

MINUTES OF THE ONE THOUSAND NINE HUNDRED TWENTY-SIXTH

REGULAR MEETING OF AUGUST 9, 2021

On August 9, 2021, the above meeting was called to order in the Auditorium of City Hall, 33000 Civic Center Drive by President Kathleen McIntyre at 7:06 p.m. Councilmember Jim Jolly led the meeting in the Pledge of Allegiance.

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

Elected and appointed officials present: Scott Miller, Planner IV; Todd Zilincik, City Engineer; Paul Bernier, City Attorney; Susan M. Nash, City Clerk; LaShawn Thomas, Director of Governmental Affairs; Gregory Yon, Police Captain; Dave Heavener, Fire Chief; Don Rohraff, Director of Public Works; Ted Davis, Superintendent of Parks and Recreation; Brandie Isaacson, Director of Housing; and Sara Kasprowicz, Manager of Council Office.

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

#247-21 RESOLVED, that the minutes of the 1925th Regular Meeting of the Council held July 26, 2021, are approved as presented.

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

#248-21 RESOLVED, that on a motion by Vice President Scott Bahr, supported by Councilmember Laura Toy, at the Regular Meeting of August 9, 2021, that the subject matter of establishing procedures and rules for setting council agendas for all meetings (study, regular and committee) be referred to the Committee of the Whole for its report and recommendation.

Vice President Bahr wished his nephew Jeremiah who is in from out of town, a happy birthday.

President McIntyre congratulated the St. Andrew's Society of Detroit on the success of the 172nd Highland Games over the weekend.

She also commented on the passing of June Kendall, longtime friend of many organizations in Livonia.

Brian Meakin, as Executive Director of the Livonia Community Foundation, presented the City of Livonia with a check for \$10,000.00 for the First Responders and gave the history of the Foundation. He then introduced John Hiltz, President of the Foundation.

Hiltz stated it is with the generosity and support of our citizens that they've been successful. The Foundation during the difficult times created a special fund called the Covid Relief Fund, which was designed to help our First Responders. He stated this larger contribution that is being made tonight comes as a result of a contribution made to the Foundation via the Hardy's Family Trust and it was through that generosity that the Foundation is able to support our First Responders and pass that support along to the Police and Fire Departments.

Fire Chief Dave Heavener and Police Captain Gregory Yon thanked the Foundation on behalf of their respective departments and stated the money was used to purchase electrostatic sprayers which allows them to spray their equipment and very thoroughly clean and sterilize the equipment as well.

Hiltz acknowledged City Clerk Susan Nash and President Kathleen McIntyre for their work with the Foundation.

Councilmember Toy announced the retirees for the month of July, those being Matthew Maurier, Battalion Chief with 27 years of service; and James Vrooman, Senior Police Officer, with 25 years of service.

She then wished happy birthday to Councilmember Brandon McCullough and Gary Garrison, longtime City employee.

During Audience Communication Reno Cassar, 36505 Roycroft, complained about high frequency noises coming from the Mendelsohn-Kornblum medical facility on Five Mile Road and the remedies put in place which lasted about four months but now the MRI machine is running constantly.

Council granted Cassar an additional minute of speaking time wherein he stated he thinks there should be a permanent solution to the problem, like a sound barrier or something.

Don Rohraff, Director of Public Works, provided an update on refuse pick-up problems throughout the City and further discussion was held.

Sam Caramagno, GFL, came to the podium to address Council concerning labor and staffing problems they are encountering and what is being done to try and alleviate those issues and others.

President McIntyre asked that Council be provided an update weekly until things get back on track.

On a motion by Bahr, supported by Jolly, it was:

#249-21 RESOLVED, that having considered an application from Chris Inch, Livonia Stevenson Cross Country Coach, 33500 Six Mile Road, Livonia, MI 48152, dated July 9, 2021, requesting permission to close Perth Street from Stark Road until it dead-ends West of Farmington, on Friday, August 20, 2021, from 4:00 p.m. to 10:00 p.m., for the purpose of conducting a nighttime high school cross country meet, the Council does hereby grant permission as requested, the action taken herein being made subject to the approval of the Police Department.

#250-21 RESOLVED, that having considered an application from Jackie Gordon, 11017 Arden, Livonia, MI 48150, dated July 3, 2021, requesting permission to close Arden between Elmira and Orangelawn, on Friday, August 27, 2021, from 4:00 p.m. to 10:00 p.m., for the purpose of conducting a block party with BBQ, games, and bounce house, the Council does hereby grant permission as requested, the action taken herein being made subject to the approval of the Police Department.

#251-21 RESOLVED, that having considered an application from Karen Werden, 19651 Flamingo, Livonia, MI 48152, dated June 28, 2021, requesting permission to close Flamingo between St. Martins and Bretton, on Saturday, August 28, 2021, from 3:00 p.m. to 10:00 p.m., for the purpose of conducting a block party with music, games and BBQ, the Council does hereby grant permission as requested, including therein permission to conduct the said affair on Saturday, September 4, 2021, in the event of inclement weather, the action taken herein being made subject to the approval of the Police Department.

#252-21 RESOLVED, that having considered an application from Krista Leavens, 28615 Grandon Street, Livonia, MI 48150, dated June 21, 2021, requesting permission to close Grandon Street between Brentwood and Harrison, on Saturday, August 28, 2021, from 3:00 p.m. to 10:00 p.m., for

the purpose of conducting a block party with bounce house, BBQ and kids activities, the Council does hereby grant permission as requested, the action taken herein being made subject to the approval of the Police Department.

#253-21 RESOLVED, that having considered an application from Julie Freda, 15643 Sussex, Livonia, MI 48154, dated July 7, 2021, requesting permission to close Sussex between Sherwood and Fitzgerald, on Saturday, September 11, 2021, from 11:00 a.m. to 10:00 p.m., for the purpose of conducting a block party with bike parade, kids games, BBQ and music, the Council does hereby grant permission as requested, including therein permission to conduct the said affair on Sunday, September 12, 2021, in the event of inclement weather, the action taken herein being made subject to the approval of the Police Department.

#254-21 RESOLVED, that having considered an application from Patricia Stephanoff, 15396 Alpine, Livonia, MI 48154, dated July 8, 2021, requesting permission to close the north cul-de-sac of Alpine Drive, between Alpine and Fairlane, on Saturday, September 11, 2021, from 2:00 p.m. to 9:00 p.m., for the purpose of conducting a block party with music, games and food, the Council does hereby grant permission as requested, the action taken herein being made subject to the approval of the Police Department.

#255-21 RESOLVED, that having considered a communication from the Superintendent of Parks and Recreation, dated July 9, 2021, 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 Addendum to the Sublease Agreement between the City of Livonia and the Livonia Civic Arenas, Inc., to suspend the \$2,000.00 monthly lease payments for the Eddie Edgar Ice Arena for twelve (12) months, effective August 1, 2021, the Council does hereby authorize the Mayor and City Clerk, for and on behalf of the City of Livonia, to execute the attached addendum to sublease agreement, 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.

#256-21 RESOLVED, that having considered a communication from the Superintendent of Parks and Recreation, dated July 9, 2021, submitted pursuant to council resolution 250-20, adopted on September 9, 2020, which bears the signature of the City Attorney, and is approved for submission by the Mayor, to which is attached a proposed ADA Access Audit and Transition Plan, prepared by WT Group, 2675 Pratum Avenue, Hoffman Estates, IL 60192, for federal requirements which mandate the accessibility of City of Livonia sites, the Council does hereby approve the proposed ADA Access Audit and Transition Plan to be incorporated into the five-year Parks and Recreation Capital Plan in the manner and form

herein submitted, subject to approval as to form and substance by the Department of Law; and the Mayor and City Clerk are hereby requested to do all things necessary or incidental to the full performance of this resolution.

#257-21 RESOLVED, that having considered the report and recommendation of the Assistant City Engineer, dated July 9, 2021, 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 request from 6 Mile Properties, LLC, a Michigan limited liability company, in conjunction with the construction of a storm drainage system that provides adequate drainage from property developed at 17108 Farmington Road, Livonia, Michigan, 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 on the east side of Farmington Road, north of Six Mile Road in the S.W. ¼ of Section 10, for the development of a Multi-Tenant Retail Building, which accommodates storm water from property developed at 17108 Farmington Road, with the maintenance agreement from the proprietor, 6 Mile Properties, LLC, a Michigan limited liability company, 400 Hamilton ROW, Suite 300, Birmingham, Michigan 48009, 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.

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

AYES: Jolly, Toy, Bahr, White, McCullough, Donovic and McIntyre

NAYS: None

The President declared the resolutions adopted.

Jolly gave first reading to the following Ordinance:

AN ORDINANCE REPEALING AND REPLACING ORDINANCE NO. 543, AS AMENDED, WITH A COMPILED AND REVISED ORDINANCE HEREFTER, KNOWN AND CITED AS "THE LIVONIA VISION 21 ZONING ORDINANCE"

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.

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

#258-21 RESOLVED, that having considered a communication from the Human Resources Director, dated July 22, 2021, which bears the signatures of the Finance Director and the City Attorney and is approved for submission by the Mayor, and which sets forth resolution no. 21-102, adopted by the Civil Service Commission on July 21, 2021, wherein it is recommended to approve the temporary hourly rate increase and “Stick-With-Us” bonuses for the 2021 and 2022 Temporary Seasonal positions within Parks and Recreation, to be effective the first pay period after City Council approval, the Council does hereby concur in and approve the recommendation of the Civil Service Commission regarding those changes as outlined in the aforementioned communication and attachments thereto.

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

#259-21 RESOLVED, that having considered a communication from Fred E. Sackllah, Festival Chairperson, The Basilica of St. Mary Antiochian Orthodox Church, received in the Office of the City Clerk on July 19, 2021, regarding their 13th Annual Michigan Fun Fest scheduled for Friday, August 13, 2021 through Sunday, August 15, 2021, the Council does hereby determine to waive Section 8.32.070 (Noise Control) of the Livonia Code of Ordinances between the hours of 5:00 p.m. to 11:00 p.m. on Friday, 12:00 p.m. to 12:00 a.m. on Saturday, and 12:00 p.m. to 10:00 p.m. on Sunday, in connection with this event to be held Friday, August 13, 2021 through Sunday, August 15, 2021, in the rear parking lot of the Basilica of St. Mary Antiochian Orthodox Church located at 18100 Merriman Road; provided that the appropriate level of amplified music will be controlled by a church-appointed “sound engineer” who will have total control of the sound system at all times and that the speakers inside the tent will be pointed north (toward the church) and away from neighboring houses in connection with this event.

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

#260-21 RESOLVED, that having considered a communication from the Director of Finance, dated July 27, 2021, approved for submission by the Mayor, the Council does hereby determine to conduct a Finance and Budget Committee Meeting on Wednesday, September 22, 2021, at 7:00 p.m., in the 5TH Floor Gallery, and a Public Hearing on Wednesday, October 6, 2021, at 7:00 p.m., at the Livonia City Hall, 33000 Civic Center Drive, Livonia, Michigan, with respect to the Annual Budget for the Fiscal Year ending on November 30, 2022; and the City Clerk shall give adequate public notice of said public hearing in accordance with provisions of law and City Charter.

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

On a motion by Toy, supported by Bahr, and unanimously adopted, this 1,926th Regular Meeting of the Council of the City of Livonia was adjourned at 8:10 p.m. on August 9, 2021.

Susan M. Nash, City Clerk