CITY OF LIVONIA – CITY COUNCIL
MINUTES OF STUDY MEETING HELD MONDAY, FEBRUARY 13, 2023

Meeting was called to order at 8:25 p.m. by Council President Jim Jolly. Present: Brandon McCullough, Kathleen McIntyre, Laura Toy, Scott Bahr, Rob Donovic, Scott Morgan, and President Jim Jolly. Absent: None.

Elected and appointed officials present: Susan Nash, City Clerk; Paul Bernier, City Attorney; Todd Zilincik, City Engineer; Mark Taormina, Director of Planning and Economic Development, Josh Sabo, Director of Communications and Casey O'Neil, Information Systems Director.

Councilmember McCullough led the Pledge of Allegiance.

AUDIENCE COMMUNICATION: None

NEW BUSINESS

1. REQUEST FOR APPROVAL OF PERMIT FOR CANADA GOOSE NEST/EGG DESTRUCTION: David F. Hulgrave, representative of Newburgh Park Condominium Association, re: as required by the Michigan Department of Natural Resources - Wildlife Division.

   This request was withdrawn by the Petitioner.

2. APPOINTMENT OF ANNE MORRIS TO THE LIVONIA BOARD OF REVIEW: Office of the Mayor, re: for a three-year term, which will expire on February 16, 2026.

   Jacob LIberati, Assistant City Assessor, presented the request to Council.

   Councilmember Donovic offered an approving resolution for the Regular agenda.

   DIRECTION: APPROVAL REGULAR

3. REAPPOINTMENT OF LORA WEINGARDEN TO THE LIVONIA BOARD OF ETHICS: Office of the Mayor, re: for a three-year term, which will expire on March 1, 2026.

   Paul Bernier, City Attorney, presented the request to Council.

   Councilmember Toy offered an approving resolution for the Regular agenda.

   DIRECTION: APPROVAL REGULAR

4. WAIVER PETITION: Planning Commission, re: Petition 2022-12-02-22, submitted by Uptown Cheapskate, requesting waiver use approval to operate a second-hand store and resale shop at 29508 Seven Mile Road, within the Livonia Marketplace retail center located on the north side of Seven Mile Road between Middlebelt Road and Purlingbrook Road in the Southeast ¼ of Section 2.

   Angela Moore, 15462 Grandville Ave, Detroit Mi, owner, presented the request to Council.

Councilmember Donovic offered an approving resolution for the Consent agenda.

DIRECTION: APPROVAL CONSENT

5. WAIVER PETITION: Planning Commission, re: Petition 2022-12-02-23, submitted by Individual Brewing Co. L.L.C., requesting waiver use approval to operate a Micro Brewer license including an on-premises tasting room (1 For All Brewery) at 38083 Ann Arbor Road located on the south side of Ann Arbor Road between West Chicago Avenue and Ann Arbor Trail in the Northeast ¼ of Section 31.

Joe Walters, 9262 Knolson Street, Owner and Founder of Liberty Street Brewing Company, presented the request to Council.

Councilmember McCullough asked if he will only have beer and when he would like to open the business.

Mr. Walters indicated it may include seltzer and possibly wine at some time in the future. He would like to start the process around March 1, 2023, and would hope to be open for business in about six months.

Mark Taormina, Director of Planning and Economic Development, added the Planning Commission recommended approval with hours of operation from 10:00 a.m. to 10:00 p.m. based on the petitioner's request. The petitioner has since requested hours of operation remain the same but with the flexibility to stay open until midnight. This would amend the resolution.

Councilmember McCullough agreed to the option to stay open until midnight.

Vice-President Toy asked if the business would be open seven days a week.

Mr. Walters said he plans to be open Wednesday through Saturday but would like the option to open a fifth day and possibly on Sundays during football season.

Councilmember Donovic asked Mr. Taormina if the resolution includes upgrading the dumpster enclosures behind the business. He also asked if it is within our purview to make this a condition of the approving motion if the maker of the motion would be amenable to this condition.

Mr. Taormina indicated the Planning Commission didn't want to hold this up based on the dumpsters and knows this is a pending Enforcement item. He said it is within Council's purview to add that to the resolution.

Mr. Walters indicated his is amenable with this condition.

Councilmember McCullough offered an approving resolution for the Consent agenda.

DIRECTION: APPROVAL CONSENT

6. REQUEST TO APPROVE ANNUAL MAINTENANCE AND WARRANTY CONTRACT FROM SOLE SOURCE PROVIDER: City Clerk, re: Dominion Voting Systems for the annual maintenance and warranty work required on all election equipment for the

period January 1, 2023, through December 31, 2023, as outlined in the State of Michigan and Wayne County bid for election equipment, from budgeted funds.

Susan Nash, City Clerk, presented the request to Council.

Councilmember Bahr asked if the prices were something that was in the contract that was signed 5 years ago.

Susan Nash said it is and next year's prices will be higher since items purchased after the initial contract will be in year six at that time.

Councilmember McCullough offered an approving resolution for the Consent agenda.

DIRECTION: APPROVAL CONSENT

7. AWARD OF BID: Livonia Fire and Rescue, re: for the replacement of ballistic vests and helmets that are currently at their end of life, from budgeted funds.

Fire Chief Jennison presented the request to Council.

Councilmember Bahr offered an approving resolution for the Consent agenda.

DIRECTION: APPROVAL CONSENT

8. REQUEST FOR AUTHORIZATION TO PURCHASE ONE (1) 2023 FORD F250 4X4 CREW CAB BATTALION CHIEF COMMAND VEHICLE: Livonia Fire and Rescue, re: to replace the current Command Vehicle, from budgeted funds.

Fire Chief Jennison presented the request to Council.

Councilmember Bahr asked what the mileage is on the vehicles being replaced.

Chief Jennison explained the current vehicle in use is a 2018 with 35,000 miles which will be placed into the reserve vehicle pool while the vehicle that was sold was a 2008 with 100,000 miles.

Vice President Toy offered an approving resolution for the Consent agenda.

DIRECTION: APPROVAL CONSENT

9. REQUEST TO AMEND COUNCIL RESOLUTION 23-23: Civil Service Department, re: for the adjustment in compensation structure for the Deputy City Clerk and Deputy City Treasurer.

Jeannine Laible, Human Resource Director, presented the request to Council.

Councilmember Donovic asked if the two positions would require back pay.

Jeannine Laible said she didn't believe they would but confirm and update him tomorrow.

Councilmember Bahr said he thinks he read that it would be retroactive to December 1, 2022.

President Jolly asked Mike Slater, Finance Director, if it would be retroactive.

Mike Slater confirmed it would be.

Vice President Toy offered an approving resolution for the Consent agenda.

DIRETION: APPROVAL CONSENT

10. REQUEST TO ACCEPT QUOTATION FOR LIFE INSURANCE AND ACCIDENTAL DEATH AND DISMEMBERMENT INSURANCE: Department of Finance, re: from One America for the period of March 1, 2023, to February 28, 2025.

Mike Slater, Finance Director, presented the request to Council.

Vice President Toy offered an approving resolution for the Consent agenda.

DIRECTION: APPROVAL CONSENT

11. REQUEST TO APPROVE SPECIALIZED SERVICES OPERATING ASSISTANCE PROGRAM THIRD PARTY CONTRACT FOR PERIOD OCTOBER 1, 2022, TO SEPTEMBER 30, 2023 BETWEEN THE CITY OF LIVONIA AND SMART: Livonia Housing Commission, re: grant funds to be used for the Livonia Community Transit Program to provide lift-equipped transportation for the senior and disabled residents of the City.

Felicia Cross, Community Transit Program Supervisor, presented the request to Council.

Councilmember McIntyre said she knows we are having issues securing enough drivers and asked if we are currently able to operate all our busses that have lifts.

Felicia confirmed that we are.

Councilmember McIntyre offered an approving resolution for the Consent agenda.

DIRECTION: APPROVAL CONSENT

12. REQUEST TO APPROVE ANNUAL RENEWAL OF SOFTWARE LICENSING AND MAINTENANCE FROM SOLE SOURCE PROVIDER: Public Works Division, re: with Azteca Systems LLC for the DPW work management system for the period of March 1, 2023, through February 29, 2024, includes Cityworks Online, from budgeted funds.

Doug Moore, Assistant Director of Public Works, presented the request to Council.

Councilmember Bahr asked why the cost is taken equally from Water and Sewer and Refuse accounts.

Doug Moore indicated most of the complaints that come in can be attached to those two areas.

Councilmember McIntyre offered an approving resolution for the Consent agenda.

DIRECTION: APPROVAL CONSENT

13. REQUEST FOR AUTHORIZATION TO WAIVE THE SEALED BID PROCESS AND PURCHASE THREE (3) 2023 FORD F250 PICKUP TRUCKS THROUGH THE STATE OF MICHIGAN AND MACOMB COUNTY BID CONSORTIUM: Public Works Division, re: for use by the Roads and Parks Departments, from budgeted funds.

    Doug Moore, Assistant Director of Public Works, presented the request to Council.

    Councilmember Morgan offered an approving resolution for the Consent agenda.

    DIRECTION: APPROVAL CONSENT

14. REQUEST FOR AUTHORIZATION TO WAIVE THE SEALED BID PROCESS AND PURCHASE TWO (2) TRAILER MOUNTED LEAF VACUUMS THROUGH THE MI DEAL STATE BID PROCESS: Public Works Division, re: to replace two current units, from budgeted funds.

    Doug Moore, Assistant Director of Public Works, presented the request to Council.

    Councilmember McCullough offered an approving resolution for the Consent agenda.

    DIRECTION: APPROVAL CONSENT

15. REQUEST FOR AUTHORIZATION TO PURCHASE CAPITAL PLANNING SOFTWARE LICENSING AND MAINTENANCE THROUGH THE SOURCEWELL PURCHASING AGREEMENT: Department of Public Works, re: for strategic capital planning of building facility improvement projects, from budgeted funds.

    Jacob Rushlow, Assistant Director of Public Works, presented the request to Council.

    Councilmember McCullough offered an approving resolution for the Consent agenda.

    DIRECTION: APPROVAL CONSENT

16. REQUEST FOR AUTHORIZATION TO PURCHASE ONE (1) WHIZ ROBOTIC VACUUM CLEANER SET WITH ATTACHMENTS THROUGH THE NATIONAL INTERGOVERNMENTAL PURCHASING ALLIANCE: Department of Public Works, re: for use by the Building Maintenance Department, from budgeted funds.

    Doug Moore, Assistant Director of Public Works, presented the request to Council.

    Councilmember Donovic offered an approving resolution for the Consent agenda.

    DIRECTION: APPROVAL CONSENT

17. REQUEST TO APPROVE AN INTERGOVERNMENTAL AGREEMENT BETWEEN THE CHARTER COUNTY OF WAYNE AND THE CITY OF LIVONIA: Engineering Division, re: for the improvement of Farmington Road from Orangelawn Avenue to Plymouth Road with the City's participation to be estimated at 9.075%, in the amount of $118,936 from budgeted funds.

    Todd Zilincik, City Engineer, presented the request to Council.

Councilmember Morgan offered an approving resolution for the Consent agenda.

DIRECTION: APPROVAL CONSENT

18. REQUEST TO APPROVE AN INTERGOVERNMENTAL AGREEMENT BETWEEN THE CHARTER COUNTY OF WAYNE AND THE CITY OF LIVONIA: Engineering Division, re: for the improvement of Merriman Road from Schoolcraft Road to Five Mile Road with the proposed City's participation to be estimated at 9.075%, in the amount of $182,912 from budgeted funds.

    Todd Zilincik, City Engineer, presented the request to Council.

    Councilmember McIntyre offered an approving resolution for the Consent agenda.

    DIRECTION: APPROVAL CONSENT

19. REQUEST TO EXTEND CONTRACT WITH MICHIGAN JOINT SEALING, INC.: Engineering Division, re: for the 2023 Joint and Crack Sealing Program (Contract 23-D) at the unit prices from the 2021 contract unit prices, from budgeted funds. (CR 107-21)

    Todd Zilincik, City Engineer, presented the request to Council.

    Councilmember McIntyre offered an approving resolution for the Consent agenda.

    DIRECTION: APPROVAL CONSENT

20. REQUEST TO AMEND THE ENGINEERING CONTRACT THROUGH THE QUALIFICATION BASED SELECTION (QBS) PROCESS WITH OHM ADVISORS (OHM) FOR DESIGN ENGINEERING SERVICES FOR THE 2023 WATER MAIN REPLACEMENT PROJECT; Engineering Division, re: same (CR 336-21).

    Todd Zilincik, City Engineer, presented the request to Council.

    Councilmember Donovic asked if the plan is to get $6,000,000.00 of work done in the next year and a half and where the money would come from. He also asked if it would be another $6,000,000.00 next year.

    Todd Zilincik indicated that is the plan and it will come from the 592 Water and Sewer Fund. He said they expect three to five million next year but won't know what funding will be available until the time comes.

    Councilmember Donovic offered an approving resolution for the Consent agenda.

    DIRECTION: APPROVAL CONSENT

21. REQUEST TO WAIVE THE FORMAL BIDDING PROCESS AND APPROVE THE PROPOSED 2023 SIDEWALK REPAIR PROGRAM BY EXTENDING CONTRACT 22-G UNIT PRICES WITH JOE ROTONDO CONSTRUCTION CORPORATION AND REQUEST FOR ADDITIONAL APPROPRIATION AND EXPENDITURE: Engineering Division, re: for Contract 23-G which includes 422 scattered locations throughout the City, as well as 128 locations in Sections 1 through 6.

Todd Zilincik, City Engineer, presented the request to Council.

Vice President Toy offered an approving resolution for the Consent agenda.

DIRECTION: APPROVAL CONSENT

Mark Schneider, 32560 Curtis, spoke in opposition to the Rotary Park bike path.

Councilmember McIntyre announced there is currently an active shooter situation at Michigan State University and asked that we keep everyone in our thoughts and prayers. She also reminded everyone to encourage anyone in need of mental health help to reach out.

President Jolly asked for a moment of silence in honor of those involved in the situation at Michigan State University.

As there were no further questions or comments Council President Jim Jolly adjourned the Study Session at 9:20 p.m. on Monday, February 13, 2023.

Dated: January 18, 2023 SUSAN M. NASH, CITY CLERK