MINUTES OF THE ONE THOUSAND NINE HUNDRED NINETY SIXTH

REGULAR MEETING JULY 1, 2024

On July 1, 2024, 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 Ptashnik led the meeting with the Pledge of Allegiance.

Roll was called with the following result: Martha Ptashnik, Rob Donovic, Carrie Budzinski, Scott Morgan, Laura Toy, Jim Jolly, and Brandon McCullough. Absent: None.

Elected and appointed officials present: Eric Goldstein, Assistant City Attorney; Lori L. Miller, City Clerk; Sara Kasprowicz, Program Supervisor of Council Office; Mark Taormina, Planning and Economic Development Director; and Todd Zilincik, City Engineer.

On a motion by Councilmember Jolly, supported by Councilmember Budzinski and unanimously adopted, it was:

#226-24 RESOLVED, that the Minutes of the 1,995th Regular Meeting of the Council held June 17, 2024 are approved as presented.

During Audience Communication Marlene Katafias, 15100 Merriman Road, asked that City Council Members name the new City Hall after former Mayor Jack Kirksey.

Piera Boldrin, 16527 Westbrook, spoke regarding the bicycle lane on Hubbard Road which made the ditch bigger.

Councilmember Budzinski indicated she spoke with Ms. Boldrin on July 1, 2024 and will look into the matter and be in touch.

Councilmember Jolly thanked Ms. Katafias for her idea and shared the recreation center is already named after former Mayor Jack Kirksey. He also thanked the Spree Board and volunteers for a wonderful Spree.

Councilmember Donovic, Councilmember Toy, Vice President Ptashnik, and President McCullough thanked the Spree President Sam Caramagno, the Spree Board, and the volunteers for the Spree.

Sam Caramagno, Livonia Spree President, reported on the Spree and thanked Council for their comments.

President McCullough announced new data was received for item #10 on the Agenda.

Councilmember Morgan announced the City of Livonia June retirees Vickie Locke, David Robertson, and Lynn York and wished them well.

A communication from the Department of Finance dated June 6, 2024, re: forwarding the Departmental Purchases Report, for the month ending May 2024.

On a motion by Vice President Ptashnik, supported by Councilmember Jolly, it was:

#227-24 RESOLVED, that having considered an application from Tracy Nolte, dated May 29, 2024, requesting permission to close Marie Street and Court, between Knolson Street and Minton Avenue, on Saturday, August 3, 2024, from 5:00 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 10, 2024, in the event of inclement weather, the action taken herein being made subject to the approval of the Police Department.

#228-24 RESOLVED, that having considered a communication from the Office of the Mayor, dated June 3, 2024, and in accordance with the provisions of the Brownfield Redevelopment Financing Act, Act 381 of Public Acts of the State of Michigan of 1996, as amended, the Council does hereby approve of and concur in the Appointment of Daniel West, 37600 St. Martins, Livonia, Michigan 48152, to the Livonia Brownfield Redevelopment Authority to fill the unexpired term of Jack Engebretson which will expire on November 24, 2026.

#229-24 RESOLVED, that having considered the report and recommendation of the Director of Homeland Security and Emergency Preparedness, dated May 30, 2024, which bears the signatures of the Chief of Police, Fire Chief, and City Attorney, and is approved for submission by the Mayor, to which is attached an amended Memorandum of Understanding between the Wayne County Department of Public Health and the City of Livonia, authorizing the City of Livonia to continue as a Closed Point of Dispensing (Closed POD) to ensure that the City maintains continuity of government during an event that jeopardizes the health and welfare of its citizens by enabling the City to acquire and provide the required medication/medical supplies needed; the Council does hereby authorize the Mayor and City Clerk, for and on behalf of the City of Livonia, to execute the memorandum of understanding, as amended, subject to the review and approval of the Law Department, and to do all other things necessary or incidental to the full performance of this resolution.

#230-24 RESOLVED, that having considered a communication from the City Engineer, dated June 7, 2024, 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 accept the bid of HMC, LLC, 6120 Millett Avenue, Sterling Heights, Michigan 48312 for performing all work required in connection with the Merriman Road Water Main Improvement Project (Plymouth Road to the CSX Railroad Right-of-Way) in an amount not to exceed $1,616,966.50, with inspector day costs to be included in the Construction Engineering (CE) costs, to be approved by City Council, based upon the Engineering Division’s estimate of units involved and subject to the final payment based on the actual units completed in accordance with the unit prices accepted herein, said amount and unit prices having been in fact the lowest bid received and meets all specifications; FURTHER, the Council does hereby authorize an expenditure in an amount not to exceed $1,616,966.50 from funds budgeted in Account No: 592-559-158-000 for this purpose; FURTHER, 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 with the aforesaid bidder and to do all other things necessary or incidental to the full performance of this resolution.

#231-24 RESOLVED, that having considered a communication from the Assistant City Engineer, dated June 7, 2024, 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 Hubbell, Roth & Clark, Inc., dated June 6, 2024, in connection with the Merriman Road Water Main Replacement Project (Plymouth Road to the CSX Railroad Right-of-Way), the Council does hereby authorize the Mayor and City Clerk, for and on behalf of the City of Livonia, to execute A contract amendment between the City of Livonia and Hubbell, Roth & Clark, Inc., 555 Hulet Drive, PO Box 824, Bloomfield Hills, Michigan 48303-0824, to provide construction engineering and administrative services for the Merriman Road Water Main Replacement Project (Plymouth Road to the CSX Railroad Right-of-Way), in an amount not to exceed $145,450.00; FURTHER, the aforesaid proposal is accepted without competitive bidding through the Qualification Based Selection Process (QBS), and such action is taken in accordance with Section 3.04.140.E.2.b of the Livonia Code of Ordinances, as amended; FURTHER, the Council does hereby authorize an expenditure in an amount not to exceed $145,450.00 from funds budgeted in Account No: 592-559-158-000 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.

#232-24 RESOLVED, that having considered a communication from the City Attorney, dated June 7, 2024, which bears the signature of the Director of Finance and is approved for submission by the Mayor, the Council does, for and on behalf of the City of Livonia, accept a cash donation in the amount of $385,000.00 from Ford Motor Company, the same to be deposited in and credited to Account No. 592-000-683-000 (Contribution Other) to be used for sewer maintenance and cleaning.

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

AYES: Ptashnik, Donovic, Budzinski, Morgan, Toy, Jolly, and McCullough

NAYS: None

President McCullough reported on the Committee of the Whole Meeting held on June 24, 2024.

On a motion by Councilmember Jolly, supported by Councilmember

Donovic and unanimously adopted, it was:

#233-24 RESOLVED, that having considered the report and recommendation of the Committee of the Whole, dated June 24, 2024, and a GMP Summary, dated June 21, 2024 (the “Summary”) regarding the new Senior Citizens Center, submitted pursuant to Council Resolution No. 070-24, the Council does hereby approve the summary as the “Guaranteed Maximum Price Amendment” to the agreement between owner and construction manager, AIA Document A133-2019; FURTHER, the Council does hereby approve the total Guaranteed Maximum Pricing totals in the amount of $25,505,610.33 set forth in the Summary; and FURTHER, the Council hereby waives, on behalf of the City, all inspection and permit fees with respect to the Project.

On a motion by Councilmember Jolly, supported by Councilmember Toy and unanimously adopted, it was:

#234-24 RESOLVED, that having considered an application from Daniel Munoz, dated May 30, 2024, requesting permission to close Auburndale Street between Jamison and Barkley Avenues, on Saturday, July 20, 2024, from 1:00 p.m. to 9:00 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 3, 2024, in the event of inclement weather, the action taken herein being made subject to the approval of the Police Department.

On a motion by Councilmember Donovic, supported by Councilmember Toy and unanimously adopted, it was:

#235-24 RESOLVED, that having considered a communication from the City Planning Commission, dated May 31, 2024, which transmits its resolution #06-21-2024, adopted on June 4, 2024, with regard to Petition 2024-04-08-01 submitted by Hubbel, Roth & Clark on behalf of the City of Livonia requesting approval of all plans in connection with a proposal to construct a new Livonia Senior Wellness Center and make renovations to the Kirksey Recreation Center at 15100 Hubbard Street, located at the southeast corner of Five Mile and Hubbard Roads, in the Northeast ¼ of Section 22, the Council does hereby concur in the recommendation made by the City Planning Commission and Petition 2024-04-08-01 is hereby approved and granted, subject to the following conditions:

1. The Site Plan identified as Sheet No. C-1A, dated May 6, 2024, as revised and prepared by Hubbell, Roth & Clark, Inc., is hereby approved and shall be adhered to;

2. All parking spaces, except the required handicapped spaces, shall be double-striped ten feet (10') wide by twenty feet (20') in length;

3. That the Landscape Plan identified as Sheet No. C-6, dated May 6, 2024, as revised and prepared by Hubbell, Roth & Clark, Inc., is hereby approved, and any modifications thereto shall be pre-approved by the Planning Department;

4. The Exterior Elevations Plan marked A-201 and A-202, dated May 3, 2024, as revised, prepared by Hubbell, Roth & Clark, Inc., are hereby approved;

5. All rooftop mechanical equipment shall be concealed from public view on all sides by screening compatible with the building's exterior materials; and

6. The three walls of the trash dumpster area shall be constructed of building materials that complement the building. The enclosure gates shall be made of solid panel steel or durable, long-lasting solid panel fiberglass.

Steve King, 33950 Coventry, asked that the retention pond be revisited to locate it underground.

A communication received from the City Attorney, dated June 18, 2024, in response to a question raised by Council Vice President Ptashnik at the June 17, 2024 Study Meeting, with respect to this item, was received and placed on file for the information of the Council.

On a motion by Vice President Ptashnik, supported by Councilmember Morgan and unanimously adopted, it was:

#236-24 RESOLVED, that having considered the report and recommendation of the Department of Law, dated May 30, 2024, which bears the signature of the City Attorney and is approved for submission by the Mayor, to which is attached a proposed Lease Agreement for renewal of the lease between the City of Livonia and the Livonia Save Our Youth Task Force for 360 square feet of space in the City Hall Annex's east wing for property located at

33000 Civic Center Drive, Livonia, Michigan 48154, the Council does hereby approve a renewal of the lease agreement between the City of Livonia and the Livonia Save Our Youth Task Force, 33000 Civic Center Drive, Livonia, Michigan 48154 for a period of three (3) years, beginning August 1, 2024 through July 31, 2027, under the same terms and conditions as set forth in the 2021 Lease Agreement, at an initial monthly rate of $453.77, with a 3% annual escalator; and the Mayor and City Clerk are hereby authorized to execute the attached Lease 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.

On a motion by Councilmember Jolly, supported by Vice President Ptashnik and unanimously adopted, it was:

#237-24 RESOLVED, that having considered a communication from Joanne Hollenbeck, dated June 10, 2024, which requests permission to waive Section 8.32.070 (Noise Control) of the Livonia Code of Ordinances, as amended, to host a graduation party with music and BBQ truck, on Woodring Street between W. Chicago and Vermont Streets, scheduled for Saturday, July 13, 2024, from 1:30 p.m. until 10:00 p.m., the Council does hereby determine to waive Section 8.32.070 (Noise Control) of the Livonia Code of Ordinances between the hours of 1:30 p.m. and 10:00 p.m. in connection with this event to be held on Saturday, July 13, 2024.

On a motion by Councilmember Jolly, supported by Councilmember Donovic and unanimously adopted, it was:

#238-24 RESOLVED, that having considered a communication from the Department of Law, dated June 25, 2024, which bears the signatures of the City Attorney and Director of Public Works, and is approved for submission by the Mayor, to which is attached a letter from Vincent Hoyumpa, Chief of Staff of Priority Waste, LLC, a Michigan Limited Liability Company ("Priority"), located at 45000 River Ridge Dr., Suite 200, Clinton Twp., Michigan 48038, dated June 24, 2024, on behalf of Priority, agrees to assume all obligations and requirements of the November 25, 2015 Contract and Contract Extension dated September 19, 2023, between GFL Environmental USA, LLC ("GFL") and the City of Livonia ("Contract"); FURTHER, Priority agrees to be bound by and comply with all of the terms and conditions of said Contract and the Extension of same and Priority agrees to be deemed the "Contractor" as set forth in the Contract; the Council does hereby approve the assignment of contractor status under the contract from GFL to Priority.

Sam Caramagno explained the company's change of ownership. He indicated there will be real time cameras on the trucks and other changes to improve service.

Don Rohraff, DPW Director, explained this transition will not affect the upcoming contract which will be coming before Council in the next few weeks.

During Audience Communication Steve King, 33950 Coventry, said the Spree went very smooth and he thanked Kayleigh Reid, the Spree Executive Director for her hard work.

On a motion by Councilmember Toy, supported by Councilmember Jolly and unanimously adopted, this 1,996th Regular Meeting of the Council of the City of Livonia was adjourned at 7:49 p.m.

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Lori L. Miller, City Clerk