

**MINUTES OF THE TWO THOUSAND FOURTH REGULAR
MEETING NOVEMBER 6, 2024**

On November 6, 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. Councilmember Budzinski led the meeting with the Pledge of Allegiance, with the aid of the Falcons cheer team.

Roll was called with the following result: Carrie Budzinski, Scott Morgan, Laura Toy, Jim Jolly, Martha Ptashnik*, Rob Donovic, and Brandon McCullough. Absent: None. (**Vice President Ptashnik late arrival at 7:45 p.m.*)

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

Councilmember Jolly presented a commendation on behalf of City Council and the Mayor to the Livonia JV Falcon Cheer team, who recently competed and successfully took First Place at the Regional Cheer Fest and applauded the team, their coaches and their parents for their hard work and sportsmanship.

President McCullough announced Agenda Item #2 was removed from the Consent Agenda at the request of the Petitioner.

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

#368-24 RESOLVED, that the Minutes of the 2,003rd Regular Meeting of the Council held October 21, 2024 are approved as presented.

During Audience Communication, Robert Nash, 16136 Golfview, Livonia, spoke to congratulate his friend, Jim Jolly, on winning his bid for 16th District Court Judge. Mr. Nash shared his twenty-year relationship and friendship with Councilmember Jolly. Mr. Nash congratulated Robin Persiconi who ran a great campaign against Jolly and apologized to her husband publicly for a

misunderstanding yesterday at the polls. Mr. Nash congratulated Judge Kathleen McCann on her upcoming retirement who did a great job serving as a Judge here in Livonia for 30 years. Mr. Nash congratulated Clerk Miller on doing a great job with yesterday's election and Deputy Clerk Doris DeMarco, and Janet Douglas, Elections Coordinator, as well as all staff members of the City Clerk's Office. Mr. Nash concluded by thanking current and past Councilmembers and leaders for their great leadership and stated the United States is the best country to live in. Mr. Nash thanked and appreciated Mayor Brosnan Miller for her leadership and taking Vision 21 forward.

Councilmember Jolly thanked Bobby Nash for his friendship and stated he worked many years with Mr. Nash who taught him the ropes on how to be a Court Officer. Jolly stated Bobby is a great guy and has gone above and beyond for himself and mentored him on leadership and the great community of Livonia. Jolly stated a title is not needed to be a leader in this community and Mr. Nash is the epitome of that and thanked him for his help throughout life. Jolly stated the new process of Early Voting this year was a new process of getting in front of Livonia voters to vie for their votes and commended Ms. Persiconi for her hard-fought campaign and stated she was an excellent person, candidate and attorney and who knows what the future holds and to be thankful for the great country we live in.

Councilmember Toy indicated she will miss Councilmember Jolly when he moves on to being a Judge. She stated Jolly leads with his heart and intelligence and has always known the right time to crack good jokes when needed and will miss him greatly. Further, Mr. Nash and his family have been so instrumental in helping lead and shape this City and we are lucky to have him and others who have been so helpful. She thanked Judge McCann for her service and stated she knows she has been a great judge. Toy stated it was a very interesting election and race statewide and wished congratulations to those who have run for office, never before have we seen such a great voter turnout. Toy thanked Clerk Miller for her hard work at the election.

Councilmember Donovic said "hats off" to Clerk Miller, her team, and all the election workers who worked yesterday and stated it would not be possible without all the help of those who work our elections and all the hard work done. Donovic thanked Mr. Nash and his family for their efforts and leadership in shaping Livonia into such a great community that it is today. Donovic congratulated Councilmember Jolly for his victory in becoming 16th District Court Judge and his opponent who ran a hard campaign acknowledging how difficult it is to run for office. Donovic stated his father got to vote for the first time as an Albanian immigrant and stated how great a country we live in. Donovic thanked all veterans for their service and stated next week we celebrate Veterans Day and our right to vote and our entire democratic process.

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

#369-24 RESOLVED, that upon a motion made by Councilmember Rob Donovic, supported by Councilmember Laura Toy, at the Regular Meeting held November 6, 2024, the Council does hereby refer the subject matter of a proposed Ordinance amendment related to big box stores, new retail stores, and/or stores undergoing substantial repairs/renovations to include installation of shopping cart control mechanisms to ensure that carts do not leave the store's parking lot(s) and/or property to the Department of Law for its report and recommendation.

Councilmember Morgan announced the City of Livonia retirees for the month of October as follows: Nora Brock, 25 years of service, retired from the Clerk's Office on October 1st; Felicia Cross, 27 years and 9 months, retired from the Community Transit Office on October 1st; and Scott Miller, 35 years and 5 months, retired from the Planning Department on October 11th.

Councilmember Budzinski offered congratulations to Councilmember Jolly on his win for 16th District Court Judge and stated he would be greatly missed. She thanked Clerk Miller and her team on running a successful election and stated it is difficult to run for office but encouraged anyone interested to run for office. Councilmember Budzinski stated Veterans Day is coming up and we have the Livonia Veterans Connection which is a group of local veterans, led by Steve Alexander, who meet monthly at different locations throughout the City. Budzinski thanked veterans for their service and recommended anyone interested in the Veterans Connection group check out their Facebook page. Councilmember Budzinski concluded by announcing her final in-person Coffee Hour which will be held on Saturday, November 16th at the Civic Center Library at 11:00 a.m. open to all residents and will review what has happened on Council this year and encouraged residents to visit.

Councilmember Toy announced there will be a Veterans Memorial Ceremony this Sunday, November 10th at 10:30 a.m. at the Old Rosedale Gardens Presbyterian Church located on Hubbard and West Chicago.

President McCullough announced there was New Data received on Items 5a, 5b and 8. President McCullough congratulated Clerk Miller and her team for running a great election for the City, stating it was a heavy lift and there many curve balls given the magnitude of the Presidential election. Seeing the balance of power, shift and move, and the democratic process which makes this great country what it is.

President McCullough offered his sincere congratulations to Jim Jolly on his win for 16th District Court Judge. President McCullough announced

he has a great rapport, was an amazing Parliamentarian, and stated he felt Councilmember Jolly has wanted the position of Judge for a number of years and wished him the best and acknowledged the intense race and the well-run campaign by his opponent, Robin Persiconi.

President McCullough stated he was participating in a Red Wings Alumni charity game this coming weekend at USA Hockey Arena in Plymouth and stated tickets to the event were \$25.00 with proceeds going to support the Living and Learning Enrichment Center out of Northville. President McCullough stated it was a great organization that has a small outreach post run out of the Kirksey Recreation Center and does a lot of great things out in the community for residents.

Lori L. Miller, Clerk, thanked everyone for their support and stated it was a heavy lift, but a team effort with much help from various City departments. Ms. Miller stated over 9,800 voters participated at the Early Voting single-site location, averaging close to 1,100 voters per day over the nine (9) day - eight (8) hour period. The Clerk's Office issued over 31,000 absentee ballots with a 97% rate of ballots returned. Ms. Miller stated things were done differently this election and her office partnered with a DJ at the Polls organization that provided a free DJ at the Emerson polling location. Ms. Miller highlighted first-time citizens registering and voting at City Hall all throughout election day. Ms. Miller stated her staff worked tirelessly and went above and beyond every day, providing customer service with a smile and making sure every vote was counted. Ms. Miller stated she reached out to local schools and the LPS Administration Office and was thankful for the assistance of more than 40 students who helped the Clerk's Office sort ballots and election materials throughout the day. Ms. Miller concluded by thanking all City departments, Mayor Maureen Miller Brosnan, all elected officials and department heads, and the continued support of Council members for making Election Day a community-wide success.

President McCullough wished Councilmember Budzinski a Happy Birthday.

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

#370-24 RESOLVED, that having considered a communication from the Deputy Clerk, dated October 10, 2024, to which is attached a communication from Jeff and Karen Hargis, dated August 14, 2024, wherein a request is submitted to determine whether or not to vacate a portion of the existing right-of-way abutting the east side of the property located at 20210 Purlingbrook Street, located in the Northeast 1/4 of Section 2, and pursuant to a request from the Planning and Economic Development Director, at the Study Meeting held October 21, 2024, to refer this matter to the

Administration, the Council does hereby refer this item to the Administration for its report and recommendation.

#371-24 RESOLVED, that having considered a communication from the Director of Housing, dated October 9, 2024, 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 Allied Building Service Company of Detroit, Inc., 1801 Howard Street, Detroit, MI 48216 for performing all work required in connection with the purchase and replacement of five (5) metal doors, with steel framing and all-inclusive hardware, for the following locations in Newburgh Village: a) community building front door with ADA access; b) community building rear access door; c) passage door at maintenance garage; d) maintenance door in community building, and e) laundry room entry door with ADA access panel, in an amount not to exceed \$68,960.00, the same having been the lowest bid received which meets all specifications; FURTHER, the Council does hereby authorize an expenditure in an amount not to exceed \$68,960.00 from Account No. 536-677-931-000 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.

#372-24 RESOLVED, that having considered the report and recommendation of the Superintendent of Parks and Recreation, dated October 1, 2024, submitted pursuant to Council Resolution 378-20, adopted on December 14, 2020, which bears the signatures of the Director of Finance and the City Attorney, and is approved for submission by the Mayor, to which is attached a proposed Owner's Advisor Agreement from M Slater Consulting LLC, 33003 Brookside Ct., Livonia, MI 48152 ("Consultant"), the Council does hereby authorize the Mayor and City Clerk, for and on behalf of the City of Livonia, to execute the proposed Owner's Advisor Agreement, subject to approval as to form and substance by the Department of Law, between the City of Livonia and consultant, to provide professional consulting services for the construction phase of the Senior Center Addition and Recreation Center Improvements Project, in an amount not to exceed \$100,000.00 (\$95.00 per hour, commencing upon signing by both parties and shall continue until April 30, 2026 or sooner per contract terms); FURTHER, the aforesaid proposal is accepted without competitive bidding for the reasons that Consultant has over 30 years' experience in managing project finances of all sizes, is the former Finance Director of the City of Livonia and has invaluable experience in ensuring that the contractors complete the Senior

Center addition and Recreation Center improvement work by coordinating with PCI Dailey and HRC, approving submittals, tracking change orders, and assisting with grant compliance, such that there are ample reasons to waive competitive bidding under Code of Ordinances Section 3.04.140.E2a; FURTHER, the Council does hereby authorize an additional appropriation and expenditure in an amount not to exceed \$100,000.00 from the unexpended fund balance of the Senior Center Construction Fund (419) for this purpose; and the Mayor and City Clerk are hereby authorized to do all things necessary or incidental to the full performance of this resolution.

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

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

NAYS: None

A communication received from resident Jeanine Miller, 9311 Woodring Street, dated October 20, 2024, requesting Council's approval of funds for the Alfred Noble Facility Infrastructure Assessment, was received and placed on file for the information of the Council.

An email communication received from Janeane Bickham, dated October 17, 2024, regarding updates needed at Sheldon Park, was received and placed on file for the information of the Council.

President McCullough provided a report on the Committee of the Whole meeting held October 16, 2024, re: the subject matter of the Noble Library and Sheldon Park Issues and indicated the item will remain in Committee. (CR 116-24)

A communication received from Lindsay Szwejkowski, AFSCME Local 192 President, dated October 17, 2024, forwarding a proposed agreement with respect to custodial services at the Kirksey Recreation Center, was received and placed on file for the information of the Council. (CR 206-24)

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

#373-24 RESOLVED, that having considered the report and recommendation of the Committee of the Whole, dated October 16, 2024, submitted pursuant to Council Resolution 206-24, and a communication from the Superintendent of Parks and Recreation, dated September 15, 2024, which bears the signatures of the Director of Public Works and the Director of Finance, and is approved for submission by the Mayor, to which is attached a bid proposal from RNA Facility Management for overnight custodial services at the Jack E. Kirksey Recreation Center for fiscal years 2025, 2026, 2027 and 2028, the Council does hereby accept the bid of RNA Facility Management, 4130 Varsity Drive, Suite A, Ann Arbor, MI 48108 for overnight custodial services, from 10:30 pm to 4:30 am, seven (7) days per week, at the Jack E. Kirksey Recreation Center, in an amount not to exceed \$166,497.00 for year one, with annual percentage increases of 3% for fiscal years 2026, 2027 and 2028, the same having been in fact the second lowest bid received and meets all specifications; FURTHER, the Council does hereby reject the bid submitted by Facilities360 in that an evaluation team from the Department of Parks and Recreation determined that RNA Facility Management scored the highest based on its proposal, interview, and references; FURTHER, the Council does hereby authorize an expenditure in an amount not to exceed \$166,497.00 from Account Nos. 208-755-712-523 and 208-755-725-523 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.

Councilmember Donovic took from the table, for second reading and adoption, the following Ordinance:

AN ORDINANCE ADDING SECTION 155 TO 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: Morgan, Toy, Jolly, Ptashnik, and Donovic.

NAYS: Budzinski and McCullough.

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

Councilmember Donovic stepped down from the dais at 8:13 p.m. to avoid any perceived conflict of interest on the following item.

On a motion by Councilmember Morgan, supported by Councilmember Toy, it was:

#374-24 RESOLVED, that having considered a report and recommendation from the City Engineer, dated October 8, 2024, approved for submission by the Mayor, to which is attached a communication from Joe Eadeh of Fortesa Homes, dated October 7, 2024, requesting a waiver of the sidewalk requirement in front of the newly constructed homes at 20533, 20555, 20577 and 20599 Angling, in the N.E. 1/4 of Section 1, the Council does hereby approve this request inasmuch as omitting the sidewalk on the subject properties would have no detrimental effect upon the neighboring properties at this time due to the absence of sidewalks within the neighboring area; FURTHER, the Council does hereby reserve the right to require sidewalks at this location in the event that additional sidewalks are installed in this area at some future date.

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

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

NAYS: None.

Councilmember Donovic returned to the dais at 8:14 p.m.

An email communication from Scott Peruski, PE, Project Manager, PEA Group, dated October 30, 2024, re: forwarding revised Site Plans with respect to the waiver petition submitted by The Learning Tree, was received and placed on file for the information of the Council. (Petition 2024-09-02-14)

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

#375-24 RESOLVED, that having considered a communication from the City Planning Commission, dated October 9, 2024, approved for submission by the Mayor, which transmits its resolution #10-48-2024, adopted on October 8, 2024, with regard to Petition 2024-09-02-14 submitted by The Learning Tree, requesting waiver use approval to operate a day care nursery at 37400 Seven Mile Road, located on the northeast corner of Newburgh Road and Seven Mile Road in the Southwest $\frac{1}{4}$ of Section 05, the Council does hereby concur in the recommendation made by the City Planning Commission and Petition 2024-09-02-14 is hereby approved and granted, subject to the following conditions:

1. That the Site Plan, labeled C-2.0 on plans dated October 30, 2024, as revised, is hereby approved and shall be adhered to;
2. That the Preliminary Landscape Plan, labeled Sheets L-1.0 and L-1.1 dated October 30, 2024, as revised, is hereby approved and shall be adhered to;
3. That only conforming signage is approved with this petition, and any additional signage shall be separately submitted for review and approval by the Zoning Board of Appeals;
4. That no LED lightband or exposed neon shall be permitted on this site, including but not limited to, the building or around the windows;
5. The tenant(s) of this building shall not engage in any form of solicitation for business within the public rights-of-way of Newburgh or Seven Mile Road;
6. That the entire outdoor play area shall be surrounded by six-foot (6') high vinyl privacy fencing;
7. That the parking lot shall be repaired, resealed and restriped to the satisfaction of the Inspection Department;
8. That the hours of operation for this childcare facility shall be limited to 6:00 a.m. to 7:00 p.m., Monday through Friday;
9. That the Petitioner shall enter into a conditional agreement limiting the waiver to this user only, with the provision to extend this waiver use approval to a new user only upon approval of the new user by the City Council;
10. That the specific plan referenced in this approving resolution

shall be submitted to the Inspection Department at the time the building permits are applied for; and

11. Pursuant to Section 13.13 of the Livonia Zoning Ordinance, as amended, this approval is valid for a period of one year only from the date of approval by the City Council, and unless a building permit is obtained, this approval shall be null and void at the expiration of said period.

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

#376-24 RESOLVED, that having considered a communication from the City Planning Commission, dated October 10, 2024, approved for submission by the Mayor, which transmits its resolution #10-49-2024, adopted on October 8, 2024, with regard to Petition 2024-09-02-15 submitted by K Romaya Food Service, L.L.C., on behalf of Papa Romano's, requesting waiver use approval to operate a full-service restaurant with a on-premises Class C liquor license (sale of beer, wine and spirits for consumption on the premises) and an off-premises SDM liquor license (sale of packaged beer and wine) at 36127 and 36131 Plymouth Road, located on the south side of Plymouth Road between Yale Avenue and Levan Road in the Northeast ¼ of Section 32, the Council does hereby concur in the recommendation made by the City Planning Commission and Petition 2024-09-02-15 is hereby approved and granted, subject to the following conditions:

1. That this approval is subject to City Council waiving the 500-foot separation requirement between SDM-licensed establishments and the 1,000-foot separation requirement between Class C-licensed establishments;
2. That the maximum customer seating count shall not exceed a total of thirty-three (33) interior seats;
3. That only conforming signage is approved with this petition, and any additional signage shall be separately submitted for review and approval by the Zoning Board of Appeals;
4. That no LED lightband or exposed neon shall be permitted on this site including, but not limited to, the building or around the windows;
5. That unless approved by the proper local authority, any type of exterior advertising, such as promotional flags, streamers or

sponsor vehicles designed to attract the attention of passing motorists, shall be prohibited;

6. This waiver use and the operation of Class C and SDM liquor licenses remain valid only as long as the property is leased by the current applicant and the leased premise retains its current use as a full-service restaurant which shall be maintained in substantial compliance with the floor plan submitted with the application on August 27, 2024; and

7. Pursuant to Section 13.13 of the Livonia Zoning Ordinance, as amended, this approval is valid for a period of one year only from the date of approval by the City Council, and unless a building permit is obtained, this approval shall be null and void at the expiration of said period.

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

#377-24 RESOLVED, that having considered a communication from the City Planning Commission, dated October 10, 2024, approved for submission by the Mayor, which transmits its resolution #10-49-2024, adopted on October 8, 2024, with regard to Petition 2024-09-02-15 submitted by K Romaya Food Service, L.L.C., on behalf of Papa Romano's, requesting waiver use approval to operate a full-service restaurant with a on-premises Class C liquor license (sale of beer, wine and spirits for consumption on the premises) and an off-premises SDM liquor license (sale of packaged beer and wine) at 36127 and 36131 Plymouth Road, located on the south side of Plymouth Road between Yale Avenue and Levan Road in the Northeast ¼ of Section 32, the Council does hereby waive the 500-foot separation requirement from existing SDM licensed establishments as set forth in Section 6.03(2)(A) of the Livonia Zoning Ordinance.

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

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

NAYS: None

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

#378-24 RESOLVED, that having considered a communication from the City Planning Commission, dated October 10, 2024, approved for submission by the Mayor, which transmits its resolution #10-49-2024, adopted on October 8, 2024, with regard to Petition 2024-09-02-15 submitted by K Romaya Food Service, L.L.C., on behalf of Papa Romano's, requesting waiver use approval to operate a full-service restaurant with a on-premises Class C liquor license (sale of beer, wine and spirits for consumption on the premises) and an off-premises SDM liquor license (sale of packaged beer and wine) at 36127 and 36131 Plymouth Road, located on the south side of Plymouth Road between Yale Avenue and Levan Road in the Northeast ¼ of Section 32, the Council does hereby waive the 1,000-foot separation requirement from existing Class C licensed establishments as set forth in section 6.09(2)(A) of the Livonia Zoning Ordinance.

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

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

NAYS: None

On a motion by Councilmember Toy, supported by Councilmember

Jolly, it was:

#379-24 RESOLVED, that having considered a communication from the Human Resources Director, dated October 23, 2024, which bears the signature of the City Attorney, and is approved for submission by the Mayor, the Council does hereby, by a two-thirds roll call vote in accordance with Section 7(1) of the Open Meetings Act, direct that a closed Committee of the Whole meeting be held for the purpose of discussing strategy connected with the negotiations of collective bargaining agreements.

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

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

NAYS: None

On a motion by Councilmember Jolly, supported by

Councilmember Toy, and unanimously adopted, it was:

#380-24 RESOLVED, that having considered a communication from the City Engineer, dated October 17, 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 October 16, 2024, in connection with the Newburgh Road Sidewalk Extension Project from Pembroke Avenue to Joshua Simmons Drive, 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, P.O. Box 824, Bloomfield Hills, Michigan 48303-0824, to provide design engineering services for the Newburgh Road sidewalk extension project from Pembroke Avenue to Joshua Simmons Drive, in an amount not to exceed \$23,990.00; 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 \$23,990.00 from funds budgeted in Account No: 204-463-974-200 (Non-Motorized Path Fund) 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.

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

#381-24 RESOLVED, that having considered the report and recommendation of the Assistant City Engineer, dated October 18, 2024, which bears the signatures of the Director of Public Works and the Director of Finance, and is approved for submission by the Mayor, regarding the Leachate Pump Electrical Service Relocation at the City-owned landfill (32600 Glendale Avenue), which includes removal of the existing aerial power feed, placement of a new pole and transformer, and feeding the underground wiring, the Council does hereby determine as follows:

a) Waive the formal bidding process under Section 3.04.140.E.3 of the Livonia Code of Ordinances, as amended, as

DTE Energy is a sole provider and RCI Electric is the City's approved electrical contractor;

b) Award a contract for \$25,820.24 to DTE Energy, 8001 Haggerty Road, Belleville, Michigan 48111 for the removal of the existing and installation of the new service lead to the landfill leachate pump;

c) Award a contract for \$4,125.08 to RCI Electric Company, 4999 McCarthy Drive, Milford, Michigan 48381 for the final connection and leachate pump start-up;

d) Authorize an appropriation and expenditure in an amount not to exceed \$29,945.32 for the Leachate Pump Electrical Service Relocation from budgeted funds in Account No. 226-528-818-041;

and

e) 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.

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

#382-24 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.

Jolly gave first reading to the following Ordinance:

AN ORDINANCE ADDING CHAPTER 25 (CAPITAL IMPROVEMENT) TO TITLE 2 OF THE LIVONIA CODE OF ORDINANCES, AS AMENDED.

The foregoing Ordinance, when adopted, is filed in the Journal of Ordinances in the Office of the City Clerk and is the same as if word for word repeated herein.

The above Ordinance was placed on the table for consideration at an upcoming Regular meeting.

There was no Audience Communication at the end of the meeting.

On a motion by Councilmember Toy, supported by Councilmember Jolly and unanimously adopted, this 2,004th Regular Meeting of the Council of the City of Livonia was adjourned at 8:40 p.m.

Lori L. Miller, City Clerk