

Oak Park City Council Agenda

August 5, 2019





AGENDA
REGULAR CITY COUNCIL MEETING
37th CITY COUNCIL
OAK PARK, MICHIGAN
August 5, 2019
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 July 15, 2019
 - B. Special Council Meeting Minutes of July 15, 2019
 - C. Retirement Board Meeting Minutes of April 22, 2019
 - D. Board of Review Meeting Minutes of July 14, 2019
 - E. Corridor Improvement Authority Meeting Minutes of May 16, 2019
 - F. Zoning Board of Appeals Meeting Minutes of June 25, 2019
 - G. Parks and Recreation Commission Meeting Minutes of June 19, 2019
 - H. Request to designate Mayor Marian McClellan as the official representative and City Manager Erik Tungate as the alternate representative for the Michigan Municipal League Annual Meeting
 - I. Licenses - New and Renewals as submitted for August 5, 2019
6. **RECOGNITION OF VISITING ELECTED OFFICIALS**
 7. **SPECIAL RECOGNITION/PRESENTATIONS:** None
 8. **PUBLIC HEARINGS:** None
 9. **COMMUNICATIONS:** None
 10. **SPECIAL LICENSES:**
 - A. Request for a Special Event License and waiver of fee submitted by Mark Phillips, 13670 Nadine, for the Nadine Street Block Party to be held August 24, 2019
 - B. Request for a Special Event License and waiver of fee submitted by Solomon Radner, 26071 Radclift Pl. for the Radclift Pl. Block Party to be held August 25, 2019
 - C. Request for a Special Event License submitted by Book Beat, 26010 Greenfield, for a special outdoor book sale and store celebration to be held on August 18, 2019
 11. **ACCOUNTING REPORTS:** None
 12. **BIDS:** None

13. ORDINANCES:

- A. First reading of an ordinance to amend Chapter 2, Administration, of the Code of Ordinances, City of Oak Park, Michigan by Amending Article VI. Public Library, Sec. 2-651. Board of Directors and Sec. 2-652. Terms of Members; Removals; Vacancies

14. CITY ATTORNEY:

15. CITY MANAGER:

Public Safety

- A. Request to enter into an Inter-local Agreement with Oakland County Homeland Security and the Early Weather Warning Program to replace the inoperable weather siren at Granzon and Parklawn for the total cost of \$18,150

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
37th OAK PARK CITY COUNCIL
July 15, 2019
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, Council Member Burns, Council Member Weiss

ABSENT: Mayor Pro Tem Radner, Council Member Rich

OTHERS

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

APPROVAL OF AGENDA:

CM-07-229-19 (AGENDA ITEM #4) ADOPTION OF THE AGENDA AS AMENDED – APPROVED

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

- Special Event License as Item #10A.

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

MOTION DECLARED ADOPTED

CONSENT AGENDA:

CM-07-230-19 (AGENDA ITEM #5A-E) CONSENT AGENDA - APPROVED

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

- A. Regular Council Meeting Minutes of July 1, 2019 **CM-07-231-19-19**
- B. Special Council Meeting Minutes of July 1, 2019 **CM-07-232-19**
- C. Planning Commission Meeting Minutes of May 13, 2019 **CM-07-233-19**
- D. Payment application No. 4 (final) to Doetsch Environmental Services for the 2016 Sewer & Catch Basin Cleaning and Televising Project, M-641, for the total amount of \$1,000.00 **CM-07-234-19**
- E. Licenses - New and Renewals as submitted for July 15, 2019 **CM-07-235-19**

**MERCHANT'S LICENSES – July 15, 2019
(Subject to All Departmental Approvals)**

Motion by Burns, seconded by Weiss, CARRIED UNANIMOUSLY, to approve payment of invoices #516702, #516703 and #516704 by Garan, Lucow, Miller P.C., for legal services rendered through June 30, 2019 in the total amount of \$12,591.11.

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

MOTION DECLARED ADOPTED

BIDS: None

ORDINANCES: None

CITY ATTORNEY: No Report

CITY MANAGER:

Administration

CM-07-237-19 (AGENDA ITEM #15A) REQUEST TO APPROVE A GRANT AGREEMENT WITH COMMUNITY FOUNDATION OF SOUTHEAST MICHIGAN TO FUND AMENITIES AT THE SENECA POCKET PARK - APPROVED

Motion by Weiss, seconded by Burns, CARRIED UNANIMOUSLY, to approve a grant agreement with Community Foundation of Southeast Michigan to fund amenities at the Seneca Pocket Park.

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

MOTION DECLARED ADOPTED

Director of Strategic Planning and Special Projects VanVleck summarized plans for a new playground structure to be installed at the Seneca Pocket Park. This play structure, the DNA Tower by Berliner, fits into the allowable space at the Seneca Pocket Park and will be fully funded by the Play Everywhere Grant (\$65,000) and the Community Foundation Grant (\$50,000). The play structure will be purchased under the NPPGov cooperative purchasing pre-bid contract. The total cost for the play structure, including delivery and installation, is \$103,381.

CM-07-238-19 (AGENDA ITEM #15B) REQUEST TO APPROVE AN INTERGOVERNMENTAL OPERATIONS AGREEMENT WITH MOGO AND A REGIONAL BIKE SHARE PROGRAM AGREEMENT WITH THE CITY OF DETROIT. - APPROVED

Motion by Burns, seconded by Weiss, CARRIED UNANIMOUSLY, to approve an Intergovernmental Operations Agreement with MoGo and a Regional Bike Share Program Agreement with the City of Detroit.

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

MOTION DECLARED ADOPTED

Ms. VanVleck explained that the City has been working with MoGo, and the cities of Detroit, Ferndale, Royal Oak, Berkley and Huntington Woods to expand the current public bike share program operating in the City of Detroit into our communities. This will offer residents of each of the communities the chance to utilize the MoGo bikeshare program to reach amenities within and between each city without the use of a car. The participating cities applied and received a Transportation Alternatives Grant through SEMCOG to fund a majority of the capital costs to expand the system into our 1440 communities. Additionally, MoGo has secured sponsorships to fund a large portion of the costs to operate the system annually.

Through public input and our effort to provide MoGo stations equitably around the City we have chosen five locations to kick off the City's MoGo expansion program.

The city is now at the finish line of launching the MoGo expansion, with two separate agreements that have been fully vetted by the City Attorney. The first agreement is an operations agreement between all of the expansion communities and MoGo, which outlines MoGo's responsibilities as the administrator of MoGo operations. The second agreement is with the City of Detroit, as they administered the TAP grant on behalf of all of the communities and purchased the docking stations.

Per the operations agreement with MoGo, once the program is launched, MoGo will actively seek advertisements for stations that will directly offset operating costs for the expansion communities. Additionally, the City will begin actively seeking out stations sponsorships that will also offset our operating costs. It is anticipated that between these two revenue streams, the City's annual operating cost of \$3,744 will be entirely offset.

Department of Public Works

CM-07-239-19 (AGENDA ITEM #15C) REQUEST TO APPROVE A CONTRACT EXTENSION FROM MACOMB PIPELINE & UTILITIES COMPANY FOR THE KENOSHA WATER MAIN REPLACEMENT PROJECT, M-704 IN THE TOTAL AMOUNT OF \$616,080.00 AND TO APPROPRIATE THE ADDITIONAL \$16,080.00 FROM THE WATER & SEWER FUND BALANCE TO EXTEND THE PROJECT ACROSS 9 MILE ROAD - APPROVED

Motion by Weiss, seconded by Burns, CARRIED UNANIMOUSLY, to approve a contract extension from Macomb Pipeline & Utilities Company for the Kenosha Water Main Replacement Project, M-704 in the total amount of \$616,080.00 and to appropriate the additional \$16,080.00 from the Water & Sewer Fund Balance to extend the project across 9 Mile Road.

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

MOTION DECLARED ADOPTED

Assistant City Manager Yee summarized the request from Macomb Pipeline & Utilities Company, the contractor for the 2018-2019 Water Main Replacement Project, M-675, to perform the Kenosha Water Main Replacement Project, M-704. Macomb Pipeline & Utilities Company has indicated that they would extend their unit prices to perform the Kenosha Water Main Replacement Project,

M-704. The total project cost utilizing this year's bid prices is \$616,080.00 and includes the cost to go across 9 Mile Road which was not in the anticipated budget. This section under 9 Mile had a break this winter and is being recommended as an addition to the project. There is \$600,000 budgeted in the Water and Sewer Fund for this expenditure and it is being requested to appropriate \$16,080.00 from the Water & Sewer Fund Balance to cover the additional cost.

CALL TO THE AUDIENCE:

John Nachman, 10730 Northfield, offered suggestions for the preservation of the City welcome sign on 8 mile Rd.

Leland Findley, 14410 Northfield Blvd., reported problems with water back-up on his street.

Annie Harper, 14401 Northfield Blvd., expressed concerns regarding water in her basement.

Mrs. Thomas, 24000 block of Kenosha, expressed concerns regarding concrete restoration on her block and water back-up on her street.

CALL TO THE COUNCIL:

Council Member Burns wished everyone a good night.

Council Member Weiss reminded everyone about the Farmer's Market and Summer Concert Series.

Mayor McClellan thanked everyone for coming.

ADJOURNMENT:

There being no further business to come before the City Council, Mayor McClellan adjourned the meeting at 7:40 P.M.

T. Edwin Norris, City Clerk

Marian McClellan, Mayor



**CITY OF OAK PARK, MICHIGAN
SPECIAL COUNCIL MEETING OF THE
37th OAK PARK CITY COUNCIL
July 15, 2019
6:00 PM**

MINUTES

The Special Meeting was called to order at 6:00 PM by Mayor McClellan in the Executive Conference Room of City Hall located at 14000 Oak Park Boulevard, Oak Park, MI 48237. (248) 691-7544

PRESENT: Mayor McClellan, Council Member Burns, Council Member Weiss

ABSENT: Mayor Pro Tem Radner, Council Member Rich

OTHERS

PRESENT: City Manager Tungate, City Clerk Norris, Assistant City Manager Yee, Director of Strategic Planning and Special Projects VanVleck, City Attorney Duff

SPECIAL BUSINESS:

(AGENDA ITEM A) Strategic Planning

Director of Strategic Planning and Special Projects VanVleck led a review of goals and objectives from the previous Strategic Plan's priority areas. The next discussion of the strategic plan was set for a special meeting to be held on September 3, 2019.

CALL TO THE AUDIENCE:

There were no members of the public wishing to speak.

ADJOURNMENT:

There being no further business to come before the City Council, Mayor McClellan adjourned the special meeting at 6:55 P.M.

T. Edwin Norris, City Clerk

Marian McClellan, Mayor



**CITY OF OAK PARK, MICHIGAN
EMPLOYEES' RETIREMENT SYSTEM AND
PUBLIC SAFETY RETIREMENT SYSTEM BOARD OF TRUSTEES
CONCURRENT MEETING**

**April 22, 2019
4:30 PM**

MINUTES

Chairperson Tungate called the meeting to order at 4:30 PM and asked the City Clerk to call roll.

EMPLOYEES' RETIREMENT SYSTEM:

TRUSTEES PRESENT: Trustee Tungate, Trustee McClellan, Trustee Mlynczyk, Trustee DeCoster

TRUSTEES ABSENT: Trustee Waxenberg

ALSO PRESENT: City Clerk Norris, Finance Director Crawford, City Attorney Duff

PUBLIC SAFETY RETIREMENT SYSTEM:

TRUSTEES PRESENT: Trustee Tungate, Trustee McClellan, Trustee Batora, Trustee Rich

TRUSTEES ABSENT: Trustee Tetler

ALSO PRESENT: City Clerk Norris, Finance Director Crawford; City Attorney Duff

(Agenda Item #5A) Approval of Minutes

**ERS-04-006-19 MINUTES FROM THE FEBRUARY 25, 2019 ERS/PSRS
CONCURRENT MEETING – APPROVED**

Motion by McClellan, seconded by DeCoster, CARRIED UNANIMOUSLY, to approve the Minutes from the February 25, 2019 ERS/PSRS Concurrent Meeting.

Voice Vote:	Yes:	Tungate, McClellan, DeCoster, Mlynczyk
	No:	None
	Absent:	Waxenberg

MOTION DECLARED ADOPTED

**PSRS-04-006-19 MINUTES FROM THE FEBRUARY 25, 2019 ERS/PSRS
 CONCURRENT MEETING – APPROVED**

Motion by Batora, seconded by Rich, CARRIED UNANIMOUSLY, to approve the Minutes from the February 25, 2019 ERS/PSRS Concurrent Meeting.

Voice Vote: Yes: Tungate, McClellan, Batora, Rich
 No: None
 Absent: Tetler

MOTION DECLARED ADOPTED

(Agenda Item #5A) Watkins Ross Presentation

Troy Schnobel from Watkins Ross presented the revised July 1, 2018 actuarial valuation report for each retirement system. Complete reports are on file with the city clerk.

(Agenda Item #7A) PNC Presentation

Kirk VanDagens from PNC presented the 2019 First Quarter Investment Review dated March 31, 2019. A complete report is on file in the City Clerk's Office. He provided a market update and presented a portfolio summary for both systems. He reported that the market value of the Employees' Retirement System as of March 31, 2019 was \$19,364,393 and the market value of the Public Safety Retirement System was \$43,655,839.

(Agenda Item #8A-J) Financial Reports (ERS)

**ERS-04-007-19 RECEIVE AND APPROVE ERS FINANCIAL REPORTS
 (JANUARY – MARCH, 2019) – APPROVED**

Motion by DeCoster, seconded by Mlynczyk, CARRIED UNANIMOUSLY, to receive and approve the following reports for the period January 1, 2019 – March 31, 2019:

- A. SEI Investment Management Report
- B. Fiduciary Net Assets Statement – Fund 731
- C. SEI Private Trust Financial Report
- D. Disbursements made by Retirement System

DATE	CHECK#	PAYEE/DESCRIPTION	AMOUNT
1/17/2019	150577	Watkins Ross Administration, Actuarial Fees and PA202 estimated projection.	\$ 6,741.00
1/31/2019	EFT (JE#6160)	PNC Inst. Asset Mgmt. Investment Counseling Fees for 10/31/2018-12/31/2018.	\$ 13,259.44

QUARTERLY DISBURSEMENTS	\$20,000.44
ACTUARY FEE REIMBURSEMENT:	-
TOTAL QUARTERLY DISBURSEMENTS:	\$20,000.44

- E. Fiduciary Net Assets Statement – Fund 680
- F. Retirees Actuarial Statements

NAME	DEPARTMENT	DATE	STATUS
Edward Eickmeier	DPW	09/30/2018	Final
Mary Bernhardt	Library	03/31/2019	Final
Edward Eickmeier	Library	03/31/2019	Final
Edward Eickmeier	Public Safety	03/31/2019	Final

- G. Municipal and Military Buy-Back Calculations - None
- H. Correspondence of Retirement Submission

DATE	NAME	DEPARTMENT
03/31/2019	Carol Parker	Public Safety

- I. Necrology Report

DATE	NAME
01/16/2019	Lemanski, Diane

- J. Miscellaneous Information - None

Voice Vote: Yes: Tungate, McClellan, DeCoster, Mlynczyk
 No: None
 Absent: Waxenberg

MOTION DECLARED ADOPTED

(Agenda Item #8A-J) Financial Reports (PSRS)

**PSRS-04-007-19 RECEIVE AND APPROVE PSRS FINANCIAL REPORTS
 (JANUARY – MARCH, 2019) – APPROVED**

Motion by Batora, seconded by Rich, CARRIED UNANIMOUSLY, to receive and approve the following reports for the period January 1, 2019 – March 31, 2019:

- A SEI Investment Management Reports
- B Fiduciary Net Assets Statement – Fund 733
- C SEI Private Trust Financial Report
- D Disbursements made by Retirement System

DATE	CHECK#	PAYEE/DESCRIPTION	AMOUNT
01/17/2019	150577	Watkins Ross Administration, Actuarial Fees and PA202 estimated projection.	\$ 6,806.00
03/31/2019	EFT (JE#6161)	PNC Inst. Asset Mngmt. Investment Counseling Fees for 10/01/2018-12/31/2018.	\$ 27,751.07
QUARTERLY DISBURSEMENTS		\$34,557.07	
ACTUARY FEE REIMBURSEMENT:		-	
TOTAL QUARTERLY DISBURSEMENTS:		\$34,557.07	

- E. Fiduciary Net Assets Statement – Fund 680
- F. Retirees Actuarial Statements - None
- G. Municipal and Military Buy-Back Calculations - None
- H. Correspondence of Retirement Submission – None
- I. Necrology Report - None
- J. Miscellaneous Information - None

Voice Vote: Yes: Tungate, McClellan, Batora, Rich
 No: None
 Absent: Tetler

MOTION DECLARED ADOPTED

PUBLIC COMMENTS:

There were no members of the public present wishing to speak.

ADJOURNMENT:

The meeting adjourned at 5:35 PM.

T. Edwin Norris, City Clerk

**CITY OF OAK PARK, MICHIGAN
BOARD OF REVIEW MEETING
Tuesday, July 16, 2019**

The Board of Review convened at 5:30 p.m.

Present: Chairperson – Herschel Goldstein;
Members – Zakiya Hollifield and Phyllis Mackay
Assessor/Appraiser- L. Pettinaro

Absent: None

Case JC1901 52-25-30-451-043 REM Partners 14300 Nine Mile

Did not properly file PTA and didn't uncap for 2019. The Board reviewed the record and determined the property should have uncapped and the 2019 taxable value should be adjusted.

Motion by GOLDSTEIN, supported by HOLLIFIELD:

To correct the uncapping of the taxable value.

YES: GOLDSTEIN, HOLLIFIELD, MACKAY

NO: NONE

Case JC1902 52-25-29-251-011 Addie Jones 15241 Kenton

Uncapped incorrectly for 2019. The Board reviewed the record and determined the property should not have uncapped and the 2019 taxable value should be adjusted.

Motion by GOLDSTEIN, supported by MACKAY:

To correct the uncapping of the taxable value.

YES: GOLDSTEIN, HOLLIFIELD, MACKAY

NO: NONE

Case JC1903 52-25-29-333-020 23605 Scotia

Did not properly file PTA and didn't uncap for 2019. The Board reviewed the record and determined the property should have uncapped and the 2019 taxable value should be adjusted.

Motion by GOLDSTEIN, supported by HOLLIFIELD:

To correct the uncapping of the taxable value.

YES: GOLDSTEIN, HOLLIFIELD, And MACKAY NO: NONE

**2019 Board of Review Minutes
July 16, 2019
Page 2**

Case JPP1901 52-99-10-013-197 Detroit Newspaper Agency

Personal Property was not located in the city on 12/31/18 and therefore, personal property AV/TV should be set to zero for 2019.

Motion by GOLDSTEIN, supported by HOLLIFIELD:

To correct the AV/TV to zero for 2019 reflecting no personal property in the city.

YES: GOLDSTEIN, HOLLIFIELD, And MACKAY NO: NONE

Case JPP1902 52-99-10-940-048 Akropolis Cafe

Personal Property was not located in the city on 12/31/18 and therefore, personal property AV/TV should be set to zero 2019.

Motion by GOLDSTEIN, supported by HOLLIFIELD:

To correct the AV/TV to zero for 2019 reflecting no personal property in the city.

YES: GOLDSTEIN, HOLLIFIELD, And MACKAY NO: NONE

Case JPP1903 52-99-00-007-115 Vgage

Personal Property was not located in the city on 12/31/18 and therefore, personal property AV/TV should be set to zero for 2019.

Motion by GOLDSTEIN, supported by HOLLIFIELD:

To correct the AV/TV for 2019 to zero reflecting no personal property in the city.

YES: GOLDSTEIN, HOLLIFIELD, And MACKAY NO: NONE

Case JPP1904 52-99-00- 016-060 Perfect Eyebrow Threading

5076 Exemption timely filed and therefore, personal property AV/TV should be set to zero.

Motion by GOLDSTEIN, supported by HOLLIFIELD:

To correct the AV/TV to zero reflecting 5076 Exemption.

YES: GOLDSTEIN, HOLLIFIELD, And MACKAY NO: NONE

Case JPP1905 52-99-00-018-110 Michigan Intl Prep School

Personal Property is an exempt school, personal property AV/TV should be set to zero for 2019.

Motion by GOLDSTEIN, supported by HOLLIFIELD:

To correct the AV/TV to zero for 2019 reflecting exempt parcel.

YES: GOLDSTEIN, HOLLIFIELD, And MACKAY NO: NONE

Case JPP1906 52-99-00-007-072 Salon Infiniti

Personal Property was not located in the city on 12/31/18 and therefore, personal property AV/TV should be set to zero.

Motion by GOLDSTEIN, supported by HOLLIFIELD:

To correct the AV/TV to zero reflecting no personal property in the city.

YES: GOLDSTEIN, HOLLIFIELD, And MACKAY NO: NONE

Case JPP1907 52-99-00-018-870 Gilead Wellness

Duplicate Personal Property parcel. Personal property AV/TV should be set to zero for 2019.

Motion by GOLDSTEIN, supported by MACKAY:

To correct the AV/TV to zero for 2019 reflecting duplicate parcel.

YES: GOLDSTEIN, HOLLIFIELD, And MACKAY NO: NONE

Case JPP1908 52-99-00-005-065 Janko the Diamond Broker

Personal Property was not located in the city on 12/31/18 and therefore, personal property AV/TV should be set to zero.

Motion by GOLDSTEIN, supported by HOLLIFIELD:

To correct the AV/TV to zero reflecting no personal property in the city.

YES: GOLDSTEIN, HOLLIFIELD, And MACKAY NO: NONE

Case JR1901 **52-25-28-176-020** **Anne Rothe** **8480 Yale**

Principal Residence Exemption should be adjusted to 100% for 2019

Motion by GOLDSTEIN, supported by HOLLIFIELD:

To correct the PRE to 100% for 2019.

YES: GOLDSTEIN, HOLLIFIELD, And MACKAY **NO: NONE**

Case JR1902 **52-33-103-003** **Armando Huffman** **22830 Rosewood**

Principal Residence Exemption should be adjusted to 100% for 2019

Motion by GOLDSTEIN, supported by HOLLIFIELD:

To correct the PRE to 100% for 2019

YES: GOLDSTEIN, HOLLIFIELD, And MACKAY **NO: NONE**

Case JR1903 **52-25-30-353-024** **Bridget Peagler** **23281 Harding**

Principal Residence Exemption should be adjusted to 100% for 2018. Incorrectly rescinded

Motion by GOLDSTEIN, supported by MACKAY:

To correct the PRE to 100% for 2018

YES: GOLDSTEIN, HOLLIFIELD, And MACKAY **NO: NONE**

Case JR1904 **52-25-30-207-003** **Rachel Thomas** **24350 Gardner**

Principal Residence Exemption should be adjusted to 100% for 2018

Motion by GOLDSTEIN, supported by HOLLIFIELD:

To correct the PRE to 100% for 2018.

YES: GOLDSTEIN, HOLLIFIELD, And MACKAY **NO: NONE**

2019 Board of Review Minutes
July 16, 2019
Page 5

Case JR1905 52-25-31-126-046 Donald Guinn 22161 Marlow

Principal Residence Exemption should be adjusted to 100% for 2018

Motion by GOLDSTEIN, supported by MACKAY:

To correct the PRE to 100% for 2018

YES: GOLDSTEIN, HOLLIFIELD, And MACKAY NO: NONE

Case JR1906 52-25-29-254-006 Jason Craft 24270 Seneca

Principal Residence Exemption should be adjusted to 100% for 2018

Motion by GOLDSTEIN, supported by HOLLIFIELD:

To correct the PRE to 100% for 2018

YES: GOLDSTEIN, HOLLIFIELD, And MACKAY NO: NONE

Case JR1907 52-25-30-151-001 Joseph Hornfield 24240 Beverly

Principal Residence Exemption should be adjusted to 100% for 2016-2018

Motion by GOLDSTEIN, supported by MACKAY:

To correct the PRE to 100% for 2016-2018

YES: GOLDSTEIN, HOLLIFIELD, And MACKAY NO: NONE

Case JR1908 52-25-31-151-006 S. Hackworth 21961 Beverly

Principal Residence Exemption should be adjusted to 100% for 2018

Motion by GOLDSTEIN, supported by HOLLIFIELD:

To correct the PRE to 100% for 2018

YES: GOLDSTEIN, HOLLIFIELD, And MACKAY NO: NONE

2019 Board of Review Minutes
July 16, 2019
Page 6

Case JR1909 52-25-28-331-018 Daniel Ferency 23430 Sherman

Principal Residence Exemption should be adjusted to 100% for 2018

Motion by GOLDSTEIN, supported by HOLLIFIELD:

To correct the PRE to 100% for 2018.

YES: GOLDSTEIN, HOLLIFIELD, And MACKAY NO: NONE

Case JR1910 52-25-30-152-013 Shonna Leggett 24031 Beverly

Principal Residence Exemption should be adjusted to 100% for 2018

Motion by GOLDSTEIN, supported by HOLLIFIELD:

To correct the PRE to 100% for 2018

YES: GOLDSTEIN, HOLLIFIELD, And MACKAY NO: NONE

Case JR1911 52-25-29-406-023 J. Rodriguez 23561 Seneca

Principal Residence Exemption filed late, should be adjusted to 100% for 2019.

Motion by GOLDSTEIN, supported by HOLLIFIELD

To correct the PRE to 100% for 2019.

YES: GOLDSTEIN, HOLLIFIELD, And MACKAY NO: NONE

Case JR1912 52-25-28-101-066 C. Grislak 8920 Kenberton

Exemption filed late, should be adjusted to 100% for 2017-18.

Motion by GOLDSTEIN, supported by HOLLIFIELD

To correct the PRE to 100% for 2017-18.

YES: GOLDSTEIN, HOLLIFIELD, And MACKAY NO: NONE

Case JR1913 **52-25-19-328-020** **R. Possick** **14580 Balfour**

Principal Residence Exemption should be adjusted to 100% for 2019

Motion by GOLDSTEIN, supported by HOLLIFIELD

To correct the PRE to 100% for 2019.

YES: GOLDSTEIN, HOLLIFIELD, And MACKAY NO: NONE

Case JR1914 **52-25-29-302-072** **L. Madejczyk** **13211 Oak Park**

Principal Residence Exemption should be adjusted to 100% for 2016-2018

Motion by GOLDSTEIN, supported by HOLLIFIELD

To correct the PRE to 100% for 2016-2018.

YES: GOLDSTEIN, HOLLIFIELD, And MACKAY NO: NONE

Case JR1915 **52-25-28-353-010** **A. Thomas** **23110 Meadowlark**

Principal Residence Exemption should be adjusted to 100% for 2016-2018

Motion by GOLDSTEIN, supported by HOLLIFIELD

To correct the PRE to 100% for 2016-2018.

YES: GOLDSTEIN, HOLLIFIELD, And MACKAY NO: NONE

Case JR1916 **52-25-19-278-003** **T. Koeplinger** **14051 Hart**

Principal Residence Exemption should be adjusted to 100% for 2017-2018

Motion by GOLDSTEIN, supported by HOLLIFIELD

To correct the PRE to 100% for 2017-2018.

YES: GOLDSTEIN, HOLLIFIELD, And MACKAY NO: NONE

Case JP1901 52-25-29-426-008 Eleanor Luke 23821 Manistee
Board reviewed hardship application for exemption and determined owner meets qualifications

Motion by GOLDSTEIN, supported by HOLLIFIELD:

To Grant the hardship exemption

YES: GOLDSTEIN, HOLLIFIELD, And MACKAY NO: NONE

Case JP1902 52-25-19- 178-006 Abraham Roetter 26050 Stratford Pl

Board reviewed hardship application for exemption and determined owner's income exceeds guidelines

Motion by GOLDSTEIN, supported by MACKAY:

To deny the hardship exemption

YES: GOLDSTEIN, HOLLIFIELD, And MACKAY NO: NONE

Case JP1903 52-25-31-201-002 Carla Buttrom 14311 Nine Mile

Board reviewed hardship application for exemption and determined owner did not supply proper income verification and therefore is denied a hardship exemption

Motion by GOLDSTEIN, supported by HOLLIFIELD:

To Deny the hardship exemption

YES: GOLDSTEIN, HOLLIFIELD, And MACKAY NO: NONE

Case JVET1901 52-25-19-428-008 Robert Williamsen 13661 Sherwood

Remove Veterans Exemption for 2019. Veteran died in April 2019

Motion by GOLDSTEIN, supported by HOLLIFIELD:

To Remove 100% Veterans Exemption for 2019

YES: GOLDSTEIN, HOLLIFIELD, And MACKAY NO: NONE

2019 Board of Review Minutes
July 16, 2019
Page 9

Case JVET1902 52-25-30-452-027 Robert Burgess 23051 Gardner
100% Disabled Veteran Exemption for 2019.

Motion by GOLDSTEIN, supported by HOLLIFIELD:

To Grant 100% Veterans Exemption for 2019

YES: GOLDSTEIN, HOLLIFIELD, And MACKAY NO: NONE

**2019 July Board of Review
Session Minutes
July 16, 2019**

Motion by GOLDSTEIN, supported by MACKAY:

That there being no further business to come before the Board at this meeting, that the meeting be hereby adjourned at 5:55 p.m. on July 16, 2019.

YES: GOLDSTEIN, HOLLIFIELD, MACKAY

NO: NONE

The above minutes reflect the actions and findings of the Board. Detailed affidavits and investigations are on file with the Assessor's Office.


Herschel Goldstein


Zakiya Hollifield


Phyllis Mackay



CITY OF OAK PARK

Corridor Improvement Authority

Council Members
Carolyn Burns
Ken Rich
Regina Weiss
City Manager
Erik Tungate

CITY OF OAK PARK CORRIDOR IMPROVEMENT AUTHORITY BOARD MEETING MAY 16, 2019 MINUTES

Meeting was called to order at 12:00 p.m., in the Executive Conference Room at Oak Park City Hall, 14000 Oak Park Boulevard, Oak Park, Michigan, by Chairperson Colbert and roll call was made.

PRESENT: Chairperson Colbert
Vice Chairperson Blumenkopf
Board Member DeVergilio
Board Member Moulden
Board Member Peteet

ABSENT: Board Member Attisha
Mayor McClellan

OTHERS PRESENT: Community & Economic Development Director Kimberly Marrone
Deputy City Clerk Lisa Vecchio

3. APPROVAL OF AGENDA OF MAY 16, 2019

MOTION by Blumenkopf, **SECONDED** by Moulden, to approve the agenda for May 16, 2019 as submitted.

VOTE: Yes: All
No: None

MOTION CARRIED

4. APPROVAL OF MINUTES OF MARCH 21, 2019

MOTION by DeVergilio, **SECONDED** by Moulden, to approve the minutes of March 21, 2019 as submitted.

VOTE: Yes: All
No: None

MOTION CARRIED

5. PUBLIC COMMENT: None

6. UNFINISHED BUSINESS:

A. Banner Update

Director Marrone has finalized the banner design for printing. The brackets are in and they plan to have the banners hung by July 4.

7. NEW BUSINESS:

A. Board Election

With Dr. Colbert leaving the board, there will need to be a new Chair and Vice Chair elected.

Dr. Colbert nominated Jack Blumenkopf as the Chairperson and Kevin DeVergilio as the Vice Chairperson. Both accepted the nominations.

MOTION by Colbert, SECONDED by Moulden, to elect Jack Blumenkopf as the Chairperson and Kevin DeVergilio as the Vice Chairperson for the CIA.

VOTE: Yes: All
 No: None

MOTION CARRIED

B. Open Board Position

Director Marrone requested that the board members get the word out about the new vacancy on the CIA and direct any interested to submit an application to the City Clerk's office.

C. Flowers – pots relocated

Director Marrone informed the Board that due to the construction on 9 Mile Rd, flower pots will be relocated. Once construction is complete, new pots will be purchased.

D. Nine Mile Update

Director Marrone provided the Board with a copy of the notice that was mailed out to businesses along 9 Mile informing them of the construction schedule. Work officially begins May 20th.

8. FINANCIAL REPORT: Attached.

9. BOARD MEMBER COMMENT: None

10. ADJOURNMENT

Chairperson Colbert adjourned the meeting at 12:21 p.m.

Lisa Vecchio, Deputy City Clerk

**CITY OF OAK PARK, MICHIGAN
ZONING BOARD OF APPEALS
JUNE 25, 2019
MEETING MINUTES**

The meeting was called to order at 7:32 p.m. by Chairperson Huston in the Council Chambers of City Hall located at 14000 Oak Park Boulevard, Oak Park, MI 48237 and Roll Call was made.

PRESENT: Vice Chairperson Huston
Commissioner Andreski-Price
Commissioner Blumenkopf
Commissioner Seligson
Commissioner Snider

ABSENT: Commissioner Anderson
Commissioner Barton

OTHERS

PRESENT: City Planner Kevin Rulkowski
Deputy City Clerk Lisa Vecchio

APPROVAL OF ZONING BOARD OF APPEALS MINUTES OF FEBRUARY 25, 2019

MOTION BY Snider, SECONDED BY Andreski-Price, to approve the meeting minutes of February 25, 2019.

Vote: Yes: Andreski-Price, Blumenkopf, Huston, Seligson, Snider
No: None

MOTION CARRIED

COMMUNICATIONS: None

OLD BUSINESS: None

NEW BUSINESS:

a) **CASE 19-02:**

APPLICANT:

Mr. Kenya Spratt on behalf of Q1 Services
701 Montclair
Detroit, Michigan 48214

PROPERTY:

23130 Webster
Property Identification Number: 52-25-29-377-033

ORDINANCE REQUIREMENTS AND REQUEST:

Two variances are requested:

1. Article XVI requires that the front yard setback be twenty-five (25) feet. The applicant is requesting a waiver of seven (7) feet, eight (8) inches, to allow for the front yard setback to be seventeen (17) feet, four (4) inches.
2. Article XVI requires that the rear yard setback be thirty (30) feet. The applicant is requesting a waiver of four (4) feet, ten (10) inches, to allow for the rear yard setback to be twenty-five (25) feet, two (2) inches.

STAFF FINDINGS OF FACT:

- 1) The subject parcel is zoned R-1, One Family Dwelling District.
- 2) Article XVI requires that the front yard setback be twenty-five (25) feet.
- 3) The applicant is requesting a waiver of seven (7) feet, eight (8) inches, to allow for the front yard setback to be seventeen (17) feet, four (4) inches
- 4) Article XVI requires that the rear yard setback be thirty (30) feet.
- 5) The applicant is requesting a waiver of four (4) feet, ten (10) inches, to allow for the rear yard setback to be twenty-five (25) feet, two (2) inches.
- 6) The proposed house will be in compliance with all other setback, size and height requirements of the Zoning Ordinance.
- 7) The subject parcel is a slightly irregular shape with a front lot line width of 57.72 feet, a rear lot line width of 61 feet and side yard lengths of 99.50 feet.
- 8) The proposed one-story house will be 1,862 square feet in size (including attached garage).
- 9) The portion of the proposed house that will encroach within the front yard is approximately 162 square feet.
- 10) The portion of the proposed house that encroaches within the front yard setback is an attached garage. The main portion (living area) of the proposed house meets the front yard setback requirement.
- 11) The portion of the proposed house that will encroach within the rear yard is approximately 80 square feet.
- 12) The west property line of the subject property is the rear property line and back yard of 23140 Eastwood Street, a corner parcel.
- 13) The rear property line and rear yard of the subject property is adjacent to Key Elementary School. In addition, there is a five foot wide pass thru right-of-way to the east of the subject parcel that leads to the school property.

STAFF RECOMMENDATIONS:

The applicant is proposing to construct a new one-story, 1,862 square foot house on a vacant property at 23130 Webster. The proposed house requires two setback variances to be completed. At this point the basement walls, floor and the footings for the house have been constructed in accordance with the building permit that was issued.

In this case there are a number of property circumstances that can be taken into consideration regarding the case:

- 1) Most parcels in Oak Park have a minimum depth of 120 feet. The subject parcel has a depth of 99.50 feet.
- 2) The subject parcel is adjacent to a corner lot to the west. The Zoning Ordinance permits side yard setbacks on corner lots, such as the one to the west, to be a

minimum 15 feet. Potentially, the house to the west could be constructed with a 15 foot setback.

- 3) On this short road segment of Webster there are only two interior lots before the roadway curves to the south. This circumstance greatly diminishes the visual impact of the proposed front yard encroachment as the fronts of homes start to appear in view as they follow the curve of the road.
- 4) The rear yard of the subject property backs up to Key Elementary School and not a property with a residential use.
- 5) The actual size of encroachment into both the front (162 square feet) and rear (80 square feet) yards is fairly insignificant.

The Board will have to determine whether an argument for a practical difficulty (*would compliance unreasonably prevent the owner from using the property for a permitted purpose, would strict compliance would render conformity unnecessarily burdensome, and would the granting of a variance would provide substantial justice to applicant*) can be demonstrated.

Given the above property circumstances it is unlikely that the proposed variance will essentially alter the character of the surrounding area or be that visibly noticeable. Although strict compliance with the front and rear setback provisions would not unreasonably prevent the owner from using the property for a permitted purpose, it might render conformity unnecessarily burdensome. The potential negative impacts of both variance requests are fairly negligible considering all the circumstance in the case. As a method to possibly reduce the visual impact of the front yard setback variance, the Board may want to require additional landscaping such as two or three medium-sized upright evergreen bushes on the southwest corner of the garage.

As with all requested variances, the Board will want to ensure that any variances granted are the minimum necessary to permit reasonable use of the land and buildings for the activities permitted in the Zoning District.

Taking the above discussion and findings of fact into consideration, it is the recommendation of the Planning Division to approve the requested variances.

MOTION BY Seligson, SECONDED BY Snider, that based on the information presented in the Planning Division Report, and additional findings of fact discussed during the review of case # 19-02, I move to approve the request

of Mr. Kenya Spratt on behalf of Q1 Services, 23130 Webster,

- 1) for a waiver of seven (7) feet, eight (8) inches, from the provisions in Article XVI, to allow for the construction of a house that will result in a front yard setback of seventeen (17) feet, four (4) inches.
- 2) for a waiver of four (4) feet, ten (10) inches, from the provisions in Article XVI, to allow for the construction of a house that will result in a rear yard setback of twenty-five (25) feet, two (2) inches.

VOTE: Yes: Andreski-Price, Blumenkopf, Huston, Seligson, Snider
 No: None
MOTION CARRIED

Kenya Spratt, Q1 Services, addressed the Board to explain the reason for his variance request on 23130 Webster.

Susan Bardi, 23110 Webster, spoke in opposition of granting this variance as it would change the look of the neighborhood and street. It would also hinder the neighbor's views from their homes if the garage of this new construction was to be set further up in the front yard. She explained that multiple other residents on Webster have expressed the same concerns about this variance on the property.

Roxanne Wither, 23120 Webster, expressed that Mr. Spratt has been very friendly and accommodating through the construction process and she didn't see any real issue with the variation on the garage.

ADJOURNMENT:

There being no objections, the meeting was adjourned at 8:06 p.m.

Lisa Vecchio, Deputy City Clerk/Director of Elections



CITY OF OAK PARK

Recreation Department

5G

Council Members
Carolyn Burns
Ken Rich
Regina Weiss
City Manager
Erik Tungate

Parks and Recreation Commission

PARKS AND RECREATION COMMISSION REGULAR MEETING: JUNE 19, 2019, AT COMMUNITY CENTER

I. Meeting called to order at 7:01 p.m. by Patrick North.

II. Introductions:

Members present: Councilmember Regina Weiss, Mickey Alderman, Patrick North, Juanita Bell, Alexander Simpson, Diane Spiller, Beverly Wiggins, Dwight Thomas, Jim Weiskopf, Barb Weiskopf

Members absent: None

Staff members present: Laurie Stasiak

III. Approval of Agenda for June 19, 2019.

Motion by Alexander to ACCEPT.

Seconded by Diane.

IV. Approval of minutes of Parks and Recreation Commission Meeting of April 17, 2019.

Motioned by Barb to ACCEPT.

Seconded by Juanita.

Corrections: None

V. Council Comments – Regina Weiss

1. This Thursday, June 20, is the first in our summer concert series, and Councilmember Regina Weiss and Mayor Pro Tem Solomon Radner will introduce the band. Sarah Jones (Library Director – the library is sponsoring the concert) will also talk about the upcoming summer reading program before the concert.

2. The Tri-Community Coalition golf outing is coming up and will require volunteers.

3. The 9 Mile redesign has started.

4. A question was asked regarding the forthcoming brewery and Kroger store, which are both in the works.

VI. Recreation updates

A. The first annual mother/son dance went very well, and we had about 138 people.

B. A great meeting was held with Sarah Jones in May discussing a Teen Council and teen activities, and Diane and Regina both attended.

C. We will have a "teen swim" night on Saturday, August 3 from 6 – 8 pm.

D. The first Senior Tea was on May 17, with a presentation from the DIA, and went very well.

E. The pool opened on Sunday, June 16 for the year. Our first female-only swim day was this past Monday, June 17, from 7:30-9 p.m., and we had about 98 women in the pool. The first male-only swim date was yesterday, June 18, and we had about 145 men in the pool.

G. We have a new Day Camp Director, Stephanie Nava, and this week we have 28 campers

registered. There are activities, exciting new projects and themes each week. We also have kids going to the Oakland County "Camp Oak Ventures" this year.

H. New sponsorship monies came in for the Wednesday Farmers Market, a total of \$27,000 from Humana, Beaumont, Oak Street Health and Accession – Providence. There will also be a few Sunday market dates (every 3rd Sunday). There will be light entertainment and new Farmers Market Bucks. We will have a new Market Passport with the new logo.

I. Senior trips are selling out.

J. The 4th of July events: Mayor's 5K, Youth Assistance pancake breakfast, Fun Fest. There is a new commission for Youth Assistance. Volunteers are needed for the Fun Fest, and Diane, Juanita, Dwight and Mickey have volunteered.

K. Kaboom grant for the play tower at the Seneca Pocket Park has been accepted. It will be for \$65,000. The DNR grant is still pending, and will hopefully be finalized in December.

VII. New Business

1. Regarding the Boo-tification Awards, we need a plan. Diane and Danielle Fracassa (Beautification Commission) attended the Arts & Cultural Diversity Commission meeting to review our new sub-committee, and to recruit members. Sponsors will be needed for the awards, and good publicity as well. A meeting will be set to discuss and review going further on July 17, at 6 p.m., before the next Parks and Recreation Commission meeting.

Motion to ADJOURN meeting by Patrick.

Seconded by Dwight.

Motion APPROVED.

Meeting ADJOURNED at 8 p.m.

Respectfully submitted by: Beverly Wiggins, Recording Secretary

Next meeting will be Wednesday, July 17, 2019, at 7 p.m. in Meeting Room #1.

July 10, 2019

Michigan Municipal League Annual Meeting Notice

(Please present at the next Council, Commission or Board Meeting)

Dear Official:

The Michigan Municipal League Annual Convention will be held in Detroit, September 25-27, 2019. The League's "Annual Meeting" is scheduled for 4:15 pm on Wednesday, September 25 in Room 320 at the Cobo Center. The meeting will be held for the following purposes:

1. Election of Trustees. To elect six members of the Board of Trustees for terms of three years each (see #1 on page 2).
2. Policy. A) To vote on the Core Legislative Principles document.

In regard to the proposed League Core Legislative Principles, the document is available on the League website at <http://www.mml.org/delegate>. If you would like to receive a copy of the proposed principles by fax, please call Monica Drukis at the League at 800-653-2483.

B) If the League Board of Trustees has presented any resolutions to the membership, they also will be voted on. (See #2 on page 2.)

In regard to resolutions, member municipalities planning on submitting resolutions for consideration by the League Trustees are reminded that under the Bylaws, they must be submitted to the Trustees for their review by August 21, 2019.

3. Other Business. To transact such other business as may properly come before the meeting.

Designation of Voting Delegates

Pursuant to the provisions of the League Bylaws, you are requested to designate by action of your governing body one of your officials who will be in attendance at the Convention as your official representative to cast the vote of the municipality at the Annual Meeting, and, if possible, to designate one other official to serve as alternate. Please submit this information through the League website by visiting <http://www.mml.org/delegate> no later than August 21, 2019.

We love where you live.



Regarding the designation of an official representative of the member to the annual meeting, please note the following section of the League Bylaws:

“Section 4.4 - Votes of Members. Each member shall be equally privileged with all other members in its voice and vote in the election of officers and upon any proposition presented for discussion or decision at any meeting of the members. Honorary members shall be entitled to participate in the discussion of any question, but such members shall not be entitled to vote. The vote of each member shall be cast by its official representative attending the meeting at which an election of officers or a decision on any proposition shall take place. Each member shall, by action of its governing body prior to the annual meeting or any special meeting, appoint one official of such member as its principal official representative to cast the vote of the member at such meeting, and may appoint one official as its alternate official representative to serve in the absence or inability to act of the principal representative.”

1. Election of Trustees

Regarding election of Trustees, under Section 5.3 of the League Bylaws, six members of the Board of Trustees will be elected at the annual meeting for a term of three years. The regulations of the Board of Trustees require the Nominations Committee to complete its recommendations and post the names of the nominees for the Board of Trustees on a board at the registration desk at least four hours before the hour of the business meeting.

2. Statements of Policy and Resolutions

Regarding consideration of resolutions and statements of policy, under Section 4.5 of the League Bylaws, the Board of Trustees acts as the Resolutions Committee, and “no resolution or motion, except procedural and incidental matters having to do with business properly before the annual meeting or pertaining to the conduct of the meeting, shall be considered at the annual meeting unless it is either (1) submitted to the meeting by the Board of Trustees, or (2) submitted in writing to the Board of Trustees by resolution of the governing body of a member at least thirty (30) days preceding the date of the annual meeting.” Thus the deadline this year for the League to receive resolutions is **August 21, 2019**. Please submit resolutions to the attention of Daniel P. Gilmartin, Executive Director/CEO at 1675 Green Rd., Ann Arbor, MI 48105. Any resolution submitted by a member municipality will go to the League Board of Trustees, serving as the resolutions committee under the Bylaws, which may present it to the membership at the Annual Meeting or refer it to the appropriate policy committee for additional action.

Further, “Every proposed resolution submitted by a member shall be stated in clear and concise language and shall be accompanied by a statement setting forth the reasons for recommending the proposed resolution. The Board shall consider the proposal at a Board meeting prior to the next annual meeting and, after consideration, shall make a recommendation as to the advisability of adopting each such resolution or modification thereof.”

We love where you live.



3. Posting of Proposed Resolutions and Core Legislative Principles

The proposed Michigan Municipal League Core Legislative Principles and any new proposed Resolutions recommended by the Board of Trustees for adoption by the membership will be available on the League website, or at the League registration desk to permit governing bodies of member communities to have an opportunity to review such proposals and delegate to their voting representative the responsibility for expressing the official point of view of the member at the Annual Meeting.

The Board of Trustees will meet on Tuesday, September 24 at Cobo Center for the purpose of considering such other matters as may be requested by the membership, in addition to other agenda items.

Sincerely,



Brenda F. Moore
President
Mayor Pro Tem, City of Saginaw



Daniel P. Gilmartin
Executive Director & CEO



MERCHANT'S LICENSES - AUGUST 5TH, 2019

(Subject to All Departmental Approvals)

NEW MERCHANT	ADDRESS	FEES	BUSINESS TYPE
LOCLIFE DREAD HOT	21700 GREENFIELD 131	\$150.00	NATURAL HAIR SALON
TCF AUTO WHOLESALE LLC & TCF AUTO BODY	13210 CLOVERDALE	\$150.00	AUTO BODY SHOP AND CLASS B USED VEHICLE DEALERSHIP
LASHLYFE ACADEMY & SUPPLIES	8530 NINE MILE UNIT D	\$150.00	LASH EXTENSIONS AND PRODUCTS
NOTABLE INTERIORS & EVENTS	21840 WYOMING PL SUITE 8	\$150.00	INTERIOR AND EVENT DECORATION

RENEWALS	ADDRESS	FEES	BUSINESS TYPE
ON POINT HAIR DESIGNS	13721 NINE MILE	\$225.00	HAIR SALON
STUDIO 8700	8700 NINE MILE	\$480.00	ART STUDIO AND GALLERY

CITY OF OAK PARK
MICHIGAN
APPLICATION FOR SPECIAL EVENT LICENSE

Today's Date: 7/23/19

Applicant Information

Applicant/Business Name: MARIL PHILLIPS

Applicant/Business Address: 13670 MADINE O.P. 48237

Phone number: 2487094978 E-Mail Address: PHILLIPSMARIL628@

Relation of applicant to business: SMALL.COM

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: AUG 24 Has this event been held previously? Yes No

Address or location of event: MADINE

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

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: ANYONE ON BLOCK CAN COME

Estimated number of people attending event? 30 Hours of Event: 5-9

PLEASE WAIVE FEE.

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: _____

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.

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

We would like to request closure of Nadine Street from Coolidge to Kipling on **Saturday August 24, 2019 from 5p-9p** for our annual Block Party.

	Address	Print Name	Signature
1.	13690 Nadine St	Karen Parsell	Karen Parsell
2.	13660 Nadine St	Gerri Muller	Gerri Muller
3.	13750 Nadine St	ASHOK MADAN	Ashok Madan
4.	13741 Nadine St	J. COLLIN'S	J. Collins
5.	13701 Nadine St	Kimberly Morris	Kimberly Morris
6.	13691 Nadine St	Downa Plummer	Downa Plummer
7.	13657 Nadine St	Brian Stuhr	Brian Stuhr
8.	13641 Nadine St	Darlene Hermann	DARLENE HERMANN
9.	13670 Nadine St	MARIC PHILLIPS	MARIC PHILLIPS
10.	13721 Nadine St	Johnny Pham	Johnny Pham
11.	13730 Nadine St	Esther Guttentag	Esther Guttentag
12.	13740 Nadine St	Herschel Poger	Herschel Poger
13.	Nadine St		
14.	Nadine St		
15.	Nadine St		
16.	Nadine St		
17.	Nadine St		
18.	Nadine St		
19.	Nadine St		
20.	Nadine St		

SPECIAL EVENT LICENSE APPLICATION FEE ESTIMATION

**Maril Phillips
Nadine Block Party**

DATE: August 24, 2019 at 5:00 pm – 9:00 pm

<u>DEPARTMENT</u>	<u>SERVICES</u>	<u>ESTIMATED HOURS</u>	<u>ESTIMATED COST</u>
TECHNICAL AND PLANNING <i>Rob Barrett Dan Fairless*</i>	N/A	N/A	N/A
PUBLIC SAFETY <i>Steve Cooper</i>	Periodic checks as part of normal patrol activities	30 mins	NA
RECREATION <i>Laurie Stasiak</i>	N/A	N/A	N/A
DPW <i>Kevin Yee</i>	Drop off/pick up barricades (if needed)	1 Hour	N/A
ADDITIONAL <i>Administration</i>	N/A	N/A	\$100 fee wavier requested

CITY OF OAK PARK
MICHIGAN
APPLICATION FOR SPECIAL EVENT LICENSE

Today's Date: 7/26/19

Applicant Information

Applicant/Business Name: Solomon Radner - Radcliff Pl. Block party

Applicant/Business Address: 26071 Radcliff Pl.

Phone number: 248-372-1749 E-Mail Address: Soloma Radner@gmail.com

Relation of applicant to business: I live on the block.

Has applicant ever been convicted of a felony? Yes No

Owner Information

Owner or manager of site: n/a Phone: n/a

Names and addresses of partners or officers of corporation: n/a

Event Information

Proposed date(s) of event: 8/25/19 Has this event been held previously? Yes No

Address or location of event: Radcliff Pl.

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: block party - get the block out and about. Eat a hot dog! drink a beer water! Hang out with neighbors!

Will the event be open to the public? Yes No

If yes, please describe how so: the whole block is invited!!

Estimated number of people attending event? 50? Hours of Event: 11 AM - 6pm

* Fee Waiver requested

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 n/a

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

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:

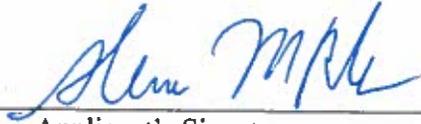
Will the event have banners displayed? Yes No, if so, please provide the number of signs and dimension(s):

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.

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

We the undersigned want the Radcliff Place BLOCK PARTY to happen

	A	B	C
1	PRINTED NAME	ADDRESS	SIGNATURE
2			
3	Stacey Zeller	26061 Radcliff Place	Stacey Zeller
4	Brona Marzak	26030 Radcliff Place	Brona Marzak
5	Esther Sherizen	26041 Radcliff Pl	Esther Sherizen
6	Joel Moses	26040 Radcliff Place	Joel Moses
7	Shirley Radner	26080 Radcliff Pkce	Shirley Radner
8	Ayala Levine	26101 Radcliff Place	Ayala Levine
9	Alvin Cohen	26081 Radcliff Place	Alvin Cohen
10	Jodann Drashin	26070 Radcliff Pl.	Jodann Drashin
11	Michael Rich	26020 Radcliff Pl	Michael Rich
12	TZIPORAH GOLDMAN	26000 RADCLIFF PL	Tziporah Goldman
13	MICHELLE NEWMAN	25990 RADCLIFF PL	Michelle Newman
14	Naomi Radner	26071 Radcliff Pl.	Naomi Radner
15	Justin Ancier	25971 Radcliff Pl	Justin Ancier
16	Adel Litenetsky	25981 Radcliff Pl.	Adel Litenetsky
17	Yechiel Elchanan	25966 Radcliff Pl	Yechiel Elchanan
18			
19			
20			
21			
22			
23			
24			
25			
26			
27			
28			
29			
30			
31			
32			
33			
34			
35			
36			
37	THANK YOU!		

SPECIAL EVENT LICENSE APPLICATION FEE ESTIMATION

**Solomon Radner
Radcliff Block Party**

DATE: August 25, 2019 at 11:00 am – 6:00 pm

<u>DEPARTMENT</u>	<u>SERVICES</u>	<u>ESTIMATED HOURS</u>	<u>ESTIMATED COST</u>
TECHNICAL AND PLANNING <i>Rob Barrett Dan Fairless*</i>	N/A	N/A	N/A
PUBLIC SAFETY <i>Steve Cooper</i>	Periodic checks as part of normal patrol activity	30 mins	NA
RECREATION <i>Laurie Stasiak</i>	N/A	N/A	N/A
DPW <i>Kevin Yee</i>	Drop off/pick up barricades (if needed)	N/A	N/A
ADDITIONAL <i>Administration</i>	N/A	N/A	\$100 fee wavier requested

CITY OF OAK PARK
MICHIGAN
APPLICATION FOR SPECIAL EVENT LICENSE

Today's Date: 7.30.19

Applicant Information

Applicant/Business Name: BOOK BEAT

Applicant/Business Address: 26010 Greenfield Oak Park

Phone number: 248.968.1190 E-Mail Address: bookbeatcolleen@gmail.com

Relation of applicant to business: CO-owner

Has applicant ever been convicted of a felony? Yes No

Owner Information

Owner or manager of site: Cary Loren Phone: 248.557.9013

Names and addresses of partners or officers of corporation:
16200 Roanoke 202
SFLD MI 48075

Event Information

Proposed date(s) of event: SUN 8.18.19 Has this event been held previously? Yes No

Address or location of event: 26010 Greenfield O.P.

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

Nature, purpose, and detailed description of event: annual summer sale
& store birthday/anniversary of author event

Will the event be open to the public? Yes No

If yes, please describe how so: we will be sending out postcards to promote & bookmarks for people know about this annual event

Estimated number of people attending event? 400 or more Hours of Event: 12 JUL 5 1 REC'D

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:

_____ NO _____

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.

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.

Colleen Kammer

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



CITY OF OAK PA.

OFFICE OF THE CITY CLERK

CITY OF OAK PARK
 14000 OAK PARK BLVD
 OAK PARK, MI 48237
 WWW.OAKPARKMI.GOV

NAME _____

ADDRESS _____

Received From: BOOK BEAT LTD.
 Date: 07/31/2019 Time: 12:31:58 PM
 Posting Date: 07/31/2019
 Receipt: 329629
 Cashier: dboyd-hale

Highlight fee to be charged:

Day Care Registration	\$ 25.00
FOIA Request	\$ _____
Garage Sale Permit	\$ 10.00
Handbill - 1 day	\$ 10.00
Handbill - 1 week	\$ 25.00
Handbill - 3 months	\$ 50.00
Handbill - 1 year	\$ 100.00
Handbill - name change	\$ 10.00
Mechanical Amusement Distributor License	\$ 250.00
Mechanical Amusement Device License	
1 Machine	\$ 250.00
2 machines - \$200 per machine	\$ 400.00
3-4 machines - \$175.00 per machine	\$ _____
5-6 machines - \$150.00 per machine	\$ _____
7-10 machines - \$125.00 per machine	\$ _____
Notary Fee	\$ 5.00
Pawnbroker License	\$ 400.00
Precious Metals License	\$ 50.00
Sidewalk Sale	\$ 10.00
Special Event Fee	\$ 100.00
Liquor License -	
New On-Premises Consumption or transfer of owner	\$ 500.00
Adding additional owners (Per Owner)	\$ 200.00
Background Check (Per applicant)	\$ 75.00
Annual Renewal	\$ 250.00
Vendor License - Food	\$ 50.00
Vendor License Lawn Care / Snow Removal	\$ 50.00
Voter List	\$ _____
Other _____	\$ _____

ITEM REFERENCE	AMOUNT
BUSI Special Business Lic/Permits	
Special Business Lic/Permits	\$100.00
TOTAL	\$100.00
CHECK 35041	\$100.00
Total Tendered:	\$100.00
Change:	\$0.00

PAID

JUL 31 2019

City of Oak Park
 Treasury Office

SPECIAL EVENT LICENSE APPLICATION FEE ESTIMATION

**Book Beat
Annual Summer Sale
26010 Greenfield**

DATE: August 18, 2019 at 12:00 pm – 5:00 pm

<u>DEPARTMENT</u>	<u>SERVICES</u>	<u>ESTIMATED HOURS</u>	<u>ESTIMATED COST</u>
TECHNICAL AND PLANNING <i>Rob Barrett Dan Fairless*</i>	N/A	N/A	N/A
PUBLIC SAFETY <i>Steve Cooper</i>	Periodic checks as part of normal patrols	20 mins	NA
RECREATION <i>Laurie Stasiak</i>	N/A	N/A	N/A
DPW <i>Kevin Yee</i>	N/A	N/A	N/A
ADDITIONAL <i>Administration</i>	N/A	N/A	\$100 fee paid

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

AN ORDINANCE TO AMEND CHAPTER 2, ADMINISTRATION, OF THE CODE OF ORDINANCES, CITY OF OAK PARK, MICHIGAN BY AMENDING ARTICLE VI. PUBLIC LIBRARY, SEC. 2-651. BOARD OF DIRECTORS AND SEC. 2-652. TERMS OF MEMBERS; REMOVALS; VACANCIES

THE CITY OF OAK PARK ORDAINS:

SECTION 1. Ordinance – Chapter 2, Administration, of the Code of Ordinances, City of Oak Park, Michigan, Article VI. Public Library, Sec. 2-651. Board of Directors and Sec. 2-652. Terms of Members; Removals; Vacancies are hereby amended to read as follows:

Sec. 2-651. Appointment of members.

The board of directors of the public library shall consist of **five** nine members, appointed by the mayor with the approval of the city council. Directors shall be chosen from the citizens at large, with reference to their fitness for such office, and not more than one member of the city council shall be at any one time a member of said board.

Sec. 2-652. Terms of members; removals; vacancies.

The term of appointment of a Director shall be **two years. Present members of the board of directors may serve as Directors until their existing respective terms expire. The Board of Directors shall organize by electing at its regular meeting a President, Vice President, Secretary, and such other officials as may be necessary for the proper conduct of the duties of the Board. Current officers will continue to hold office until the next election. Five members of the Board shall constitute a quorum for the transaction of business.**

~~Directors shall initially be appointed as follows: One director shall be appointed for a term of five years, one director shall be appointed for a term of four years, one director shall be appointed for a term of three years, one director shall be appointed for a term of two years, one director shall be appointed for a term of one year, and annually thereafter the mayor shall appoint one member of such board of directors for a term of **five** two years.~~ The Mayor may, by and with the consent of the city council, remove any director for misconduct or neglect of duty. Vacancies in the board of directors occasioned by removals, resignations, or otherwise shall be reported to the city council, and be filled in like manner as original appointments. No director shall receive compensation as such.

SECTION 2. Savings Clause – All proceedings pending and all rights and liabilities existing, acquired or incurred at the time this Ordinance takes effect, are saved and may be consummated according to the law in force when they were commenced.

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 section, 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 of the City of Oak Park, Michigan.

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, Michigan.

MADE, PASSED AND ADOPTED by the Council of the City of Oak Park, Michigan on this _____ day of August, 2019.

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 _____

T. EDWIN NORRIS, City Clerk



BUSINESS OF THE CITY COUNCIL, OAK PARK, MICHIGAN

AGENDA OF: August 5, 2019

SUBJECT: Oakland County Early Weather Warning Siren

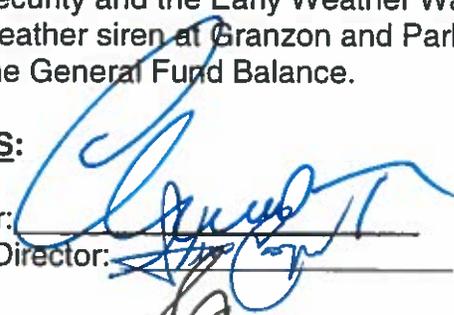
DEPARTMENT: Public Safety

SUMMARY: The Department of Public Safety is requesting to replace the Oakland County Early Weather Warning Siren located at Granzon and Parklawn. The siren is one of 4 that provides early warning notification in the event of severe weather. The current siren was installed sometime prior to 1977 and is currently inoperable. Public Safety had the siren inspected by a licensed contractor. Due to the age of the siren, the best option would be to have the siren replaced. The City of Oak Park is currently part of the Oakland County Early Weather Warning Program, which we have an Interlocal Agreement. The agreement covers the 3 operable sirens stationed throughout the city. As part of the agreement the County would also be responsible for the 4th siren. This would include the maintenance of the siren, electrical costs, monthly test/activation and monitoring for the life of the siren. The life of the siren is rated at 30 years. The County would also maintain ownership of the siren.

FINANCIAL STATEMENT: The cost of a new siren is \$23,000. Twenty five percent of the costs would be absorbed by the County (\$5,750) leaving a balance of \$17,250. The City of Oak Park would also be responsible for the installation cost of \$900. The total cost to the City of Oak Park would be \$18,150.

RECOMMENDED ACTION: I am requesting City Council to authorize the City of Oak Park to enter into an Interlocal Agreement with the Oakland County Homeland Security and the Early Weather Warning Program, to replace the inoperable weather siren at Granzon and Parklawn at the cost of \$18,150 to be taken from the General Fund Balance.

APPROVALS:

City Manager: 

Department Director: _____

Director of Finance: _____

Budgeted: NO ✓

NOTE: Interlocal Agreement Reviewed by City Attorney Ebony Duff

EXHIBITS: Interlocal Agreement, with documentation from Tracey McGee, Homeland Security Specialist regarding cost of a new siren.

**AGREEMENT FOR SEVERE WEATHER SYSTEM BETWEEN
OAKLAND COUNTY AND
CITY OF OAK PARK**

This Agreement (the "Agreement") is made between Oakland County, a Municipal and Constitutional Corporation, 1200 North Telegraph Road, Pontiac, Michigan 48341 ("County"), and the City of Oak Park, 14000 Oak Park Blvd., Oak Park, Michigan 48237 ("Public Body"). County and Public Body may be referred to individually as a "Party" and jointly as "Parties".

PURPOSE OF AGREEMENT. County and Public Body enter into this Agreement pursuant to the Urban Cooperation Act of 1967, 1967 Public Act 7, MCL 124.501 *et seq.*, for the purpose of adding the Public Body to the County's outdoor warning system.

In consideration of the mutual promises, obligations, representations, and assurances in this Agreement, the Parties agree to the following:

1. **DEFINITIONS.** The following words and expressions used throughout this Agreement, whether used in the singular or plural, shall be defined, read, and interpreted as follows:
 - 1.1. **Agreement** means the terms and conditions of this Agreement and any other mutually agreed to written and executed modification, amendment, Exhibit and attachment.
 - 1.2. **Claims** mean any alleged losses, claims, complaints, demands for relief or damages, lawsuits, causes of action, proceedings, judgments, deficiencies, liabilities, penalties, litigation, costs, and expenses, including, but not limited to, reimbursement for reasonable attorney fees, witness fees, court costs, investigation expenses, litigation expenses, amounts paid in settlement, and/or other amounts or liabilities of any kind which are incurred by or asserted against County or Public Body, or for which County or Public Body may become legally and/or contractually obligated to pay or defend against, whether direct, indirect or consequential, whether based upon any alleged violation of the federal or the state constitution, any federal or state statute, rule, regulation, or any alleged violation of federal or state common law, whether any such claims are brought in law or equity, tort, contract, or otherwise, and/or whether commenced or threatened.
 - 1.3. **County** means Oakland County, a Municipal and Constitutional Corporation, including, but not limited to, all of its departments, divisions, the County Board of Commissioners, elected and appointed officials, directors, board members, council members, commissioners, authorities, committees, employees, agents, volunteers, and/or any such persons' successors.
 - 1.4. **Day** means any calendar day beginning at 12:00 a.m. and ending at 11:59 p.m.
 - 1.5. **Public Body** means the City of Oak Park which is an entity created by state or local authority or which is primarily funded by or through state or local authority, including, but not limited to, its council, its Board, its departments, its divisions, elected and appointed officials, directors, board members, council members, commissioners, authorities, committees, employees, agents, subcontractors, attorneys, volunteers, and/or any such persons' successors.
 - 1.6. **Public Body Employee** means any employees, officers, directors, members, managers, trustees, volunteers, attorneys, representatives of Public Body, licensees, concessionaires, contractors, subcontractors, independent contractors, agents, and/or any such persons' successors or predecessors (whether such persons act or acted in their personal,

representative or official capacities), and/or any persons acting by, through, under, or in concert with any of the above. "Public Body Employee" shall also include any person who was a Public Body Employee at any time during the term of this Agreement but, for any reason, is no longer employed, appointed, or elected in that capacity.

2. **COUNTY RESPONSIBILITIES.** Subject to the terms and conditions contained in this Agreement, and applicable changes in law, the County shall provide the following:
 - 2.1. Install one (1) siren within the Public Body at the location designated by the Public Body.
 - 2.2. Provide for maintenance of the siren.
 - 2.3. Provide for electrical costs of the siren.
3. **PUBLIC BODY RESPONSIBILITIES.** Subject to the terms and conditions contained in this Agreement, and applicable changes in law, the Public Body shall provide the following:
 - 3.1. Pay seventeen thousand, two hundred and fifty dollars (\$17,250) for the installation of one siren. Payment is to be made within thirty (30) days after installation of the siren.
 - 3.2. Provide operational status reporting during the first Saturday of the month siren test (March through November) if requested.
 - 3.3. Bear all costs associated with any siren relocation.
 - 3.4. Public Body acknowledges that the County will retain ownership of the siren.
4. **DURATION OF INTERLOCAL AGREEMENT.**
 - 4.1. The Agreement and any amendments hereto shall be effective when executed by both Parties with resolutions passed by the governing bodies of each Party, and when the Agreement is filed with the Clerk of each County where the Parties are located. The Agreement shall be filed with the Secretary of State of the State of Michigan pursuant to MCL 124.510.
 - 4.2. This Agreement shall remain in effect until cancelled or terminated by either Party pursuant to Section 7.
5. **PAYMENTS.**
 - 5.1. If Public Body, for any reason, fails to pay County any monies when and as due under this Agreement, Public Body agrees that unless expressly prohibited by law, County or the Oakland County Treasurer, at their sole option, shall be entitled to set off from any other Public Body funds that are in County's possession for any reason, including but not limited to, the Oakland County Delinquent Tax Revolving Fund ("DTRF"), if applicable. Any setoff or retention of funds by County shall be deemed a voluntary assignment of the amount by Public Body to County. Public Body waives any Claims against County or its Officials for any acts related specifically to County's offsetting or retaining of such amounts. This paragraph shall not limit Public Body's legal right to dispute whether the underlying amount retained by County was actually due and owing under this Agreement.
 - 5.2. If County chooses not to exercise its right to setoff or if any setoff is insufficient to fully pay County any amounts due and owing County under this Agreement, County shall have the right to charge up to the then-maximum legal interest on any unpaid amount. Interest charges

shall be in addition to any other amounts due to County under this Agreement. Interest charges shall be calculated using the daily unpaid balance method and accumulate until all outstanding amounts and accumulated interest are fully paid.

- 5.3. Nothing in this Section shall operate to limit County's right to pursue or exercise any other legal rights or remedies under this Agreement or at law against Public Body to secure payment of amounts due to County under this Agreement. The remedies in this Section shall be available to County on an ongoing and successive basis if Public Body becomes delinquent in its payment. Notwithstanding any other term and condition in this Agreement, if County pursues any legal action in any court to secure its payment under this Agreement, Public Body agrees to pay all costs and expenses, including attorney fees and court costs, incurred by County in the collection of any amount owed by Public Body.
- 5.4. Either Party's decision to terminate and/or cancel this Agreement, shall not relieve Public Body of any payment obligation rendered prior to the effective date of any termination or cancellation of this Agreement. The provisions of this Subsection shall survive the termination, cancellation, and/or expiration of this Agreement.

6. ASSURANCES.

- 6.1. **Responsibility for Claims.** Each Party shall be responsible for any Claims made against that Party by a third party, and for the acts of its employees arising under or related to this Agreement.
- 6.2. **Responsibility for Attorney Fees and Costs.** Except as provided for in Section 5.3, in any Claim that may arise from the performance of this Agreement, each Party shall seek its own legal representation and bear the costs associated with such representation, including judgments and attorney fees.
- 6.3. **No Indemnification.** Except as otherwise provided for in this Agreement, neither Party shall have any right under this Agreement or under any other legal principle to be indemnified or reimbursed by the other Party or any of its agents in connection with any Claim.
- 6.4. **Reservation of Rights.** This Agreement does not, and is not intended to, impair, divest, delegate or contravene any constitutional, statutory, and/or other legal right, privilege, power, obligation, duty, or immunity of the Parties. Nothing in this Agreement shall be construed as a waiver of governmental immunity for either Party.
- 6.5. **Authorization and Completion of Agreement.** The Parties have taken all actions and secured all approvals necessary to authorize and complete this Agreement. The persons signing this Agreement on behalf of each Party have legal authority to sign this Agreement and bind the Parties to the terms and conditions contained herein.
- 6.6. **Compliance with Laws.** Each Party shall comply with all federal, state, and local ordinances, regulations, administrative rules, and requirements applicable to its activities performed under this Agreement.

7. TERMINATION OR CANCELLATION OF AGREEMENT.

- 7.1. Either Party may terminate or cancel this entire Agreement upon thirty (30) days written notice, if either Party decided, in its sole discretion, to terminate this Agreement, for any reason including convenience.
- 7.2. The effective date of termination and/or cancellation shall be clearly stated in the written notice. Either the County Executive or the Board of Commissioners is authorized to terminate this Agreement for County under this provision.

- 7.3. The Parties shall not be obligated to pay a cancellation or termination fee, if this Agreement is cancelled or terminated as provided herein.
8. **SUSPENSION OF SERVICES.** Upon notice to the Public Body, the County may immediately suspend this Agreement or the Public Body's participation in the outdoor warning system, if the Public Body has failed to reasonably comply, within the County's discretion, with federal, state, or local law, or any requirements contained in this Agreement. The right to suspend services is in addition to the right to terminate or cancel this Agreement contained in Section 7. The County shall incur no penalty, expense, or liability if services are suspended under this Section.
9. **DELEGATION OR ASSIGNMENT.** Neither Party shall delegate or assign any obligations or rights under this Agreement without the prior written consent of the other Party.
10. **NO EMPLOYEE-EMPLOYER RELATIONSHIP.** Nothing in this Agreement shall be construed as creating an employee-employer relationship between County and Public Body. At all times and for all purposes under this Agreement, the Parties' relationship to each other is that of an independent contractor. Each Party will be solely responsible for the acts of its own employees, agents, and servants during the term of this Agreement. No liability, right or benefits arising out of an employer/employee relationship, either express or implied, shall arise or accrue to either Party as a result of this Agreement.
11. **NO THIRD-PARTY BENEFICIARIES.** Except as provided for the benefit of the Parties, this Agreement does not and is not intended to create any obligation, duty, promise, contractual right or benefit, right to indemnification, right to subrogation, and/or any other right in favor of any other person or entity.
12. **NO IMPLIED WAIVER.** Absent a written waiver, no act, failure, or delay by a Party to pursue or enforce any rights or remedies under this Agreement shall constitute a waiver of those rights with regard to any existing or subsequent breach of this Agreement. No waiver of any term, condition, or provision of this Agreement, whether by conduct or otherwise, in one or more instances shall be deemed or construed as a continuing waiver of any term, condition, or provision of this Agreement. No waiver by either Party shall subsequently affect its right to require strict performance of this Agreement.
13. **SEVERABILITY.** If a court of competent jurisdiction finds a term or condition of this Agreement to be illegal or invalid, then the term or condition shall be deemed severed from this Agreement. All other terms, conditions, and provisions of this Agreement shall remain in full force.
14. **CAPTIONS.** The section and subsection numbers, captions, and any index to such sections and subsections contained in this Agreement are intended for the convenience of the reader and are not intended to have any substantive meaning. The numbers, captions, and indexes shall not be interpreted or be considered as part of this Agreement. Any use of the singular or plural, any reference to gender, and any use of the nominative, objective or possessive case in this Agreement shall be deemed the appropriate plurality, gender or possession as the context requires.
15. **FORCE MAJEURE.** Notwithstanding any other term or provision of this Agreement, neither Party shall be liable to the other for any failure of performance hereunder if such failure is due to any cause beyond the reasonable control of that Party and that Party cannot reasonably accommodate or mitigate the effects of any such cause. Such cause shall include, without limitation, acts of God, fire, explosion, vandalism, national emergencies, insurrections, riots, wars, strikes, lockouts, work stoppages, other labor difficulties, or any law, order, regulation, direction, action, or request of the United States government or of any other government. Reasonable notice shall be given to the affected Party of any such event.

16. **NOTICES**. Notices given under this Agreement shall be in writing and shall be personally delivered, sent by express delivery service, certified mail, or first class U.S. mail postage prepaid, and addressed to the person listed below. Notice will be deemed given on the date when one of the following first occur: (i) the date of actual receipt; (ii) the next business day when notice is sent express delivery service or personal delivery; or (iii) three days after mailing first class or certified U.S. mail.
- 16.1. If Notice is sent to County, it shall be addressed and sent to: Oakland County Homeland Security Division, 1200 N. Telegraph Road, County Service Center, Pontiac, MI 48341, and the Chairperson of the Oakland County Board of Commissioners, 1200 North Telegraph Road, Building 12 East, Pontiac, Michigan 48341.
- 16.2. If Notice is sent to Public Body, it shall be addressed to: The Chief Elected Official of the Public Body at the address listed on the first page of this agreement.
- 16.3. Either Party may change the individual to whom Notice is sent and/or the mailing address by notifying the other Party in writing of the change.
17. **GOVERNING LAW/CONSENT TO JURISDICTION AND VENUE**. This Agreement shall be governed, interpreted, and enforced by the laws of the State of Michigan. Except as otherwise required by law or court rule, any action brought to enforce, interpret, or decide any Claim arising under or related to this Agreement shall be brought in the 6th Judicial Circuit Court of the State of Michigan, the 50th District Court of the State of Michigan, or the United States District Court for the Eastern District of Michigan, Southern Division, as dictated by the applicable jurisdiction of the court. Except as otherwise required by law or court rule, venue is proper in the courts set forth above.
18. **SURVIVAL OF TERMS**. The following terms and conditions shall survive and continue in full force beyond the termination or cancellation of this Contract (or any part thereof) until the terms and conditions are fully satisfied or expire by their nature: Definitions (Section 1); Assurances (Section 6); No Employee-Employer Relationship (Section 10); No Third-Party Beneficiaries (Section 11); No Implied Waiver (Section 12); Severability (Section 13); Force Majeure (Section 15); Governing Law/Consent to Jurisdiction and Venue (Section 17); Survival of Terms (Section 18); Agreement Modifications or Amendments (Section 19); and Entire Agreement (Section 20).
19. **AGREEMENT MODIFICATIONS OR AMENDMENTS**. Any modifications, amendments, rescissions, waivers, or releases to this Agreement must be in writing and agreed to by both Parties. Unless otherwise agreed, the modification, amendment, rescission, waiver, or release shall be signed by the same persons who signed the Agreement or other persons as authorized by the Parties' governing body.
20. **ENTIRE AGREEMENT**. This Agreement represents the entire Agreement and understanding between the Parties. This Agreement supersedes all other oral or written Agreements between the Parties for the purchase of sirens, including, but not limited to, siren purchase agreements and severe weather warning system agreements. The language of this Agreement shall be construed according to its fair meaning, and not construed strictly for or against any Party.

IN WITNESS WHEREOF, [insert name and title of public body official] hereby acknowledges that he/she has been authorized by a resolution of the City of Oak Park, a certified copy of which is attached, to execute this Agreement on behalf of Public Body and hereby accepts and binds Public Body to the terms and conditions of this Agreement.

EXECUTED: _____ DATE: _____
[insert name of official, title, and the City of Oak Park]

WITNESSED: _____ DATE: _____
[insert name, title]

AGREEMENT
ADMINISTRATOR: _____ DATE: _____
(IF APPLICABLE)

IN WITNESS WHEREOF, David Woodward, Chairperson, Oakland County Board of Commissioners, hereby acknowledges that he has been authorized by a resolution of the Oakland County Board of Commissioners to execute this Agreement on behalf of Oakland County, and hereby accepts and binds Oakland County to the terms and conditions of this Agreement.

EXECUTED: _____ DATE: _____
David Woodward, Chairperson
Oakland County Board of Commissioners

WITNESSED: _____ DATE: _____
Oakland County Board of Commissioners
County of Oakland

Thomas Hardesty, Manager
(248) 858-5300 | hardestyt@oakgov.com

July 23, 2019

Steve Cooper, Director
City of Oak Park Public Safety
13800 Oak Park Blvd.
Oak Park, MI 48237

Dear Director Cooper,

This letter is in response to your request to purchase and install one warning siren in partnership with the Oakland County Early Weather Warning Program.

Selection of the siren's location may affect the final costs. However, the maximum cost is expected to be \$17,250.

Please return two copies of the executed interlocal agreement along with your local resolution or a copy of your certified board minutes indicating that funding for the project has been approved/allocated.

Once these documents have been returned to me, I will begin the Oakland County Board of Commissioners approval process, order the siren, order the power and coordinate the installation.

If you have any questions, please feel free to contact me at 248-858-1593.

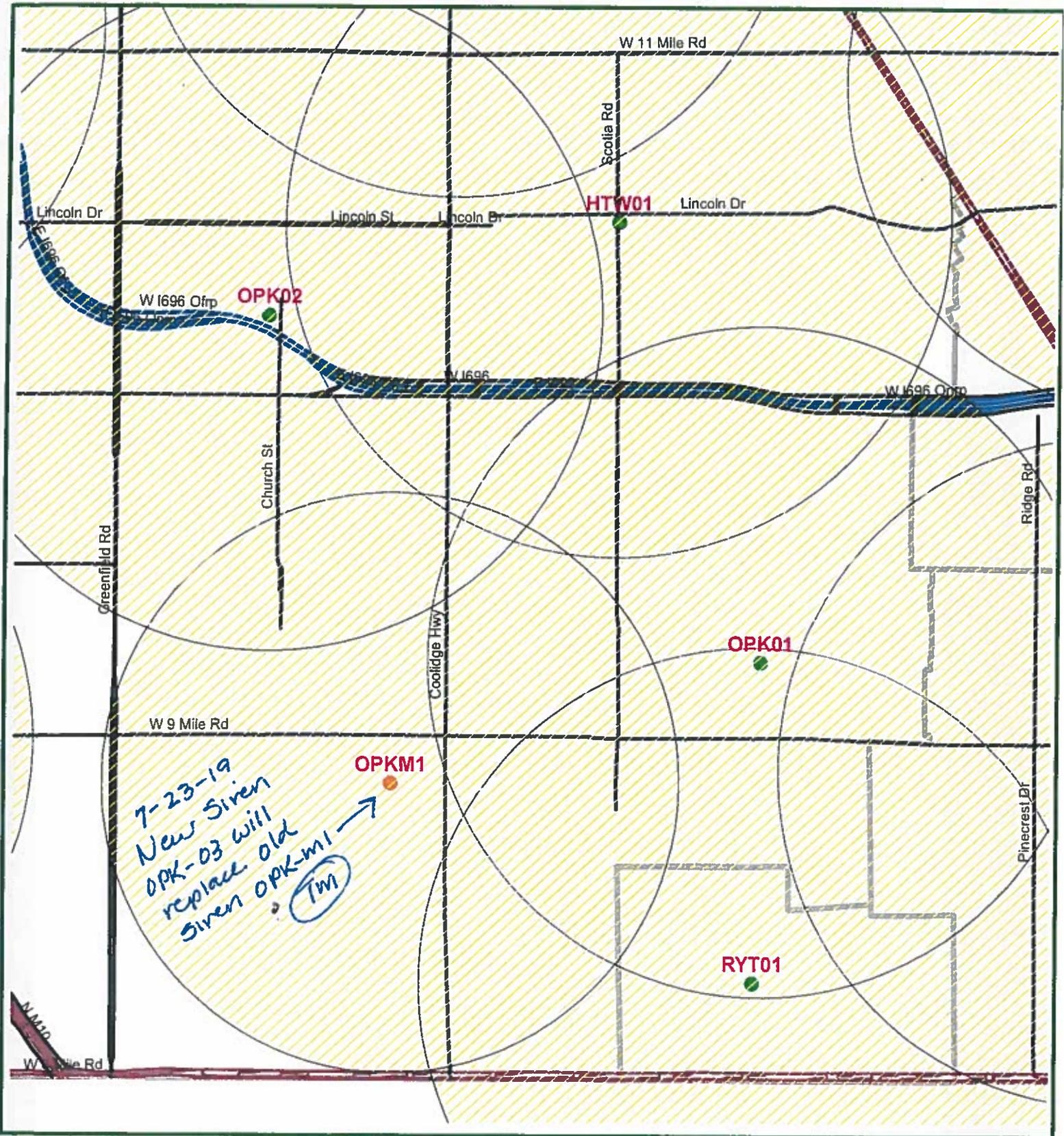
Sincerely,

M. Tracey McGee

M. Tracey McGee
Homeland Security Specialist

PC: file

Oakland County Outdoor Warning Sirens



7-23-19
New Siren
OPK-03 will
replace old
Siren OPK-m1
TM

Oak Park February 2015

Lake or Pond listed
is <5 acres

Map created by Oakland County Homeland Security
for Planning Purposes Only.

- Model**
- 2-Way/2001
 - 2-Way/Modified
 - Modified
 - Thunderbolt/Modified

