \$3,500;

NOW, THEREFORE, the City Council of the City of Oak Park, Oakland County, Michigan resolves as follows:

1. The City Manager is hereby authorized to negotiate the sale of the property to Global Realty, and Realteam Real Estate.

2. The Mayor and/or City Manager are hereby authorized to sign all necessary documents to complete the transaction.

3. 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.

YEAS: _____

NAYS: _____

RESOLUTION DECLARED ADOPTED

**BUSINESS OF THE CITY COUNCIL, OAK PARK, MICHIGAN****AGENDA OF:** June 19, 2017**AGENDA #**

SUBJECT: Resolution Approving Sale of Tax Foreclosed Property and Resolution Approving Purchase of Tax Foreclosed Property

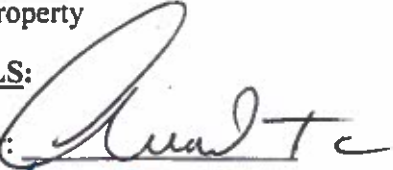
DEPARTMENT: Community & Economic Development

SUMMARY: A list was provided to the Oak Park city clerk of all available properties for purchase. Attached is a resolution to allow the City of Oak Park to sell the tax foreclosure properties to Global Realty and REALTEAM Real Estate. The division of properties are specified in the Oak Park Tax Sale 2017 document and the following conditions are to be included in the Purchase Agreement:

BUYER IS A LICENSED REAL ESTATE AGENT/BROKER IN THE STATE OF MICHIGAN. BUYER TO COMMIT TO 100% OWNER OCCUPANT SALES FOR ALL SINGLE FAMILY HOMES. BUYER TO REMEDY AND CITY CERTIFY ALL PROPERTIES WITHIN ONE (1) YEAR. BUYER TO PAY ALL TAXES AND KEEP FUTURE TAXES CURRENT. BUYER IS RESPONSIBLE FOR ALL OUTSTANDING UTILITY CHARGES, INCLUDING WATER AND SEWER. BUYER WILL PAY AN ADMINISTRATIVE FEE OF \$1,500.00 PER PARCEL. BUYER WILL SPEND A MINIMUM OF \$25,000.00 PER PROPERTY WITH THE AVERAGE RENOVATION COST BEING NO LESS THAN \$35,000.00 PER HOME.

FINANCIAL STATEMENT:

RECOMMENDED ACTION: Approve the Resolution Approving Sale of Tax Foreclosed Property

APPROVALS:City Manager: Director: 

Finance Director: _____

EXHIBITS: resolutions and attached list of properties

**CITY OF OAK PARK
OAKLAND COUNTY, MICHIGAN**

RESOLUTION APPROVING SALE OF TAX FORECLOSED PROPERTIES

At a Regular Meeting of the City Council of the City of Oak Park, Oakland County, Michigan, held at Oak Park City Hall located at 14000 Oak Park Boulevard on the 19th day of June, 2017

Present: _____
Absent: _____

The following preamble and resolution was offered by _____ and seconded by _____.

WHEREAS, the General Property Tax Act at MCL 211.78M, as amended, (the "Act") authorizes the City of Oak Park ("City") to purchase properties located within the City that were tax foreclosed by the Oakland County Circuit Court on February 8, 2017, and by the County Treasurer under Public Act 123 of 1999, as amended, subject to the provisions of the Act; and

WHEREAS, on June 5, 2017, the Oak Park City Council resolved to purchase the foreclosed properties identified on the Attached Addendum "Oak Park Tax Sale 2017"; and

WHEREAS, the Oak Park City Council finds that it is necessary and in the best interest of the public to sell the referenced properties to a company that can rehabilitate, reconstruct and manage the properties for the public purpose of renovating and selling them primarily for owner occupancy in order to maintain and stabilize neighborhoods and commercial properties within the community.

NOW, THEREFORE, the City Council of the City of Oak Park, Oakland County, Michigan resolves as follows:

1. The City Manager is hereby authorized to negotiate the sale of the attached properties to Global Realty and REALTEAM Real Estate as identified on the Attached Addendum "Oak Park Tax Sale 2017" for an amount not less than the purchase price plus administrative fee of \$1,500 per parcel and to include all terms stated in the Purchase Agreement.

2. The Mayor and/or City Manager are hereby authorized to sign all necessary documents to complete the transaction.

3. 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.

YEAS: _____
NAYS: _____

RESOLUTION DECLARED ADOPTED

Edwin T. Norris
City Clerk

Oak Park Tax Sale 2017

parcel ID	address	assessed value	foreclosure amount	Sold to
25-19-477-015	13672 Victoria Ave	\$39,00	\$8,186.08	Global Realty
25-28-308-011	23500 Roanoke	\$38,800	\$8,373.61	REALTEAM Real Estate
25-28-378-007	23230 Forest St	\$39,200	\$10,473.40	Global Realty
25-29-102-057	13340 Dartmouth	\$36,200	\$16,690.24	REALTEAM Real Estate
25-29-178-032	12820 Northfield Blvd	\$44,700	\$14,354.67	Global Realty
25-29-180-011	24030 Moritz	\$34,400	\$9,636.58	Global Realty
25-29-352-023	13340 Woodvale	\$26,800	\$22,635.44	Global Realty
25-29-476-015	23070 Oneida	\$44,800	\$18,992.25	Global Realty
25-31-128-038	22101 Sussex Ave	\$29,700	\$12,377.77	REALTEAM Real Estate
25-31-177-014	21640 Whitmore Ave.	\$29,300	\$5,493.67	Global Realty
25-31-230-006	21920 Kipling St	\$34,200	\$19,607.86	Global Realty
25-31-483-004	20780 Ridgedale St	\$27,000	\$11,214.32	REALTEAM Real Estate
25-32-104-028	21920 Dante St Lot 83	\$14,600	\$4,925.88	Global Realty
25-32-130-015	22011 Sunset Blvd	\$16,700	\$5,511.11	Global Realty
25-32-228-033	10110 Saratoga Ave	\$17,500	\$18,338.68	REALTEAM Real Estate
25-32-229-027	10220 Albany St	\$13,300	\$4,516.71	Global Realty
25-31-278-015	21700 Westhampton Street	\$6,200	\$2,333.73	Global Realty
52-25-30-204-04	14011 ten mile road		\$1,900.00	Global Realty
52-25-32-229-03	10130 Albany		\$2,600.00	REALTEAM Real Estate
		\$ 447,200.00	\$195,828.27	



REGULAR MEETING
BUSINESS OF THE CITY COUNCIL, OAK PARK, MICHIGAN

AGENDA OF: June 19, 2017

AGENDA #

SUBJECT: DR. PEPPER SNAPPLE GROUP Recycling Grant

DEPARTMENT: Economic Development & Communications

SUMMARY: Intern, Elizabeth King, in partnership with the Department of Public Works wrote a grant to fund recycling bins in Shepherd Park. The grant, valued at \$8,000, was awarded to the City and as part of the grant requirement we would like to publicly kick off this initiative. We also want to encourage the public to do more recycling in the city's public spaces. We want to thank the Dr. Pepper Snapple Group and Keep America Beautiful for selecting the City of Oak Park as a recipient of this grant.

"In 2017, the Dr. Pepper Snapple Group, in partnership with Keep America Beautiful, awarded Oak Park 20 new recycling bins for distribution in and around Shepherd Park, through the Recycling Bin Grant Program. Thanks to this generous grant, Oak Park will be able to expand recycling from the private realm into the public realm. The goal of Keep America Beautiful recycling program is to engage people to recycle 365 days a year and to encourage recycling in public spaces while making the tools to do so accessible to residents of Oak Park. This greater focus on sustainability goes hand in hand with the transition of our residential recycling program from the smaller bins to the larger, single stream recycling bins that all residential households will be receiving from SOCRRA later this year.

As part of the grant, the City has placed bins in Shepherd Park, near existing trash cans, along walking paths, near picnic areas, and close to the basketball, baseball and tennis courts. The blue, brightly colored bins are also located near the entrance of the Community Center, the pool and the ice arena."

FINANCIAL STATEMENT: N/A

RECOMMENDED ACTION: Ribbon Cutting and photo

APPROVALS:

City Manager: [Signature]

Directors: [Signature]