



**CITY OF OAK PARK, MICHIGAN
REGULAR COUNCIL MEETING OF THE
38th OAK PARK CITY COUNCIL
January 21, 2020
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 Weiss,
Council Member Edgar

ABSENT: Council Member Radner (Excused due to illness)

OTHERS

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

APPROVAL OF AGENDA:

**CM-01-010-20 (AGENDA ITEM #4) ADOPTION OF THE AGENDA AS
PRESENTED – APPROVED**

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

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

MOTION DECLARED ADOPTED

CONSENT AGENDA:

CM-01-011-20 (AGENDA ITEM #5A-F) CONSENT AGENDA - APPROVED

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

- A. Regular Council Meeting Minutes of January 6, 2020 **CM-01-012-20**
- B. Request to advertise for bids for the 2020 Joint and Crack Sealing Project, M-698 **CM-01-013-20**
- C. Payment Application No. 1 for the 2019 Bridge Enhancement Project, M-670 to Z Contractors of Shelby Township, MI for the total amount of \$444,617.96 **CM-01-014-20**
- D. Proposed Change Order No. 2 in the amount of (\$10,397.00) and Payment Application No. 3 (final) for the total amount of \$21,133.00 to Lacaria Concrete Construction for the 2018-2019 Catch Basin Line Replacement Project, M-687 **CM-01-015-20**
- E. Payment Application No. 2 for the 2019-2 Water Main Replacement Project, M-704 to Macomb Pipeline & Utilities Company of Sterling Heights, MI for the amount of \$82,016.41 **CM-01-016-20**

- F. Payment Application No. 2 for the 2019 Lead Water Service Replacement Project, M-701 to D'Angelo Brothers Inc. of Northville, MI for the amount of \$115,805.00 **CM-01-017-20**
G Licenses - New and Renewals submitted for January 21, 2020 **CM-01-018-20**

MERCHANT'S LICENSES – January 21, 2020
(Subject to All Departmental Approvals)

<u>NEW MERCHANT</u>	<u>ADDRESS</u>	<u>FEE</u>	<u>BUSINESS TYPE</u>
None			
<u>2020 RENEWALS</u>	<u>ADDRESS</u>	<u>FEE</u>	<u>BUSINESS TYPE</u>
RILEY PEARSON FINANCIAL SERVICES	10831 CAPITAL 200	\$150.00	ACCOUNTING, INCOME TAX AND FINANCIAL SERVICES
EXCELL SNOW AND TURF MAINTENANCE	11000 CAPITAL	\$150.00	LANDSCAPING, MAINTENANCE, SNOW REMOVAL
MIDWEST RECYCLING SERVICES	11000 CAPITAL	\$150.00	METAL RECYCLING/ROLL OFF SERVICE
SECURITY CENTRAL PROTECTION	12821 CAPITAL	\$187.50	ALARM/SECURITY
PRONTO PEST MANAGEMENT	10130 CAPITAL	\$150.00	PEST ELIMINATION
GREAT LAKES LANDSCAPE DESIGN	10631 CAPITAL	\$150.00	LANDSCAPE DESIGN, BUILD AND MAINTAIN
RYAN POLISHING CORPORATION	10707 CAPITAL	\$187.50	CNC MACHINING
MIDWEST RECYCLING SERVICES	10800 CAPITAL	\$150.00	ROLL OFF DUMPSTER SERVICES
IMAGE ONE CORPORATION	13201 CAPITAL	\$150.00	MANAGE PRINT ENVIRONMENTS
LG MOTORS	13350 CAPITAL	\$150.00	BODY SHOP
BMI ROAD SERVICE	13380 CAPITAL	\$150.00	TOWING COMPANY
PARTS PLUS	13202 CLOVERDALE	\$150.00	AUTOMOTIVE PARTS SALES
\$8 DEMO CUTS	22101 COOLIDGE	\$187.50	BARBERSHOP
PRETTY COLLAB	22115 COOLIDGE	\$187.50	SPA
WALK IN THE PARK COIN LAUNDRY	23170 COOLIDGE	\$150.00	COIN LAUNDRY
OAK PARK URGENT CARE	24661 COOLIDGE	\$187.50	URGENT CARE
PRINCE PASTRY	24711 COOLIDGE	\$187.50	BAKERY
CONGREGATION AISH HATORAH	25725 COOLIDGE	\$150.00	RELIGIONS
DEBORAH HECHT	25907 COOLIDGE	\$150.00	ART GALLERY
CASH NOW X	13720 EIGHT MILE	\$150.00	CASH ADVANCE
ADVANTAGE CASH ADVANCE	13730 EIGHT MILE	\$150.00	CASH ADVANCE
HENRY'S AUTO CARE	14041 ELEVEN MILE	\$187.50	AUTO REPAIR
BORDRIN NEW ENERGY VEHICLE	14925 W. ELEVEN MILE	\$187.50	ELECTRICAL AUTOMOBILE OEM
BORDRIN MOTOR CORPORATION	14925 ELEVEN MILE	\$187.50	AUTOMOTIVE PRODUCT DESIGN AND DEVELOPMENT
BOUNCING ALL AROUND	15391 ELEVEN MILE	\$187.50	BOUNCE HOUSE PARTY RENTALS
KRAVINGS	25270 GREENFIELD	\$150.00	KOSHER SUSHI, BURGER AND DELI TAKEOUT
PITA CAFÉ	25282 GREENFIELD	\$150.00	MIDDLE EASTERN RESTAURANT
SUNRISE SUNDRY SHOP	25900 GREENFIELD 116	\$150.00	CONVEINIECE STORE
BRICCO EXCAVATING COMPANY	21201 MEYERS	\$150.00	EXCAVATING COMPANY
REAL TEAM REAL ESTATE	8250 NINE MILE	\$150.00	REAL ESTATE

BEST FRIENDS CHILD CARE	8440 NINE MILE	\$150.00	EARLY CHILDHOOD EDUCATION, NURSERY, PRESCHOOL
TAI FAI RESTAURANT	8505 NINE MILE	\$150.00	FOOD SERVICE
ON POINT HAR DESIGNS	13721 NINE MILE	\$150.00	HAIR SALON
NAILS TODAY	13731 NINE MILE	\$150.00	MANICURES/PEDICURES
LIGHTING SUPPLY	12701 NORTHEND	\$150.00	LIGHTING WAREHOUSE
EJ USA	13001 NORTHEND	\$150.00	ACCESS SOLUTIONS FOR THE WORLD'S INFRASTRUCTURE
MABUL SERVICES	21721 REPUBLIC	\$150.00	EMERGENCY MITIGATION, FIRE, WATER, MOLD TRAUMA
CHECK N GO'	13321 TEN MILE	\$150.00	CASH ADVANCE

PAWN BROKER – RENEWAL 2020

<u>NAME</u>	<u>ADDRESS</u>	<u>FEES</u>
*PAY BENNY, INC.	21380 GREENFIELD	\$400.00
*Surety Bond Approval		

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

MOTION DECLARED ADOPTED

RECOGNITION OF VISITING ELECTED OFFICIALS: None

SPECIAL RECOGNITION/PRESENTATIONS:

(AGENDA ITEM #7A) Daniel Clark from Rehmann Robson presented the Fiscal Year Ended June 30, 2019 Comprehensive Annual Financial Report and the Independent Auditor's Communication. Complete reports are on file with the City Clerk. Mr. Clark communicated the following items from the audit:

- An unmodified opinion was given on the 6/30/19 financial statements.
- No new accounting policies were adopted in FY19
- Accounting estimates by management were assessed and deemed reasonable
- No difficulties were encountered during the audit
- No uncorrected/corrected misstatements were noted
- No significant deficiencies/material weaknesses were noted

(AGENDA ITEM #7B) Recreation Director Laurie Stasiak presented plans for the Oak Park Summer Blast that will include some added attractions this year including a carnival with assorted rides and a midway featuring games and concessions. Other attractions include a mini pub, entertainment, BBQ Battle and swimming at the pool. Summer Blast is scheduled for June 12-14, 2020.

CM-01-019-20

**MOTION TO APPROVE THE NEW DATES OF JUNE 12-14, 2020
AND ACTIVITIES PROPOSED BY THE RECREATION
DIRECTOR FOR SUMMER BLAST - APPROVED**

Motion by Weiss, seconded by Burns, CARRIED UNANIMOUSLY, to approve the new dates of June 12-14, 2020 and activities proposed by the Recreation Director for Summer Blast

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

MOTION DECLARED ADOPTED

PUBLIC HEARINGS:

(AGENDA ITEM #8E) Public Hearing to receive public comment on the request by Rachel's Restaurant (Daniel Kohn), 25850 Greenfield Road, for the issuance of a Class C Liquor License.

Mayor McClellan opened the public hearing at 7:32 p.m. After receiving comments from Mr. Kohn, the public hearing was closed at 7:39 p.m.

CM-01-020-20 (AGENDA ITEM #8B) RESOLUTIONS APPROVING A CLASS C LIQUOR LICENSE TO RACHEL'S RESTAURANT, LLC (DANIEL KOHN), 25850 GREENFIELD ROAD - APPROVED

Motion by Burns, seconded by Weiss, CARRIED UNANIMOUSLY, to approve the following resolutions authorizing the issuance of a Class C Liquor License to Rachel's Restaurant, LCC (Daniel Kohn) located at 25850 Greenfield Road:

**A RESOLUTION OF THE OAK PARK, MICHIGAN CITY COUNCIL
APPROVING THE REQUEST OF RACHEL'S RESTAURANT, LLC
(DANIEL KOHN) FOR A CLASS C LIQUOR LICENSE
ON THE PREMISES OF A RESTAURANT OPERATION**

WHEREAS, pursuant to state law and the Code of Ordinances, City of Oak Park, Michigan it is unlawful for any person to sell, or possess for sale, any alcoholic beverage unless licensed to do so and all licenses required are in full force and effect; and

WHEREAS, Rachel's Restaurant, LCC (Daniel Kohn) (hereinafter referred to as Rachel's Restaurant) located at 25850 Greenfield has applied for a Class C Liquor License to allow the sale of spirits from both the Michigan Liquor Control Commission and the City of Oak Park.

NOW, THEREFORE, BE IT RESOLVED, that Rachel's Restaurant's application for a Class C Liquor License to allow the sale of spirits on the Premises of a Restaurant Operation is hereby approved subject to the following conditions:

1. The Michigan Liquor Control Commission issuing a Class C Liquor License to Rachel's Restaurant at 25850 Greenfield, Oak Park, Michigan 48237.
2. Upon issuance of the Class C Liquor License by the Michigan Liquor Control Commission, Rachel's Restaurant shall provide the City Clerk's Office with copies of the License along with a Certificate of Liquor Insurance for the subject business.

3. Rachel's Restaurant executes a Contract for a Class C Liquor License with the City of Oak Park, Michigan.

BE IT FURTHER RESOLVED, that subject to the conditions described in the immediately preceding paragraph and all departmental authorizations, upon approval of a Class C Liquor License by the Michigan Liquor Control Commission for Rachel's Restaurant located at 25850 Greenfield, Oak Park, Michigan 48237, the City Clerk is hereby authorized to issue a Class C Liquor License on the Premises of a Restaurant Operation with an expiration date of April 30, 2021 to Rachel's Restaurant; and

BE IT FURTHER RESOLVED, that this Resolution shall be effective upon its approval by the City Council.

LOCAL GOVERNMENT APPROVAL RESOLUTION

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

MOTION DECLARED ADOPTED

COMMUNICATIONS: None

SPECIAL LICENSES: None

ACCOUNTING REPORTS:

CM-01-021-20 (AGENDA ITEM #11A) APPROVAL FOR PAYMENT OF INVOICES SUBMITTED BY GARAN, LUCOW, MILLER, P.C. FOR LEGAL SERVICES IN THE TOTAL AMOUNT OF \$15,572.94 - APPROVED

Motion by Weiss, seconded by Burns, CARRIED UNANIMOUSLY, to approve payment of invoices #529849, #529850 and #529851 by Garan, Lucow, Miller P.C., for legal services rendered through December 31, 2019 in the total amount of \$15,572.94.

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

MOTION DECLARED ADOPTED

BIDS: None

ORDINANCES: None

CITY ATTORNEY: No Report

CITY MANAGER:

Economic Development and Communications

CM-01-022-20 (AGENDA ITEM #15A) RESOLUTION ENDORSING SUPPORT FOR FORGOTTEN HARVEST TO RETAIN ITS ADMINISTRATION AND OPERATIONS ON A NEW CAMPUS IN THE CITY OF OAK PARK - APPROVED

Motion by Edgar, Seconded by Weiss, CARRIED UNANIMOUSLY, to adopt a resolution endorsing support for Forgotten Harvest to retain its administration and operations on a new campus in the City of Oak Park:

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

**RESOLUTION ENDORSING SUPPORT
FOR FORGOTTEN HARVEST TO RETAIN ITS ADMINISTRATION AND OPERATIONS ON A NEW
CAMPUS IN THE CITY OF OAK PARK**

This resolution declares the Oak Park City Council's support for Forgotten Harvest to retain its headquarters and operations in the City of Oak Park.

WHEREAS, Forgotten Harvest is a 501(c)(3) tax-exempt charitable organization founded in 1990; and

WHEREAS, for over 12 years Forgotten Harvest has operated from its facility in the City of Oak Park, assisting people facing hunger in Oakland, Macomb, and Wayne Counties; and

WHEREAS, The Oak Park City Council has been advised that Forgotten Harvest's current capacity is constrained in rescuing donated food for people facing hunger; and

WHEREAS, Forgotten Harvest determined that a move to a new campus is necessary to assure it distributes an equitable, nutritious mix of food consistently across all of its partner agencies for the people it serves; and

WHEREAS, Forgotten Harvest has determined to construct its new campus on land in the City of Oak Park;

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Oak Park, Michigan, supports Forgotten Harvest's decision to construct a new campus in the City of Oak Park.

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

MOTION DECLARED ADOPTED

Department of Public Works

CM-01-023-20 (AGENDA ITEM #15B) REQUEST TO REJECT THE BIDS AND RE-ADVERTISE FOR BIDS THE 2020 SEWER LINING PROJECT, M-703 - APPROVED

Motion by Burns, Seconded by Weiss, CARRIED UNANIMOUSLY, to reject the bids and re-advertise for bids the 2020 Sewer Lining Project, M-703.

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

MOTION DECLARED ADOPTED

Assistant City Manager Yee reported the bids were opened on January 6, 2020 for the 2020 Sewer Lining Project, M-703 and the only bidder, Lanzo Trenchless Technologies, submitted a bid of \$313,390.00. This bid is more than \$50,000 over the Engineer's Estimate and two other bidders turned in late bids that were not accepted. The department is recommending re-bidding the project to realize a more desirable outcome.

CM-01-024-20 (AGENDA ITEM #15C) REQUEST TO AUTHORIZE THE PUBLIC WORKS DEPARTMENT TO PARTICIPATE IN THE OAKLAND COUNTY PRE-BID CONTRACT FOR THE PURCHASE OF A PUBLIC SAFETY VEHICLE IN THE AMOUNT OF \$36,588.00 PLUS OUTFITTING AND TO AUTHORIZE THE FUNDING OF THIS VEHICLE AND THE REQUIRED UP-FITTING TO BE PROVIDED FROM THE MOTOR POOL FUND BALANCE (\$45,000) AND THE GENERAL FUND BALANCE (\$10,000) WITH THE TOTAL AMOUNT NOT TO EXCEED \$55,000 - APPROVED

Motion by Burns, Seconded by Weiss, CARRIED UNANIMOUSLY, to authorize the Public Works Department to participate in the Oakland County pre-bid contract for the purchase of the following public safety vehicle in the amount of \$36,588.00 plus outfitting and to authorize the funding of this vehicle and the required up-fitting to be provided from the Motor Pool Fund Balance (\$45,000) and the General Fund Balance (\$10,000) with the total amount not to exceed \$55,000:

Vehicle:	Department:	Amount: (Pre-Bid Contract)	Account:
2020 Chevrolet Tahoe 4WD Police Package	Public Safety	\$36,588.00 + upfitting (Oakland County #05218)	General Fund Balance Motor Pool Fund Balance

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

MOTION DECLARED ADOPTED

Mr. Yee summarized the request to purchase a new 2020 Chevrolet Tahoe including upfitting to replace a totaled patrol vehicle in the Public Safety Department.

City Manager Tungate re-introduced Oak Park mascot "Oak" the squirrel who has been absent for many years but now may be seen at City events throughout this year.

CALL TO THE AUDIENCE:

Uolanda Davis-Campbell, Detroit, MI, presented information about the 23rd Annual Youth Symposium to be held on March 20, 2020. The program is designed to elevate youth in the community.

Sherry A. Wells, Ferndale, MI, discussed Oak Park history and provided the Mayor historical documentation.

CALL TO THE COUNCIL:

Mayor McClellan reviewed the Martin Luther King Jr. event held at the high school and reminded everyone about the upcoming Winterfest event at the Community Center.

Mayor Pro Tem Burns reminded everyone to be aware of the cold weather and to be sure to take care of pets and seniors.

Council Member Weiss reported on the Martin Luther King Jr. Day events held in Southfield and the Traffic Safety Commission. She also encouraged everyone to consider voting absentee in the upcoming Presidential Primary election.

Council Member Edgar thanked everyone who participated in the City's visioning session and encouraged further participation for the next open house on Friday.

ADJOURNMENT:

There being no further business to come before the City Council, Mayor McClellan adjourned the meeting at 8:08 P.M.

T. Edwin Norris, City Clerk

Marian McClellan, Mayor