

MINUTES OF THE ONE THOUSAND NINE HUNDRED EIGHTY THIRD**REGULAR MEETING DECEMBER 13, 2023**

On December 13, 2023, 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. Vice President Toy led the meeting with the Pledge of Allegiance.

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

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

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

#388-23 RESOLVED, that the Minutes of the 1,982nd Regular Meeting of the Council held December 4, 2023 are approved as presented.

During Audience Communication Steve King, 33950 Coventry, spoke about past and current Livonia City Clerks and election integrity.

Ginny Krenz, 34075 Pembroke, asked that information regarding an independent company that will remove dead deer from property be shared with residents and included in the next Connections Magazine. She also asked why the light pole snowflakes are not out this year and thanked Councilmember Scott Bahr for his years of service.

Councilmember Donovic recognized Councilmember Scott Bahr for his years of service.

Councilmember Morgan recognized Councilmember Kathleen McIntyre for her years of service.

Vice President Toy congratulated and thanked Councilmembers Bahr and McIntyre for their years of service.

Councilmember Donovic thanked Todd Zilincik, the Engineering Department and Christy at DTE for removing a damaged utility pole in the Clements Circle neighborhood recently.

Councilmember Bahr urged residents to visit the City Hall Campus to enjoy the Christmas lights. He also wished his daughter, Macy, a happy birthday.

President Jolly announced new data has been received for Item #4 on the agenda. He thanked the City Department Heads for their hard work, stating it makes the Council's job easier. He also thanked Councilmembers Bahr and McIntyre for their service.

A communication from the Department of Finance, dated December 5, 2023, re: forwarding various financial statements of the City of Livonia for the month ending September 30, 2023, was received and placed on file for the information of the Council.

On a motion by Councilmember McCullough, supported by Councilmember Bahr, it was:

#389-23 RESOLVED, that having considered a request dated November 9, 2023 from Tim Loughrin, Director of Land Acquisition, Robertson Brothers Homes, requesting approval of the conceptual site plan and rendering and an amendment to the Third Amendment to Consent Judgment previously entered in connection with Oakwood Healthcare System, et al v City of Livonia, Wayne County Circuit Court Case No. 97-704696-CZ, the Council does hereby authorize the Department of Law to stipulate to the entry of a Fourth Amendment to Consent Judgment in Wayne County Circuit Court Case No. 97-704696-NZ, with respect to certain property located on the northeast corner of Seven Mile Road and Victor Parkway, permitting, in addition to the uses of the subject property set forth in the Amended Consent Judgment, use of the subject property for multi-family residences substantially conforming to the rendering and site plan attached to the fourth amendment to consent judgment; and the Department of Law is hereby authorized to do all things necessary or incidental to the full performance of this resolution.

#390-23 RESOLVED, that having considered a communication from the City Planning Commission, dated November 15, 2023, approved for submission by the Mayor, which transmits its resolution #11-66-2023, adopted on November 14, 2023, with regard to Petition 2023-10-02-13, submitted by Michael Duffield, requesting waiver use approval to operate a ski and snowboard training facility (Shredder Livonia) at 32543 Schoolcraft Road, located on the south side of Schoolcraft Road between Hubbard Avenue and Farmington Road in the Northwest ¼ of Section 27, the Council does hereby concur in the recommendation made by the City Planning Commission and Petition 2023-10-02-13 is hereby approved and granted, subject to the following conditions:

1. The site plan, identified as Project Number S0.1, dated October 17, 2023, prepared by Rushfield L.L.C., is hereby approved and shall be adhered to;
2. Adequate off-street parking shall be provided to comply with the parking requirement for employees and patrons under Section 9.05 of the Zoning Ordinance;
3. Only conforming signs are approved with this petition, and any additional signage shall be separately submitted for review and approval by the Zoning Board of Appeals;
4. The specific plan referenced in this approving resolution shall be submitted to the Inspection Department at the time of application for building permits; and
5. Under Section 13.13 of the Livonia Zoning Ordinance, this approval is valid for one year only from the date of approval by the City Council. Unless the appropriate permits are obtained, this approval shall be null and void at the expiration of said period.

#391-23 RESOLVED, that having considered the report and recommendation of the City Clerk, dated October 25, 2023, which bears the signature of the Director of Finance, and is approved for submission by the Mayor, the Council does hereby accept the quote submitted by Dominion Voting Systems, Inc., P.O. Box 538214, Atlanta, GA 30353-8214, for performing all work required in connection with the annual maintenance and warranty work on all election equipment for the period November 1, 2023 through October 31, 2027, as outlined in the State of Michigan and Wayne County bid for election equipment in an amount not to exceed \$34,295.00 per year; FURTHER, the Council does hereby authorize an annual expenditure in an amount not to exceed

\$34,295.00 from funds already budgeted in Account No. 101-262-933-000 (Equipment Maintenance) for this purpose; FURTHER, the Council does hereby determine to authorize the said purchase without competitive bidding inasmuch as Dominion Voting Systems, Inc. is a sole source provider selected by Wayne County for all election equipment, hardware and software, and such action is taken in accordance with Section 3.04.140.E.3 of the Livonia Code of Ordinances, as amended, and the Mayor and City Clerk are hereby authorized to execute a contract, approved as to form and substance by the Department of Law, for and on behalf of the City of Livonia, with the aforesaid company and to do all other things necessary or incidental to the full performance of this resolution.

#392-23 RESOLVED, that having considered the report and recommendation of the Chief of Police, dated November 15, 2023, 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 purchase of the following Motorola Solutions communication equipment and services:

- (210) APX N70 Portable Radios with accessories and programming
- (55) APX 6500 Enhanced Mobile Radios with Remote Mount
- (70) APX 6500 Enhanced Mobile Radios with Remote Mount
- (7) APX 6500 Enhanced Mobile Radios with Base station - \$3,636,981.99
- Programming and Project Management Services from ProComm - \$21,589.29
- Radio Management for (125) Mobile Radios for 5 years - \$53,025.00
- Total Solutions Package Pricing - \$3,711,596.28
- Michigan State Contract #190000001544 Discount - (\$1,343,992.65)
- Radio Management Discount (Valid until December 15, 2023) - (\$53,025.00)
- Free KVL 5000, valued at \$8,055.00 (Valid until December 15, 2023) -\$0.00

from Motorola Solutions, Inc., 500 W. Monroe St., Chicago, IL 60661, to replace outdated portable and mobile radio communication hardware and services, in an amount not to exceed \$2,314,578.63. FURTHER, the Council does hereby authorize an expenditure in an amount not to exceed \$2,314,578.63 from funds budgeted for this purpose in Account No. 261-000-984-000 (Public Safety Communications); FURTHER, the Council does hereby determine to authorize the said purchase without competitive bidding inasmuch as the same is based upon the current State of

Michigan MiDEAL Contract #190000001544 for the new equipment and services; and such action is taken in accordance with the provisions set forth in Section 3.04.140.E.4 of the Livonia Code of Ordinances, as amended; and the Mayor and City Clerk are hereby authorized for and on behalf of the City of Livonia to execute a contract with Motorola Solutions, Inc., 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.

#393-23 RESOLVED, that having considered a communication from the Human Resources Director, dated November 15, 2023, which bears the signatures of the Director of Finance and the City Attorney, and is approved for submission by the Mayor, wherein it is recommended that the proposed 2023-2026 Collective Bargaining Agreement between the City of Livonia and the Livonia Command Officers Association (LCOA), as summarized in the tentative agreement attached to the aforesaid communication, be approved and adopted so as to effectuate the provisions set forth in the aforesaid agreement for the period December 1, 2023 through November 30, 2026, the Council does hereby approve of and concur in the aforesaid action of the Civil Service Commission and the Mayor and City Clerk are hereby requested to affix their signatures to the said agreement, for and on behalf of the City of Livonia, and to do all other things necessary or incidental to the full performance of this resolution.

#394-23 RESOLVED, that having considered a communication from the Director of Housing, dated November 15, 2023, 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 Lateefa Scott of the City-owned scattered site housing property, located at 20120 Deering, Livonia, Michigan 48152, which was acquired by the City of Livonia utilizing Federal Community Development Block Grant (CDBG) Program funds, further described as:

1D297 ARGONNE SUB T1S R9E L40 P5 WCR LOT 297, for the total purchase price of \$168,000.00;

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.

#395-23 RESOLVED, that having considered a communication from the Director of the Housing Commission, wherein he has requested a Substantial Amendment to the Community Development Block Grant (CDBG) 2016-2021 Consolidated Plan CR#181-16 and 2019-2020 Annual Action Plan CR#178-19 to include activities that prevent and respond to the spread of infectious diseases such as the coronavirus disease 2019 (COVID-19).

WHEREAS, the City Council of Livonia has approved the Substantial Amendment to the Community Development Block Grant (CDBG) 2016-2021 Consolidated Plan-CV and 2019-2020 Annual Action Plan, as defined in the Proposed Projects and Use of Funds; Funding will consist of \$196,155.00 plus an additional \$466,546.00 for a total of \$662,701.00 Community Development Block Grant-Coronavirus (CDBG-CV) funds allocated under the Coronavirus Aid, Relief, and Economic Security Acts (CARES Act) Act;

WHEREAS, the projects and programs approved under the Amended Community Development Block Grant (CDBG) 2016-2021 Consolidated Plan-CV and 2019-2020 Annual Action Plan, are to serve the public purpose and intent of the CARES Act, Public Law 116-136;

NOW, THEREFORE, BE IT RESOLVED, that with the adoption of the Community Development Block Grant – Coronavirus funded projects listed in the Proposed Projects and Use of Funds budget by the City Council of Livonia, the Housing Department Office of Community Development is authorized to prepare and submit the Substantial Amendment 2016-2021 Consolidated Plan-CV and 2019-2020 Annual Action Plan to the U.S. Department of Housing and Urban Development. Further, the Director of Housing, Mayor/Clerk shall have the authority to execute the sub-recipient contracts.

#396-23 RESOLVED, that having considered the report and recommendation of the Information Systems Director, dated November 14, 2023, 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 Hedrick Associates, 2360 Oak Industrial Drive, NE, Grand Rapids, Michigan 49505, for the purchase of one (1) Liebert EXM Datacenter UPS, in an amount not to exceed \$48,206.19 and the installation and electrical services from RCI Electric Company, 4999 McCarthy Dr., Milford, Michigan 48381, in an amount not to exceed \$32,600.00, for a total amount not to exceed \$80,806.19, to protect the City's computer equipment and properly transfer power to the City Hall generator in the event of a power outage and to replace the current UPS which is 20 years old and has reached the end of its life expectancy; FURTHER, the Council does hereby authorize an expenditure in an amount not to exceed \$80,806.19 already budgeted in Account No. 101-228-982-000 for this purpose; FURTHER, the Council does hereby determine to authorize the said purchase without competitive bidding inasmuch as the same is based upon the low State of Michigan bid price under MI-Deal Contract No. 171-180000001133 and such action is taken in accordance with the provisions set forth in Section 3.04.140.E.4 of the Livonia Code of Ordinances, as amended; and the Mayor and City Clerk are hereby authorized to execute a contract, approved as to form and substance by the Department of Law, 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.

#397-23 RESOLVED, that having considered the report and recommendation of the Assistant Director of Public Works, dated November 9, 2023, 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 accept the unit price bid of Burman's Tree Services, 17045 Garvey Rd., Chelsea, MI 48118 for performing all work required in connection with the City's 2024/2025 Right-of-Way Tree and Stump Removal Program for an estimated total cost not to exceed \$345,525.00 for FY 2024 and \$347,925.00 for FY 2025, said estimated costs and unit prices having been in fact the lowest bids received and meets all specifications; FURTHER, the Council does hereby authorize an expenditure in an amount not to exceed \$345,525.00 for FY 2024 and \$347,925.00 for FY 2025 from funds budgeted in Account No. 226-528-818-045 for this purpose; and the Mayor and City Clerk are hereby authorized to execute a contract, approved 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.

#398-23 RESOLVED, that having considered the report and recommendation of the Assistant Director of Public Works, dated

November 14, 2023, which bears the signatures of the Director of Public Works and the Director of Finance and is approved for submission by the Mayor, notifying the Council that two (2) existing pressure reducing valves (PRVs), located in City water mains just south of 8 Mile Road on Middlebelt Road (PRV-2) and Merriman Road (PRV-3), are nearing 30 years of operation and require replacement, the Council does hereby accept the quote of Jett Pump & Valve, 4770 Pontiac Lake Road, Waterford, MI 48328 for the purchase of two (2) Cla-Val pressure reducing valves, to include assistance with start-up operations, in an amount not to exceed \$68,834.37; FURTHER, the Council does hereby authorize an expenditure in an amount not to exceed \$68,834.37 from funds budgeted in FY 2024 Account No. 592-158-000 (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.E.3 of the Livonia Code of Ordinances, as amended, for the reason that Jett Pump & Valve is a sole source distributor of Cla-Val Pressure Reducing Valves in the State of Michigan and no advantage would result from requiring competitive bidding.

#399-23 RESOLVED, that having considered a communication from the City Engineer, dated November 8, 2023, which bears the signature of the Director of Public Works and is approved for submission by the Mayor, to which is attached various lists of sidewalks requiring installation or replacement within miscellaneous locations throughout the City of Livonia, to include approximately 355 scattered locations throughout the City, as well as 176 locations in the Sections 7 through 12 target areas that were identified as having 2" or greater vertical separations, said lists being included herein by reference, in connection with the 2024 Sidewalk Repair Program and for reasons stated, the Council does hereby require the respective owners of lots and premises referred to in said lists, to install or to remove and replace the sidewalk at such premises, and the Mayor and City Clerk are hereby requested to do all things necessary to carry out the provisions of this resolution which is made pursuant to Section 12.04.340 of the Livonia Code of Ordinances, as amended; FURTHER, said notice shall set forth that the respective owners of lots and premises herein referred to shall complete said sidewalk work no later than May 6, 2024, after which date the Engineering Division shall arrange for the construction and/or reconstruction of the said sidewalks; FURTHER, the Council does hereby authorize the construction and/or reconstruction of various sections of sidewalks and crosswalks at several locations within the City inasmuch as the same are the City's responsibility.

#400-23 RESOLVED, that having considered the report and recommendation of the City Engineer, dated November 8, 2023, which bears the signature of the Director of Public Works, and is approved for submission by the Mayor, regarding repair of sidewalks in the City of Livonia pursuant to the 2022 Sidewalk Program, Contract 22-G, at the locations and in the amounts indicated in the attachment to the aforesaid communication (the "Attachment"), which work was done pursuant to Council Resolution 118-22, adopted on April 4, 2022, and in accordance with the provisions of Section 340 of Title 12, Chapter 4 of the Livonia Code of Ordinances, as amended, the City Treasurer is hereby directed to send a statement of charges to all property owners in the amounts listed in the Attachment in accordance with Section 150 of Title 3, Chapter 8 of the Livonia Code of Ordinances, as amended, and the Council does hereby establish the evening of Monday, June 17, 2024, at 7:00 p.m., at the Livonia City Hall, 33000 Civic Center Drive, Livonia, Michigan, as the time and place when the Council shall meet for the purpose of adopting a resolution placing a special assessment upon said property for such charges unless the same are paid prior to the date of such meeting; and the City Clerk and City Treasurer are hereby requested to do all things necessary or incidental to the full performance of this resolution.

#401-23 RESOLVED, that having considered the report and recommendation of the City Engineer, dated November 8, 2023, which bears the signature of the Director of Public Works, and is approved for submission by the Mayor, regarding repair of sidewalks in the City of Livonia pursuant to the 2023 Sidewalk Program, Contract 23-G, at the locations and in the amounts indicated in the attachment to the aforesaid communication (the "Attachment"), which work was done pursuant to Council Resolution 71-23, adopted on February 27, 2023, and in accordance with the provisions of Section 340 of Title 12, Chapter 4 of the Livonia Code of Ordinances, as amended, the City Treasurer is hereby directed to send a statement of charges to all property owners in the amounts listed in the Attachment in accordance with Section 150 of Title 3, Chapter 8 of the Livonia Code of Ordinances, as amended, and the Council does hereby establish the evening of Monday, June 17, 2024, at 7:00 p.m., at the Livonia City Hall, 33000 Civic Center Drive, Livonia, Michigan, as the time and place when the Council shall meet for the purpose of adopting a resolution placing a special assessment upon said property for such charges unless the same are paid prior to the date of such meeting; and the City Clerk and City Treasurer are hereby requested to do all things necessary or incidental to the full performance of this resolution.

#402-23 RESOLVED, that having considered the report and recommendation of the City Engineer, dated November 9, 2023, which bears the signatures of the Director of Public Works and the City Attorney, and is approved for submission by the Mayor, with regard to a storm water maintenance agreement from Livonia Centers, LLC, in conjunction with the construction of a storm drain system that provides adequate drainage for the development of the property located at 30090 and 30100 Plymouth Road in the Southeast ¼ of Section 26, the Council does hereby determine as follows:

1. To accept on behalf of the City of Livonia, the jurisdiction and maintenance of the storm sewer within the property located at 30090 and 30100 Plymouth Road in the S.E. ¼ of Section 26, which accommodates storm water from the property developed at Livonia Centers, located at 30090 and 30100 Plymouth Road, with the maintenance agreement from the proprietor, Livonia Centers, LLC, 8351 N. Wayne Road, Westland, Michigan 48185, attached to said report and recommendation, indicating a corporate commitment to maintain the system and reimburse the City for any maintenance the City performs; and
2. To authorize the Mayor and City Clerk to execute the Storm Water Facilities Maintenance Agreement on behalf of the City.

#403-23 RESOLVED, that having considered the report and recommendation of the City Engineer, dated November 14, 2023, 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 an Intergovernmental Agreement between the County of Wayne and the City of Livonia for the improvement of Inkster Road from Schoolcraft Road to Five Mile Road, the Council does hereby approve the proposed Intergovernmental Agreement between the County of Wayne and the City of Livonia; and the Mayor and City Clerk are hereby authorized, for and on behalf of the City of Livonia, to execute the Intergovernmental Agreement in the manner and form herein submitted, subject to approval as to form and substance by the Department of Law; FURTHER, the Council does hereby authorize an expenditure in an amount not to exceed \$108,174.00 from funds budgeted for 2023 in Account No: 202-463-818-125 (Major Street Fund - City Participation in MDOT and County Projects) for this purpose; FURTHER, the Council does

hereby authorize a Working Capital Advance to the County of Wayne in the amount of \$54,087.00 as fifty percent (50%) of the City of Livonia's participation of the total project cost; and the City Engineer is hereby authorized to approve any 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.

#404-23 RESOLVED, that having considered the report and recommendation of the City Engineer, dated November 17, 2023, 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 OHM Advisors, 34000 Plymouth Road, Livonia, Michigan 48150, dated November 16, 2023, for the 2024 Traffic Signal Modernization Projects at the Intersections of Lyndon Avenue and Newburgh Road and at Levan Road and Five Mile Road, 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 OHM Advisors, 34000 Plymouth Road, Livonia, Michigan 48150, to provide design engineering services for the 2024 traffic signal modernization projects at the intersections of Lyndon Avenue and Newburgh Road and at Levan Road and Five Mile Road in an amount not to exceed \$76,000.00, said amount being based on the preliminary cost estimates and subject to adjustment based on the actual bids; FURTHER, the Council does hereby authorize an expenditure in an amount not to exceed \$76,000.00 from funds budgeted in Account No. 204-447-818-102 (Contractual Services – Engineering Consultant) 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.

#405-23 RESOLVED, that having considered a communication from the Department of Law, dated November 20, 2023, which is approved for submission by the Mayor, to which is attached a proposed License Agreement between the City of Livonia and Consumers Energy Company for property located at 32000 Glendale Street, Livonia, Michigan 48150, to allow Consumers Energy permission to use as a construction show up site, to include the outdoor storage of commercial vehicles and other construction equipment, for an annual rent of \$39,000.00 for a one-year term commencing December 1, 2023 through December 31, 2024, with the option to extend the agreement for up to three (3) additional

one month periods, the Council does hereby approve the aforesaid Agreement and authorizes the Mayor and City Clerk, for and on behalf of the City of Livonia, to execute the attached Agreement, subject to approval as to form and substance by the Department of Law, as well as to do all other things necessary or incidental to the full performance of this resolution.

#406-23 RESOLVED, that pursuant to Section 13.14(1) of the Livonia Zoning Ordinance and Section 601 of Act 110 of the Public Acts of Michigan of 2006, as amended, Lynda L. Scheel, 19980 Mayfield, Livonia, MI 48152, is hereby appointed to the Zoning Board of Appeals, effective immediately, to fill the unexpired term of Martha Ptashnik, which expires on July 12, 2026, with all the authority and duties as set forth in the said Zoning Ordinance and Act 110, and further provided that she takes the Oath of Office as required in Chapter X, Section 2 of the City Charter, to be administered by the Office of the City Clerk.

#407-23 RESOLVED, that pursuant to Section 13.14(1) of the Livonia Zoning Ordinance and Section 601 of Act 110 of the Public Acts of Michigan of 2006, as amended, Marc Rotondo, 33135 Pickford, Livonia, MI 48152, is hereby appointed to the Zoning Board of Appeals, effective immediately, to fill the unexpired term of Tamara Oliverio, which expires on July 12, 2024, with all the authority and duties as set forth in the said Zoning Ordinance and Act 110, and further provided that he takes the Oath of Office as required in Chapter X, Section 2 of the City Charter, to be administered by the Office of the City Clerk.

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

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

NAYS: None

A communication received from the City Clerk, dated November 29, 2023, re: transmitting resolutions adopted by the Local Officers Compensation Commission at its meeting held November 28, 2023, with respect to the salaries of elected officials for the calendar years 2024 and 2025, was received and placed on file for the information of the Council.

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

#408-23 RESOLVED, that having considered a communication from the Council Office, dated December 7, 2023, wherein it is requested that Council Resolution 362-23, adopted on November 13, 2023, be amended to reflect the correct organization name of Clarenceville Band Parents and Friends Club, the Council does hereby amend and revise Council Resolution 362-23 so as to read as follows:

RESOLVED, that having considered an application from Ellen Burns, Co-President, Clarenceville Band Boosters, dated November 7, 2023, the Council does hereby take this means to indicate that the Clarenceville Band Parents and Friends Club is recognized as a non-profit organization operating in the community, and the action herein being taken for the purpose of affording the Clarenceville Band Parents and Friends Club the opportunity to qualify for a charitable gaming license or registration from the State of Michigan in accordance with provisions of State statute.

Doug Ferguson, Clarenceville Band Director, clarified the reason for the request.

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

#409-23 RESOLVED, that having considered the report and recommendation of the City Engineer, dated November 16, 2023, 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 to close out contracts with Great Lakes Contracting Solutions, LLC and Anderson, Eckstein & Westrick, Inc., relative to the 2023 Concrete Road Maintenance/ Selective Slab Replacement Program (Contract 23-J), pursuant to Council Resolution Nos. 96-23 and 97-23, adopted on March 13, 2023, the Council does hereby determine to:

1. Approve payment to Great Lakes Contracting Solutions, LLC, 2300 Edinburgh, Waterford, MI 48328 in a not-to-exceed amount of \$163,566.00 from budgeted funds in Account No. 204-463-818-114 (Maintenance) and increasing the overall contract amount for 23-J from \$1,601,803.67 to

\$1,765,369.67 to close out the contract for the work performed;

2. Approve an expenditure and payment in the amount of \$20,445.75 from budgeted funds in Account No. 204-447-818-102 (Engineering Consultant) to Anderson, Eckstein & Westrick, Inc., 51301 Schoenherr, Shelby Township, Michigan, 48315 for the additional construction engineering for the project, increasing their contract from \$200,226.00 to \$220,671.75; and
3. Authorize the City Engineer to approve minor adjustments to 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.

On a motion by Councilmember Bahr, supported by Councilmember Morgan, and unanimously adopted, it was:

#410-23 RESOLVED, that having considered the report and recommendation of the City Engineer, dated November 30, 2023, 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 to provide final payment to Great Lakes Contracting Solutions, LLC relative to the 2023 Sidewalk and Pavement Replacement Program – Water Main Breaks (Contract 23-F), pursuant to Council Resolution No. 106-23, adopted on March 22, 2023, the Council does hereby determine to:

1. Approve an additional appropriation and expenditure in the amount of \$49,563.44 from the unexpended fund balance of the Water and Sewer Fund (592) for Contract 23-F;
2. Approve payment to Great Lakes Contracting Solutions, LLC, 2300 Edinburgh, Waterford, Michigan 48328 in a not-to-exceed amount of \$49,563.44 and increasing the overall contract amount for 23-F from \$300,760.88 to \$350,324.32 to provide final payment on the contract for the work performed; and
3. Authorize the City Engineer to approve minor adjustments to 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 Christopher Martin, Michigan, spoke about the Council year end meetings and freedom of speech.

Councilmember McIntyre spoke about her time on Council and thanked her colleagues and the Livonia residents for allowing her to serve the community.

Councilmember Bahr spoke about his time on Council. He thanked his colleagues, Livonia residents, and his family for their support during his years on Council.

Vice President Toy recognized President Jolly for his service as Council President. She also acknowledged Clerk Nash for her years of service.

Councilmember McCullough indicated it has been an honor to call the current Councilmembers his colleagues and friends.

On a motion by Councilmember Bahr, supported by Councilmember Morgan, and unanimously adopted, this 1,983rd Regular Meeting of the Council of the City of Livonia was adjourned at 7:44 p.m.

Susan M. Nash, City Clerk