



**CITY OF OAK PARK, MICHIGAN
REGULAR COUNCIL MEETING OF THE
39th OAK PARK CITY COUNCIL
March 21, 2022
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 ProTem Edgar, Council Member Burns,
Council Member Whitehead

ABSENT: Council Member Radner

OTHERS

PRESENT: City Manager Tungate, City Clerk Norris

APPROVAL OF AGENDA:

**CM-03-086-22 (AGENDA ITEM #4) 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, Edgar, Whitehead
	No:	None
	Absent:	Radner

MOTION DECLARED ADOPTED

CONSENT AGENDA:

CM-03-087-22 (AGENDA ITEM #5A-F) CONSENT AGENDA - APPROVED

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

- A. Regular City Council Meeting Minutes of March 7, 2022 **CM-03-088-22**
- B. Request to approve payment of invoices from OHM Advisors for Oak Park AWIA Risk and Resilience ERP, Safe Routes to School Construction Engineering, Land Improvement Ordinance Revisions and Nine Mile Linear Park Landscaping Design for the total amount of \$17,091.00 **CM-03-089-22**
- C. Request to approve an agreement with the Road Commission for Oakland County for street sweeping, litter picking, and lawn mowing services on Greenfield Road from Eight to Ten Mile Roads and on Ten Mile Road from Greenfield to Maplefield **CM-03-090-22**
- D. Planning Commission Meeting Minutes of February 14, 2022 **CM-03-091-22**
- E. Corridor Improvement Authority Meeting Minutes of February 17, 2022 **CM-03-092-22**
- F. Licenses New and Renewals submitted for March 21, 2022 **CM-03-093-22**

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

<u>NEW MERCHANT</u>	<u>ADDRESS</u>	<u>FEE</u>	<u>BUSINESS TYPE</u>
None			
<u>RENEWALS (2022)</u>	<u>ADDRESS</u>	<u>FEE</u>	<u>BUSINESS TYPE</u>
SUPERIOR ELECTRIC CO	10280 CAPITAL AVE	\$150.00	ELECTRICAL CONTRACTOR
ORCHARD DISTRIBUTORS	21000 COOLIDGE	\$150.00	WAREHOUSE STORAGE
A-1 WHOLESALE	21300 COOLIDGE	\$225.00	SMOKE SHOP SUPPLIES
LEE BEAUTY SUPPLIES	22136 COOLIDGE	\$150.00	BEAUTY SUPPLIES
LITTLE CAESARS	24756 COOLIDGE	\$150.00	RESTAURANT
SAHARA RESTAURANT	24770 COOLIDGE	\$150.00	RESTAURANT
LINCOLN LIQUOR	25901 COOLIDGE	\$225.00	LIQUOR STORE
J & K MATTRESS	26001 COOLIDGE	\$150.00	RETAIL MATTRESS
LUXURY HOMES	20830 COOLIDGE HWY	\$225.00	FURNITURE RETAIL
HERSCH'S	21100 COOLIDGE HWY	\$150.00	WHOLESALE LANDSCAPE
GOLD STAR PRODUCTS	21680 COOLIDGE HWY	\$150.00	RESTAURANT SUPPLIES
HARMONY MONTESSORI	26341 COOLIDGE HWY	\$150.00	SCHOOL
IMPRESSIVE TILE	12990 EIGHT MILE	\$150.00	BUILDING SUPPLY
MATTRESS WHOLESALE	14510 EIGHT MILE	\$150.00	RETAIL
STEVE'S CREATIONS JEWELERS	21700 GREENFIELD # 329	\$150.00	JEWELRY SALES
GOLD FASHION JEWELRY	21700 GREENFIELD # 333	\$150.00	JEWELRY
DIAMOND FASHION JEWELRY	21700 GREENFIELD # 337	\$150.00	RETAIL JEWELRY
DTOWN GRILLZ	21700 GREENFIELD # 343	\$225.00	CUSTOM MADE GOLD TEETH
B-UNIQUE HAIR BOUTIQUE	21700 GREENFIELD # 412	\$150.00	SALON
ASSOCIATES IN MEDICAL EDUCATION	23300 GREENFIELD # 124	\$225.00	CPR & ADVANCED RESUSCITATION TRAINING
SALON RENU	23300 GREENFIELD # 207	\$150.00	HAIR SALON
MOTOR CITY SOUL FOOD	24790 GREENFIELD	\$150.00	RESTAURANT
BERKLEY'S GOURMET CUPCAKES	25294 GREENFIELD	\$225.00	DESSERTS, CAKES, & SUPPLIES
LIFE SKILLS VILLAGE	25900 GREENFIELD # 100	\$150.00	NEURO-REHABILITATION
REHABILITATION INSTITUE	25900 GREENFIELD # 110	\$150.00	PHYSICAL THERAPY
QUALITY HEALTH CARE	25900 GREENFIELD # 138	\$150.00	HEALTHCARE TRAINING
HAPPINESS NOW HYPNOSIS	25900 GREENFIELD # 201	\$150.00	
S & S II CHARTERS & TOURS	25900 GREENFIELD # 362	\$225.00	TRANSPORTATION
METRO PCS BY TMOBILE	26102 GREENFIELD	\$150.00	CELLULAR PHONES
DALE PRENTICE COMPANY	26511 HARDING AVE	\$150.00	
BEST FRIENDS CHILD CARE	8440 NINE MILE	\$150.00	CHILD CARE'
BASEMENTCUTS BARBERSHOP	8560 NINE MILE	\$150.00	HAIR AND SKIN CARE
THE WORK PLACE	10450 NINE MILE B	\$150.00	OFFICE
K & F MEAT MARKET	13911 NINE MILE	\$150.00	MEAT MARKET
LITTLE CAESARS	8801 W NINE MILE RD	\$225.00	RESTAURANT
LISAS LITTLE ANGELS	10460 W NINE MILE RD	\$150.00	CHILD CARE
LISAS LITTLE ANGELS	10460 W NINE MILE RD	\$150.00	CHILD CARE
EMERALD CUT	8530 NINE MILE C	\$225.00	HAIR SALON
DISCOUNT OFFICE	12780 NORTHEND	\$150.00	OFFICE EQUIPMENT SALES
BRILAR	13200 NORTHEND	\$187.50	COMMERCIAL LANDSCAPING
OAK PARK DIALYSIS	13481 TEN MILE	\$225.00	MEDICAL
NOTABLE INTERIORS	21840 WYOMING PL #B	\$187.50	INTERIOR DECORATION
<u>DISCOVERED OPERATING WITHOUT A BUSINESS LICENSE</u>	<u>ADDRESS</u>	<u>FEE</u>	<u>BUSINESS TYPE</u>
TODAY'S SMILE	25101 COOLIDGE HWY	\$750.00	DENSTIST

MASSAGE FACILITY LICENSES – MARCH 21, 2022
(Subject to All Departmental Approvals)

<u>MERCHANT</u>	<u>ADDRESS</u>	<u>FEE</u>
HEALING PATH MASSAGE LLC	25900 GREENFIELD	\$125.00

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

MOTION DECLARED ADOPTED

RECOGNITION OF VISITING ELECTED OFFICIALS: None

SPECIAL RECOGNITION/PRESENTATIONS: None

PUBLIC HEARINGS: None

COMMUNICATIONS: None

SPECIAL LICENSES: None

ACCOUNTING REPORTS:

**CM-03-094-22 (AGENDA ITEM #11A) APPROVAL FOR PAYMENT OF INVOICES
SUBMITTED BY GARAN, LUCOW, MILLER, P.C. FOR LEGAL
SERVICES IN THE TOTAL AMOUNT OF \$13,147.08 - APPROVED**

Motion by Burns, seconded by Whitehead, CARRIED UNANIMOUSLY, to approve payment of invoice #583878, #583879, and #583880 by Garan, Lucow, Miller P.C., for legal services rendered through February 28, 2022 in the total amount of \$13,147.08.

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

MOTION DECLARED ADOPTED

BIDS: None

ORDINANCES:

**CM-03-095-22 (AGENDA ITEM #13C) FIRST READING OF AN ORDINANCE TO
AMEND CHAPTER 2, ADMINISTRATION, ARTICLE III, DIVISION
6, OF THE CODE OF ORDINANCES OF THE CITY OF OAK PARK,
MICHIGAN, BY AMENDING SECTION 2-331 THEREOF (The
ordinance amendment will allow the Traffic Safety Board to hold one
meeting quarterly instead of monthly) - APPROVED**

Motion by Burns seconded by Edgar, CARRIED UNANIMOUSLY, to approve the first reading of an ordinance to amend Chapter 2, Administration, Article III, Division 6, of the Code of Ordinances of the City of Oak Park, Michigan, by amending section 2-331 thereof (The ordinance amendment will allow the Traffic Safety Board to hold one meeting quarterly instead of monthly)

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

MOTION DECLARED ADOPTED

CITY ATTORNEY: No Report

CITY MANAGER:

Administration

(AGENDA ITEM #15A) Resident Services – Council Meeting Participation.

City Manager Tungate outlined a plan whereby the Resident Services Coordinator will attend all council meetings to facilitate follow-up with residents who have questions and concerns.

**(AGENDA ITEM #15B) Introduction of Dave DeCoster as Director of Public Works
Introduction of Scott Lemarbe as Deputy Director of Public Works**

Public Safety Department

**CM-03-096-22 (AGENDA ITEM #15C) REQUEST TO APPROVE THE FLYING OF
THE “THIN BLUE LINE” FLAG AT CITY HALL ON BEHALF OF
THE OAK PARK POLICE OFFICERS ASSOCIATION OF
MICHIGAN FROM SUNDAY, MAY 15, 2022 THROUGH
SATURDAY, MAY 21, 2022 - APPROVED**

Motion by Burns, seconded by Whitehead, CARRIED UNANIMOUSLY, to approve the flying of the “Thin Blue Line” flag at City Hall on behalf of the Oak Park Police Officers Association of Michigan from Sunday, May 15, 2022 through Saturday, May 21, 2022.

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

MOTION DECLARED ADOPTED

Public Safety Director Cooper explained the “Thin Blue Line” flag represents the honorable sacrifices made daily by the Law Enforcement Officers across this great nation.

(AGENDA ITEM #15D) Body Worn Camera Project Federal Funding Announcement.

Director Cooper announced the City of Oak Park will receive \$560,000 in federal funding for body worn/in-car cameras through funds Congresswoman Brenda Lawrence earmarked as part of the 2022 appropriations bill.

City Clerk

(AGENDA ITEM #15E) May 3, 2022 Special Election for Berkley School District.

City Clerk Norris reminded everyone that Oak Park residents in the Berkley School District will have a Special Election on May 3, 2022. The Berkley School District has placed a General Operating Millage Renewal proposal on the ballot. Questions about the proposal should be directed to the Berkley School District at www.berkleyschools.org.

Department of Engineering

CM-03-097-22 (AGENDA ITEM #15F) REQUEST TO APPROVE PROPOSED CHANGE ORDER NO. 2 IN THE AMOUNT OF \$9,984.11 AND PAYMENT APPLICATION NO. 4 IN THE AMOUNT OF \$14,984.11 TO AMERICAN FENCE CO. OF WARREN, MI FOR THE 2020 DECORATIVE FENCE PROJECT, M-695 PHASE 2 - APPROVED

Motion by Burns, seconded by Whitehead, CARRIED UNANIMOUSLY, to approve proposed Change Order No. 2 in the amount of \$9,984.11 and Payment Application No. 4 in the amount of \$14,984.11 to American Fence Co. of Warren, MI for the 2020 Decorative Fence Project, M-695 Phase 2.

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

MOTION DECLARED ADOPTED

Finance

CM-03-098-22 (AGENDA ITEM #15G) RESOLUTION AUTHORIZING THE CITY ASSESSOR TO PREPARE SPECIAL ASSESSMENT ROLLS, ASSESSING UNPAID CHARGES TOGETHER WITH A 10% PENALTY ON PRIVATE PROPERTY FOR DELINQUENT UTILITIES - \$559,338.11; FALSE ALARMS - \$1,540.00, AND PROPERTY BLIGHT - \$23,801.99 - APPROVED

Motion by Burns, seconded by Whitehead, CARRIED UNANIMOUSLY, to approve the following resolution authorizing the City Assessor to prepare Special Assessment Rolls, assessing unpaid charges together with a 10% penalty on private property for Delinquent Utilities - \$559,338.11; False Alarms - \$1,540.00, and Property Blight - \$23,801.99:

PROPOSAL FOR
SPECIAL ASSESSMENT DISTRICTS

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 Special Assessment Rolls for said expenses incurred, together with a penalty of ten percent (10%), and to assess the lands in the Special Assessment Districts therefore according to the benefits derived in the sum of \$584,680.10:

Delinquent Utilities	\$559,338.11
Property Blight	\$23,801.99
False Alarms	\$1,540.00, and

THAT, Said Special Assessment Rolls 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 rolls, shall report the same to the Council in the manner provided by the City Charter.

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

MOTION DECLARED ADOPTED

CM-03-099-22 (AGENDA ITEM #15H) RESOLUTION RECEIVING SPECIAL ASSESSMENT ROLLS ESTABLISHING APRIL 4, 2022 AS THE DATE FOR THE PUBLIC HEARING ON THE ROLLS FOR UNPAID CHARGES FOR CITY EXPENSES INCURRED ON PRIVATE PREMISES FOR DELINQUENT UTILITIES #698, FALSE ALARMS #699, AND PROPERTY BLIGHT #700 - APPROVED

Motion by Burns, seconded by Edgar, CARRIED UNANIMOUSLY, to approve the following resolution receiving Special Assessment Rolls establishing April 4, 2022 as the date for the Public Hearing on the rolls for unpaid charges for city expenses incurred on private premises for Delinquent Utilities #698, False Alarms #699, and Property Blight #700:

SPECIAL ASSESSMENT RESOLUTION

DISTRICT NO. 698, 699 and 700

Meeting of the City Council held March 21, 2022, at 7:00 P.M.

The Assessor reported Special Assessment Rolls No. 698, 699 and 700 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 Rolls No. 698, 699 and 700 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 4th day of April, 2022 at 7:00 P.M. Eastern Standard Time, for the purpose of reviewing the assessment contained in said Special Assessment Rolls.

BE IT FURTHER RESOLVED, that the City Clerk be and is hereby ordered to cause notice of said review and of the filing of said Special Assessment Rolls to be published once prior to said hearing in the Daily Tribune, a newspaper circulating in said City of Oak Park, the first publication to be at least one week before such hearing, and that said notice shall be in form as provided in Chapter XII of the City Charter.

BE IT STILL FURTHER RESOLVED that the City Clerk be and is hereby instructed to serve notice of said Special Assessment Hearing to each owner of, or party in interest in, property to be assessed, whose name appears upon the last general tax assessment records by mailing the notice first class mail, addressed to such owner or party at the address shown on the tax records, at least ten (10) days before the date of said hearing.

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

MOTION DECLARED ADOPTED

CLOSED SESSION:

CM-03-100-22 (AGENDA ITEM #18) MOTION TO ADJOURN INTO CLOSED SESSION TO DISCUSS ATTORNEY CLIENT PRIVILEGED COMMUNICATION - APPROVED

Motion by Burns, Seconded by Whitehead, CARRIED UNANIMOUSLY, to adjourn into Closed Session to discuss Attorney Client Privileged Communication.

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

MOTION DECLARED ADOPTED

The Closed Session began at 7:30 PM. The Regular Meeting reconvened at 8:27 PM.

CM-03-101-22 CLOSED SESSION MINUTES - APPROVED

Motion by Burns, seconded by Whitehead, CARRIED UNANIMOUSLY, to approve the minutes of the 03-21-22 Closed Session.

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

MOTION DECLARED ADOPTED

**CM-03-102-22 MOTION TO RETAIN INDEPENDENT COUNSEL TO
INVESTIGATE CODE VIOLATIONS AND PROSECUTION ISSUES
- APPROVED**

Motion by Edgar, seconded by Burns, CARRIED UNANIMOUSLY, to retain independent counsel to investigate code violations and prosecution issues.

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

MOTION DECLARED ADOPTED

**CM-03-103-22 MOTION TO AUTHORIZE THE FIRM OF GARAN, LUCOW
MILLER TO HANDLE PROSECUTIONS FOR THE CITY ON AN
INTERIM BASIS UNTIL FURTHER NOTICE - APPROVED**

Motion by Burns, seconded by Edgar, CARRIED UNANIMOUSLY, to authorize the firm of Garan, Lucow Miller to handle prosecutions for the city on an interim basis until further notice.

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

MOTION DECLARED ADOPTED

CALL TO THE AUDIENCE:

Don Jones, 24660 Westhampton, discussed possible improvements to the city website and community.

Ken Sherman, 23840 Jerome, shared a picture of his new rescued family dog.

ADJOURNMENT:

There being no further business to come before the City Council, Mayor McClellan adjourned the meeting at 8:30 P.M.

T. Edwin Norris, City Clerk

Marian McClellan, Mayor