

MINUTES OF THE ONE THOUSAND NINE HUNDRED FORTY EIGHTH**REGULAR MEETING JULY 11, 2022**

On July 11, 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 McCullough led the meeting with the Pledge of Allegiance.

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

Elected and appointed officials present: Paul Bernier, City Attorney; Susan M. Nash, City Clerk; Sara Kasprowicz, Program Supervisor of Council Office; Jacob Uhazie, Planning Department; and Todd Zilincik, City Engineer.

On a motion by McIntyre, seconded by McCullough, it was:

#207-22 RESOLVED, that the Minutes of the 1,947th Regular Meeting of the Council held June 27, 2022 are approved as presented.

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

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

NAYS: None

PRESENT: Bahr

President Jolly declared the resolution adopted.

Council President Jolly welcomed the Livonia Robotics teams to the meeting and asked their coach to introduce the team members and their recent accomplishments.

Livonia Warriors Coach Carlini thanked Council for having them present tonight and stated their team has students from all three (3) Livonia High Schools.

Councilmember McIntyre presented a commendation to the Frost RoboFalcons team and congratulated them on their outstanding achievements this past season.

Councilmember McCullough presented a commendation to the Livonia Warriors team and congratulated them on their outstanding achievements this past season.

A demonstration of the robots used in various competitions this season was performed by the robotics teams of Livonia Warriors and RoboFalcons.

Councilmember Donovic congratulated both Livonia robotics teams for their efforts and outstanding seasons.

During Audience Communication, Carol Ely, 29467 Bobrich Street, addressed Council to express her concern about the condition of the Sandburg Library.

Teresa Corey, 16318 Richfield Street, addressed Council to express her concern about frequent power outages in her area and the lack of cooperation she has received from DTE Energy.

Councilmember McIntyre announced the following City retirees for the month of June: Owen Keaton, Senior Police Officer, with 25 years of service; Shane Rebant, Senior Police Officer, with 25 years of service; and Todd Samson, Fire Battalion Chief, with 25 years of service. McIntyre wished them all the best in retirement and thanked them for their dedication and service to the City.

Vice President Toy announced Old Mexico Restaurant on Five Mile Road will be closing its' doors this weekend. She stated it was sad to see such a long-standing business close and reminded residents to be very patient during these difficult times and encouraged all to support small and local businesses.

On a motion by Bahr, seconded by McCullough, it was:

#208-22 RESOLVED, that upon the motion by Councilmember Scott Bahr, seconded by Councilmember Scott Morgan, at the Regular Meeting held July 11, 2022, regarding flags flown on City property, the Council does hereby refer this item to the Department of Law for preparation of a proposed Ordinance establishing a policy for which flags can be flown on City property.

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

AYES: McIntyre, Bahr, Donovic, and Morgan

NAYS: McCullough, Toy, and Jolly

The President declared the resolution adopted.

On a motion by McCullough, seconded by Toy, it was:

RESOLVED, that upon the motion by Councilmember McCullough, seconded by Vice President Toy, the subject matter of the issue of civil and human rights protections including an NDO is referred to the Committee of the Whole for further discussion.

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

AYES: McCullough, Toy, and Jolly

NAYS: McIntyre, Bahr, Donovic and Morgan

The President declared the resolution failed for lack of support.

President Jolly announced there would be two (2) X-Items addressed at the end of the meeting.

A communication from the Department of Finance, dated June 6, 2022, re: forwarding various financial statements of the City of Livonia for the month ending April 30, 2022, was received and placed on file for the information of the Council.

A communication from the Department of Parks and Recreation, dated June 16, 2022, re: fee changes approved by the Parks and Recreation Commission for the first two quarters of 2022, was received and placed on file for the information of the Council.

A communication from the Livonia Housing Commission, re: for the fiscal year ending December 31, 2021, excluding Silver Village, Newburgh Village, the Community Development Block Grant Program and single-family, city-owned properties, was received and placed on file for the information of the Council.

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

#209-22 RESOLVED, that having considered an application from Ronald Bozzi, dated May 4, 2022, requesting permission to close Curtis Road from Lathers Road east until it dead ends on Saturday, August 13, 2022, from 1:00 p.m. to 11:00 p.m., for the purpose of conducting a block party, the Council does hereby grant permission as requested, the action taken herein being made subject to the approval of the Police Department.

A communication from Patricia Johnson, 14393 Brentwood, dated July 3, 2022, re: updated information regarding block party request, was received and placed on file for the information of the Council.

#210-22 RESOLVED, that having considered an application from Ray Franges, Jim Rumrell, Mark Miller and Ari Wilson, dated May 21, 2022, requesting permission to close Brentwood Street, between Meadowlark Street and Jaquelyn Drive, on Saturday, August 27, 2022, from 10:00 a.m. to 10:00 p.m., for the purpose of conducting a block party, the Council does hereby grant permission as requested, including therein permission to conduct the said affair on Sunday, August 28, 2022, in the event of inclement weather, the action taken herein being made subject to the approval of the Police Department.

#211-22 RESOLVED, that having considered an application from Meghan White, dated June 10, 2022, requesting permission to close the corner of Dover Street and Deborah Ct. E. to 8929 Deborah Ct. E., on Saturday, August 27, 2022, from 11:00 a.m. until 10:00 p.m., for the purpose of conducting a block party, the Council does hereby grant permission as requested, the action taken herein being made subject to the approval of the Police Department.

#212-22 RESOLVED, that having considered an application from Tracy Nolte, Dover Arbor Estates, dated June 6, 2022, requesting permission to close Marie Street and Marie Court, between Knolson and Minton, on Saturday, August 6, 2022, from 4:00 p.m. to 10:00 p.m., for the purpose of conducting a block party, the Council does hereby grant permission as requested, including therein permission to conduct the said affair on Saturday, August 13, 2022, in the event of inclement weather, the action taken herein being made subject to the approval of the Police Department.

#213-22 RESOLVED, that having considered an application from Allison Adams, dated May 31, 2022, requesting permission to close Flamingo Blvd., between Clarita and Pickford, on Saturday, August 6, 2022, from 2:00 p.m. to 10:00 p.m., for the purpose of conducting a block party, the Council does hereby grant permission as requested, including therein permission to conduct the said affair on Saturday, August 13, 2022, in the event of inclement weather, the action taken herein being made subject to the approval of the Police Department.

#214-22 RESOLVED, that having considered a communication from Petrese Newkirk, dated June 6, 2022, which requests permission to waive Section 8.32.070 (Noise Control) of the Livonia Code of Ordinances, as amended, to host a car show with a DJ and one food vendor in the parking

lot located at 27488 Grand River, on Saturday, September 3, 2022, from 2:00 p.m. to 8:00 p.m., the Council does hereby grant permission as requested, including therein permission to conduct the said affair on Saturday, September 10, 2022, in the event of inclement weather.

#215-22 RESOLVED, that having considered the report and recommendation of the Superintendent of Parks and Recreation, dated May 25, 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 Wahl Tents, 44550 N. Groesbeck Hwy., Clinton Township, MI 48036 for the rental of a warming tent for the 3rd Annual Night of Lights event to be held from December 1, 2022 through December 18, 2022 at Greenmead Historical Park in an amount not to exceed \$18,037.05; FURTHER, an amount not to exceed \$18,037.05 is hereby authorized to be expended from Account No. 270-000-886-110 for this purpose and will be reimbursed by sponsorships.

#216-22 RESOLVED, that having considered the report and recommendation of the Superintendent of Parks & Recreation, dated May 25, 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 Direct Fitness Solutions, Andrew Miller, 600 Tower Road, Mundelein, IL 60060, for the purchase of three (3) Freemotion i22.9 incline trainers for use at the Jack E. Kirksey Recreation Center, at a cost of \$8,875.00 each, for a total amount not to exceed \$26,625.00, minus the total trade-in value for three (3) Star Trac treadmills in an amount of \$900.00, for a total net amount not to exceed \$25,725.00, the same having been the sole bid received and meets all specifications; FURTHER, the Council does hereby authorize the expenditure of a sum not to exceed \$25,725.00 from funds already budgeted in Account No. 208-755-971-000 for this purpose.

#217-22 RESOLVED, that having considered a communication from the Superintendent of Parks and Recreation, dated May 25, 2022, approved for submission by the Mayor, the Council does hereby approve the Holiday Parade and Tree Lighting to be held on Sunday, December 4, 2022, beginning at 4:00 p.m.; FURTHER, the Council does hereby approve the parade route as follows:

Stark from Schoolcraft to Lyndon, Lyndon from Stark to Farmington, and Farmington from Lyndon to Five Mile Road

FURTHER, the Council does hereby request that the Wayne County Department of Public Services allow the City of Livonia to close Farmington Road between the hours of 4:00 p.m. and 5:00 p.m. or until the road is returned to normal traffic operation; that the City of Livonia will assume liability for any damage claims which may arise as a result of the road closure, as to Wayne County only; and that Senior Police Officer Michael

Arakelian is hereby designated and authorized to sign the road closure permit on behalf of the City of Livonia.

#218-22 RESOLVED, that having considered the report and recommendation of the Director of Public Works, dated June 15, 2022, which bears the signatures of the Director of Finance and the City Attorney and is approved for submission by the Mayor, the Council does hereby authorize the Mayor and City Clerk to execute a one year contract, for and on behalf of the City of Livonia, with EJ USA Inc., 13001 Northend Avenue, Oak Park, Michigan 48237, for the purchase of stormwater, water main, and sanitary manhole related items, in an annual amount not to exceed \$125,000.00 for the period of July 1, 2022 through June 30, 2023; FURTHER; the Council does hereby authorize an expenditure in an amount not to exceed \$125,000.00 from funds already budgeted in Account Nos. 592-559-787-050 (Water Main Supply), 592-559-787-060 (Water Valves and Gate Wells), 592-559-787-070 (Hydrant Supply) and 592-559-796-000 (Sanitary Supply) 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 EJ USA, Inc. is a sole source supplier of castings, hydrants and valves and no advantage would result from requiring competitive bidding.

#219-22 RESOLVED, that having considered a communication from the Director of Housing, dated June 16, 2022, which bears the signatures of the Director of Finance and the City Attorney, and is approved for submission by the Mayor, the Council does hereby approve the sale to Bryan and Heather Collinash of the following City-owned scattered site housing property, acquired by the City of Livonia from Detroit and Northern Savings utilizing Federal Community Development Block Grant (CDBG) Program funds, further described as:

11910 Cardwell, Livonia, MI 48150: 25B365 Schanhites Marquette Manor T1S R9E L61 P63 WCR Lot 365 Also W ½, for the appraised value and total purchase price of \$165,000.00;

the action herein being taken in order to best serve the interests of the community and in accordance with Section 3.05.090.B of the Livonia Code of Ordinances, as amended; FURTHER, the total proceeds of such sale shall be allocated to the CDBG Program as program income; and the Director of Housing is hereby requested to execute a quit claim deed and such other documents as may be necessary or incidental to fulfill the purpose of this resolution; and the Department of Law is hereby requested to prepare and place in proper form such legal documents as may be necessary to consummate this transaction; and the City Clerk is hereby requested to have said quit claim deed recorded in the Office of the

Register of Deeds and to do all other things necessary or incidental to fulfill the purpose of this resolution.

#220-22 RESOLVED, that having considered a communication from the City Planning Commission, dated June 8, 2022, which transmits its resolution 06-33-2022, adopted on June 7, 2022, with regard to Petition 2022-04-03-01, submitted by Stonefield Engineering & Design, on behalf of Haggerty Residential L.L.C., to determine whether or not to vacate portions of an existing sanitary sewer easement at 19750 Haggerty Road, located on the east side of Haggerty Road, between Seven Mile and Eight Mile Roads in the Southwest ¼ of Section 6, the Council does hereby concur in the recommendation of the City Planning Commission and does grant and approve the said Petition 2022-04-03-01; and the Department of Law is hereby requested to prepare the necessary vacating ordinance in accordance with this resolution.

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

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

NAYS: None

Donovic took from the table for second reading and adoption the following

Ordinance:

AN ORDINANCE AMENDING SECTION 130 AND 140 OF TITLE 3, CHAPTER 04 (FINANCIAL PROCEDURES) OF THE LIVONIA CODE OF ORDINANCES, AS AMENDED.

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

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

NAYS: None

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

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

#221-22 RESOLVED, that having considered an application from Maggie McGrane, dated June 13, 2022, requesting permission to close Rayburn Street, between Levan and Williams, on Saturday, August 27,

2022, from 1:00 p.m. to 10:00 p.m., for the purpose of conducting a block party, the Council does hereby grant permission as requested, the action taken herein being made subject to the approval of the Police Department.

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

#222-22 RESOLVED, that having considered an application from Rebecca Drzewicki, dated May 31, 2022, requesting permission to close Parklane Street, between Clarita and Margareta, on Saturday, September 24, 2022, from 1:00 p.m. to 6:00 p.m., for the purpose of conducting a block party, the Council does hereby grant permission as requested, including therein permission to conduct the said affair on Saturday, October 1, 2022, in the event of inclement weather, the action taken herein being made subject to the approval of the Police Department.

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

#223-22 RESOLVED, that the Council does hereby suspend their rules for procedure as outlined in council Resolution 574-82 so as to permit consideration of items that do not appear on the agenda.

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

#224-22 RESOLVED, that having considered a communication from the Director of Housing, dated July 8, 2022, relating to the tax-foreclosed property located at 19500 Farmington Road, Livonia, MI 48152, the Council does hereby authorize the exercise of the City's statutory right of first refusal with respect to such property, and payment to the County in the amount of the statutory minimum bid, being a total of \$19,715.00, utilizing City of Livonia funds to be reimbursed to the City from Federal Community Development Block Grant Funds; CDBG Account #231.800.818.683; FURTHER, the Council does hereby authorize an additional expenditure in the amount of \$5,000.00 for estimated closing costs, for a total cost of \$24,715.00; and the Mayor and City Clerk are hereby authorized to execute documents on behalf of the City of Livonia and to do all other things necessary or incidental to the full performance of this resolution.

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

#225-22 RESOLVED, that having considered a communication from the Director of Housing, dated July 8, 2022, relating to the tax-foreclosed property located at 34200 Hathaway, Livonia, MI 48150, the Council does hereby authorize the exercise of the City's statutory right of first refusal with respect to such property, and payment to the County in the amount of the statutory minimum bid, being a total of \$149,200.00, utilizing City of Livonia funds to be reimbursed to the City from Federal Community Development Block Grant Funds; CDBG Account #231.800.818.683; FURTHER, the Council does hereby authorize an additional expenditure in the amount of \$5,000.00 for estimated closing costs, for a total amount not to exceed \$154,200.00; and the Mayor and City Clerk are hereby authorized to execute documents on behalf of the City of Livonia 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 1,948TH Regular Meeting of the Council of the City of Livonia was adjourned at 8:18 p.m.

Susan M. Nash, City Clerk