

MINUTES OF THE ONE THOUSAND NINE HUNDRED FIFTY SIXTH
REGULAR MEETING NOVEMBER 2, 2022

On November 2, 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 Morgan and the Livonia Falcon Flag Football Team led the meeting with the Pledge of Allegiance.

President Jolly presented a Commendation to the Livonia Falcons Flag Football team and congratulated them on their achievement of going to the Superbowl in their division.

Roll was called with the following result: Scott Morgan, Brandon McCullough, Laura Toy, Scott Bahr, Rob Donovic and Jim Jolly. Absent: Kathleen McIntyre.

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

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

#322-22 RESOLVED, that the Minutes of the 1,955th Regular Meeting of the Council held October 17, 2022 are approved as presented.

City Clerk, Susan Nash, announced the hours that the Clerk's office will be open for election business as well as the hours that the polls will be open for the upcoming election on November 8, 2022.

Vice president Toy requested a moment of silence in honor of the passing of the City of Livonia retiree Karen Szymula and the passing of Carolyn DiComo.

Councilmember Donovic said Happy Halloween to everyone and congratulated the Livonia Falcons on their achievement. He also mentioned that his heart will always be with the Livonia Orioles since that was his childhood team.

President Jolly wished Deputy Police Chief Benjamin McDermott a Happy Birthday. He announced the Committee of the Whole meeting is scheduled for November 7th and the Public Safety and Health meeting is scheduled on November 16th. He also shared that the Livonia Orioles JV team is headed to the Superbowl and wished both teams good luck.

A communication from the Department of Finance, dated October 5, 2022, re: forwarding Quarterly Investment Report for the City of Livonia for the quarter ending August 31, 2022, was received, and placed on file for the information of the Council.

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

#323-22 RESOLVED, that having considered the report and recommendation of the Library Director, dated September 30, 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 accept the bid of Ductz of SE Michigan, 36955 Amrhein Road, Livonia, MI 48150 to perform all work required in connection with the air duct cleaning at the Livonia Bennett Civic Center Library, to include the cleaning of four (4) basement air handling units, associated ductwork, associated diffusers/vents and all ductwork associated with 38 missing boxes/vav's, in an amount not to exceed \$33,300.00; the same having been in fact the second lowest bid received which meets all specifications; FURTHER, the Council does hereby reject the bid submitted by Indoor Air Technologies for the reason that it is an out of state company with limited hours and did not make an appointment or any attempt to contact the City with questions about the building or ask to tour the building; FURTHER, the Council does hereby authorize an expenditure in an amount not to exceed \$33,300.00 from funds budgeted in Account No.: 271-778-976-000 (Capital Outlay - Building Improvement) for this purpose; 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 the aforesaid bidder and to do all other things necessary or incidental to the full performance of this resolution.

#324-22 RESOLVED, that having considered a communication from the Assistant Director of Public Works, dated September 29, 2022, which bears the signatures of the Director of Public Works and the Director of Finance, and is approved for submission by the Mayor, the Council does

hereby authorize the purchase of one (1) Diamond brand diesel core cut walk behind saw, model CC5048DC, from Ace Cutting Equipment & Supply, Inc. ("ACE"), 25806 Novi Road, Novi, MI 48375, for use by the Roads Department and to replace the current saw which is 30 years old, but will remain in inventory as a spare, for a total amount not to exceed \$29,136.00; FURTHER, the Council does hereby reject the bids of the two lowest bidders, Evergreen Services and Cougar Sales & Rental, for the reasons that: (a) Ace is a local supplier, while the lowest bidder is from out of state and appears to be a middleman for this product (e.g., sales only, no repairs); (b) Ace can deliver the product faster than the other bidders, allowing the City to take possession this year, making a budget carry-forward unnecessary; and the two lowest bidders had a 5-to-8-month delivery time; (c) Ace can perform repairs and is a current supplier of much of the City's construction equipment and has a full service department for repairs; and (d) the difference between the 1st and 3rd bids is a mere \$486.00; FURTHER, the Council does hereby authorize an expenditure in an amount not to exceed \$29,136.00 from funds budgeted in Account No. 401-000-987-000 for this purpose.

#325-22 RESOLVED, that having considered a communication from the Assistant Director of Public Works, dated October 4, 2022, which bears the signatures of the Director of Public Works and the Director of Finance, and is approved for submission by the Mayor, regarding additional expenditure relative to the Fleet Maintenance Garage Electrical System Replacement Project, previously authorized in Council Resolution No. 221-21, adopted on July 12, 2021, and to which is attached proposed Change Order(s) from Allied Building Service Co., dated August 18, 2022, and DiClemente Siegel Design Inc., dated May 10, 2022, the Council does hereby authorize an additional expenditure in an amount not to exceed \$8,988.00 payable to Allied Building Service Co., 1801 Howard Street, Detroit, MI 48216 AND \$2,500.00 Payable to DiClemente Siegel Design Inc., 28105 Greenfield Road, Southfield, MI 48076, for the additional scope of work required relative to the Fleet Maintenance garage electrical system replacement project, FURTHER, the Council does hereby authorize the expenditure of a sum not to exceed \$11,488.00 from funds already budgeted in Account No. 401-000-976-000 for this purpose; and the Mayor and City Clerk are hereby authorized to execute the attached Change Order(s), approved as to form and substance by the Law Department, for and on behalf of the City of Livonia, with the aforesaid companies and to do all other things necessary or incidental to the full performance of this resolution.

#326-22 RESOLVED, that having considered the report and recommendation of the Assistant Director of Public Works, dated October 6, 2022, 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 communication from OHM Advisors,

34000 Plymouth Road, Livonia, MI 48150, dated September 29, 2022, the Council does hereby accept the bid of Bidigare Contractors, Inc., 939 S. Mill St., Plymouth, MI 48170, for all labor, materials, and equipment for the construction of the 8 Mile Pressure reducing valve (PRV) project, to include pressure transmitters and isolation valves housed in a subgrade, rectangular, concrete vault equipped with sump pump, lighting, ventilation and dehumidification, for an amount not to exceed \$522,275.00; the same having been the lowest qualified bid received which meets all specifications; FURTHER, the Council does hereby authorize an expenditure in an amount not to exceed \$522,275.00 from funds already budgeted in Account No. 592-158-000 (Water and Sewer Fund) for this purpose; and the Mayor and City Clerk are hereby authorized execute a contract, approved as to form and substance by the Law Department, for and on behalf of the City of Livonia, with the aforesaid bidder and to do all other things necessary or incidental to the full performance of this resolution.

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

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

NAYS: None

Councilmember McCullough reported out on the subject matter of City library improvements discussed in the Capital Outlay and Infrastructure Committee Meeting of October 10, 2022. This item will remain in Committee. (CR 122-18 and 253-22)

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

#327-22 RESOLVED, that having considered the report and recommendation of the Capital Outlay and Infrastructure Committee, dated October 10, 2022, submitted pursuant to Council Resolution No. 281-22, and the report and recommendation from the Assistant Director of Public Works, dated August 10, 2022, 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 the subject matter of the Carl Sandburg Library roof replacement, the Council does hereby accept the bid of KJP Roofing and Sheet Metal, Inc., 46958 N. Gratiot Avenue, Suite 174, Chesterfield, MI 48051, for performing all work required in connection with the Carl Sandburg Library roof replacement, to include labor, materials, and equipment, in an amount not to exceed \$267,350.00 (\$238,500.00 quote, plus 10% contingency and \$5,000.00 permit allowance); the same having been the lowest bid received and meets all specifications; FURTHER, the Council does hereby authorize an

expenditure in an amount not to exceed \$267,350.00 from funds budgeted in Account No. 401-000-976-000 for this purpose; and the Mayor and City Clerk are hereby authorized to execute a contract, for and on behalf of the City of Livonia with KJP Roofing and Sheet Metal Inc., subject to approval as to form and substance by the Department of Law, and to do all things necessary or incidental to the full performance of this resolution.

Livonia resident Christopher Martin expressed his concerns over the library.

Councilmember McCullough reported out on the subject matter of Bell Creek's erosion issue(s) as discussed in the Capital Outlay and Infrastructure Committee Meeting of October 10, 2022. This item will remain in Committee. (CR 04-22)

Councilmember McCullough reported out on the subject matter of road construction communications as discussed in the Capital Outlay and Committee Meeting of October 10, 2022. (CR 186-22)0

Councilmember Donovic reported on the subject matter of exploring what economic tools are available and strategic moves that might be made to kickstart and spur redevelopment of Plymouth Road, between Inkster and Middlebelt Roads, as identified in the Master Plan as one of three focus zones. This item will remain in Committee. (CR 312-19)

On a motion by Councilmember McCullough, seconded by Councilmember Donovic, it was:

RESOLVED that having considered the subject matter of a Master Plan at Greenmead Historical Park, the Council does hereby approve and recommends the adoption of a Master Plan for Greenmead.

Following discussion by Council, Councilmember McCullough and Councilmember Donovic then withdrew their motion.

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

#328-22 RESOLVED, that having considered the report and recommendation of the City Engineer, dated October 18, 2022, which bears the signatures of the Director of Public Works and the Director of Finance, and is approved for submission by the Mayor, regarding additional appropriation and expenditure to close out the contract with Nagle Paving Company, Inc. for the 2022 Asphalt Paving Program (Contract 22-A), pursuant to Council Resolution No. 154-22, adopted on May 2, 2022, THE COUNCIL DOES HEREBY DETERMINE AS FOLLOWS:

1. Authorize a budget transfer of funds in the amount of \$80,000.00 from budgeted funds in Account No: 204-463-818-102 (Consultant) for Contract 22-A, 2022 Asphalt Road Program to Account No: 204-463-818-112 (Rehabilitation);
2. Authorize a budget transfer of funds in the amount of \$50,000.00 from budgeted funds in Account No: 204-463-818-114 for Asphalt Overlay in Subdivisions to Account No: 204-463-818-112 (Rehabilitation);
3. Authorize an additional appropriation and expenditure in the amount of \$20,000.00 from the Unexpended Fund Balance of the Road, Sidewalk and Tree Fund (204) for Contract 22-A, Rehabilitation, Account No: 204-463-818-112;
4. Authorize payment to Nagle Paving Company, Inc., 36780 Amrhein Road, Livonia, Michigan 48150 in a not-to-exceed amount of \$150,000.00 and increasing the overall contract amount for Contract 22-A from \$4,000,000.00 to \$4,150,000.00 to close out the contract for the work performed; and
5. Authorize the City Engineer 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.

During Audience Communication Farmington Hills resident Jeff Dutka spoke in favor of saving the Alfred Noble Library.

Livonia resident Edward Dutka also spoke in favor of saving the Alfred Noble Library.

Christopher Martin voiced his concerns about the lunch program for seniors.

On a motion by Vice President Toy, seconded by Councilmember Donovic, and unanimously adopted, this 1,956th Regular Meeting of the Council of the City of Livonia was adjourned at 7:52 p.m.

Susan M. Nash, City Clerk