

MINUTES OF THE ONE THOUSAND NINE HUNDRED FORTIETH**REGULAR MEETING MARCH 14, 2022**

On March 14, 2022, the above meeting was held at the City Hall, 33000 Civic Center Drive, Livonia, Michigan, and was called to order by the President of the Council at 7:00 p.m. Councilmember McIntyre led the meeting with the Pledge of Allegiance.

Roll was called with the following result: Kathleen McIntyre, Laura Toy, Scott Bahr, Rob Donovic, Scott Morgan, Brandon McCullough, and Jim Jolly. Absent: None.

Elected and appointed officials present: Paul Bernier, City Attorney; LaShawn Thomas, Director of Governmental Affairs; Susan M. Nash, City Clerk; Sara Kasprovicz, Manager of Council Office; Mark Taormina, Director of Planning and Economic Development; and Todd Zilincik, City Engineer.

Councilmember Brandon McCullough presented a commendation to the Franklin High School Bowling Team. Dan Hejka, Bowling Coach and Franklin High School teacher of 28 years, approached the podium to give special recognition to members the team.

During Audience communication, Dennis Barrinson, 20012 Wayne Road, thanked Engineering, Roads, Council and the voters for the road millage and urged voters to vote for the renewal of the road millage in August.

On a motion by Vice President Toy, seconded by McCullough, and unanimously adopted, it was:

#74-22 RESOLVED, that the Minutes of the 1,939th Regular Meeting of the Council held February 28, 2022 are approved as presented.

On a motion by Vice President Toy, seconded by Donovic, it was:

#75-22 RESOLVED, that having considered a communication from the Mayor, dated February 11, 2022, concerning the reappointment of James McCann to the Livonia Board of Ethics, and pursuant to Section 2.200.070 of the Livonia Code of Ordinances, as amended, the Council

does hereby consent to and confirm the reappointment of James McCann, 17329 Ellen, Livonia, Michigan 48152, to the Board of Ethics for a three year term commencing March 1, 2022 and expiring March 1, 2025.

#76-22 RESOLVED, that having considered a communication from Dan Spurling, President, Livonia Anniversary Committee, Inc., dated January 25, 2022, requesting approval of the following items:

1. The issuance of a permit to Wade Shows to conduct carnival amusement rides at Ford Field and John Stymelski Veterans' Park, as part of the SPREE-72 Celebration, on June 21, 2022 from 4:00 p.m. to midnight, on June 22 and 23 from 2:00 p.m. to midnight and on June 24, 25 and 26 from 12:00 noon to midnight, conditioned on the City of Livonia, Livonia Public Schools, the Livonia Civic Arenas, Inc., the Livonia Anniversary Committee, Inc. and Livonia Hockey Association being identified as additional insureds on Wade Shows' general liability insurance policy;
2. Authorization of the Livonia Anniversary Committee to conduct a fireworks display at John Stymelski Veterans' Park to be held on Sunday, June 26, 2022, at approximately 10:15 p.m., which display will be controlled by American Fireworks, Inc., subject to providing liability insurance for this event and subject to the City of Livonia, Livonia Public Schools, the Livonia Civic Arenas, Inc. and the Livonia Anniversary Committee, Inc., being designated as additional insureds on its policy;
3. Authorization of the Livonia Anniversary Committee to use and/or lease the facilities at Ford Field, Eddie Edgar Arena (subject to the terms of the existing lease between the Livonia Civic Arenas, Inc. and the City of Livonia) and John Stymelski Veterans' Park during the period of the SPREE-72 Celebration in accordance with the fees/waivers grid for events co-sponsored by the City of Livonia; and
4. A waiver of all fees prescribed by ordinance or law with respect to Items 2 and 3 above, as well as a waiver of all vendors' license fees for community organizations and/or groups authorized to participate in SPREE-72 by the Anniversary Committee.

The Council does hereby concur in and approve the foregoing requests subject to the condition that no alcoholic beverage containing more than 21% of alcohol by volume may be used, kept or stored on or in any portion of Ford Field, Eddie Edgar Arena or John Stymelski Veterans' Park or any street or parking or parking adjacent thereto; and the City Clerk and all other appropriate City officials and agencies are hereby requested to do all things necessary or incidental to the full performance of this resolution.

#77-22 RESOLVED, that having considered a communication from Dan Spurling, President, Livonia Anniversary Committee, Inc., dated January 25, 2022, wherein it is requested that the following City streets be closed to through traffic from 8:00 a.m. on June 20, 2022 through 12:00 noon on June 27, 2022 (Monday to Monday):

Stark Road from The Livonia Athletic District, 14255 Stark, to Lyndon and Lyndon from Farmington Road to Stark Road

the Council does hereby concur in and grant this request in the manner and form herein submitted; FURTHER, the Council does hereby request that Farmington Road be closed from the I-96 overpass to Five Mile Road on Sunday, June 26, 2022, between the hours of 6:30 p.m. and 11:30 p.m. or until the road is returned to normal traffic operation in connection with the annual SPREE fireworks display, and does hereby authorize the City of Livonia to assume liability for any damage claims which may arise as a result of the road closure, and that Sgt. Scott Sczepanski is hereby designated and authorized to sign the road closure permit on behalf of the City of Livonia, the action taken herein being made subject to the approval of the Police Department, Fire Department and Wayne County; and to the extent possible, SPREE is requested, in conjunction with the Police Department, to do all things necessary to alleviate traffic problems for the residents of Stoneleigh Village Subdivision during the 2022 Anniversary Celebration, including signs on the barricades indicating "local business and residents only."

#78-22 RESOLVED, that having considered a communication from Dan Spurling, President, Livonia Anniversary Committee, Inc., dated January 25, 2022, The Council does hereby approve of the request from the Livonia Anniversary Committee, Inc. ("SPREE"), for permission to display banners advertising SPREE-72 on Farmington Road and Five Mile Road from May 20, 2022 through June 27, 2022, and to display 4' X 8' signs at City Hall and Ford Field from May 25, 2022 through June 27, 2022, at no additional cost to SPREE; further, the Council does hereby permit SPREE to acknowledge supporters with banners and signage not to exceed 3' X 5' in size on Ford Field and the ball diamonds from May 25, 2022 to June 27, 2022; and the City Clerk and all other appropriate City officials and agencies are hereby requested to do all things necessary or incidental to the full performance of this resolution.

#79-22 RESOLVED, that having considered a communication from the Human Resources Director, dated February 18, 2022, which bears the signature of the Director of Finance and is approved for submission by the Mayor, transmitting resolution 22-34, adopted by the Civil Service Commission at its regular meeting of February 16, 2022, approving the plan documents for the 401(a) Defined Contribution Plan and the 457(b) Deferred Compensation Plan, the Council does hereby concur in approving

the plan documents for the 401(A) Defined Contribution Plan and the 457(B) Deferred Compensation Plan and are hereby approved as set forth in the memorandum dated February 11, 2022 from Jeannine Laible, Human Resources Director, which is cited in the aforesaid resolution.

#80-22 RESOLVED, that having considered the report and recommendation of the Superintendent of Parks and Recreation, dated February 9, 2022, which bears the signature of the Director of Finance and is approved for submission by the Mayor, The Council does hereby accept the bid of A&F Water Heater, 35170 Beattie Drive, Sterling Heights, MI 48313 for performing all work required in connection with the Botsford pool heater replacement in an amount not to exceed \$96,222.44, the same having been in fact the lowest bid received and meets all specifications; FURTHER, the Council does hereby authorize the expenditure of a sum not to exceed \$96,222.44 from funds already budgeted in Account No. 208-795-987-000 for this purpose; and the Mayor and City Clerk are hereby authorized to execute contracts, subject to approval as to form and substance by the Department of Law, for and on behalf of the City of Livonia, with the aforesaid bidder and to do all things necessary or incidental to the full performance of this resolution.

#81-22 RESOLVED, that having considered the report and recommendation of the Superintendent of Parks and Recreation, dated February 11, 2022, which bears the signature of the Director of Finance and is approved for submission by the Mayor, the Council does hereby accept the quote of Cedar Preservation Systems, 28243 Beck Road B-10, Wixom, MI 48383, for performing all work required in connection with the replacement of the cedar shake roof on the bungalow at Greenmead Historical Park in an amount not to exceed \$27,260.00; FURTHER, the Council does hereby reject the bid submitted by JD Candler Roofing Company in the amount of \$68,450.00 for the reasons set forth in the aforesaid communication and such action is taken in accordance with Section 3.04.140.C of the Livonia Code of Ordinances, as amended; FURTHER, an amount not to exceed \$15,885.00 is hereby authorized to be expended from Account No. 401-000-971-000 (Capital Outlay) and \$11,375.00 from Account No. 270-000-931-000 for this purpose; FURTHER, the Council does hereby authorize such action without competitive bidding for the reasons indicated in the aforesaid communication, and such action is taken in accordance with Section 3.04.140.D.3 of the Livonia Code of Ordinances, as amended; and the Mayor and City Clerk are hereby authorized to execute a contract, subject to approval as to form and substance by the Department of Law, for and on behalf of the City of Livonia with Cedar Preservation Systems, and to do all things necessary or incidental to the full performance of this resolution.

#82-22 RESOLVED, that having considered a communication from the Superintendent of Parks and Recreation, dated February 15, 2022,

which bears the signature of the Director of Finance and is approved for submission by the Mayor, to which is attached result breakdown sheets for supplying the Department of Parks and Recreation with various types of clothing for the 2022 and 2023 fiscal years, the Council does hereby accept the companies and unit prices as set forth in the attachment to the aforesaid communication for supplying the Parks and Recreation Department with clothing for the 2022 and 2023 fiscal years, the same having been the lowest bid submitted for each item listed and meets all specifications; FURTHER, the Council does hereby authorize such purchases from funds already budgeted in the following Department of Parks and Recreation and Community Recreation Fund Account Numbers: #208-755-768-000, #208-776-764-000, #101-759-766-000, #101-752-764-000, #101-758-760-000 and #208-755-776-040 for this purpose.

#83-22 RESOLVED, that having considered a communication from the Assistant Director of Public Works, dated February 9, 2022, which bears the signatures of the Director of Public Works and the Director of Finance and is approved for submission by the Mayor, requesting approval to continue to participate in the Alliance of Rouge Communities (ARC) and for payment of the Annual Assessment for 2022, the Council does hereby approve the City of Livonia's continued participation in the Alliance of Rouge Communities (ARC) and for payment to the Alliance of Rouge Communities, 46036 Michigan Avenue, Suite 126, Canton, MI 48188, in the amount of \$37,022.00 for the City's Annual ARC assessment for 2022; FURTHER, the Council does hereby authorize an expenditure in an amount not to exceed \$37,022.00 from funds already budgeted for the 2021-2022 budget year in Account No. 592-559-923-030 for this purpose.

#84-22 RESOLVED, that having considered the report and recommendation of the Director of Public Works, dated February 4, 2022, submitted pursuant to Council Resolution 196-17, adopted on June 5, 2017, which bears the signature of the Director of Finance, and is approved for submission by the Mayor, in connection with the renewal of the contract between the City of Livonia and Azteca Systems LLC, for the DPW Work Management System, including Cityworks Online, the Council does hereby approve a renewal of software licensing and maintenance for the City of Livonia by Azteca Systems LLC, 11075 South State Street #24, Sandy, UT 84070 for a one (1) year period commencing March 1, 2022 through February 28, 2023, in an amount not to exceed \$86,500.00; FURTHER, the Council does hereby authorize an expenditure in an amount not to exceed \$43,250.00 from Account No. 205-527-851-020 (Refuse Fund) and \$43,250.00 from Account No. 592-559-851-020 (Water and Sewer Fund) for this purpose; FURTHER, the Council does hereby authorize the action herein without competitive bidding in accordance with the provisions set forth in Section 3.04.140.D.3 of the Livonia Code of Ordinances, as amended, for the reason that Azteca Systems LLC is a sole source supplier and no advantage would result from requiring competitive bidding.

#85-22 RESOLVED, that having considered the report and recommendation of the Director of Public Works, dated February 15, 2022, which bears the signature of the Director of Finance and is approved for submission by the Mayor, the Council does hereby authorize the purchase of one (1) 2022 Ford F350 Stake (Veh #157), at a cost of \$42,939.00, from Signature Ford, 1960 E. Main Street, Owosso, MI 48867; and the upfitting of said vehicle by Versalift Midwest, LLC, 51761 Danview Technology Ct., Shelby Township, MI 48315, at a cost of \$55,607.00, for a total amount not to exceed \$98,546.00, to be utilized by the Roads Department and to replace a similar vehicle which has surpassed its life expectancy; FURTHER, an amount not to exceed \$98,546.00 is hereby authorized to be expended from funds already budgeted in Capital Improvement Account No. 401-000-985-010 for this purpose; FURTHER, the Council does hereby determine to authorize the said purchase without competitive bidding inasmuch as the same is being purchased through the State of Michigan Procurement Agreement (071B7700180) and Macomb County Contract #21-18 for the new vehicle purchase; and through MI-DEAL Contract #071B7700166 for the upfitting of said vehicle; and such action is taken in accordance with the provisions set forth in Section 3.04.140.D.4 of the Livonia Code of Ordinances, as amended; FURTHER, the Council does hereby authorize the disposal of the replaced vehicle at public auction hosted by the Michigan Inter-governmental Trade Network (MITN) or commercial auction after receipt of the new vehicle.

#86-22 RESOLVED, that having considered the report and recommendation of the Director of Public Works, dated February 15, 2022, which bears the signature of the Director of Finance and is approved for submission by the Mayor, the Council does hereby authorize the purchase of (1) 2022 Ford F350 Stake Truck (Veh #158), at a cost of \$42,939.00, from Signature Ford, 1960 E. Main Street, Owosso, MI 48867; and the upfitting of said vehicle by Versalift Midwest, LLC, 51761 Danview Technology Ct., Shelby Township, MI 48315, at a cost of \$38,198.00, for a total amount not to exceed \$81,137.00, to be utilized by the Roads Department and to replace a similar vehicle which has surpassed its life expectancy; FURTHER, an amount not to exceed \$81,137.00 is hereby authorized to be expended from funds already budgeted in Capital Improvement Account No. 401-000-985-010 for this purpose; FURTHER, the Council does hereby determine to authorize the said purchase without competitive bidding inasmuch as the same is being purchased through the State of Michigan Procurement Agreement (071B7700180) and Macomb County Contract #21-18 for the new vehicle purchase; and through MI-DEAL Contract #071B7700166 for the upfitting of said vehicle; and such action is taken in accordance with the provisions set forth in Section 3.04.140.D.4 of the Livonia Code of Ordinances, as amended; FURTHER, the Council does hereby authorize the disposal of the replaced vehicle at public auction hosted by the Michigan Inter-governmental Trade Network (MITN) or commercial auction after receipt of the new vehicle.

#87-22 RESOLVED, that having considered the report and recommendation of the City Engineer, dated February 16, 2022, submitted pursuant to Council Resolution 336-21, adopted on November 22, 2021, which bears the signatures of the Director of Public Works, the Director of Finance and the City Attorney, and is approved for submission by the Mayor, regarding additional appropriation and expenditure in connection with the Water Replacement Feasibility Study – Merriman Road Water Main Replacement Project, and to which is attached a proposed amendment to the Engineering contract between the City of Livonia and Hubbell, Roth & Clark, Inc., 555 Hulet Drive, P.O. Box 824, Bloomfield Hills, Michigan 48303-0824, dated February 11, 2022, the Council does hereby authorize the Mayor and City Clerk, for and on behalf of the City of Livonia, to execute the attached contract amendment between the City of Livonia and Hubbell, Roth & Clark, Inc., 555 Hulet Drive, P.O. Box 824, Bloomfield Hills, MI 48303-0824, to provide engineering services in connection with the Water Replacement Feasibility Study – Merriman Road from Plymouth Road to the CSX Railroad right-of-way – in an amount not to exceed \$52,872.00; FURTHER, the aforesaid proposal is accepted without competitive bidding pursuant to Livonia Code of Ordinances Section 3.04.140.D.2.b; FURTHER, the Council does hereby authorize an appropriation and expenditure in an amount not to exceed \$52,872.00 from funds already budgeted in the Unexpended Fund Balance of the Water and Sewer Fund (592) for this purpose; and the City Engineer is hereby authorized to approve minor adjustments in the work as it becomes necessary but this authorization does not entitle the City Engineer to authorize any increase in the not to exceed amount or to contract with other parties.

#88-22 RESOLVED, that having considered the report and recommendation of the City Engineer, dated February 17, 2022, submitted pursuant to Council Resolution 103-20, which bears the signatures of the Director of Public Works, the Director of Finance and the City Attorney, and is approved for submission by the Mayor, the Council does hereby award a contract, extending the contract 20-C unit prices per agreement, to Hard Rock Concrete, Inc., 38146 Abruzzi Drive, Westland, MI 48185 for the 2022 Concrete Road Repair Program (Contract 22-C), with the exception of revised unit prices for bid item number 2, mobilization, the newly added item numbers 7a – 7i, relating to pavement marking, mailbox posts, and sewers, item 65A for water gate well structure cover, item 70A for 8-inch concrete, item 78A for 8-inch concrete for driveway and the agreed upon 300 inspector days based on the recommendation of Anderson, Eckstein and Westrick, INC. (“AEW”), said amount to be adjusted based upon the quantities of work actually completed, for the estimated total cost of \$4,997,997.21, based on the bid unit prices from 2020 (Contract 20-C); FURTHER, the Council does hereby authorize an expenditure in an amount not to exceed \$4,997,997.21 for the 2022 Concrete Road Repair

Program (Contract 22-C) from budgeted road funds in the following accounts:

Account No. 204-463-818-110 (Reconstruction)	\$4,992,690.19
Account No. 204-463-818-114 (Maintenance)	\$ 5,307.02

FURTHER, the Council does hereby authorize the action herein without competitive bidding in accordance with Section 3.04.140.D.3 of the Livonia Code of Ordinances, as amended, since no advantage to the City would result from additional competitive bidding, and the City Engineer is hereby authorized to approve minor adjustments in the work as it becomes necessary but this authorization does not entitle the City Engineer to authorize any increase in the not to exceed amount or to contract with other parties; and the Mayor and City Clerk are hereby authorized for and on behalf of the City of Livonia to execute a contract extension with the aforesaid company, approved as to form and substance by the Department of Law, and to do all other things necessary or incidental to the full performance of this resolution.

#89-22 RESOLVED, that having considered the report and recommendation of the City Engineer, dated February 17, 2022, submitted pursuant to Council Resolution 336-21, adopted on November 22, 2021, which bears the signatures of the Director of Public Works, the Director of Finance and the City Attorney, and is approved for submission by the Mayor, to which is attached a proposed amendment to the Engineering contract between the City of Livonia and Anderson, Eckstein and Westrick, Inc., 51301 Schoenherr Road, Shelby Township, Michigan 48315 for the 2022 Concrete Road Program (Contract 22-C), the Council does hereby authorize the Mayor and City Clerk for and on behalf of the City of Livonia, to execute the attached contract amendment between the City of Livonia and Anderson, Eckstein and Westrick, Inc., 51301 Schoenherr Road, Shelby Township, MI 48315, to provide construction engineering services for the 2022 Concrete Road Repair Program (Contract 22-C) in an amount not to exceed \$600,000.00, said amount being based on the preliminary cost estimates and subject to adjustment based on the actual bids; FURTHER, the aforesaid proposal is accepted without competitive bidding pursuant to Livonia Code of Ordinances Section 3.04.140.D.2.b; FURTHER, the Council does hereby authorize an expenditure in an amount not to exceed \$600,000.00 from funds budgeted in Account No. 204-441-818-102 (Road, Sidewalk and Tree Fund) for this purpose; and the City Engineer is hereby authorized to approve minor adjustments in the work as it becomes necessary but this authorization does not entitle the City Engineer to authorize any increase in the not to exceed amount or to contract with other parties.

#90-22 RESOLVED, that having considered the report and recommendation of the City Engineer, dated February 18, 2022, submitted

pursuant to Council Resolution 106-21, which bears the signatures of the Director of Public Works, the Director of Finance and the City Attorney, and is approved for submission by the Mayor, the Council does hereby award a contract, extending the Contract 21-J unit prices per agreement, to Great Lakes Contracting Solutions, LLC, 2300 Edinburgh, Waterford, MI 48328 for the 2022 Concrete Road Maintenance/Selective Slab Replacement Program (Contract 22-J), based on the recommendation of Anderson, Eckstein and Westrick, Inc., ("AEW"), said amount to be adjusted based upon the quantities of work actually completed, for the estimated total cost of \$837,903.62, based on the bid unit prices from 2021 (Contract 21-J); FURTHER, the Council does hereby authorize an expenditure in an amount not to exceed \$837,903.62 for the 2022 Concrete Road Maintenance/Selective Slab Program (Contract 22-J) from funds budgeted in Account No. 204-463-818-114 (Maintenance) for this purpose; FURTHER, the Council does hereby authorize the action herein without competitive bidding in accordance with Section 3.04.140.D.3 of the Livonia Code of Ordinances, as amended, since no advantage to the City would result from additional competitive bidding, and the City Engineer is hereby authorized to approve minor adjustments in the work as it becomes necessary but this authorization does not entitle the City Engineer to authorize any increase in the not to exceed amount or to contract with other parties; and the Mayor and City Clerk are hereby authorized for and on behalf of the City of Livonia to execute a contract extension with the aforesaid company, approved as to form and substance by the Department of Law, and to do all other things necessary or incidental to the full performance of this resolution.

#91-22 RESOLVED, that having considered the report and recommendation of the City Engineer, dated February 17, 2022, submitted pursuant to Council Resolution 336-21, which bears the signatures of the Director of Public Works, the Director of Finance and the City Attorney, and is approved for submission by the Mayor, to which is attached a proposed amendment to the Engineering contract between the City of Livonia and Anderson, Eckstein and Westrick, Inc., 51301 Schoenherr Road, Shelby Township, Michigan 48315 for construction engineering services for the 2022 Concrete Road Maintenance/Selective Slab Program (Contract 22-J), the Council does hereby authorize the Mayor and the City Clerk, for and on behalf of the City of Livonia, to execute the attached contract amendment between the City of Livonia and Anderson, Eckstein and Westrick, Inc., 51301 Schoenherr Road, Shelby Township, MI 48315 to provide construction engineering services for the 2022 Concrete Road Maintenance/Selective Slab Program (Contract 22-J), in an amount not to exceed \$100,539.00, said amount being based on the preliminary cost estimates and subject to adjustment based on the actual bids; FURTHER, the aforesaid proposal is accepted without competitive bidding pursuant to Livonia Code of Ordinances Section 3.04.140.D.2.b; FURTHER, the Council does hereby authorize an expenditure in an amount not to exceed

\$100,539.00 from funds budgeted in Account No. 204-441-818-102 (Road, Sidewalk and Tree Fund) for this purpose; and the City Engineer is hereby authorized to approve minor adjustments in the work as it becomes necessary but this authorization does not entitle the City Engineer to authorize any increase in the not to exceed amount or to contract with other parties.

#92-22 RESOLVED, that having considered a communication from the City Planning Commission, dated February 11, 2022, approved for submission by the Mayor, requesting approval of the 2022-2027 Capital Improvements Program, submitted pursuant to state law, to be used as a guide for funding priority capital projects, the Council does hereby adopt the following resolution:

WHEREAS, pursuant to the Michigan Planning Enabling Act, P.A. 33 of 2008, as amended, the City of Livonia Planning Commission is responsible for the preparation of a Capital Improvements Program for the ensuing six years; and

WHEREAS, the 2022-2027 Capital Improvements Program, prepared through a joint effort of several City departments, was submitted to the City Planning Commission for consideration; and

WHEREAS, a duly noticed City Planning Commission public meeting was held on February 8, 2022, at which time said Commission adopted the 2022-2027 Capital Improvement Program; and

WHEREAS, the Capital Improvements Program presents a realistic program to aid in the determination of a complete fiscal planning strategy for the City of Livonia; and

WHEREAS, the City Planning Commission has declared its readiness to do all things necessary to cooperate with the Mayor and City Council in maintaining a functioning program of capital improvements and capital budgeting for the City of Livonia; therefore

BE IT RESOLVED, the City Council hereby adopts the 2022-2027 Capital Improvements Program to be used as a guide for funding priority capital projects.

A roll call vote was taken on the foregoing resolutions with the following result:

AYES: McIntyre, Toy, Bahr, Donovic, Morgan, McCullough, and Jolly.

NAYS: None

Donovic gave first reading to the following Ordinance:

AN ORDINANCE AMENDING SECTION 13 OF THE LIVONIA VISION 21 ZONING ORDINANCE, AS AMENDED, BY ADDING SECTION . ____ THERETO. (Petition 2021-11-01-08)

The foregoing Ordinance, when adopted, is filed in the Journal of Ordinances in the Office of the City Clerk and is the same as if word for word repeated herein. The above Ordinance was placed on the table for consideration at an upcoming Regular meeting.

Morgan gave first reading to the following Ordinance

AN ORDINANCE AMENDING SECTION 13 OF THE LIVONIA VISION 21 ZONING ORDINANCE, AS AMENDED, BY ADDING SECTION . ____ THERETO. (Petition 2021-11-01-09)

The foregoing Ordinance, when adopted, is filed in the Journal of Ordinances in the Office of the City Clerk and is the same as if word for word repeated herein. The above Ordinance was placed on the table for consideration at an upcoming Regular meeting.

Morgan gave first reading to the following Ordinance:

AN ORDINANCE AMENDING SECTION 13 OF THE LIVONIA VISION 21 ZONING ORDINANCE, AS AMENDED, BY ADDING SECTION . ____ THERETO. (Petition 2021-11-01-10)

McIntyre took from the table, for second reading and adoption, the following Ordinance:

AN ORDINANCE AMENDING SECTION 020, TITLE 10, CHAPTER (RIGHT OF WAY AND PRIVATE PARKING), TO CONFORM WITH THE RECENT AMENDMENTS TO THE TRAFFIC ORDINANCES, AS AMENDED.

A roll call vote was taken on the foregoing Ordinance with the following result:

AYES: McIntyre, Toy, Bahr, Donovic, Morgan, McCullough, and Jolly.

NAYS: None

The President declared the foregoing Ordinance duly adopted and would become effective on publication.

Councilmembers discussed proposed award of contract submitted by the Offices of the Mayor and Government Affairs regarding lobbying services to secure Wayne County American Rescue Plan Act (ARPA) dollars for Project Catalyst: Launching Livonia Vision 21, from budgeted funds.

On a motion by McCullough, seconded by Donovic, and unanimously adopted, it was:

#93-22 RESOLVED, that having considered the report and recommendation of the Director of Government Affairs, dated February 17, 2022, which bears the signatures of the Director of Finance and the City Attorney, and is approved for submission by the Mayor, to which is attached a proposed agreement between the City of Livonia and Capitol Relations, LLC, 28470 W. 13 Mile Road, Farmington Hills, MI 48334, for providing lobbying services to secure Wayne County American Rescue Plan Act (ARPA) dollars for Project Catalyst: Launching Livonia Vision 21, the Council does hereby authorize the Mayor and City Clerk, for and behalf of the City of Livonia, to execute the attached agreement between the City of Livonia and Capitol Relations, LLC, 28470 W. 13 Mile Road, Farmington Hills, MI 48334, subject to approval as to form and substance by the Department of Law, to secure approval of project catalyst: Launching Livonia Vision 21 from the American Rescue Plan Act (ARPA) Program being administered by Wayne County for the period March 1, 2022 to February 28, 2023, in an amount not to exceed \$43,500.00; FURTHER, the Council does hereby authorize an expenditure in an amount not to exceed \$43,500.00 from funds budgeted in Account No. 101-175-818-000 for this purpose; FURTHER, the Council does hereby request copies of all reports filed by Capitol Relations, LLC with the City of Livonia detailing its progress of this engagement and its activities to the Office of the Mayor, Government Affairs and others as directed.

A roll call vote was taken on the foregoing resolution with the following result:

AYES: McIntyre, Toy, Bahr, Donovic, Morgan, McCullough, and Jolly.

NAYS: None

President Jolly indicated there was New Data for Item #24, regarding the rezoning petition submitted by Maple Real Estate Group, L.L.C. for property located at 9120 Middlebelt Road.

On a motion by Donovic, seconded by Vice President Toy, and unanimously adopted, it was:

#94-22 RESOLVED, that having considered a communication from the City Planning Commission, dated January 28, 2022, which transmits its resolution 01-04-2022, adopted on January 25, 2022, with regard to Petition 2021-12-01-11 submitted by Maple Real Estate Group, L.L.C., to rezone the east fifty-eight feet (58') of 9120 Middlebelt Road, located on the east side of Middlebelt Road between Joy Road and West Chicago Avenue in the Southwest ¼ of Section 36, from RUF (Rural Urban Farm) to C-1 (Local Business), and the Council having conducted a public hearing with regard to this matter on Wednesday, February 23, 2022, the Council does hereby approve Petition 2021-12-01-11, for preparation of the ordinance for submission to Council; and the City Planner is hereby instructed to cause the necessary map for publication to be prepared indicating the zoning change herein approved and to furnish the same to the Department of Law and, upon receipt of such map, the Department of Law is requested to prepare an ordinance amending Livonia Vision 21 Zoning Ordinance, as amended, in accordance with this resolution.

Sam Fakh, Petitioner, was present to answer any questions of Council. (Petition 2021-12-01-11)

Donald Schekel, 29161 Grandon, expressed his concern about the proposed rezoning petition submitted by Maple Real Estate Group, L.L.C. (Petition 2021-12-01-11)

Brandon Grisko, Fausone and Bohn, was present on behalf of the current owner of the property, Ventural Real Estate, and was present to answer any questions of Council. (Petition 2021-12-01-11)

City Engineer, Todd Zilincik, presented information to Council about certain long-term problems within the City and indicated grant funding obtained by Senator Laurie Pohutsky would be used to fund three separate projects: Bell Creek Stream Stabilization, Greenmead Regional Dredge Pond, and to help at Willow Woods on Brenton and the Denmar drain for maintenance. Mr. Zilincik indicated Senator Laurie Pohutsky was present to address Council.

Senator Laurie Pohutsky thanked everyone for the partnership to get the million dollars. She noted that Councilwoman Toy was the one that brought the issue of erosion at Bell Creek to her attention. The residents have been dealing with falling trees and their backyards falling into the creek. She thanked the residents for their patience to get this

taken care of. She thanked Sarah Henning and Jeremy Glick for working tirelessly over the last three years to secure the grant from the State.

Karen Kanty, 37586 Kingsbury came to the podium to state that although she is not on the creek side, it will affect the neighbors on the creek side, in turn, affect her property value. She saw the erosion and stated that it was terrible. Her neighbor has lost 15 feet of her property. She invited Council to take a look at it if they haven't already.

On a motion by Bahr, seconded by McCullough, and unanimously adopted, it was:

#95-22 RESOLVED, that having considered a communication from the Director of Government Affairs, dated February 24, 2022, which bears the signatures of the City Engineer, the Director of Finance and the City Attorney, and is approved for submission by the Mayor, to which is attached a Grant Agreement between the Michigan Economic Development Corporation (MEDC) and the City of Livonia, for grant funding available for the period October 1, 2021 through December 31, 2023, in the amount of \$1,000,000.00, to assist the City of Livonia with ongoing erosion and stormwater issues and to provide Bell Creek Streambank Stabilization, a Greenmead Regional Detention Pond, and Denmar Drain Channel Improvements, the Council does hereby authorize the Mayor and City Clerk, for and on behalf of the City of Livonia, to execute the grant agreement between Michigan Economic Development Corporation (MEDC) and the City of Livonia in the manner and form herein submitted, subject to approval as to form and substance by the Department of Law, and to do all other things necessary or incidental to the full performance of this resolution.

There was no Audience Communication at the end of the meeting.

On a motion by Vice President Toy, seconded by Donovic, and unanimously adopted, this 1,940th Regular Meeting of the Council of the City of Livonia was adjourned at 8:20 p.m.

Susan M. Nash, City Clerk