



**CITY OF OAK PARK, MICHIGAN
REGULAR COUNCIL MEETING OF THE
38th OAK PARK CITY COUNCIL
April 5, 2021
7:00 PM**

MINUTES

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

PRESENT: Mayor McClellan (Oak Park), Mayor ProTem Burns (Oak Park), Council Member Radner (Oak Park) Council Member Edgar (Oak Park), Council Member Whitehead (Oak Park)

ABSENT: None

OTHERS

PRESENT: Assistant City Manager Yee, City Clerk Norris, City Attorney Krause

APPROVAL OF AGENDA:

CM-04-091-21 (AGENDA ITEM #3) ADOPTION OF THE AGENDA AS PRESENTED – APPROVED

Motion by Burns, seconded by Edgar, CARRIED UNANIMOUSLY, to approve the agenda as presented.

Voice vote:	Yes:	McClellan, Burns, Radner, Edgar, Whitehead
	No:	None
	Absent:	None

MOTION DECLARED ADOPTED

CONSENT AGENDA:

CM-04-092-21 (AGENDA ITEM #4A-K) CONSENT AGENDA - APPROVED

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

- A. Regular City Council Meeting Minutes of March 15, 2021 **CM-04-093-21**
- B. Arts and Cultural Diversity Commission Meeting Minutes of February 11, 2021 **CM-04-094-21**
- C. Library Board Meeting Minutes of February 16, 2021 **CM-04-095-21**
- D. Parks and Recreation Commission Meeting Minutes of January 20, 2021 **CM-04-096-21**
- E. Request to approve Payment Application No. 3 for the 2019-20 Miscellaneous Concrete Project, M-714 to Mattioli Cement Company of Fenton, MI for the amount of \$5,000.00 **CM-04-097-21**
- F. Request to approve Change Order No. 1 for the amount of (\$5,808.42) and Payment Application No. 2 for the amount of \$7,216.57 to Michigan Joint Sealing, Inc. of Farmington Hills, MI for the 2020 Joint and Crack Sealing Project, M-698 **CM-04-098-21**

- G. Request to approve Payment Application No. 1 for the 2020 Sewer & Catch Basin Cleaning & TV Inspection Project, M-716 to Doetsch Environmental Services of Warren, MI for the amount of \$52,124.40 **CM-04-099-21**
- H. Request to advertise for bids for the 2021 Transformer Replacement Project, M-723
Removed from consent by Mayor McClellan
- I. Request to advertise for bids for Program Year 2020 Yard Services, M-723
Removed from consent by Mayor McClellan
- J. Request to reject the bids and re-advertise for bids for the Streetscape Amenities Project
CM-04-100-21
- K. Licenses New and Renewals submitted for April 5, 2021 **CM-04-101-21**

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

MOTION DECLARED ADOPTED

**CM-04-102-21 (AGENDA ITEM #4H) Removed from the Consent Agenda.
REQUEST TO ADVERTISE FOR BIDS FOR THE 2021
TRANSFORMER REPLACEMENT PROJECT, M-723
- APPROVED**

Motion by Edgar seconded by Burns, CARRIED UNANIMOUSLY, to advertise for bids for the 2021 Transformer Replacement Project, M-723.

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

MOTION DECLARED ADOPTED

**CM-04-102A-21 (AGENDA ITEM #4I) Removed from the Consent Agenda.
REQUEST TO ADVERTISE FOR BIDS FOR PROGRAM YEAR
2020 YARD SERVICES, M-723 - APPROVED**

Motion by Edgar seconded by Burns, CARRIED UNANIMOUSLY, to advertise for bids for Program Year 2020 Yard Services, M-723.

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

MOTION DECLARED ADOPTED

RECOGNITION OF VISITING ELECTED OFFICIALS: None

SPECIAL RECOGNITION/PRESENTATIONS:

(AGENDA ITEM #6A) Adriel Thornton presented the MoGo Annual Report and shared information about the Bike Share program in Oak Park.

COMMUNICATIONS: None

SPECIAL LICENSES: None

ACCOUNTING REPORTS:

CM-04-103-21 (AGENDA ITEM #9A) PAYMENT OF AN INVOICE SUBMITTED BY THE LAW OFFICES OF HOWARD L. SHIFMAN, P.C. FOR LEGAL SERVICES IN THE TOTAL AMOUNT OF \$18,000.00 - APPROVED

Motion by Whitehead, Seconded by Burns, CARRIED UNANIMOUSLY, to approve payment of invoice #14500 to Howard L. Shifman, P.C. for legal services from April 1, 2021 – June 30, 2021 in the total amount of \$18,000.00.

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

MOTION DECLARED ADOPTED

BIDS:

CM-04-104-21 (AGENDA ITEM #10A) REQUEST TO AWARD THE BID FOR THE 2021 LAWN MAINTENANCE CONTRACT, M-721 TO THE SECOND LOW BIDDER, XPERT LAWN AND SNOW OF WARREN, MI FOR THE TOTAL BID PRICE OF \$112,488.00 - APPROVED

Motion by Burns seconded by Edgar, CARRIED UNANIMOUSLY, to award the bid for the 2021 Lawn Maintenance Contract, M-721 to the second low bidder, Xpert Lawn and Snow of Warren, MI for the total bid price of \$112,488.00.

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

MOTION DECLARED ADOPTED

ORDINANCES:

CM-04-105-21 (AGENDA ITEM #11A) SECOND READING AND ADOPTION OF AN ORDINANCE TO AMEND SECTION 2-608 OF CHAPTER 2, ARTICLE V, DIVISION 1, RECYCLING AND ENVIRONMENTAL CONSERVATION COMMISSION, OF THE CODE OF ORDINANCES, CITY OF OAK PARK - APPROVED

Motion by Burns, seconded by Edgar, CARRIED UNANIMOUSLY, to approve the second reading and adopt the following ordinance to amend Section 2-608 of Chapter 2, Article V, Division 1, Recycling and Environmental Conservation Commission, of the Code of Ordinances, City of Oak Park:

CITY OF OAK PARK
OAKLAND COUNTY, MICHIGAN

AN ORDINANCE TO AMEND SECTION 2-608 OF CHAPTER 2, ARTICLE V, DIVISION 1, RECYCLING AND ENVIRONMENTAL CONSERVATION COMMISSION, OF THE CODE OF ORDINANCES, CITY OF OAK PARK.

THE CITY OF OAK PARK ORDAINS:

SECTION 1: Amendment. Section 2-608, Meetings, of Chapter 2, Article V, Division 1, Recycling and Environmental Conservation Commission, of the Code of Ordinances, City of Oak Park, is hereby amended as follows:

Sec. 2-608. - Meetings.

The recycling and environmental conservation commission shall hold meetings once a month. The recycling and environmental conservation commission shall designate the time and place of such meetings.

SECTION 2: 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, Edgar, Whitehead
	No:	None
	Absent:	None

MOTION DECLARED ADOPTED

CITY ATTORNEY: No Report

CITY MANAGER:

Administration

CM-04-106-21 (AGENDA ITEM #13A) REQUEST TO APPOINT ZACHARY STERLING CROSLEY AND MARK NEWPORT TO THE NINE MILE PUBLIC AD HOC COMMITTEE - APPROVED

Motion by Edgar, seconded by Burns, CARRIED UNANIMOUSLY, to appoint Zachary Sterling Crosley and Mark Newport to the Nine Mile Public Ad Hoc Committee.

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

MOTION DECLARED ADOPTED

Director of Strategic Planning and Special Projects VanVleck indicated the Nine Mile Public Art Ad Hoc Committee was created by city Council with the purpose of reviewing and making a recommendation to City Council regarding the public art proposals the City receives for the Nine

Mile Public Art exhibit. The Committee consists of three members of the Arts and Cultural Diversity Commission and the Council Liaison to the Arts and Cultural Diversity Commission, three staff members appointed by the City Manager, and two residents appointed by City Council who have specific qualifications that will assist the subcommittee in the selection of art.

To choose these two resident members, the City implemented an application process and applications were due March 25th, City staff have reviewed the applications and have been tasked with making an appointment recommendation to City Council.

Department of Public Works

CM-04-107-21 (AGENDA ITEM #13B) REQUEST TO APPROVE A PROPOSAL FROM OHM ADVISORS TO PROVIDE WATER SYSTEM SERVICES INCLUDING OUR REQUIRED AWIA RISK AND RESILIENCE ASSESSMENT, EMERGENCY RESPONSE PLAN, AND WATER RELIABILITY STUDY UPDATES FOR A TOTAL COST OF \$49,200 SUBJECT TO REVIEW BY THE CITY ATTORNEY - APPROVED

Motion by Radner, seconded by Burns, CARRIED UNANIMOUSLY, to approve a proposal from OHM Advisors to provide water system services including our required AWIA Risk and Resilience Assessment, Emergency Response Plan, and Water Reliability Study Updates for a total cost of \$49,200 subject to review by the City Attorney.

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

MOTION DECLARED ADOPTED

CM-04-108-21 (AGENDA ITEM #13C) REQUEST TO APPROVE PROPOSED CHANGE ORDER NO. 1 IN THE AMOUNT OF \$5,088.20 AND PAYMENT APPLICATION NO. 1 IN THE AMOUNT OF \$289,355.20 TO INLAND WATERS POLLUTION CONTROL, INC. FOR THE 2020 SEWER LINING PROJECT, M-703 - APPROVED

Motion by Radner, seconded by Burns, CARRIED UNANIMOUSLY, to approve proposed Change Order No. 1 in the amount of \$5,088.20 and Payment Application No. 1 in the amount of \$289,355.20 to Inland Waters Pollution Control, Inc. for the 2020 Sewer Lining Project, M-703.

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

MOTION DECLARED ADOPTED

Assistant City Manager Yee summarized the proposed change order and payment application for the 2021 Sewer Lining Project, M-717. He indicated the project will rehabilitate damaged sewer mains throughout the City and the change order is to add a sewer line that was found to need rehabilitation but was not televised by the time this project went out to bid.

Economic Development and Planning

**CM-04-109-21 (AGENDA ITEM #13D) REQUEST TO APPROVE A RESOLUTION
IN SUPPORT OF THE CITY APPLYING FOR A GRANT ON
BEHALF OF FORGOTTEN HARVEST FOR ROAD
IMPROVEMENTS - APPROVED**

Motion by Burns, seconded by Whitehead, CARRIED UNANIMOUSLY, to approve the following resolution in support of the City applying for a grant on behalf of Forgotten Harvest for road improvements:

**CITY OF OAK PARK
OAKLAND COUNTY, MICHIGAN
TEDE CATEGORY A RESOLUTION**

WHEREAS, the Michigan Department of Transportation (MDOT) is accepting applicants for grants from the Transportation Economic Development Fund Category A Programs; and

WHEREAS, Forgotten Harvest, Inc., is constructing a new campus to relocate and expand its facility from its current location at 21800 Greenfield Rd., Oak Park, to its new campus located at 15000 Eight Mile Rd., Oak Park, investing \$18 million and creating 10 jobs; and

WHEREAS, Forgotten Harvest in discussions with the City of Oak Park and MDOT will change the radii of the north intersection of Hubbell Ave. and Eight Mile Rd. to enable commercial trucks and personal vehicles to more efficiently navigate the intersection; and

WHEREAS, Forgotten Harvest, Inc., has expressed that this change in the intersection radii will benefit its efficiency and the efficiency of its neighboring businesses navigating the north intersection;

NOW, THEREFORE, BE IT RESOLVED, the City Council of Oak Park, Michigan, hereby authorizes an application for a Transportation Economic Development Funds Category A grant for the project to alter the radii north intersection of Hubbell Ave. / Eight Mile Road, wherein Forgotten Harvest, Inc., will commit to provide the entire local match of \$40,000 or 20% of the project cost of the construction of the intersection radii change, with the City of Oak Park not incurring any expenses; and

BE IT FURTHER RESOLVED, the City Council of Oak Park, Michigan, authorizes the Director of Economic Development and/or the City Manager to prepare and submit the application for the above-named project and to be designated as the authorized agent for all activities associated with securing and accepting any funding.

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

MOTION DECLARED ADOPTED

Community and Economic Development Director Marrone reported that Forgotten Harvest is currently building their new headquarters facility on 8 Mile Road. The intersection at Hubbell is in need of widening to make it easier for the truck movements for Forgotten Harvest as well as the

other businesses located on Hubbell. There is a TED grant available through MDOT to help fund this widening project. The resolution would support the City of Oak Park submitting an application on behalf of Forgotten Harvest with no cost to the City. The grant match will be funded entirely through Forgotten Harvest.

Communications

(AGENDA ITEM #13E) Event and Activity Update

Communications Director Davis reported upcoming activities and events.

PUBLIC HEARINGS:

Mayor McClellan opened the Public Hearing on Special Assessment Districts 690, 691, 692, 693, and 694 at 8:20 p.m. and invited interested parties to speak. There were no members of the audience who spoke and the special assessment exceptions listed below were read into the record. Mayor McClellan closed the Public Hearing at 8:25 p.m.

CM-04-110-21

(AGENDA ITEM #15A) PUBLIC HEARING AND ADOPTION OF SPECIAL ASSESSMENT RESOLUTIONS TO CONFIRM THE ROLLS AND SET THE DUE DATE OF JUNE 4, 2021 TOGETHER WITH PENALTY OF TEN PERCENT (10%) FOR SPECIAL ASSESSMENT DISTRICTS #690 - DELINQUENT UTILITIES; #691 - DELINQUENT FALSE ALARMS; #692 - MISCELLANEOUS CONCRETE REPLACEMENT, #693 - PROPERTY BLIGHT; AND #694 SIDEWALK REPLACEMENT - APPROVED

Motion by Burns, seconded by Edgar, CARRIED UNANIMOUSLY, to adopt the following Special Assessment Resolution (No. 9) confirming the rolls, and Special Assessment Resolution (No. 10) setting the due date of June 4, 2021 with penalty for Special Assessment districts: No. 690 – Unpaid Utility Invoices; No. 691 – Unpaid False Alarm Invoices; No. 692 - Miscellaneous Concrete Replacement Invoices; No. 693 – Unpaid Property Blight Invoices; No. 694 – Unpaid Sidewalk Replacement Invoices; and withholding the temporary exceptions pending further review by the City Manager to report back to the City Council as to whether they will be kept on the Roll, added on at a later date or removed permanently:

CITY OF OAK PARK MICHIGAN

SPECIAL ASSESSMENT RESOLUTION NO. 9

DISTRICT NO. 690
DISTRICT NO. 691
DISTRICT NO. 692
DISTRICT NO. 693
DISTRICT NO. 694

The Mayor announced that this was the time set to review the Special Assessment Roll as prepared and revised by the City Assessor for unpaid expenses incurred on private premises, assessed in Special Assessment Rolls No. 690, 691, 692, 693 and 694

The Deputy City Clerk read into record the objections that were received.

There were objections received as follows:

SAD	Address	Parcel ID #
690 Unpaid Utility Invoices		
	15200 Sutherland	52-25-30-102-021
	23541 Oneida	52-25-29-407-023
	23811 Scotia	52-25-29-329-017
	12810 Dartmouth	52-25-29-102-088
	21660 Parklawn	52-25-31-277-018
	15310 Rosemary	52-25-30-301-029
	22100 Dante #214	52-25-32-104-119
	23500 Manistee	52-25-29-431-012
	13651 Allan	52-25-30-276-072
	23270 Scotia	52-25-29-451-002
	23410 Sussex	52-25-30-379-005
	22158 Dante #205	52-25-32-104-101
	23551 Cloverlawn	52-25-30-404-025
	24640 Gardner	52-25-30-203-011
	23201 Radclift	52-25-30-303-061
	22166 Dante #208	52-25-32-104-095
	22160 Kenosha	52-25-31-202-011
	23731 Radclift	52-25-30-302-047
	12911 Rosemary	52-25-29-377-014
	21800 Coolidge Hwy	52-25-32-151-081
692 Unpaid Miscellaneous Concrete Invoices		
	10250 Nine Mile	52-25-29-477-040
693 Unpaid Property Blight Invoices		
	24790 Sussex	52-25-30-129-003
	15131 Dartmouth	52-25-30-102-010
	24790 Sussex	52-25-30-129-003
	24620 Harding	52-25-30-127-002
	13241 Albany	52-25-32-151-014
	14020 Winchester	52-25-19-453-027
	24641 KENOSHA	52-25-30-201-026
	24321 Westhampton	52-25-30-276-035
	23300 AVON	52-25-30-353-004
	13241 Albany	52-25-32-151-014
	14531 Pearson St	52-25-31-177-002
	22261 Marlow	52-25-31-126-036
694 Unpaid Sidewalk Replacement Invoices		
	23561 Cloverlawn	52-25-30-404-024

BE IT RESOLVED that Special Assessment Rolls No. 690, 691, 692, 693, and 694 as prepared and revised by the City Assessor, are hereby confirmed.

CITY OF OAK PARK
MICHIGAN

SPECIAL ASSESSMENT RESOLUTION NO. 10

DISTRICT NO. 690
DISTRICT NO. 691
DISTRICT NO. 692
DISTRICT NO. 693
DISTRICT NO. 694

At a Regular Meeting of the City Council of the City of Oak Park, held the 5th day of April 2021 at 7:00 P.M., City Hall, 14000 Oak Park Boulevard, Oak Park, MI 48237.

WHEREAS, by resolution adopted April 5, 2021, Special Assessment Rolls No. 690, 691, 692, 693, and 694 were confirmed by the City Council.

NOW, THEREFORE, BE IT RESOLVED THAT: Said Special Assessment Rolls shall be due in one (1) installment payable on June 4, 2021, in full, together with a penalty of ten percent (10%).

BE IT FURTHER RESOLVED THAT: An unpaid installment of said Special Assessment Roll shall bear penalty at an annual rate of five percent (5%) after due date June 4, 2021.

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

MOTION DECLARED ADOPTED

CALL TO THE AUDIENCE:

Ken Sherman shared concerns about blight in the parking lot at Nine Mile and Coolidge and suggested that the City rethink opening to the public on April 15, 2021 due to an increase in Michigan COVID cases.

Crystal Bailey introduced herself and indicated she would be running as a candidate for Mayor.

ADJOURNMENT:

There being no further business to come before the City Council, Mayor McClellan adjourned the meeting at 8:40 P.M.

T. Edwin Norris, City Clerk

Marian McClellan, Mayor