

**CITY OF BERKLEY PUBLIC NOTICE
REGULAR CITY COUNCIL MEETING**

Monday, November 19, 2018

7:00 P.M. – City Hall

248-658-3300

**CALL 37th COUNCIL TO ORDER
APPROVAL OF AGENDA
INVOCATION – PASTOR ADAM GROH
PLEDGE OF ALLEGIANCE
CITIZEN COMMENTS
ORDER OF BUSINESS**

Consent Agenda

1. **APPROVAL OF THE MINUTES:** Matter of approving the minutes of the 37th City Council meeting on [Monday, October 22, 2018](#).
2. **WARRANT:** Matter of approving [Warrant No. 1332](#).
3. **MOTION NO. M-81-18:** Matter of approving the terms of the [reclassification assessment](#) as discussed at the October 21, 2018 closed session.

Regular Agenda

1. **RECOGNITIONS/PRESENTATIONS:** Matter of any recognitions or presentations from the Consent Agenda.
2. **PUBLIC HEARING:** Matter of holding a [Public Hearing](#) regarding the Community Development Block Grant Program Year 2019 application in the approximate amount of \$33,419 to fund eligible projects.
3. **RESOLUTION NO. R-34-18:** Matter of adopting the [Community Development Block Grant Program](#) Application for the 2019-2020 Fiscal Year.
4. **MOTION NO. M-82-18:** Matter of authorizing a five-year extension of the [Metro Act Permit with AT&T](#) until December 31, 2023.
5. **ORDINANCE NO. O-14-18:** Matter of considering the first reading of an ordinance to add New Article XIV, [Marihuana Establishments, to Chapter 30, Businesses, of the City of Berkley Code of Ordinances](#) to Prohibit Marihuana Establishments as Defined in the Michigan Regulation and Taxation of Marihuana Act, and to Prescribe a Penalty for Violations.
6. **RESOLUTION NO. R-35-18:** Matter of designating the time and place of City Council Meetings and its [Rules and Order of Procedure](#).
7. **MOTION NO. M-83-18:** Matter of approving the [2019 City Council Regular Meeting](#) calendar.

COMMUNICATIONS

ADJOURN

Note: The City of Berkley will provide necessary reasonable auxiliary aids and services, such as signers for the hearing impaired and audio tapes of printed materials being considered at the meeting, to individuals with disabilities at the meeting upon four working days notice to the City. Individuals with disabilities requiring auxiliary aids or services should contact the City by writing or calling: Phommady A. Boucher, ADA Contact, Berkley City Hall, 3338 Coolidge Highway, Berkley, MI 48072 (1-248-658-3310).

Note: Official minutes of City Council Meetings and supporting documents for Council packets are available for public review in the City Clerk's Office during normal working hours.

THE SEVENTEENTH REGULAR MEETING OF THE THIRTY-SEVENTH COUNCIL OF THE CITY OF BERKLEY, MICHIGAN WAS CALLED TO ORDER AT 7:00 PM ON MONDAY, OCTOBER 22, 2018 BY MAYOR TERBRACK

PRESENT: Bridget Dean Eileen Steadman
 Ross Gavin Daniel Terbrack
 Dennis Hennen

ABSENT: Steve Baker Jack Blanchard

APPROVAL OF AGENDA

Councilmember Gavin moved to approve the Agenda with an amendment to add Boards and Commissions appointment as item #7, change Closed Session to item #8, and move communications before Closed Session.

Seconded by Councilmember Hennen

Ayes: Dean, Gavin, Hennen, Steadman, and Terbrack

Absent: Baker and Blanchard

Nays: None

Motion Approved.

INVOCATION REVEREND TAL SULLIVAN

CITIZENS COMMENTS None

Consent Agenda

Councilmember Steadman moved to approve the following Consent Agenda, seconded by Councilmember Hennen:

APPROVAL OF THE MINUTES: Matter of approving the minutes of the 37th City Council meeting on Monday, October 8, 2018.

WARRANT: Matter of approving Warrant No. 1331.

MOTION NO. M-76-18: Matter of approving the Downtown Development Authority (DDA) Bylaws.

Ayes: Gavin, Hennen, Steadman, Dean, and Terbrack

Absent: Baker and Blanchard

Nays: None

Motion Approved.

Regular Agenda

RECOGNITIONS/PRESENTATIONS: Matter of any recognitions or presentations from the Consent Agenda.

RESOLUTION NO. R-32-18: Matter of designating Saturday, December 1, 2018 for the Annual Holiday Parade and Tree Lighting Ceremony in Berkley.

Councilmember Dean moved to approve Resolution No. R-32-18.

Seconded by Councilmember Gavin.

Ayes: Hennen, Steadman, Dean, Gavin, and Terbrack

Absent: Baker and Blanchard

Nays: None

Motion Approved.

MOTION NO. M-77-18: Matter of approving funding alternative _____ as the City of Berkley, Michigan funding alternative to be used in the corrective action plan in compliance with Public Act 202 of 2017.

Councilmember Dean moved to approve Motion No. M-77-18 with an amendment to adopt alternative 1 as the City of Berkley, Michigan funding alternative to be used in the corrective action plan in compliance with Public Act 202 of 2017.

Seconded by Councilmember Gavin.

Ayes: Steadman, Dean, Gavin, Hennen, and Terbrack

Absent: Baker and Blanchard

Nays: None

Motion Approved.

First roll call:

Steadman (Alt 4), Dean (Alt 1), Gavin (Alt 4), Hennen (Alt 1), and Terbrack (Alt 1)

RESOLUTION NO. R-33-18: Matter of approving the City of Berkley Corrective Action Plan in compliance with Public Act 202 of 2017.

Councilmember Gavin moved to approve Resolution No. R-33-18.

Seconded by Councilmember Hennen.

Ayes: Dean, Gavin, Hennen, Steadman, and Terbrack

Absent: Baker and Blanchard

Nays: None

Motion Approved.

MOTION NO. M-78-18: Matter of awarding a contract for Senior Home Chore Snow Removal Service to Xpert Lawn and Snow 21083 Mound Road, Warren, MI 48091. \$3,500.00 which will be paid from account # 275-940-818-040 and the remaining funds will come from 614-105-818-000.

Councilmember Hennen moved to approve Motion No. M-78-18.

Seconded by Councilmember Dean.

Ayes: Gavin, Hennen, Steadman, Dean, and Terbrack

Absent: Baker and Blanchard

Nays: None

Motion Approved.

MOTION NO. M-79-18: Matter of approving an agreement with McKenna Associates, 235 E Main St #105, Northville, MI 48167 to provide building department services and code enforcement services. The annual cost to be 75% of the Building Department revenue and budget line item to be determined by City Administration.

Councilmember Hennen moved to approve Motion No. M-79-18.

Seconded by Councilmember Gavin.

Ayes: Hennen, Steadman, Dean, Gavin, and Terbrack

Absent: Baker and Blanchard

Nays: None

Motion Approved.

MOTION NO. M-80-18: Matter of approving the appointment of Steven J. Allen as a regular member of the Zoning Board of Appeals with a term expiring on July 1, 2020. He will be replacing Mike Kerby. Councilmember Steadman moved to approve Motion No. M-80-18.

Seconded by Councilmember Dean.

Ayes: Steadman, Dean, Gavin, Hennen, and Terbrack

Absent: Baker and Blanchard

Nays: None

Motion Approved.

COMMUNICATIONS:

COUNCILMEMBER STEADMAN: hopes that the Friends of the Berkley Public Library Book Sale from Thursday, October 18th to Saturday, October 20th were a successful one. She reminded everyone that the next Citizens Engagement Advisory Committee meeting is scheduled for Wednesday, November 7th. Councilmember Steadman briefly spoke about the bus stop project at Woodward between the Beautification Advisory Committee and City Administration.

COUNCILMEMBER DEAN: invites everyone to the following Parks and Recreation events: Tale on the Trail on Thursday, October 25th at Jaycee Park between the hours of 6 p.m. to 6:30 p.m.; Berkley Boo Fest on Monday, October 29th at 5 p.m.; and Vacation Camp Day on Tuesday, November 6th 8:45 a.m. to 5 p.m. Program registration is available by calling the Parks and Recreation Department or visit the city website at www.berkleymich.org.

COUNCILMEMBER HENNEN: reminded everyone that the next Environmental Advisory Committee meeting is on Thursday, October 25th at 6:30 p.m. He gave a brief update from the Tree Board to include planting instructions for 117 new trees to be planted, their participation in the Master Plan process, and their next meeting is on Tuesday, November 13th at 7 p.m. held at the Library. Councilmember Hennen invites everyone to the next Talk with Dennis on Monday, October 29th from 6 p.m. to 8 p.m. held at the Library.

COUNCILMEMBER GAVIN: reminded everyone that the Planning Commission will be meeting Tuesday, October 23rd (tomorrow) at 7:30 p.m. and the Zoning Board of Appeals next meeting is on Tuesday, November 13th at 7 p.m.

CITY MANAGER BAUMGARTEN: has continued to wear pink to raise awareness and money for the fight against Breast Cancer in the month of October. He thanks everyone that has donated to the cause and is grateful to those that show their support by wearing pink this month. City Manager Baumgarten expressed his appreciation to everyone who attended the last Town Hall Meeting on Thursday, October 11th to discuss the proposed Capital Improvement Project Millage on the November ballot. He encourages everyone to contact City Administration with any questions to both proposals and is looking forward to the November General Election where the voter's voices will be heard.

CITY CLERK BOUCHER: informed all registered voters of the following election information: last day to register to vote was on Tuesday, October 9th, the Clerk's Office will be available for election business on Saturday, November 3rd; Absent Voter Ballot information; November General Election polls open at 7 a.m. and close by 8 p.m.; precinct 1 through 7 polling locations; and the Clerk's Office may be reached by calling (248) 658-3310 or by visiting the city website at www.berkleymich.org.

CITY ATTORNEY STARAN: nothing to report this evening

MAYOR TERBRACK: congratulated Library Director Matthew Church and former Library Director Celia Morse on the well-attended 90th Birthday Celebration for the Berkley Library that was held on Thursday, October 11th. He spoke briefly about social media and that everyone has the right to express their opinion. Mayor Terbrack encourages the voters to exercise their civic duty and their right to vote at the upcoming Tuesday, November 6th General Election; it is Your Berkley, Your Vote. No matter the outcome, he hopes that the community will come together and move forward.

CLOSED SESSION: Matter of considering whether to meet in closed session after conclusion of the regular meeting to discuss attorney/client privileged communication.

Councilmember Steadman moved into Closed Session.

Seconded by Councilmember Dean.

Ayes: Dean, Gavin, Hennen, Steadman, and Terbrack

Absent: Baker and Blanchard

Nays: None
Motion Approved.

COUNCIL MEETING ADJOURNMENT:

Motion by Councilmember Steadman to adjourn the regular meeting to closed session at 8:55 PM
Seconded by Councilmember Dean.
Ayes: Dean, Gavin, Hennen, Steadman, and Terbrack
Absent: Baker and Blanchard
Nays: None
Motion Approved.

Mayor Terbrack reconvened the Closed Session at 9:01 PM:
Moved by Councilmember Steadman.
Seconded by Councilmember Dean.
Ayes: Gavin, Hennen, Steadman, Dean, and Terbrack
Absent: Baker and Blanchard
Nays: None
Motion Approved.

CLOSED SESSION ADJOURNMENT:

Motion by Councilmember Gavin to adjourn the closed session to a regular meeting at 9:14 PM
Seconded by Councilmember Hennen.
Absent: Baker and Blanchard
Nays: None
Approved Unanimously

Mayor Terbrack reconvened the regular meeting at 9:17 PM:
Moved by Councilmember Steadman
Seconded by Councilmember Dean
Ayes: Hennen, Steadman, Dean, Gavin, and Terbrack
Absent: Baker and Blanchard
Nays: None
Motion Approved.

COUNCIL MEETING ADJOURNMENT:

Motion by Councilmember Steadman to adjourn the regular meeting at 9:17 PM
Seconded by Councilmember Dean.
Absent: Baker and Blanchard
Nays: None
Approved Unanimously



CITY OF BERKLEY
CHECK WARRANT
#1332
OCTOBER 2018

Check Date	Check	Vendor Name	Description	Amount	Voided?
10/04/2018	52163	ALERUS FINANCIAL	HEALTH CARE SAVINGS PLAN #6304 - PR #20	3,625.00	
10/04/2018	52164	DENNIS HENNEN	REIMBURSEMENT FOR 2018 MML CONVENTION	30.50	
10/04/2018	52165	MISDU	CHILD SUPPORT CASE NO. 913340822 - PR #2	82.99	
10/04/2018	52166	NAT'L COLLEGIATE STUDENT LOAN TRUST	MISC. DEDUCT. CASE NO. 14000168CK - PR #	336.77	
10/04/2018	52167	NATIONWIDE RETIREMENT SOLUTIONS	EMPL. DEDUCT. (NATIONWIDE 457) - PR #20	5,363.04	
			EMPL. DEDUCT. (ROTH) - PR #20	683.11	
				6,046.15	
10/04/2018	52168	TRI-COMMUNITY COALITION	TRI-COMMUNITY COALITION PROGRAMS	5,000.00	
10/04/2018	52169	VANTAGEPOINT TRNSFR AGENTS-107930	EMPLOYER CONTRIB. (401) - PR #20	538.45	
10/04/2018	52170	VANTAGEPOINT TRNSFR AGENTS-303792	EMPLOYEE DEDUCT. (ICMA 457) - PR #20	1,805.12	
			EMPLOYEE DEDUCT. - LOAN REPAYMENT - PR #	24.80	
				1,829.92	
10/04/2018	52171	VANTAGEPOINT TRNSFR AGENTS-706259	EMPLOYEE DEDUCT. (ICMA ROTH) - PR #20	80.00	
10/15/2018	52172	21ST CENTURY MEDIA - MICHIGAN	LEGAL AD	126.03	
			LEGAL AD	115.79	
			LEGAL AL	119.47	
			LEGAL AD	102.41	
			LEGAL AD	102.41	
			LEGAL AD	345.13	
			ADVERTISING	76.17	
				987.41	
10/15/2018	52173	52-4 DISTRICT CT.	KENNETH ANTHONY DONALDSON - #18-20212	250.00	
10/15/2018	52174	AIRGAS USA, LLC	SEPTEMBER 2018 CYLINDER RENTAL	28.60	
10/15/2018	52175	ALLIANCE MOBILE HEALTH	BLOOD DRAW FOR PATIENT NO. 1815173	145.00	
			BLOOD DRAW FOR PATIENT NO. 1815560	145.00	
				290.00	
10/15/2018	52176	AMAZON CAPITAL SERVICES	UPGRADES TO EOC / CONF. RM.	71.44	
			WATER	60.54	
				131.98	
10/15/2018	52177	AMERICAN FIRE PROTECTION SERVICES	OCTOBER - DECEMBER 2018 FIRE ALARM MONIT	153.00	
10/15/2018	52178	ANDERSON MIDDLE SCHOOL	CAMP CONTRACTUAL	250.00	
10/15/2018	52179	AT&T	ACCT. NO. 24854624000218 - 09/25/18 - 10	595.51	
10/15/2018	52180	AUDIOCRAFT PUBLISHING INC	YOUTH BOOKS	51.74	
10/15/2018	52181	BEASLEY MEDIA GROUP	ADVERTISING	2,280.00	
			ADVERTISING	2,280.00	
				4,560.00	
10/15/2018	52182	BELL EQUIPMENT COMPANY	#22	2,604.96	
			#22	211.68	
			#22	392.16	
			#22	68.51	
			#22	145.86	
			#22	532.40	
			#22	518.43	
				4,474.00	
10/15/2018	52183	BERKLEY ATHLETIC BOOSTERS	WDC CONTRACTUAL	1,597.61	
10/15/2018	52184	BERKLEY DAYS ASSOCIATION INC	DREAM CRUISE CONTRACTUAL	2,111.12	
10/15/2018	52185	BERKLEY HOOPS	WDC CONTRACTUAL	2,339.35	
10/15/2018	52186	BERKLEY JR. WOMEN'S CLUB	DREAM CRUISE CONTRACTUAL	2,738.75	
10/15/2018	52187	BERKLEY/HUNT.WDS YOUTH ASSIST	DREAM CRUISE CONTRACTUAL	2,339.35	

10/15/2018	52188	BLUE CROSS BLUE SHIELD OF MICH	PAYMENT FOR SEPTEMBER 2018 CLAIMS	132,172.91
10/15/2018	52189	BLUE CROSS BLUE SHIELD OF MICHIGAN	BALANCE DUE FOR DIVISION 0000	999.16
10/15/2018	52190	BRYAN BEMIS	MILEAGE REIMBURSEMENT	208.19
10/15/2018	52191	CAMELOT CLEANERS	SEPT. PRISONER BLANKETS	181.09
10/15/2018	52192	CANA EVANGELICAL	2119 CATALPA DR.	100.00
10/15/2018	52193	CARLETON EQUIPMENT	#27	308.83
10/15/2018	52194	CARNIVAL BOUNCE RENTALS	COTTON CANDY MACH. - FIRE OPEN HOUSE	120.00
10/15/2018	52195	CDW GOVERNMENT, INC.	CITATION PAPER	99.99
10/15/2018	52196	CITY OF BERKLEY	PETTY CASH REIMBURSEMENT	100.00
10/15/2018	52197	CITY OF BERKLEY-LIB PETTY CASH	PETTY CASH REIMBURSEMENT	145.73
10/15/2018	52198	CLEARVIEW HOMES LLC	4098 ROBINA AVE.	1,000.00
10/15/2018	52199	COMMERCIAL CLIMATE CONTROLS CORP.	NEW PNEUMATIC THERMASTAT - FIRE HALL	395.00
			HVAC CONTROL	300.00
			HVAC REPAIR	160.00
			HVAC CONTROL - REPLACEMENT	4,250.00
				5,105.00
10/15/2018	52200	CONSUMERS ENERGY	2300 ROBINA - 08/11/18 - 09/10/18	11.44
10/15/2018	52201	CORE & MAIN LP	WATER	1,256.58
10/15/2018	52202	CREGGER PLUMBING	3137 ROYAL	1,131.72
10/15/2018	52203	CYNERGY PRODUCTS	DPW GARAGE	36.00
10/15/2018	52204	DEALER AUTO PARTS SALES	#4-9 P.S.	127.83
			PS & ALL MISC.	201.24
				329.07
10/15/2018	52205	DEARBORN LITHOGRAPH INC.	ELECTION INFO. NEWSLETTER	1,486.89
10/15/2018	52206	DELANG FLUID POWER, INC.	PARTS	3,168.50
10/15/2018	52207	DEMCO	MAGNET SHELF LABEL HOLDERS & LABELS	111.04
10/15/2018	52208	DIRKES FOOD & BEVERAGE, LLC	2833 TWELVE MILE RD.	100.00
10/15/2018	52209	DONALD VENSEL	3248 TWELVE MILE RD.	100.00
10/15/2018	52210	DTE ENERGY	2450 BEVERLY BLVD. - 08/25/18 - 09/24/18	122.95
			3226 BACON - 08/25/18 - 09/24/18	665.59
			2261 ROBINA - 09/11/18 - 10/08/18	869.79
			2100 BACON - 09/11/18 - 10/08/18	60.01
			2400 ROBINA - 09/11/18 - 10/08/18	566.58
			2099 OXFORD RD. - 09/08/18 - 10/05/18	208.04
				2,492.96
10/15/2018	52211	ED RINKE CHEVROLET	#36 PARTS - REMAINING BALANCE	847.50
10/15/2018	52212	EJ USA, INC.	WATER	913.13
			WATER	2,127.72
			WATER	1,632.96
			WATER	2,565.18
			WATER	5,304.25
				12,543.24
10/15/2018	52213	ELDER FORD	PS / 2014 CAR SILVER	89.95
			ANDREW'S CAR / P.S.	3,980.20
				4,070.15
10/15/2018	52214	ELYSE BETH GUERRERO	SIDWELL #04-25-18-476-029	3,496.34
10/15/2018	52215	EZELL SUPPLY CORPORATION	MISC. SUPPLIES	1,286.20
			MAINTENANCE SUPPLIES	95.75
				1,381.95
10/15/2018	52216	FRIENDS OF BERKLEY PARKS & REC.	WDC CONTRACTUAL	684.69
10/15/2018	52217	GARRETT DOOR CO.	O.H. GARAGE DOOR	1,131.49
			OVERHEAD GARAGE DOOR REPAIR	150.00
				1,281.49
10/15/2018	52218	GEORGE BEATTIE	SEPTEMBER 2018 PLUMBING INSPECTIONS	2,981.50
10/15/2018	52219	GERALD REISER	WOMENS SOFTBALL UMPIRE FEES	90.00

10/15/2018	52220	GOODYEAR AUTO SERVICE CENTER	PS TIRES	1,064.16
10/15/2018	52221	GREAT LAKES PEST CONTROL CO	BUILDING MAINTENANCE	40.00
10/15/2018	52222	GREGORY SUMNER	MICHIGAN POW CAMPS	200.00
10/15/2018	52223	GUNNERS METERS & PARTS INC.	WATER	100.00
10/15/2018	52224	HAFELI, STARAN, & CHRIST, P.C.	CITY ATTORNEY	6,644.00
10/15/2018	52225	HERITAGE TRANSPORTATION	CAMP CONTRACTUAL SERVICES	250.00
10/15/2018	52226	HOME DEPOT CREDIT SERVICES	GARBAGE DISPOSAL	105.62
			SUPPLIES	108.90
			GARAGE	85.86
				300.38
10/15/2018	52227	HOWARD L. SHIFMAN P.C.	LABOR ATTORNEY	276.00
10/15/2018	52228	HYDROCORP	SEPTEMBER 2018 - CROSS CONNECTIONS	1,658.00
10/15/2018	52229	INTERSTATE BILLING SERVICE	#22	188.53
10/15/2018	52230	J.H. HART URBAN FORESTRY	LAND IMPROVEMENTS	1,460.26
			TREE REMOVAL & STUMPING 9/24/18 - 9/28/1	11,204.49
			TREE TRIM & REMOVAL 10/1/18 - 10/5/18	3,283.91
				15,948.66
10/15/2018	52231	JACK DEMMER FORD, INC.	P.S.	869.02
			#4-9 / PS	463.68
			#4-9 / P.S.	371.64
				1,704.34
10/15/2018	52232	JANICE CHANEY	CONTRACTUAL INSTRUCTOR PAYMENT	147.00
10/15/2018	52233	JONELLE DANVELO	4 & 5 YR. OLD PRESCHOOL DANCE REFUND	82.00
10/15/2018	52234	JUMP-A-RAMA, INC.	CONTRACTUAL INSTRUCTOR PAYMENT	2,169.60
10/15/2018	52235	KEVIN CHIH-CHIEH CHANG	WATER REFUND - 3560 GREENFIELD	36.57
10/15/2018	52236	KIESLER'S POLICE SUPPLY, INC.	DUTY AMMO	965.78
10/15/2018	52237	KILBURN'S EQUIPMENT RENTAL, INC.	DREAM CRUISE - GENERATORS	1,036.80
10/15/2018	52238	LARRY'S WELDING SUPPLY	SEPTEMBER 2018 CYLINDER RENTAL	62.65
10/15/2018	52239	LIGHTING SUPPLY COMPANY	STREET LIGHTS	441.00
			STREET LIGHTS	352.80
			STREET LIGHTS	768.24
			STREET LIGHTS	40.53
			STREET LIGHTS	405.30
				2,007.87
10/15/2018	52240	LOU'S ELECTRIC	REPLACE LIGHTS ON ROBINA & ROSEMONT/12 M	750.00
			OUTLETS IN BREAKROOM	310.00
				1,060.00
10/15/2018	52241	MAIN DRAIN SEWER & REPAIR LLC	3524 CUMMINGS	168.02
			2566 ELLWOOD	321.96
			2566 ELLWOOD AVE.	500.00
				989.98
10/15/2018	52242	MALONEY TRUCKING	WATER HAULS	1,005.00
10/15/2018	52243	MATTHEW SELLERS	FACADE IMPROVEMENT	837.50
10/15/2018	52244	MCCOY MAINTENANCE, INC.	CUSTODIAL	665.00
10/15/2018	52245	METRO PUMP SERVICE	SEPTEMBER 2018 - FUEL MAINT. / FUEL OIL	487.50
10/15/2018	52246	MICH. RECREATION & PARK ASSOC.	REMAINING BALANCE - MEMBERSHIP & DUES	10.00
10/15/2018	52247	MICHAEL MONSON	INSPECTIONS MECHANICAL - SEPTEMBER 2018	2,895.50
10/15/2018	52248	MICHIGAN DOWNTOWN ASSOCIATION	MEMBERSHIP DUES	250.00
10/15/2018	52249	MICHIGAN MUNICIPAL LEAGUE	CONFERENCE BREAKFAST FOR BRIDGET DEAN	35.00
10/15/2018	52250	MICHIGAN PETROLEUM	FLUID / OIL	110.83
10/15/2018	52251	MICHIGAN STATE FIREMEN'S ASSOC.	OFFICER COURSE BOOKS FOR KOEHN & ONESKO	286.92
10/15/2018	52252	MIDWEST LINEN & UNIFORM SERVICE	CONTRACTUAL SERVICES	136.82
			MAT CLEANING FOR CITY HALL	168.82
				305.64
10/15/2018	52253	MIDWEST TAPE	DIGITAL CONTENT	321.13
10/15/2018	52254	MJB CONSULTING	SCOPE-OF-WORK IN DOWNTOWN	2,500.00
10/15/2018	52255	MULTI-LAKES CONSERVATION ASSOC.	OUTDOOR RANGE FEES (9/14 - 9/21/18)	470.00

10/15/2018	52256	O'REILLY AUTOMOTIVE, INC.	MISC. PARTS	498.43
10/15/2018	52257	OAKLAND COMMUNITY COLLEGE/CREST	TRAINING - PALMER, FOREMAN, MOSCHELLI, K TRAINING FOR BETTS, CHILDREY, KOBERNICK,	1,145.00 240.00
				1,385.00
10/15/2018	52258	OAKLAND COUNTY	RADIO COMM PROD LABOR SEPTEMBER 2018 - SEWAGE TREATMENT	33.00 227,107.83
				227,140.83
10/15/2018	52259	OAKLAND SCHOOLS	TAX BILLS	189.72
10/15/2018	52260	OFFICE DEPOT INC.	OFFICE SUPPLIES SEPT. 2018 OFFICE SUPPLIES OFFICE SUPPLIES	91.96 182.31 58.89
				333.16
10/15/2018	52261	OLIVER CONSTRUCTION	4212 THOMAS AVE. 3137 KIPLING AVE. 3500 TYLER AVE.	800.00 1,500.00 800.00
				3,100.00
10/15/2018	52262	ON DUTY GEAR	BODY ARMOR FOR PALMER BODY ARMOR FOR BUNTING	795.00 795.00
				1,590.00
10/15/2018	52263	OUR LADY OF LASALETTE	2600 HARVARD RD.	100.00
10/15/2018	52264	OXFORD ELECTRICAL SERVICES	INSPECTIONS ELECTRICAL - SEPTEMBER 2018	2,139.05
10/15/2018	52265	P. A. MORRIS COMPANY	MEETING ATTENDANCE/MINUTES FOR 09/12/18	150.00
10/15/2018	52266	PHOENIX SAFETY OUTFITTERS	SUSPENDER - GOTHARD 2 UNDERVEST L/S SHIRTS - BEATTY 2 UNDERVEST L/S SHIRTS - KWIECINSKI 3 L/S SHIRTS, 3 S/S SHIRTS - KEMPSKI 3 PR CARGO PANTS, 3 L/S SHIRTS - MOSCHEL 2 PR. CARGO PANTS - SUCHOSKI 2 PR. CARGO PANTS - BROKAW 1 PR. BOOTS - GOTHARD 1 UNDERVEST SHIRT - DREALAN 1 PR. CARGO PANTS - DREALAN	26.99 95.94 95.94 236.94 299.94 159.98 117.98 155.00 44.97 58.99
				1,292.67
10/15/2018	52267	PITNEY BOWES INC.	POSTAGE - WATER BILLS 8/1/18 - 8/31/18	53.05
10/15/2018	52268	PLANTE & MORAN, PLLC	AUDIT SERVICES - PROGRESS BILLING	30,600.00
10/15/2018	52269	PRINTING SYSTEMS	AV RETURN ENVELOPES FOR TUES. NOV. 6, 20	201.98
10/15/2018	52270	PROVANTAGE LLC	SERVER BATTERY BACKUP	2,155.00
10/15/2018	52271	PTE / ISN	JACK - GARAGE	998.53
10/15/2018	52272	RAL LAWN & SHRUB CARE	3238 BACON LAWN TREATMENT 09/25/18 COOLIDGE MEDIAN LAWN TREATMENT 9/25/18	64.00 222.00
				286.00
10/15/2018	52273	RAYMOND MURRAY	CRUISEFEST CAR PARADE REFUND	10.00
10/15/2018	52274	RENU POWER TOOL & SUPPLY	RESCUE SAW	19.00
10/15/2018	52275	REVIZE LLC	WEBSITE	4,400.00
10/15/2018	52276	RKA PETROLEUM COS, INC	INVENTORY FUEL / OIL - UNLEADED	11,694.81
10/15/2018	52277	ROAD COMMISSION OF OAKLAND CO	COLD PATCH LONG LINE PAVEMENT MARKINGS - 2018	1,802.45 7,948.43
				9,750.88
10/15/2018	52278	ROSS GAVIN	MILEAGE REIMBURSEMENT	158.05
10/15/2018	52279	ROYAL OAK FORD	CAR RENTAL	190.75
10/15/2018	52280	S/E OAK. CTY WATER AUTHORITY	SEPT. 2018 - BULK WATER	74,176.46
10/15/2018	52281	S/E OAK.CTY RESOURCE REC. AUTH	9/16/18 - 9/30/18 TRASH RECYCLE & SINGLE	47,249.00

AUGUST 2018 PICK UPS				1,107.70
				48,356.70
10/15/2018	52282	SCHOOL OF MARTIAL ARTS	28927 WOODWARD AVE,	100.00
10/15/2018	52283	SCOTT JENNEX	MILEAGE REIMBURSEMENT	329.18
10/15/2018	52284	SISTER PIE	TREATS FOR AUTHOR PROGRAM	70.00
10/15/2018	52285	STATE OF MICH-DEPT OF TREASURY	SEPTEMBER 2018 MI TAX WITHHOLDING FOR AC	14,704.51
10/15/2018	52286	STATE OF MICH-DEPT OF TREASURY	SEPTEMBER 2018 MI TAX WITHHOLDING FOR RE	2,796.93
10/15/2018	52287	STATE OF MICHIGAN	TRAFFIC SIGNAL ENERGY - 1ST, 2ND, 3RD QT	162.00
10/15/2018	52288	STATE OF MICHIGAN	SOR FEE - B. WEISS	30.00
10/15/2018	52289	STATE OF MICHIGAN - DETROIT	SEPTEMBER 2018 DETROIT WITHHOLDING	159.86
10/15/2018	52290	STATE WIRE & TERMINAL INC.	DPW GARAGE	271.15
10/15/2018	52291	STEVE TEERI	FEE FOR PAPER CIRCUITS WORKSHOP	100.00
10/15/2018	52292	STEWART & SONS CONCRETE	WATER REPAIRS	13,712.75
10/15/2018	52293	TAURUS ELECTRIC INC.	INSPECTION ELECTRICAL - SEPTEMBER 2018	1,071.15
10/15/2018	52294	THE BOOK FARM, INC.	YOUTH BOOKS	213.39
10/15/2018	52295	THE LIBRARY NETWORK	TELECOMMUNICATIONS (FIRST QUARTER)	1,236.84
			ANNUAL DELIVERY SERVICE FEE	2,796.00
			BOOKS, BOOKS ON CD, DVD'S & CD'S	4,285.01
			TECHNOLOGY SERVICES	614.25
				8,932.10
10/15/2018	52296	THE PRINT STOP, INC	BUSINESS CARD FOR PLUMBING INSPECTOR	33.00
			MAPS FOR ART & ABOUT	72.00
			MAPS FOR LADIES NIGHT OUT	72.00
			CONTRACTUAL - DREAM CRUISE	90.00
				267.00
10/15/2018	52297	TIMOTHY DAVID DEVELOPMENT LLC	2399 OAKSHIRE AVE.	800.00
10/15/2018	52298	UNIQUE MANAGEMENT SERVICES, INC.	COLLECTION AGENCY FEE FOR 11 PLACEMENTS	107.40
10/15/2018	52299	UNITED STATES POSTAL SERVICE	MASS MAILING OF BALLOTS FOR TUES., NOV.	170.52
10/15/2018	52300	VERIZON WIRELESS	IPAD SERVICE FOR 09/02/18 - 10/01/18	214.10
10/15/2018	52301	WEX BANK	GAS FOR MPSI CONFERENCE (SHAWN YOUNG)	38.20
10/15/2018	52302	WINDER POLICE EQUIPMENT	BLUE LED LIGHTS - ENG. #420	1,047.08
			RED LENS FOR ENGINE #421	61.00
			BLUE LENS FOR #420 (FIRE TRK MAINT.)	52.24
				1,160.32
10/15/2018	52303	WOW! BUSINESS	WOW INTERNET SERVICE	216.99
			UTILITIES (2400 ROBINA)	102.84
				319.83
10/15/2018	52304	WRIGHT TOOL COMPANY	TOOLS	172.10
10/15/2018	52305	XEROX CORPORATION	XEROX USER FEES 8/21 - 9/21/18	65.77
			SEPT. 2018 PAYMENT FOR S/N B0W-869461	472.80
				538.57
10/15/2018	52306	XPERT LAWN AND SNOW	CONTRACTUAL SERVICES - GRASS	660.00
			NUISANCE GRASS / WEED CUTS	216.00
				876.00
10/18/2018	52307	ALERUS FINANCIAL	HEALTH CARE SAVINGS PLAN #6304 - PR #21	3,625.00
10/18/2018	52308	BLUE CROSS BLUE SHIELD OF MICHIGAN	NOV. 2018 PREMIUM FOR SUFFIX 600	7,298.10
			NOV. 2018 PREMIUM FOR SUFFIX 601	25,487.17
				32,785.27
10/18/2018	52309	DURST LUMBER CO	MISC. ITEMS	181.53
10/18/2018	52310	MISDU	CHILD SUPPORT CASE NO. 913340822 - PR #2	82.99
10/18/2018	52311	NAT'L COLLEGIATE STUDENT LOAN TRUST	MISC. DEDUCT. CASE NO. 14000168CK - PR #	336.77
10/18/2018	52312	NATIONWIDE RETIREMENT SOLUTIONS	EMPL. DEDUCT. (NATIONWIDE 457) - PR #21	5,509.39
			EMPL. DEDUCT. (ROTH) - PR #21	708.44

				6,217.83
10/18/2018	52313	VANTAGEPOINT TRNSFR AGENTS-107930	EE/ER CONTRIB. (401) - PR #21	538.45
10/18/2018	52314	VANTAGEPOINT TRNSFR AGENTS-303792	EMPLOYEE DEDUCT. (ICMA 457) - PR #21	1,805.12
			EMPLOYEE DEDUCT. - LOAN - PR #21	24.80
				1,829.92
10/18/2018	52315	VANTAGEPOINT TRNSFR AGENTS-706259	EMPLOYEE DEDUCT. (ICMA ROTH) - PR #21	80.00
10/18/2018	52316	WINDSTREAM	FOR SERVICE 09/04/18 - 10/03/18	591.77
10/31/2018	52317	180 CONTRACTING LLC	1419 COLUMBIA RD.	50.00
10/31/2018	52318	ABLE PLUMBING & CONTRACTING CO.	CLOGGED TOILET	127.50
			URINAL NOT WORKING	220.00
				347.50
10/31/2018	52319	ABR ALPINE DESIGN	3270 OAKSHIRE AVE.	50.00
10/31/2018	52320	ACCU LAMINATION	LAMINATION	35.00
10/31/2018	52321	ACUITY SPECIALTY PRODUCTS, INC.	WATER - OILS	284.12
10/31/2018	52322	ADN ADMINISTRATORS, INC.	ADMINISTRATIVE FEE FOR NOV. 2018	920.00
10/31/2018	52323	ALCO GLASS-MIRROR INC.	MIRROR FOR HONOR GUARD	195.00
10/31/2018	52324	ALLIANCE MOBILE HEALTH	BLOOD DRAW FOR PATIENT NO. 1816939	145.00
			BLOOD DRAW FOR PATIENT NO. 1816989	145.00
			BLOOD DRAW FOR PATIENT NO. 1816990	145.00
				435.00
10/31/2018	52325	ALTA CONSTRUCTION EQUIPMENT LLC	#28	489.82
10/31/2018	52326	AMAZON CAPITAL SERVICES	THUMBDRIVE FOR EPB	25.98
			IPAD CASES FOR IPADS FOR WATER	57.90
			CHIPPER ROUTE TAGS	23.90
			USB PHONE CABLES	16.18
			BATTERY BACKUP FOR DPW	189.27
			FIRE INVESTIGATION EQUIPMENT	143.48
			TONER	8.11
			INK CARTRIDGE FOR TOUCH WRITERS	261.46
			USB PHONE CABLES	14.38
				740.66
10/31/2018	52327	ANDREW THOMAS FLORKEY	2325 TYLER AVE.	100.00
10/31/2018	52328	APOLLO FIREAPPARATUS REPAIR	REPLACE GLASS ON MSA MASK - REPLACE 2 HE	141.22
10/31/2018	52329	APPLIED IMAGING	OFFICE EQUIPMENT RENTAL / TONER	175.75
			COPIES 09/11/18 - 10/10/18	35.86
				211.61
10/31/2018	52330	ARCADIA PUBLISHING	HISTORICAL COMMITTEE	258.60
10/31/2018	52331	AT-LESS DRAIN CLEANING	3696 KENMORE RD.	500.00
			3115 ROYAL AVE,	500.00
				1,000.00
10/31/2018	52332	AVALON CONSTRUCTION	2739 GARDNER AVE.	50.00
10/31/2018	52333	B & B SIGN & LIGHTING, INC.	3170 ELEVEN MILE RD.	50.00
10/31/2018	52334	B-DRY SYSTEMS	2309 EARLMONT RD.	75.00
10/31/2018	52335	BASEMENT CRACKS & LEAKS METRO INC.	1838 ROSEMONT RD.	50.00
10/31/2018	52336	BASIC	ADMINISTRATIVE FEE FOR OCTOBER 2018	50.00
10/31/2018	52337	BELL EQUIPMENT COMPANY	#72	552.58
			#71 & 72	277.40
				829.98
10/31/2018	52338	BERKLEY PROPERTIES LLC	3010 COOLIDGE HWY.	505.00
10/31/2018	52339	BIG D LOCK CITY	REPLACEMENT WORK KEYS - SUCHOSKI	11.75
10/31/2018	52340	BRETT & KATHARINE MCWETHY	SIDWELL #04-25-17-459-001	2,948.57
10/31/2018	52341	BRIAN D. DURST	2234 EDGEWOOD BLVD.	75.00

10/31/2018	52342	CADEN CONSTRUCTION	2139 HARVARD RD.	100.00
10/31/2018	52343	CADILLAC ASPHALT, LLC	PATCH	520.52
10/31/2018	52344	CARLETON EQUIPMENT	#70	312.08
10/31/2018	52345	CBTS	PHONE SYSTEM MAINTENANCE CONTRACT	1,608.00
10/31/2018	52346	CIRCLE K SERVICE	MAINTENANCE / REPAIRS FOR ENGINE 421	4,581.93
10/31/2018	52347	CITY OF ROYAL OAK	GARNISHMENT MAILING	769.25
10/31/2018	52348	CLARK BASEMENT WATERPROOFING	986 PRINCETON RD.	75.00
10/31/2018	52349	CMNTV	WBRK PRODUCTION	1,265.00
10/31/2018	52350	COMMERCIAL CLIMATE CONTROLS CORP.	EQUIPMENT MAINTENANCE	163.75
			HVAC PM	503.62
			HVAC REPAIR	2,795.60
			BOILER INSPECTION	670.00
			EQUIPMENT MAINTENANCE	346.32
			QUARTERLY MAINTENANCE	379.33
				4,858.62
10/31/2018	52351	CONSUMERS ENERGY	2300 ROBINA - 09/11/18 - 10/09/18	174.55
			2395 12 MILE RD. - 09/11/18 - 10/09/18	254.27
			3322 COOLIDGE HWY. - 09/11/18 - 10/09/18	121.47
			3238 BACON - 09/11/18 - 10/09/18	27.89
			3300 BACON - 09/11/18 - 10/09/18	104.74
			3155 COOLIDGE HWY. - 09/11/18 - 10/09/18	103.70
			2400 ROBINA - 09/11/18 - 10/10/18	123.79
				910.41
10/31/2018	52352	CONTRACTORS CONNECTION	GLOVES / GLASSES	564.00
			GLOVES	912.00
				1,476.00
10/31/2018	52353	CORE & MAIN LP	WATER	1,256.58
10/31/2018	52354	CUMMINS BRIDGEWAY, LLC	#53A GENERATOR	93.18
10/31/2018	52355	CYNERGY PRODUCTS	REPLACEMENT MIC. VEH #414	80.00
10/31/2018	52356	DARCHELLE LOVE	MILEAGE REIMBURSEMENT	194.74
10/31/2018	52357	DEALER AUTO PARTS SALES	GARAGE	133.36
			#10	46.91
				180.27
10/31/2018	52358	DEARBORN LITHOGRAPH INC.	BERKLEY BUZZ	2,623.00
10/31/2018	52359	DEMCO	CD REPLACEMENT LIDS FOR JEWEL CASES	114.00
10/31/2018	52360	DEPENDABLE SERVICES	2466 COLUMBIA RD.	200.00
			2465 CAMBRIDGE RD.	200.00
				400.00
10/31/2018	52361	DETROIT DIAMOND DRILLING, INC.	FUEL FOR SAW & SPARK PLUG FOR GENERATOR	73.80
10/31/2018	52362	DISCOUNT OFFICE EQUIPMENT	CHAIR	250.00
10/31/2018	52363	DROUGHT	2070 ELEVEN MILE RD.	50.00
10/31/2018	52364	DSS CORPORATION	MAINT. FEE FOR 911 RECORDING SYSTEM	4,870.00
10/31/2018	52365	DTE ENERGY	3155 COOLIDGE HWY. - 09/11/18 - 10/08/18	1,017.32
			3341 ROBINA - 09/11/18 - 10/08/18	58.37
			2398 12 MILE RD. - 09/11/18 - 10/08/18	135.61
			3238 BACON - 09/11/18 - 10/08/18	158.93
			2395 12 MILE RD. - 09/11/18 - 10/08/18	5,320.95
				6,691.18
10/31/2018	52366	DTE ENERGY	2300 ROBINA - 09/11/18 - 10/08/18	1,897.56
			STREETLIGHT - 09/01/18 - 09/30/18	13,587.30
				15,484.86
10/31/2018	52367	DUAINE FRANKS, LLC	BUILDING INSPECTIONS - SEPTEMBER 2018	6,460.00
10/31/2018	52368	ED RINKE CHEVROLET	#83 SMART	124.07
			#9	91.27
			#23 PARTS - REMAINING BALANCE	35.55

				250.89
10/31/2018	52369	EJ USA, INC.	WATER	10,078.56
			WATER	1,040.00
				11,118.56
10/31/2018	52370	ELDER FORD	#4-9 P.S.	89.95
10/31/2018	52371	ELIE'S HOME IMPROVEMENT LLC	2036 GARDNER AVE.	100.00
10/31/2018	52372	ENVISIONWARE, INC.	WIRELESS PRINTING SOFTWARE	2,615.00
10/31/2018	52373	ETNA SUPPLY	WATER - METERS	10,410.00
10/31/2018	52374	EVERDRY WATERPROOFING	2088 ROSEMONT RD.	100.00
10/31/2018	52375	FIRE DEFENSE EQUIPMENT COMPANY	BUILDING MAINTENANCE	199.20
			EXTINGUISHER MAINT. & RECHARGE	223.11
			CO2 RECHARGE	23.40
			INSPECTIONS - FIRE EXTINGUISHERS	838.96
			FIRE EXTINGUISHER INSPECTION / PM	170.39
			ANNUAL SPRINKLER SYSTEM INSPECTION	395.59
				1,850.65
10/31/2018	52376	FOUNDATION SYSTEMS OF MICHIGAN	4211 OAKSHIRE AVE.	100.00
10/31/2018	52377	GABRIEL ROEDER SMITH & COMPANY	SUMMARY ANNUAL REPORT YEAR ENDING JUNE 3	1,200.00
10/31/2018	52378	GINGER BURKE-MILLER	MILEAGE REIMBURSEMENT	186.44
10/31/2018	52379	GREAT LAKES PEST CONTROL CO	BUILDING MAINTENANCE	40.00
			BUILDING MAINTENANCE	150.00
			BUILDING MAINTENANCE	40.00
			PEST CONTROL 10/16/18 DPW	40.00
			EXTERMINATOR	60.00
				330.00
10/31/2018	52380	GREAT LAKES WATER AUTHORITY	IWC - SEPTEMBER 2018	2,901.33
10/31/2018	52381	GREENFIELD PRINTING	WINDOW ENVELOPES FOR TAXES	472.50
10/31/2018	52382	HUBBELL, ROTH & CLARK	1833 COOLIDGE - SITE PLAN ENGINEERING	205.73
			LASALETTE - ENGINEERING	418.63
			COOLIDGE RESTRIPIING ROAD DIET	765.75
			GIS SUPPORT	255.32
			HARVARD RECONST. - CE SERVICES	1,478.62
			SIDEWALK PILOT	979.43
			CATALPA SEWER - CE SERVICES	2,588.89
			LASALETTE - ENGINEERING	3,612.39
			LASALETTE - ENGINEERING	360.18
			LASALETTE - ENGINEERING	314.58
			LASALETTE - ENGINEERING	612.77
			DESIGN - COOLIDGE WM EXT.	591.75
			ESTIMATE - HENLEY & OXFORD RAMPS	1,564.83
				13,748.87
10/31/2018	52383	HUNT SIGN CO LTD	1130 CATALPA DR.	50.00
10/31/2018	52384	IMS ALLIANCE	HELMET TAGS FOR PALMER, ONESKO, CHIEF	20.75
10/31/2018	52385	J.H. HART URBAN FORESTRY	CONTRACTUAL SERVICES	794.40
			CONTRACTUAL SERVICES	794.40
				1,588.80
10/31/2018	52386	J.H. HART URBAN FORESTRY	TREE TRIM REMOVAL & STUMPING	5,821.60
			TREE TRIM, REMOVAL 10/15/18 - 10/19/18	12,872.20
				18,693.80
10/31/2018	52387	JASON & SANDRA SEWELL	1755 EARLMONT RD.	50.00
10/31/2018	52388	JAY'S SEPTIC TANK SERVICE	CONTRACTUAL SERVICES	155.00
			CONTRACTUAL SERVICES	85.00
				240.00
10/31/2018	52389	JEFFREY & AMANDA MARENTIS	APPLICANT DID NOT REQUIRE A VARIANCE	300.00

10/31/2018	52390	JVK CONSTRUCTION	2706 GRIFFITH AVE. 2970 ELEVEN MILE RD.	50.00 <u>500.00</u>
				550.00
10/31/2018	52391	KAREN BONNICI	DEPOSIT FOR PROGRAM FEE WORKSHOP	100.00
10/31/2018	52392	KINGSWAY CONSTRUCTION	2588 COLUMBIA	410.00
10/31/2018	52393	LAURA PIASKOWSKI	CONTRACTUAL SERVICES - INSTRUCTOR PAYMEN	773.37
10/31/2018	52394	LAURIE FIELDER	MILEAGE REIMBURSEMENT	90.47
10/31/2018	52395	LIGHTING SUPPLY COMPANY	GARAGE MAINT. GARAGE MAINT.	768.60 <u>81.90</u>
				850.50
10/31/2018	52396	LIVE SAFE ACADEMY	CONTRACTUAL SERVICES - INSTRUCTOR PAYMEN CONTRACTUAL SERVICES INSTRUCTOR PAYMENT	329.00 <u>164.50</u>
				493.50
10/31/2018	52397	LK PIELACK CONSULTING, LLC	SAGINAW TRAIL PROGRAM	100.00
10/31/2018	52398	MALONEY TRUCKING	SAND / WATER SAND / WATER WATER & DEBRIS HAUL OUT	1,500.00 760.00 <u>5,410.00</u>
				7,670.00
10/31/2018	52399	MCATEE LLC	1339 EATON	95.10
10/31/2018	52400	MCCOY MAINTENANCE, INC.	CUSTODIAL SERVICES JANITORIAL SERVICES OCTOBER 2018 - CUSTODIAL SERVICES JANITORIAL SERVICES	895.00 1,125.00 535.00 <u>1,092.00</u>
				3,647.00
10/31/2018	52401	MCVEAN RENOVATIONS, LLC	GARBAGE DISPOSAL INSTALLATION	150.00
10/31/2018	52402	MGM IMPROVEMENT SERVICES INC.	3170 ELEVEN MILE	65.00
10/31/2018	52403	MICH MUN.LIABILITY & PROP POOL	LIABILITY CLAIM	1,324.05
10/31/2018	52404	MICH. RECREATION & PARK ASSOC.	PROFESSIONAL DEVELOPMENT	400.00
10/31/2018	52405	MICHAEL ARMANDO FERRAROTTI	877 PRINCETON	15.00
10/31/2018	52406	MICHAEL PENFIL	REFUND - WILL NOT BE RENTING HOME OUT AT	60.00
10/31/2018	52407	MICHIGAN CAT	#14	568.12
10/31/2018	52408	MICHIGAN GRAPHICS & AWARDS	NAME PLATE FOR STAN LISICA	16.00
10/31/2018	52409	MICHIGAN PETROLEUM	BUILDING MAINTENANCE FUEL & OIL	494.30 <u>1,719.27</u>
				2,213.57
10/31/2018	52410	MICHIGAN STATE FIREMEN'S ASSOC.	BOOKS FOR LT. MILLER CLASS	86.03
10/31/2018	52411	MISKO PLUMBING LLC	3340 ELLWOOD AVE.	1,000.00
10/31/2018	52412	MJ GLYNN INC.	4014 ELLWOOD AVE.	1,000.00
10/31/2018	52413	MR. ROOF HOLDING COMPANY LLC	1560 COLUMBIA RD.	75.00
10/31/2018	52414	O'REILLY AUTOMOTIVE, INC.	SUPPLIES FOR EQUIP. MAINT. EQUIP. TO WORK ON TRUCK SPARK PLUGS FOR SAWS SPARK PLUG FOR SAW BULBS FOR #421	86.43 34.99 5.97 1.99 <u>23.96</u>
				153.34
10/31/2018	52415	OAK PARK DEPT. OF PUBLIC SAFETY	MAINT. FOR CASCADE SYSTEM	290.25
10/31/2018	52416	OAKLAND CO FRIEND OF THE COURT	GAVIN MARUAN HARLAN - 1292988	500.00
10/31/2018	52417	OAKLAND COMMUNITY COLLEGE	CREST RENTAL FEE - 10/4 - 10/11/2018	250.00
10/31/2018	52418	OAKLAND COMMUNITY COLLEGE/CREST	FOIA CLASS - STARON	100.00
10/31/2018	52419	OAKLAND COUNTY	CLEMIS/MDC/LIVESCAN MUGSHOT FEES OCT. - FRMS DEPT. FEE FOR JULY - SEPT. 2018	5,739.25 <u>1,072.31</u>
				6,811.56
10/31/2018	52420	OLIVER CONSTRUCTION	3083 PHILLIPS AVE.	1,500.00

10/31/2018	52421	OVERLAND CONTRACTING, INC.	27901 WOODWARD AVE.	100.00	
10/31/2018	52422	PAUL ROBERT DEHEM	1186 OXFORD RD.	50.00	
10/31/2018	52423	PHOENIX SAFETY OUTFITTERS	HELMET FRONT FOR ONESKO	60.00	
			REPLACEMENT FIRE GEAR FOR PAPKE, HERRIMA	8,239.92	
			2 UNDERVEST L/S - MILLER	103.92	
			2 UNDERVEST L/S - PAPKE	106.92	
			2 UNDERVEST L/S - BETTS	95.94	
			2 UNDERVEST L/S - BUNTING	95.94	
			1 DUTY JACKET, 1 SOFT SHELL LINER - Z. T	263.96	
			2 UNDERVEST L/S - ANDERSON	95.94	
			2 UNDERVEST L/S - THOMPSON	95.94	
			2 UNDERVEST L/S - CHILDREY	95.94	
			2 UNDERVEST L/S - PALMER	95.94	
			2 UNDERVEST L/S - MUELLER	95.94	
			1 MEN'S L/S W/ ZIPPER, 1 POLY/WOOL L/S -	116.97	
			3 L/S SHIRTS, 3 S/S SHIRTS, 3 PANTS - BL	455.79	
			1 VEST CARRIER W/ QUICK CLIPS - GEARY	126.97	
			UNDERVEST L/S - DREALAN	47.97	
			3 UNDERVEST L/S - STARON	152.91	
			2 UNDERVEST L/S - GOTHARD	95.94	
			2 UNDERVEST L/S - SUCHOSKI	101.94	
			2 UNDERVEST L/S - BROKAW	95.94	
			2 UNDERVEST L/S - HADFIELD	103.92	
			2 UNDERVEST L/S - ONESKO	106.92	
			2 UNDERVEST S/S & 1 CLASS A SHIRT - BROK	154.93	
				11,006.50	
10/31/2018	52424	VOID			V
10/31/2018	52425	PHOENIX SUPPLY	PRISONER UNIFORMS / SANDALS	223.39	
10/31/2018	52426	PHOMMADY BOUCHER	LUNCH AND MILEAGE REIMBURSEMENT	87.71	
10/31/2018	52427	PITNEY BOWES INC.	SEPTEMBER 2018 MAIL MACHINE SORT FEE	5.00	
10/31/2018	52428	PLACEMENT TENNIS	CONTRACTUAL INSTRUCTOR PAYMENT	2,242.80	
10/31/2018	52429	PRECISION DATA PRODUCTS	HP INK	52.24	
10/31/2018	52430	PRINTING SYSTEMS	BALLOT PAPER FOR TOUCH WRITERS	16.20	
			AV APPLICATIONS FOR GENERAL ELECTION	218.70	
			RETURN ENVELOPES FOR AV BALLOTS	202.08	
			OUTER ENVELOPES FOR AV BALLOTS	200.60	
				637.58	
10/31/2018	52431	PROTECTION 1 / ADT	ALARM MONITORING 10/27/18 - 11/26/18	55.00	
10/31/2018	52432	PROVANTAGE LLC	COMPUTER FOR CONFERENCE ROOM	730.00	
10/31/2018	52433	PTE / ISN	OUTSIDE REPAIR	1,912.50	
			GARAGE - SERVICE SUBSCRIPTION	899.99	
				2,812.49	
10/31/2018	52434	REBECCA STOUT	MILEAGE REIMBURSEMENT	20.87	
10/31/2018	52435	RENU POWER TOOL & SUPPLY	PS / RESCUE SAW	20.50	
10/31/2018	52436	RKA PETROLEUM COS, INC	#2 ULTRA LOW DIESEL INVENTORY FUEL/OIL	2,188.54	
10/31/2018	52437	ROAD COMMISSION OF OAKLAND CO	SEPTEMBER 2018 - TRAFFIC SIGNAL MAINT.	1,250.87	
10/31/2018	52438	ROCHESTER MIDLAND	SANOR SERVICE FOR CITY HALL	62.19	
10/31/2018	52439	S & B LANDSCAPING	TREE RESTORATION	350.00	
10/31/2018	52440	S/E OAK.CTY RESOURCE REC. AUTH	TRASH, RECYCLE & PICK-UP 10/01/18 - 10/1	40,945.00	
			SEPTEMBER 2018 PICK UPS	1,107.70	
			TOTERS (250)	11,710.00	
				53,762.70	
10/31/2018	52441	SAS SERVICES	1197 EATON RD.	75.00	
10/31/2018	52442	SEHI COMPUTER PRODUCTS	PS CONFERENCE ROOM PROJECTOR	1,922.00	
			NETWORK SWITCHES FOR SERVERS	1,906.00	
				3,828.00	
10/31/2018	52443	SIGNATURE FORD	NEW #414	39,528.00	
10/31/2018	52444	STEWART & SONS CONCRETE	LOCAL / CATCH BASINS	19,974.75	
10/31/2018	52445	SULLIVAN, WARD, ASHER, PATTON, PC	PROF. SERV. BETWEEN JUNE 1, 2018 AND AUG	825.00	

			PROF. SERV, BETWEEN JUNE 1, 2018 AND OCT	780.00
				1,605.00
10/31/2018	52446	THE KITCHEN INC.	PRISONER MEALS	145.69
10/31/2018	52447	THE LAKOTA GROUP, INC.	DOWNTOWN STRATEGIC PLAN	5,280.00
10/31/2018	52448	THE LIBRARY NETWORK	DATAMAILERS FOR 4/1/18 - 09/30/18	95.13
			BOOKS, CD'S, DVD'S, & BOOKS ON CD	3,756.21
			ACQUISITION SERVICES FOR 10/1/18 - 12/31/	1,031.51
				4,882.85
10/31/2018	52449	THE PRINT STOP, INC	PAMPHLETS	200.00
			SAMPLE BOOKLETS	54.00
			BUSINESS CARDS FOR S. LISICA & T. MCARLE	88.00
				342.00
10/31/2018	52450	THE RAPID GROUP, LLC	PICKUP OF SHREDDING @ CITY HALL	30.00
10/31/2018	52451	TIRE WHOLESALERS COMPANY INC	GARAGE	70.70
			#88	240.00
				310.70
10/31/2018	52452	TOOTIE & TALLULAH'S	FACADE IMPROVEMENT PROGRAM	2,000.00
10/31/2018	52453	VILLA BUILDING & DESIGN	3324 GARDNER AVE.	100.00
10/31/2018	52454	VIVIAN CARMODY	MONTHLY CONSULTING SERVICES	4,045.00
10/31/2018	52455	WINDER POLICE EQUIPMENT	BLUE LED MODULES - #420	460.04
				Total of 293 Checks: 1,101,522.22
				Less 1 Void Checks: 0.00
				Total of 292 Disbursements: 1,101,522.22

**CITY OF BERKLEY
ACH TRANSFERS**

VENDOR

10/1/2018	INTERNAL REVENUE SERVICE	\$	15,347.52
10/5/2018	PSO UNION DUES	\$	720.00
10/5/2018	PS COMMAND UNION DUES	\$	360.00
10/5/2018	DPW UNION DUES	\$	365.85
10/5/2018	MERS OF MICHIGAN	\$	58,690.44
10/9/2018	INTERNAL REVENUE SERVICE	\$	35,309.40
10/22/2018	PSO UNION DUES	\$	720.00
10/22/2018	PS COMMAND UNION DUES	\$	360.00
10/22/2018	INTERNAL REVENUE SERVICE	\$	35,916.10
10/24/2018	A D N	\$	25,000.00
		\$	172,789.31

City Clerk

We hereby certify that the foregoing is a true and correct list of bills and that they have been approved by the City Council and this is the authority to issue checks in the amounts stated and charge them in the various accounts.

Daniel J. Terbrack, Mayor

Phommady A. Boucher, City Clerk

November 19, 2018 City Council Meeting

Motion by _____ supported by _____ to approve the terms of the reclassification assessment as discussed at the October 21, 2018 closed session.

AYES:

NAYS:

Howard L. Shifman
Brandon Fournier
Robert Nyovich- Of Counsel



31600 Telegraph Road, Suite 100
Bingham Farms, MI 48025
Phone (248) 642-2383 or
(248) 594-8700
Fax (248) 594-7080
shifmanlawmi.com

VIA EMAIL

November 15, 2018

Honorable Mayor and City Council
City of Berkley
3338 Coolidge Hwy
Berkley, MI 48072

Re: City of Berkley/Independent Contractor Analysis/Financial Assessment

Dear Honorable Mayor and City Council,

On October 22, 2018 the Administration presented to the City Council the results of an IRS Compliance Audit of independent contractors serving the City of Berkley. As discussed the audit concluded that a number of independent contractors pursuant to the IRS determination need to be reclassified for tax purposes to employees. Additionally, the City will be required to pay a reclassification assessment based upon the previous fiscal years payroll tax valuation.

Therefore, the Administration is respectfully requesting the City Council adopt a motion approving the terms of the reclassification assessment as discussed in closed session on October 22, 2018. Thank you for your attention and cooperation in this matter. If you have any questions or comments, please feel free to contact me at your convenience.

Very truly yours,

A handwritten signature in black ink, appearing to be "Brandon J. Fournier", written over a horizontal line.

Brandon J. Fournier. Esq.

Cc: Matthew Baumgarten, City Manager
Darchelle Strickland-Love, Assistant City Manager

THE CITY OF BERKLEY
Building Department
3338 Coolidge, Berkley, Michigan 48072
(248) 658-3320

NOTICE OF PUBLIC HEARING
BERKLEY CITY COUNCIL

NOTICE IS HEREBY GIVEN, that the City of Berkley will hold a public hearing on the use of Community Development Block Grant Funds. The Hearing will be held on Monday, November 19, 2018 at 7 PM in the Council Chambers of City Hall, 3338 Coolidge, Berkley, Michigan 48072 for the purpose of hearing public comments on the Community Development Block Grant Program Year 2019 application in the estimated amount of \$33,419 to fund eligible projects. All interested citizens are requested to attend the Hearing. Comments will also be received in writing or in person in the Building Department until 5 PM on November 19, 2018. Arrangements to reasonably accommodate special needs, including handicap accessibility or interpreter, will be made upon receiving 72-hour advance notice. Contact Annette Boucher at (248) 658-3300 for special services.

TIMOTHY MCLEAN
COMMUNITY DEVELOPMENT DIRECTOR

Publish Once:

The Daily Tribune
Royal Oak, Michigan
Sunday, November 4, 2018

A RESOLUTION**of the Council of the City of Berkley, Michigan
adopting the Community Development Block Grant
Program Application for the 2019-2020 Fiscal Year**

WHEREAS, under the Housing and Urban - Rural Recovery Act of 1983, as amended, the City of Berkley is eligible to receive Federal Community Block Grant funds for certain expenditures in cooperation with the United States Department of Housing and Urban Development, through the County of Oakland; and

WHEREAS, the Berkley City Council has determined to establish a one year plan of activities based upon the City's demonstrated needs and desires of the Community; and

WHEREAS, the City of Berkley has demonstrated its intent to minimize displacement, affirmatively further fair housing and provide for citizen opportunity in the development of the 2019-2020 CDBG Grant proposal through the public hearing process; and

WHEREAS, the City of Berkley herein recommends the following activities that have been proven to enhance the living environment of low and moderate income families, senior citizens and handicapped populations, as well as the entire community pursuant to the Statutory Objectives in the Housing and Community Development Act of 1974 (Pub.L. 93-383), by the Housing and Community Development Act of 1980 (Pub. L 96-399), and the Housing and Community Development Amendments of 1981 (Pub. L 97-355); and

WHEREAS, the County of Oakland has estimated that the City of Berkley will receive \$33,419 in CDBG funding for the 2019 - 2020 federal fiscal year; and

WHEREAS, it is the intent of this Council to submit a proposal of program priorities for the use of these proposed federal CDBG funds for the 2019 – 2020 federal fiscal year;

Activity Number	Activity Description	Amount
172170-731619	Remove Architectural Barriers	\$23,394
172160-732170	Public Services (Yard Services)	\$3,500
172160-730535	Public Services (Disabled Services)	\$3,025
172160-730137-40620	Public Services (Battered and Abused Spouses)	\$3,500
<u>TOTAL</u>		<u>\$33,419</u>

NOW, THEREFORE, THE CITY OF BERKLEY RESOLVES:

SECTION 1: That the following proposal of program priorities and corresponding funding levels be submitted for the City of Berkley 2019-2020 CDBG Fiscal Year Application;

SECTION 2: That the City Manager be authorized and directed to prepare and submit the 2019–2020 Community Development Block Grant Program Application to the County of Oakland for the City of Berkley.

Introduced and Passed at a Regular Meeting of the Berkley City Council on Monday, November 19, 2018.

Daniel J. Terbrack, Mayor

Attest:

Phommady A. Boucher, City Clerk

MEMORANDUM



"We Care"

Building Department
(248) 658-3320
FAX (248) 658-3301

DATE: October 15, 2018
TO: Berkley City Council
FROM: Timothy McLean, Community Development Director
RE: **CDBG Public Hearing**

On October 16, 2018, Finance Director Ginger Burke-Miller and I will be attending the Community Development Block Grant Annual Application Workshop at Oakland County. CDBG Applications for PY 2019 are due by Friday, December 14, 2018.

Staff at Oakland County advises setting the date for the required Public Hearing as soon as possible after the October 16 training. In reviewing the remaining dates the City Council will meet in 2018, there will be two meeting dates prior to the December 14 application deadline. At this time, I am asking if City Council would please consider setting the date for the Public Hearing for either Monday, November 19, 2018 or Monday, December 3, 2018. Your attention to this matter is appreciated.

PY 2019 CDBG APPLICATION - PART 1

(COMPLETE PART 1 ONCE)

1. Applicant Information					
Community:			City of Berkley		
PY 2019 CDBG Planning Allocation:			\$33,419		
Contact Person:			Tim McLean		
Telephone:			248-658-3320		
Best time to contact:			MON-FRI 8:30AM-5:00PM		
DUNS #:			136200362		
Copy of current SAMS attached (Yes or No):			YES		
If No, Explain:					
Is community subject to Single Audit? (Yes or No):			NO		
2. PY 2019 CDBG Proposed Projects					
SAMPLE - Project #1 Name Code Enforcement				Allocation: \$80,834	
Project:	#1	Name:	Remove Architectural Barriers	Allocation:	\$23,394
Project:	#2	Name:	Public Services (Yard Services)	Allocation:	\$3,500
Project:	#3	Name:	Public Services (Disabled Services)	Allocation:	\$3,025
Project:	#4	Name:	Public Services (Abused Spouses)	Allocation:	\$3,500
Total # of Projects:			4		
# of Public Service Projects:			3		
Public Service %:			30%		
3. Signature of Highest Elected Official (or Designee)					
Name of HEO or Approved Designee:			Dan Terbrack		
Title of HEO or Approved Designee:			Mayor		
Signature of HEO or Designee:					

PY 2019 CDBG APPLICATION - PART 2

(Please ✓ one box per project)

Project # 1

Allocation: \$23,394

Project Information		Account #	Matrix	Authority	Objective	Goal	Indicator	Outcome
4. Account								
Acquisition and Disposition								
				570.201 (a)	Suitable Living Environment	Strengthen Communities	# of LMI HH with new/improved access	Sustainability
Public Facilities and Improvements								
	Acquisition of Real Property	172170-730003	01	570.201 (a)	Suitable Living Environment	Strengthen Communities	# of LMI HH with new/improved access	Sustainability
	Disposition	172170-730536	02	570.201 (b)				
	Fire Station Equipment	172170-730733	03O					
	Flood Drain Improvements	172170-730744	03I					
	Parks-Recreational Facilities	172170-731332	03F					
	Public Fac & Improv General	172170-731498	03					
X	Remove Architectural Barriers	172170-731619	03					
	Senior Center	172170-731696	03A	570.201 (c)	Suitable Living Environment	Strengthen Communities	# of LMI HH with new/improved access	Sustainability
	Sidewalks	172170-731745	03L					
	Solid Waste Disposal Improv	172170-730744						
	Special Assessments	172170-731815	03I/J/K/L					
	Street Improvements	172170-731864	03K					
	Tree Planting	172170-732021	03N					
	Water Sewer Improvements	172170-732114	03J					
Public Services								
	PS (Battered & Abused)	172160-730137-40620	05G	570.201 (e)	Suitable Living Environment	Improve Quality of Life	# of LMI persons with new access	Availability/Accessibility
	PS (Child Care Services)							
	PS (Crime Awareness/Prev)							
	PS (Disabled Services)	172160-730535	05B					
	PS (Emergency Services)	172160-730571	05					
	PS (Employment Training)	172160-731941						
	PS (Fair Housing Services)	132210-702010	05A					
	PS (General - Housekeeping)	172160-730880	05					
	PS (General - Safety & Repair)	172160-731665	05A					
	PS (General - Yard Services)	172160-732170	05A					
	PS (Health Services)							
	PS (Housing Counseling Serv)	132210-702010						
	PS (Legal Services)	172160-731073	05C					
	PS (Mental Health Services)							
	PS (Neighborhood Cleanups)							
	PS (Senior Services)	172160-731712	05A					
	PS (Transportation Services)	172160-732011	05E					
	PS (Youth Services)	172160-732185	05D					

PY 2019 CDBG APPLICATION - PART 2 continued

(Please ✓ one box per project) **Project # 1** **Allocation: \$23,394**

4. Account	Account #	Matrix	Authority	Objective	Goal	Indicator	Outcome
Housing							
✓	If interested in activities other than those listed below contact Carla Spradlin at (248) 858-5312 to discuss eligibility						
	Housing Rehabilitation	132290-730898	14A	Decent Affordable Housing	N/A	N/A	N/A
	Rehab Publicly Owned Res	172160-731602	14D				
	Emergency Rehab	172170-730569	14A				
	Minor Home Repair	172170-731227	14A				
	Mobile Home Repair	172170-731227-40620	14A				
	Housing Rehabilitation Admin	132280-731605	14H				
Other Projects							
	Clearance and Demolition	172170-730345	04	570.201 (d)	Strengthen Communities	Slum Blight	Sustainability
	Non- Res Hist Preservation	172170-731280	16B	570.202 (d)			
	Code Enforcement	172170-730310	15	570.202 (c)			
	Interim Assistance						
	ED (Micro-Enterprise Assist)						

PY 2019 CDBG APPLICATION - PART 3

(Please complete for each project) Project # 1 Allocation: \$23,393

5. Project Description
<p>Provide a detailed description of the proposed project – The City will hire a contractor to retrofit existing sidewalk ramps with sidewalk ramps which meet current ADA standards.</p> <p>How will CDBG funds be used? (i.e. construction, materials, public service delivery, project service delivery costs) – The City will contract with a company which will replace the ramps. The City will use 2018 and 2019 funds together. The City's Engineer will write the specifications. However, the City will be paying the engineering service.</p>

6. CDBG National Objective (See Eligible Projects List)		
✓	Code/Description	24 CFR Citation
	LMA – Low-income area benefit: the service area identified for activities is primarily low-income based on Areawide Benefit Map.	570.208(a)(1) 507.483(b)(1)
X	LMC – Low-income limited clientele benefit: activities that benefit a limited clientele, at least 40.81% of which are low-income.	570.208(a)(2) 570.483(b)(2)
	LMH – Low-income housing benefit: activities that are carried out for providing or improving permanent residential structures that will be occupied by low-income households.	570.208(a)(3) 570.483(b)(3)
	SBS - Slum/blight spot basis: activities that address conditions of blight or physical decay on a spot basis not located in a designated slum/blight area.	570.201 (f)(1) 570.200 (e) 570.201 (f) (2)
	SBA - Slum/blight area basis: activities that address conditions of blight or physical decay in a designated slum/blight area.	570.201 (f)(1) 570.200 (e) 570.201 (f) (2)
7. # of clients to be served in PY 2019		8. Type of clients to be served
		People
		Households
		Housing Units
X		Public Facilities
9. Senior Center Projects Only		
	Estimated Number of Current Members	
	White alone	
	Black or African American alone	
	American Indian and Alaska Native alone	
	Asian alone	
	Native Hawaiian & Other Pacific Islander alone	
	Some other race alone	
	Two or more races	

PY 2019 CDBG APPLICATION - PART 4

(Please complete for each project) Project # 1 Allocation: \$23,394

10. Project Location				
Describe Project Location	<input checked="" type="checkbox"/>	Please one box		
	<input checked="" type="checkbox"/>	City/Township/Village Wide		
	<input type="checkbox"/>	Area Wide Benefit Only		
	<input type="checkbox"/>	Specific		
Parcel ID#				
Public Facilities Projects Only				
Address	3338 Coolidge Hwy			
City	Berkley			
Zip Code	MI			
Areawide Benefit Projects Only Census Tracts (CTs) and Block Groups (BGs) Attach Areawide Benefit Map				
11. Describe the service area for the following:				
	Project Type		Service Area	
Fire Station/ Equipment				
Park Recreational Facilities				
Special Assessments				
12. Environmental Review Record				
(Please check each box as it applies and attach all required documents)				
<input checked="" type="checkbox"/>	Exempt Project			
<input checked="" type="checkbox"/>	Project is Exempt per 24 CFR 58.34			
<input checked="" type="checkbox"/>	Project Location Map Attached (Google)			
<input checked="" type="checkbox"/>	Categorically Excluded Project			
	Statutory Checklist			
	Project Location Map Attached (Google)			
	Flood Plain Map https://gis.oakgov.com/PropertyGateway/Home.mvc		Project in Flood Plain	8 Step Attached
<input checked="" type="checkbox"/>	Environmentally Assessed Project			
	Environmental Assessment			
	Project Location Map Attached (Google)			
	Flood Plain Map https://gis.oakgov.com/PropertyGateway/Home.mvc		Project in Flood Plain	8 Step Attached
<input checked="" type="checkbox"/>	Other Projects			
	Historic Preservation Profile (HPP) Attached		Demolition Checklist Attached	

PY 2019 CDBG APPLICATION - PART 5

(Please complete for each project) Project # 1 Allocation: \$23,394

13. Project Purpose (PUBLIC SERVICES PROJECTS ONLY)	
Help Prevent Homelessness? Yes or No	
Help the Homeless? Yes or No	
Help those with HIV/AIDS? Yes or No	
Help Persons with Disabilities? Yes or No	YES

14. Project Purpose (PUBLIC FACILITIES & IMPROVEMENTS PROJECTS ONLY)	
Will the project meet ADA standards for access? Yes or No	

15. Describe Additional Resources	
Other Federal Funds	0
State/Local Funds	0
Other Funds	0

16. Project Duration	
This is a new project for PY 2019 Yes or No	NO
This is an ongoing project Yes or No	YES
This ongoing project has been offered since PY	2017
For ongoing projects described PY 2018 results i.e. # of new persons with greater access to services	

17. Project Administration	
Community will manage project Yes or No	YES
Community will hire a vendor to manage project Yes or No	NO
County will administer contract Yes or No	NO

PY 2019 CDBG APPLICATION - PART 1

(COMPLETE PART 1 ONCE)

1. Applicant Information

Community:	City of Berkley
PY 2019 CDBG Planning Allocation:	\$33,419
Contact Person:	Tim McLean
Telephone:	248-658-3320
Best time to contact:	MON-FRI 8:30AM-5:00PM
DUNS #:	136200362
Copy of current SAMS attached (Yes or No):	YES
If No, Explain:	
Is community subject to Single Audit? (Yes or No):	NO

2. PY 2019 CDBG Proposed Projects

SAMPLE - Project #1 Name Code Enforcement Allocation: \$80,834

Project:	#1	Name:	Remove Architectural Barriers	Allocation:	\$23,394
Project:	#2	Name:	Public Services (Yard Services)	Allocation:	\$3,500
Project:	#3	Name:	Public Services (Disabled Services)	Allocation:	\$3,025
Project:	#4	Name:	Public Services (Abused Spouses)	Allocation:	\$3,500

Total # of Projects:	4
# of Public Service Projects:	3
Public Service %:	30%

3. Signature of Highest Elected Official (or Designee)

Name of HEO or Approved Designee:	Dan Terbrack
Title of HEO or Approved Designee:	Mayor

Signature of HEO or Designee:	
-------------------------------	--

(Please ✓ one box per project)

Allocation: \$3,500

Project Information							
4. Account	Account #	Matrix	Authority	Objective	Goal	Indicator	Outcome
Acquisition and Disposition							
Acquisition of Real Property	172170-730003	01	570.201 (a)	Suitable Living Environment	Strengthen Communities	# of LMI HH with new/improved access	Sustainability
Disposition	172170-730536	02	570.201 (b)				
Public Facilities and Improvements							
Fire Station Equipment	172170-730733	03O	570.201 (c)	Suitable Living Environment	Strengthen Communities	# of LMI HH with new/improved access	Sustainability
Flood Drain Improvements	172170-730744	03I					
Parks-Recreational Facilities	172170-731332	03F					
Public Fac & Improv General	172170-731498	03					
Remove Architectural Barriers	172170-731619	03					
Senior Center	172170-731696	03A					
Sidewalks	172170-731745	03L					
Solid Waste Disposal Improv	172170-730744						
Special Assessments	172170-731815	03I/J/K/L					
Street Improvements	172170-731864	03K					
Tree Planting	172170-732021	03N					
Water Sewer Improvements	172170-732114	03J					
Public Services							
PS (Battered & Abused)	172160-730137-40620	05G	570.201 (e)	Suitable Living Environment	Improve Quality of Life	# of LMI persons with new access	Availability/ Accessibility
PS (Child Care Services)							
PS (Crime Awareness/Prev)							
PS (Disabled Services)	172160-730535	05B					
PS (Emergency Services)	172160-730571	05					
PS (Employment Training)	172160-731941						
PS (Fair Housing Services)	132210-702010	05A					
PS (General - Housekeeping)	172160-730880	05					
PS (General - Safety & Repair)	172160-731665	05A					
PS (General - Yard Services)	172160-732170	05A					
PS (Health Services)							
PS (Housing Counseling Serv)	132210-702010						
PS (Legal Services)	172160-731073	05C					
PS (Mental Health Services)							
PS (Neighborhood Cleanups)							
PS (Senior Services)	172160-731712	05A					
PS (Transportation Services)	172160-732011	05E					
PS (Youth Services)	172160-732185	05D					

(Please ✓ one box per project)

Allocation: \$3,500

4. Account	Account #	Matrix	Authority	Objective	Goal	Indicator	Outcome
✓	If interested in activities other than those listed below contact Carla Spradlin at (248) 858-5312 to discuss eligibility						
	Housing Rehabilitation	132290-730898	14A	570.202	Decent Affordable Housing	# of units brought to code	Affordability
	Rehab Publicly Owned Res	172160-731602	14D				
	Emergency Rehab	172170-730569	14A			# of units/items brought to standard condition	
	Minor Home Repair	172170-731227	14A				
	Mobile Home Repair	172170-731227-40620	14A				
	Housing Rehabilitation Admin	132280-731605	14H	N/A	N/A	N/A	N/A
Other Projects							
	Clearance and Demolition	172170-730345	04	570.201 (d)	Strengthen Communities	Slum Blight	Sustainability
	Non- Res Hist Preservation	172170-731280	16B	570.202 (d)			
	Code Enforcement	172170-730310	15	570.202 (c)			
	Interim Assistance						
	ED (Micro-Enterprise Assist)						

PY 2019 CDBG APPLICATION - PART 3

(Please complete for each project) Project # 2 Allocation: \$3,500

5. Project Description
<p>Provide a detailed description of the proposed project – Yard services for income qualified seniors. Services will conform to Oakland County guidelines and include lawn mowing, snow shoveling and spring & fall clean up.</p>
<p>How will CDBG funds be used? (i.e. construction, materials, public service delivery, project service delivery costs) – The City will contract with a company to provide these services.</p>

6. CDBG National Objective (See Eligible Projects List)		
✓	Code/Description	24 CFR Citation
	LMA – Low-income area benefit: the service area identified for activities is primarily low-income based on Areawide Benefit Map.	570.208(a)(1) 507.483(b)(1)
X	LMC – Low-income limited clientele benefit: activities that benefit a limited clientele, at least 40.81% of which are low-income.	570.208(a)(2) 570.483(b)(2)
	LMH – Low-income housing benefit: activities that are carried out for providing or improving permanent residential structures that will be occupied by low-income households.	570.208(a)(3) 570.483(b)(3)
	SBS - Slum/blight spot basis: activities that address conditions of blight or physical decay on a spot basis not located in a designated slum/blight area.	570.201 (f)(1) 570.200 (e) 570.201 (f) (2)
	SBA - Slum/blight area basis: activities that address conditions of blight or physical decay in a designated slum/blight area.	570.201 (f)(1) 570.200 (e) 570.201 (f) (2)
7. # of clients to be served in PY 2019		8. Type of clients to be served
30		People
		Households
		Housing Units
X		Public Facilities
9. Senior Center Projects Only		
	Estimated Number of Current Members	
	White alone	
	Black or African American alone	
	American Indian and Alaska Native alone	
	Asian alone	
	Native Hawaiian & Other Pacific Islander alone	
	Some other race alone	
	Two or more races	

PY 2019 CDBG APPLICATION - PART 4

(Please complete for each project) Project # 2 Allocation: \$3,500

10. Project Location				
Describe Project Location	<input checked="" type="checkbox"/>	Please one box		
	X	City/Township/Village Wide		
		Area Wide Benefit Only		
		Specific		
Parcel ID#				
Public Facilities Projects Only				
Address				
City				
Zip Code				
Areawide Benefit Projects Only Census Tracts (CTs) and Block Groups (BGs) Attach Areawide Benefit Map				
11. Describe the service area for the following:				
	Project Type	Service Area		
Fire Station/ Equipment				
Park Recreational Facilities				
Special Assessments				
12. Environmental Review Record				
(Please check each box as it applies and attach all required documents)				
<input checked="" type="checkbox"/>	Exempt Project			
X	Project is Exempt per 24 CFR 58.34			
X	Project Location Map Attached (Google)			
<input checked="" type="checkbox"/>	Categorically Excluded Project			
	Statutory Checklist			
	Project Location Map Attached (Google)			
	Flood Plain Map https://gis.oakgov.com/PropertyGateway/Home.mvc		Project in Flood Plain	8 Step Attached
<input checked="" type="checkbox"/>	Environmentally Assessed Project			
	Environmental Assessment			
	Project Location Map Attached (Google)			
	Flood Plain Map https://gis.oakgov.com/PropertyGateway/Home.mvc		Project in Flood Plain	8 Step Attached
<input checked="" type="checkbox"/>	Other Projects			
	Historic Preservation Profile (HPP) Attached		Demolition Checklist Attached	

PY 2019 CDBG APPLICATION - PART 5

(Please complete for each project) Project # 2 Allocation: \$3,500

13. Project Purpose (PUBLIC SERVICES PROJECTS ONLY)

Help Prevent Homelessness? Yes or No	
Help the Homeless? Yes or No	
Help those with HIV/AIDS? Yes or No	
Help Persons with Disabilities? Yes or No	YES

14. Project Purpose (PUBLIC FACILITIES & IMPROVEMENTS PROJECTS ONLY)

Will the project meet ADA standards for access? Yes or No	
---	--

15. Describe Additional Resources

Other Federal Funds	0
State/Local Funds	0
Other Funds	0

16. Project Duration

This is a new project for PY 2019 Yes or No	NO
This is an ongoing project Yes or No	YES
This ongoing project has been offered since PY	1995
For ongoing projects described PY 2018 results i.e. # of new persons with greater access to services	

17. Project Administration

Community will manage project Yes or No	YES
Community will hire a vendor to manage project Yes or No	NO
County will administer contract Yes or No	NO

PY 2019 CDBG APPLICATION - PART 1

(COMPLETE PART 1 ONCE)

1. Applicant Information					
Community:			City of Berkley		
PY 2019 CDBG Planning Allocation:			\$33,419		
Contact Person:			Tim McLean		
Telephone:			248-658-3320		
Best time to contact:			MON-FRI 8:30AM-5:00PM		
DUNS #:			136200362		
Copy of current SAMS attached (Yes or No):			YES		
If No, Explain:					
Is community subject to Single Audit? (Yes or No):			NO		
2. PY 2019 CDBG Proposed Projects					
SAMPLE - Project #1 Name Code Enforcement				Allocation: \$80,834	
Project:	#1	Name:	Remove Architectural Barriers	Allocation:	\$23,393
Project:	#2	Name:	Public Services (Yard Services)	Allocation:	\$3,513
Project:	#3	Name:	Public Services (Disabled Services)	Allocation:	\$3,513
Project:	#4	Name:	Public Services (Abused Spouses)	Allocation:	\$3,000
Total # of Projects:			4		
# of Public Service Projects:			3		
Public Service %:			30%		
3. Signature of Highest Elected Official (or Designee)					
Name of HEO or Approved Designee:			Dan Terbrack		
Title of HEO or Approved Designee:			Mayor		
Signature of HEO or Designee:					

(Please ✓ one box per project)

Project # 3

Allocation: \$3,025

Project Information						
4. Account	Account #	Matrix	Authority	Objective	Goal	Indicator
Acquisition and Disposition						
Acquisition of Real Property	172170-730003	01	570.201 (a)	Suitable Living Environment	Strengthen Communities	# of LMI HH with new/improved access
Disposition	172170-730536	02	570.201 (b)			
Public Facilities and Improvements						
Fire Station Equipment	172170-730733	03O				
Flood Drain Improvements	172170-730744	03I				
Parks-Recreational Facilities	172170-731332	03F				
Public Fac & Improv General	172170-731498	03				
Remove Architectural Barriers	172170-731619	03				
Senior Center	172170-731696	03A	570.201 (c)	Suitable Living Environment	Strengthen Communities	# of LMI HH with new/improved access
Sidewalks	172170-731745	03L				
Solid Waste Disposal Improv	172170-730744					
Special Assessments	172170-731815	03I/J/K/L				
Street Improvements	172170-731864	03K				
Tree Planting	172170-732021	03N				
Water Sewer Improvements	172170-732114	03J				
Public Services						
PS (Battered & Abused)	172160-730137-40620	05G				
PS (Child Care Services)						
PS (Crime Awareness/Prev)						
PS (Disabled Services)	172160-730535	05B				
PS (Emergency Services)	172160-730571	05				
PS (Employment Training)	172160-731941					
PS (Fair Housing Services)	132210-702010	05A				
PS (General - Housekeeping)	172160-730880	05				
PS (General - Safety & Repair)	172160-731665	05A				
PS (General - Yard Services)	172160-732170	05A				
PS (Health Services)						
PS (Housing Counseling Serv)	132210-702010					
PS (Legal Services)	172160-731073	05C				
PS (Mental Health Services)						
PS (Neighborhood Cleanups)						
PS (Senior Services)	172160-731712	05A				
PS (Transportation Services)	172160-732011	05E				
PS (Youth Services)	172160-732185	05D				

PY 2019 CDBG APPLICATION - PART 2 continued

Project # 3 Allocation: \$3,500

(Please ✓ one box per project)

4. Account	Account #	Matrix	Authority	Objective	Goal	Indicator	Outcome
✓	If interested in activities other than those listed below contact Carla Spradlin at (248) 858-5312 to discuss eligibility						
	Housing Rehabilitation	132290-730898	14A	Decent Affordable Housing	N/A	N/A	N/A
	Rehab Publicly Owned Res	172160-731602	14D				
	Emergency Rehab	172170-730569	14A				
	Minor Home Repair	172170-731227	14A				
	Mobile Home Repair	172170-731227-40620	14A				
	Housing Rehabilitation Admin	132280-731605	14H				
Other Projects							
	Clearance and Demolition	172170-730345	04	570.201 (d)	Strengthen Communities	Slum Blight	Sustainability
	Non- Res Hist Preservation	172170-731280	16B	570.202 (d)			
	Code Enforcement	172170-730310	15	570.202 (c)			
	Interim Assistance						
	ED (Micro-Enterprise Assist)						

PY 2019 CDBG APPLICATION - PART 3

(Please complete for each project) Project # 3 Allocation: \$3,025

5. Project Description
<p>Provide a detailed description of the proposed project – The City will purchase approximately 121 accessible reading materials for disabled adults.</p> <p>How will CDBG funds be used? (i.e. construction, materials, public service delivery, project service delivery costs) – The City purchases its books through suppliers that have state-wide contracts with all public libraries in Michigan. This ensures the most competitive price.</p>

6. CDBG National Objective (See Eligible Projects List)		
✓	Code/Description	24 CFR Citation
	LMA – Low-income area benefit: the service area identified for activities is primarily low-income based on Areawide Benefit Map.	570.208(a)(1) 507.483(b)(1)
X	LMC – Low-income limited clientele benefit: activities that benefit a limited clientele, at least 40.81% of which are low-income.	570.208(a)(2) 570.483(b)(2)
	LMH – Low-income housing benefit: activities that are carried out for providing or improving permanent residential structures that will be occupied by low-income households.	570.208(a)(3) 570.483(b)(3)
	SBS - Slum/blight spot basis: activities that address conditions of blight or physical decay on a spot basis not located in a designated slum/blight area.	570.201 (f)(1) 570.200 (e) 570.201 (f) (2)
	SBA - Slum/blight area basis: activities that address conditions of blight or physical decay in a designated slum/blight area.	570.201 (f)(1) 570.200 (e) 570.201 (f) (2)
7. # of clients to be served in PY 2019		8. Type of clients to be served
6200		People
		Households
		Housing Units
		Public Facilities
9. Senior Center Projects Only		
	Estimated Number of Current Members	
	White alone	
	Black or African American alone	
	American Indian and Alaska Native alone	
	Asian alone	
	Native Hawaiian & Other Pacific Islander alone	
	Some other race alone	
	Two or more races	

PY 2019 CDBG APPLICATION - PART 4

(Please complete for each project) Project # 3 Allocation: \$3,025

10. Project Location				
Describe Project Location	<input checked="" type="checkbox"/>	Please one box		
		City/Township/Village Wide		
		Area Wide Benefit Only		
	X	Specific		
Parcel ID#				
Public Facilities Projects Only				
Address	3155 Coolidge Hwy			
City	Berkley			
Zip Code	MI			
Areawide Benefit Projects Only Census Tracts (CTs) and Block Groups (BGs) Attach Areawide Benefit Map				
11. Describe the service area for the following:				
	Project Type		Service Area	
Fire Station/ Equipment				
Park Recreational Facilities				
Special Assessments				
12. Environmental Review Record				
(Please check each box as it applies and attach all required documents)				
<input checked="" type="checkbox"/>	Exempt Project			
X	Project is Exempt per 24 CFR 58.34			
X	Project Location Map Attached (Google)			
<input checked="" type="checkbox"/>	Categorically Excluded Project			
	Statutory Checklist			
	Project Location Map Attached (Google)			
	Flood Plain Map https://gis.oakgov.com/PropertyGateway/Home.mvc		Project in Flood Plain	8 Step Attached
<input checked="" type="checkbox"/>	Environmentally Assessed Project			
	Environmental Assessment			
	Project Location Map Attached (Google)			
	Flood Plain Map https://gis.oakgov.com/PropertyGateway/Home.mvc		Project in Flood Plain	8 Step Attached
<input checked="" type="checkbox"/>	Other Projects			
	Historic Preservation Profile (HPP) Attached		Demolition Checklist Attached	

PY 2019 CDBG APPLICATION - PART 5

(Please complete for each project) Project # 3 Allocation: \$3,025

13. Project Purpose (PUBLIC SERVICES PROJECTS ONLY)

Help Prevent Homelessness? Yes or No	NO
Help the Homeless? Yes or No	NO
Help those with HIV/AIDS? Yes or No	NO
Help Persons with Disabilities? Yes or No	YES

14. Project Purpose (PUBLIC FACILITIES & IMPROVEMENTS PROJECTS ONLY)

Will the project meet ADA standards for access? Yes or No	
---	--

15. Describe Additional Resources

Other Federal Funds	0
State/Local Funds	0
Other Funds	0

16. Project Duration

This is a new project for PY 2019 Yes or No	NO
This is an ongoing project Yes or No	YES
This ongoing project has been offered since PY	2013
For ongoing projects described PY 2018 results i.e. # of new persons with greater access to services	6,562

17. Project Administration

Community will manage project Yes or No	YES
Community will hire a vendor to manage project Yes or No	NO
County will administer contract Yes or No	NO

PY 2019 CDBG APPLICATION - PART 1

(COMPLETE PART 1 ONCE)

1. Applicant Information					
Community:			City of Berkley		
PY 2019 CDBG Planning Allocation:			\$33,419		
Contact Person:			Tim McLean		
Telephone:			248-658-3320		
Best time to contact:			MON-FRI 8:30AM-5:00PM		
DUNS #:			136200362		
Copy of current SAMS attached (Yes or No):			YES		
If No, Explain:					
Is community subject to Single Audit? (Yes or No):			NO		
2. PY 2019 CDBG Proposed Projects					
SAMPLE - Project #1 Name Code Enforcement				Allocation: \$80,834	
Project:	#1	Name:	Remove Architectural Barriers	Allocation:	\$23,393
Project:	#2	Name:	Public Services (Yard Services)	Allocation:	\$3,513
Project:	#3	Name:	Public Services (Disabled Services)	Allocation:	\$3,513
Project:	#4	Name:	Public Services (Abused Spouses)	Allocation:	\$3,000
Total # of Projects:			4		
# of Public Service Projects:			3		
Public Service %:			30%		
3. Signature of Highest Elected Official (or Designee)					
Name of HEO or Approved Designee:			Dan Terbrack		
Title of HEO or Approved Designee:			Mayor		
Signature of HEO or Designee:					

(Please ✓ one box per project)

Project #4

Allocation: \$3,500

Project Information						
4. Account	Account #	Matrix	Authority	Objective	Goal	Indicator
Acquisition and Disposition						
Acquisition of Real Property	172170-730003	01	570.201 (a)	Suitable Living Environment	Strengthen Communities	# of LMI HH with new/improved access
Disposition	172170-730536	02	570.201 (b)			
Public Facilities and Improvements						
Fire Station Equipment	172170-730733	03O				
Flood Drain Improvements	172170-730744	03I				
Parks-Recreational Facilities	172170-731332	03F				
Public Fac & Improv General	172170-731498	03				
Remove Architectural Barriers	172170-731619	03				
Senior Center	172170-731696	03A	570.201 (c)	Suitable Living Environment	Strengthen Communities	# of LMI HH with new/improved access
Sidewalks	172170-731745	03L				
Solid Waste Disposal Improv	172170-730744					
Special Assessments	172170-731815	03I/J/K/L				
Street Improvements	172170-731864	03K				
Tree Planting	172170-732021	03N				
Water Sewer Improvements	172170-732114	03J				
Public Services						
PS (Battered & Abused)	172160-730137-40620	05G				
PS (Child Care Services)						
PS (Crime Awareness/Prev)						
PS (Disabled Services)	172160-730535	05B				
PS (Emergency Services)	172160-730571	05				
PS (Employment Training)	172160-731941					
PS (Fair Housing Services)	132210-702010	05A				
PS (General - Housekeeping)	172160-730880	05				
PS (General - Safety & Repair)	172160-731665	05A				
PS (General - Yard Services)	172160-732170	05A	570.201 (e)	Suitable Living Environment	Improve Quality of Life	# of LMI persons with new access
PS (Health Services)						
PS (Housing Counseling Serv)	132210-702010					
PS (Legal Services)	172160-731073	05C				
PS (Mental Health Services)						
PS (Neighborhood Cleanups)						
PS (Senior Services)	172160-731712	05A				
PS (Transportation Services)	172160-732011	05E				
PS (Youth Services)	172160-732185	05D				

PY 2019 CDBG APPLICATION - PART 2 continued

Project # 4 Allocation: \$3,500

(Please ✓ one box per project)

4. Account	Account #	Matrix	Authority	Objective	Goal	Indicator	Outcome
✓	If interested in activities other than those listed below contact Carla Spradlin at (248) 858-5312 to discuss eligibility						
	Housing Rehabilitation	132290-730898	14A	570.202	Decent Affordable Housing	# of units brought to code	Affordability
	Rehab Publicly Owned Res	172160-731602	14D			# of units/items brought to standard condition	
	Emergency Rehab	172170-730569	14A				
	Minor Home Repair	172170-731227	14A				
	Mobile Home Repair	172170-731227-40620	14A				
	Housing Rehabilitation Admin	132280-731605	14H	N/A	N/A	N/A	N/A
Other Projects							
	Clearance and Demolition	172170-730345	04	570.201 (d)	Strengthen Communities	Slum Blight	Sustainability
	Non- Res Hist Preservation	172170-731280	16B	570.202 (d)			
	Code Enforcement	172170-730310	15	570.202 (c)			
	Interim Assistance						
	ED (Micro-Enterprise Assist)						

PY 2019 CDBG APPLICATION - PART 3

(Please complete for each project) Project # 4 Allocation: \$3,500

5. Project Description
<p>Provide a detailed description of the proposed project – Services for abused spouses and their children as part of a County executed and administered contract with HAVEN.</p>
<p>How will CDBG funds be used? (i.e. construction, materials, public service delivery, project service delivery costs) – The City will contract with HAVEN to provide assistance to abused women and children and victims of sexual assault. The county will administer this program.</p>

6. CDBG National Objective (See Eligible Projects List)		
✓	Code/Description	24 CFR Citation
	LMA – Low-income area benefit: the service area identified for activities is primarily low-income based on Areawide Benefit Map.	570.208(a)(1) 507.483(b)(1)
X	LMC – Low-income limited clientele benefit: activities that benefit a limited clientele, at least 40.81% of which are low-income.	570.208(a)(2) 570.483(b)(2)
	LMH – Low-income housing benefit: activities that are carried out for providing or improving permanent residential structures that will be occupied by low-income households.	570.208(a)(3) 570.483(b)(3)
	SBS - Slum/blight spot basis: activities that address conditions of blight or physical decay on a spot basis not located in a designated slum/blight area.	570.201 (f)(1) 570.200 (e) 570.201 (f) (2)
	SBA - Slum/blight area basis: activities that address conditions of blight or physical decay in a designated slum/blight area.	570.201 (f)(1) 570.200 (e) 570.201 (f) (2)
7. # of clients to be served in PY 2019		8. Type of clients to be served
20		People
		Households
		Housing Units
		Public Facilities
9. Senior Center Projects Only		
	Estimated Number of Current Members	
	White alone	
	Black or African American alone	
	American Indian and Alaska Native alone	
	Asian alone	
	Native Hawaiian & Other Pacific Islander alone	
	Some other race alone	
	Two or more races	

PY 2019 CDBG APPLICATION - PART 4

(Please complete for each project) Project # 4 Allocation: \$3,500

10. Project Location				
Describe Project Location	<input checked="" type="checkbox"/>	Please one box		
	<input type="checkbox"/>	City/Township/Village Wide		
	<input type="checkbox"/>	Area Wide Benefit Only		
	<input checked="" type="checkbox"/>	Specific		
Parcel ID#				
Public Facilities Projects Only				
Address	92 Whittemore St.			
City	Pontiac			
Zip Code	MI			
Areawide Benefit Projects Only Census Tracts (CTs) and Block Groups (BGs) Attach Areawide Benefit Map				
11. Describe the service area for the following:				
	Project Type	Service Area		
Fire Station/ Equipment				
Park Recreational Facilities				
Special Assessments				
12. Environmental Review Record				
(Please check each box as it applies and attach all required documents)				
<input checked="" type="checkbox"/>	Exempt Project			
<input checked="" type="checkbox"/>	Project is Exempt per 24 CFR 58.34			
<input checked="" type="checkbox"/>	Project Location Map Attached (Google)			
<input checked="" type="checkbox"/>	Categorically Excluded Project			
	Statutory Checklist			
	Project Location Map Attached (Google)			
	Flood Plain Map https://gis.oakgov.com/PropertyGateway/Home.mvc		Project in Flood Plain	8 Step Attached
<input checked="" type="checkbox"/>	Environmentally Assessed Project			
	Environmental Assessment			
	Project Location Map Attached (Google)			
	Flood Plain Map https://gis.oakgov.com/PropertyGateway/Home.mvc		Project in Flood Plain	8 Step Attached
<input checked="" type="checkbox"/>	Other Projects			
	Historic Preservation Profile (HPP) Attached		Demolition Checklist Attached	

PY 2019 CDBG APPLICATION - PART 5

(Please complete for each project) Project # 4 Allocation: \$3,500

13. Project Purpose (PUBLIC SERVICES PROJECTS ONLY)	
Help Prevent Homelessness? Yes or No	NO
Help the Homeless? Yes or No	NO
Help those with HIV/AIDS? Yes or No	NO
Help Persons with Disabilities? Yes or No	NO

14. Project Purpose (PUBLIC FACILITIES & IMPROVEMENTS PROJECTS ONLY)	
Will the project meet ADA standards for access? Yes or No	

15. Describe Additional Resources	
Other Federal Funds	0
State/Local Funds	0
Other Funds	0

16. Project Duration	
This is a new project for PY 2019 Yes or No	NO
This is an ongoing project Yes or No	YES
This ongoing project has been offered since PY	1995
For ongoing projects described PY 2018 results i.e. # of new persons with greater access to services	21

17. Project Administration	
Community will manage project Yes or No	NO
Community will hire a vendor to manage project Yes or No	NO
County will administer contract Yes or No	YES

November 19, 2018 City Council Meeting

Moved by Councilmember _____ and seconded by Councilmember _____ to authorize a five-year extension of the Metro Act Permit with AT&T until December 31, 2023.

Ayes:

Nays:



AT&T Michigan
Angela Wesson
METRO Act Administrator
54 N. Mill Street
Mailbox #30
Pontiac, MI 48342

June 1, 2018

Berkley City Clerk
3338 Coolidge Hwy
Berkley, MI 48072

METRO ACT RIGHT OF WAY PERMIT EXTENSION

*Dear Berkley City Clerk,

This is a letter agreement which extends the existing METRO Act Permit issued by the Berkley City/Oakland County to Michigan Bell Telephone Company d/b/a AT&T Michigan ("AT&T") which expires on December 31, 2018. The extension is for a term to end on December 31, 2023.

If this is agreeable, please sign both copies of the extension letter agreement in the place provided below and return to AT&T Michigan at the address on this letterhead. Upon receipt AT&T will acknowledge and return one copy for your files.

Additional information regarding this renewal request may be found at <http://www.michigan.gov/mpsc>. Please click on Telecommunications, METRO Act/Right of Way, and AT&T 5 Year permit extension.

We would appreciate return of the signed copies within 30 days of receiving this request. Your cooperation is appreciated.

If you have any questions feel free to contact Ms. Angela Wesson via e-mail, AD3245@att.com or 248-456-0361.

Agreed to by and on behalf of the
Berkley City

**Michigan Bell Telephone Company d/b/a
AT&T** acknowledges receipt of this
Permit Extension granted by the municipality.

By: _____
Signature

By: _____
Angela Wesson

Its: _____

Its: METRO Act Administrator

Date: _____

Date: _____

RESOLUTION TO APPROVE
AT&T METRO ACT PERMIT EXTENSION

WHEREAS, AT&T Michigan constructed or desires to construct telecommunications facilities within the City's right-of-ways; and

WHEREAS, pursuant to the Metropolitan Extension Telecommunications Rights-of-Way Oversight Act, Public Act 48 of 2002 ("METRO Act"), as amended, a provider using or seeking to use public right-of-ways for its facilities must obtain a permit from the City; and

WHEREAS, AT&T applied for and received a METRO Act permit for its facilities in the City's right-of ways; and

WHEREAS, the AT&T's METRO Act permit is due to expire on December 31, 2018; and

WHEREAS, AT&T has requested a 5-year extension of its METRO Act permit to December 31, 2023, and has submitted a proposed letter agreement to that effect.

NOW, THEREFORE, the City Council of the City of Berkley, resolves:

1. To approve AT&T Michigan's application to extend their previously approved METRO Act unilateral permit ("Permit") for 5 years to December 31, 2023, and such approval is subject to all terms and conditions set forth in the Permit and this Resolution.
2. This approval is conditioned upon AT&T Michigan providing an updated route map of the facilities located within the City's right of ways; and a certificate of insurance as required by the METRO Act, as amended.
3. Once the updated route map and certificate of insurance are submitted, the City Manager shall be authorized to sign the Permit Extension attached as Exhibit A on behalf of the City and directs the Clerk to send the executed Permit Extension, along with this Resolution to AT&T Michigan.
4. The Clerk shall notify the METRO Authority of the approval of the Permit Extension, including the date the Application for extension was received and the date it was approved.

Introduced and Passed at a Regular City Council Meeting on Monday, November 19, 2018.

Daniel J. Terbrack, Mayor

Attest:

Phommady A. Boucher, City Clerk

AN ORDINANCE

**of the City Council of the City of Berkley, Michigan
to Add New Article XIV, Marihuana Establishments, to Chapter 30, Businesses,
of the City of Berkley Code of Ordinances to
Prohibit Marihuana Establishments as Defined in the
Michigan Regulation and Taxation of Marihuana Act,
and to Prescribe a Penalty for Violations**

THE CITY OF BERKLEY ORDAINS:

SECTION 1: New Article XIV shall be added to Chapter 30 of the Berkley City Code, as follows:

ARTICLE XIV. – MARIHUANA ESTABLISHMENTS

Pursuant to Section 6.1 of the Michigan Regulation and Taxation of Marihuana Act, the City of Berkley completely prohibits marihuana establishments, as defined in the Act, within the City's municipal boundaries.

SECTION 2: Severability Clause

Should any word, phrase, sentence, paragraph, or section of this Ordinance be held invalid or unconstitutional, the remaining provisions of this ordinance shall remain in full force and effect.

SECTION 3: Penalty

All violations of this ordinance shall be municipal civil infractions and upon a determination of responsibility therefore shall be punishable by a civil fine of not more than \$500.

SECTION 4: Effective Date

This Ordinance shall become effective 30 days following the date of adoption.

SECTION 5: Publication

The City Council directs the City Clerk to publish a summary of this ordinance in compliance with Public Act 182 of 1991, as amended, and Section 6.5 of the Berkley City Charter.

Introduced on the First Reading at the Regular City Council Meeting on Monday, November 19, 2018.

Adopted on the Second Reading at the Regular City Council Meeting on Monday, _____, 2018.

Daniel J. Terbrack, Mayor

Attest:

Phommady A. Boucher, City Clerk



Attorneys at Law

2055 Orchard Lake Road
Sylvan Lake, Michigan 48320
www.hsc-law.com

Main (248) 731-3080
Fax (248) 731-3081

John D. Staran
Direct (248) 731-3088
jstaran@hsc-law.com

October 29, 2018

Mr. Matthew Baumgarten
City Manager
City of Berkley
3338 Coolidge Highway
Berkley, MI 48072

VIA ELECTRONIC MAIL

Re: *Marihuana Establishments*

Dear Manager Baumgarten:

Soon, at the November general election, Michigan voters will have an opportunity to decide whether to approve Proposal 1, which is the citizen's initiative for a proposed new state law, entitled the Michigan Regulation and Taxation of Marihuana Act. If approved, the proposal will legalize recreational use of marihuana in Michigan. This would be in addition to medical use that is already lawful by virtue of the citizens' initiative approved by voters in 2008. Proposal 1 would:

- Allow growing of industrial hemp;
- Allow persons over age 21 to purchase, possess and use marihuana, and to grow up to 12 marihuana plants for personal consumption, and to keep up to 10 ounces at one's residence;
- Create a state licensing and regulatory system for marihuana businesses and to allow municipalities to ban or limit them;
- Permit retail sale of marihuana products in state-licensed establishments, subject to a 10% excise tax (in addition to sales tax);
- Direct that tax revenues will go toward education and roads, with some portion returning to local governments where marihuana establishments are located.

Unlike the current Michigan Medical Marihuana Facilities Licensing Act, which provides that medical marihuana facilities can obtain a state license only in municipalities that have expressly elected to opt-in by ordinance, the proposed Michigan Regulation and Taxation of Marihuana Act is written to do the opposite – that a municipality must expressly opt out by ordinance in order to prohibit marihuana establishments, which are defined in the Act to mean “a

Mr. Matthew Baumgarten
City of Berkley
October 29, 2018
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marihuana grower, marihuana safety compliance facility, marihuana processor, marihuana microbusiness, marihuana retailer, marihuana secure transporter, or any other type of marihuana-related business licensed by the department.”

Until the election results are in, we will not know the outcome of the statewide and local vote on Proposal 1. Undoubtedly, City leaders will take that vote into account. But, in anticipation that our City leaders may want to continue the City’s stance of prohibiting marihuana establishments, or to at least temporarily prohibit them until the City has more time to consider whether, where, and to what limit or extent the City may eventually decide to allow marihuana establishments, I have drafted and enclose a proposed ordinance that will completely prohibit marihuana establishments in the City.

Keep in mind that if Proposal 1 is approved by the voters, the Michigan Regulation and Taxation of Marihuana Act will become effective 10 days after the November election vote is certified. Hence, I recommend that the proposed ordinance be placed on the agenda for consideration at the City Council’s first meeting after the November election. If Proposal 1 fails, the ordinance can be pulled off the agenda.

Please also know that if this proposed ordinance is adopted, it will prohibit any marihuana establishments from being located in the City. But, it will not prevent or prohibit individuals from purchasing, possessing, using and growing marihuana for their personal consumption as allowed by the Act. If Proposal 1 passes, the City will only have the authority to ban marihuana establishments, but we will not be able to override the new state law’s legalization of the purchase, possession, use and growing of marihuana for recreational purposes by persons over age 21.

Very truly yours,



John D. Staran

JDS/ijd

Enclosure

cc: Mayor Dan Terbrack
Mr. Tim McLean, Community Development Director
Chief Matt Koehn, Public Safety

INITIATION OF LEGISLATION

An initiation of legislation to allow under state law the personal possession and use of marihuana by persons 21 years of age or older; to provide for the lawful cultivation and sale of marihuana and industrial hemp by persons 21 years of age or older; to permit the taxation of revenue derived from commercial marihuana facilities; to permit the promulgation of administrative rules; and to prescribe certain penalties for violations of this act.

The people of the State of Michigan enact:

Sec. 1. This act shall be known and may be cited as the Michigan Regulation and Taxation of Marihuana Act.

Sec. 2. The purpose of this act is to make marihuana legal under state and local law for adults 21 years of age or older, to make industrial hemp legal under state and local law, and to control the commercial production and distribution of marihuana under a system that licenses, regulates, and taxes the businesses involved. The intent is to prevent arrest and penalty for personal possession and cultivation of marihuana by adults 21 years of age or older; remove the commercial production and distribution of marihuana from the illicit market; prevent revenue generated from commerce in marihuana from going to criminal enterprises or gangs; prevent the distribution of marihuana to persons under 21 years of age; prevent the diversion of marihuana to illicit markets; ensure the safety of marihuana and marihuana-infused products; and ensure security of marihuana establishments. To the fullest extent possible, this act shall be interpreted in accordance with the purpose and intent set forth in this section.

Sec. 3. As used in this act:

- (a) "Cultivate" means to propagate, breed, grow, harvest, dry, cure, or separate parts of the marihuana plant by manual or mechanical means.
- (b) "Department" means the department of licensing and regulatory affairs.
- (c) "Industrial hemp" means a plant of the genus *cannabis* and any part of that plant, whether growing or not, with a delta-9 tetrahydrocannabinol concentration that does not exceed 0.3% on a dry-weight basis, or per volume or weight of marihuana-infused product, or the combined percent of delta-9-tetrahydrocannabinol and tetrahydrocannabinolic acid in any part of the plant of the genus *cannabis* regardless of moisture content.
- (d) "Licensee" means a person holding a state license.
- (e) "Marihuana" means all parts of the plant of the genus *cannabis*, growing or not; the seeds of the plant; the resin extracted from any part of the plant; and every compound, manufacture, salt, derivative, mixture, or preparation of the plant or its seeds or resin, including marihuana concentrate and marihuana-infused products. For purposes of this act, marihuana does not include:
 - (1) the mature stalks of the plant, fiber produced from the stalks, oil or cake made from the seeds of the plant, any other compound, manufacture, salt, derivative, mixture, or preparation of the mature stalks, except the resin extracted from those stalks, fiber, oil, or cake, or any sterilized seed of the plant that is incapable of germination;
 - (2) industrial hemp; or
 - (3) any other ingredient combined with marihuana to prepare topical or oral administrations, food, drink, or other products.
- (f) "Marihuana accessories" means any equipment, product, material, or combination of equipment, products, or materials, which is specifically designed for use in planting, propagating, cultivating, growing, harvesting, manufacturing, compounding, converting, producing, processing, preparing, testing, analyzing, packaging, repackaging, storing, containing, ingesting, inhaling, or otherwise introducing marihuana into the human body.
- (g) "Marihuana concentrate" means the resin extracted from any part of the plant of the genus *cannabis*.
- (h) "Marihuana establishment" means a marihuana grower, marihuana safety compliance facility, marihuana processor, marihuana microbusiness, marihuana retailer, marihuana secure transporter, or any other type of marihuana-related business licensed by the department.
- (i) "Marihuana grower" means a person licensed to cultivate marihuana and sell or otherwise transfer marihuana to marihuana establishments.
- (j) "Marihuana-infused product" means a topical formulation, tincture, beverage, edible substance, or similar product containing marihuana and other ingredients and that is intended for human consumption.
- (k) "Marihuana microbusiness" means a person licensed to cultivate not more than 150 marihuana plants; process and package marihuana; and sell or otherwise transfer marihuana to individuals who are 21 years of age or older or to a marihuana safety compliance facility, but not to other marihuana establishments.
- (l) "Marihuana processor" means a person licensed to obtain marihuana from marihuana establishments; process and package marihuana; and sell or otherwise transfer marihuana to marihuana establishments.
- (m) "Marihuana retailer" means a person licensed to obtain marihuana from marihuana establishments and to sell or otherwise transfer marihuana to marihuana establishments and to individuals who are 21 years of age or older.
- (n) "Marihuana secure transporter" means a person licensed to obtain marihuana from marihuana establishments in order to transport marihuana to marihuana establishments.
- (o) "Marihuana safety compliance facility" means a person licensed to test marihuana, including certification for potency and the presence of contaminants.
- (p) "Municipal license" means a license issued by a municipality pursuant to section 16 of this act that allows a person to operate a marihuana establishment in that municipality.
- (q) "Municipality" means a city, village, or township.
- (r) "Person" means an individual, corporation, limited liability company, partnership of any type, trust, or other legal entity.
- (s) "Process" or "Processing" means to separate or otherwise prepare parts of the marihuana plant and to compound, blend, extract, infuse, or otherwise make or prepare marihuana concentrate or marihuana-infused products.
- (t) "State license" means a license issued by the department that allows a person to operate a marihuana establishment.
- (u) "Unreasonably impracticable" means that the measures necessary to comply with the rules or ordinances adopted pursuant to this act subject licensees to unreasonable risk or require such a high investment of money, time, or any other resource or asset that a reasonably prudent businessperson would not operate the marihuana establishment.

Sec. 4. 1. This act does not authorize:

- (a) operating, navigating, or being in physical control of any motor vehicle, aircraft, snowmobile, off-road recreational vehicle, or motorboat while under the influence of marihuana;
 - (b) transfer of marihuana or marihuana accessories to a person under the age of 21;
 - (c) any person under the age of 21 to possess, consume, purchase or otherwise obtain, cultivate, process, transport, or sell marihuana;
 - (d) separation of plant resin by butane extraction or another method that utilizes a substance with a flashpoint below 100 degrees Fahrenheit in any public place, motor vehicle, or within the curtilage of any residential structure;
 - (e) consuming marihuana in a public place or smoking marihuana where prohibited by the person who owns, occupies, or manages the property, except for purposes of this subdivision a public place does not include an area designated for consumption within a municipality that has authorized consumption in designated areas that are not accessible to persons under 21 years of age;
 - (f) cultivating marihuana plants if the plants are visible from a public place without the use of binoculars, aircraft, or other optical aids or outside of an enclosed area equipped with locks or other functioning security devices that restrict access to the area;
 - (g) consuming marihuana while operating, navigating, or being in physical control of any motor vehicle, aircraft, snowmobile, off-road recreational vehicle, or motorboat, or smoking marihuana within the passenger area of a vehicle upon a public way;
 - (h) possessing marihuana accessories or possessing or consuming marihuana on the grounds of a public or private school where children attend classes in preschool programs, kindergarten programs, or grades 1 through 12, in a school bus, or on the grounds of any correctional facility; or
 - (i) Possessing more than 2.5 ounces of marihuana within a person's place of residence unless the excess marihuana is stored in a container or area equipped with locks or other functioning security devices that restrict access to the contents of the container or area.
2. This act does not limit any privileges, rights, immunities, or defenses of a person as provided in the Michigan medical marihuana act, 2008 IL 1, MCL 333.26421 to 333.26430, the medical marihuana facilities licensing act, 2016 PA 281, MCL 333.27101 to 333.27801, or any other law of this state allowing for or regulating marihuana for medical use.
3. This act does not require an employer to permit or accommodate conduct otherwise allowed by this act in any workplace or on the employer's property. This act does not prohibit an employer from disciplining an employee for violation of a workplace drug policy or for working while under the influence of marihuana. This act does not prevent an employer from refusing to hire, discharging, disciplining, or otherwise taking an adverse employment action against a person with respect to hire, tenure, terms, conditions, or privileges of employment because of that person's violation of a workplace drug policy or because that person was working while under the influence of marihuana.
4. This act allows a person to prohibit or otherwise regulate the consumption, cultivation, distribution, processing, sale, or display of marihuana and marihuana accessories on property the person owns, occupies, or manages, except that a lease agreement may not prohibit a tenant from lawfully possessing and consuming marihuana by means other than smoking.
5. All other laws inconsistent with this act do not apply to conduct that is permitted by this act.

Sec. 5. 1. Notwithstanding any other law or provision of this act, and except as otherwise provided in section 4 of this act, the following acts by a person 21 years of age or older are not unlawful, are not an offense, are not grounds for seizing or forfeiting property, are not grounds for arrest, prosecution, or penalty in any manner, are not grounds for search or inspection, and are not grounds to deny any other right or privilege:

- (a) except as permitted by subdivision (b), possessing, using or consuming, internally possessing, purchasing, transporting, or processing 2.5 ounces or less of marihuana, except that not more than 15 grams of marihuana may be in the form of marihuana concentrate;
- (b) within the person's residence, possessing, storing, and processing not more than 10 ounces of marihuana and any marihuana produced by marihuana plants cultivated on the premises and cultivating not more than 12 marihuana plants for personal use, provided that no more than 12 marihuana plants are possessed, cultivated, or processed on the premises at once;
- (c) assisting another person who is 21 years of age or older in any of the acts described in this section; and
- (d) giving away or otherwise transferring without remuneration up to 2.5 ounces of marihuana, except that not more than 15 grams of marihuana may be in the form of marihuana concentrate, to a person 21 years of age or older, as long as the transfer is not advertised or promoted to the public.

2. Notwithstanding any other law or provision of this act, except as otherwise provided in section 4 of this act, the use, manufacture, possession, and purchase of marihuana accessories by a person 21 years of age or older and the distribution or sale of marihuana accessories to a person 21 years of age or older is authorized, is not unlawful, is not an offense, is not grounds for seizing or forfeiting property, is not grounds for arrest, prosecution, or penalty in any manner, and is not grounds to deny any other right or privilege.

3. A person shall not be denied custody of or visitation with a minor for conduct that is permitted by this act, unless the person's behavior is such that it creates an unreasonable danger to the minor that can be clearly articulated and substantiated.

Sec. 6. 1. Except as provided in section 4, a municipality may completely prohibit or limit the number of marihuana establishments within its boundaries. Individuals may petition to initiate an ordinance to provide for the number of marihuana establishments allowed within a municipality or to completely prohibit marihuana establishments within a municipality, and such ordinance shall be submitted to the electors of the municipality at the next regular election when a petition is signed by qualified electors in the municipality in a number greater than 5% of the votes cast for governor by qualified electors in the municipality at the last gubernatorial election. A petition under this subsection is subject to section 488 of the Michigan election law, 1954 PA 116, MCL 168.488.

2. A municipality may adopt other ordinances that are not unreasonably impracticable and do not conflict with this act or with any rule promulgated pursuant to this act and that:

- (a) establish reasonable restrictions on public signs related to marihuana establishments;
- (b) regulate the time, place, and manner of operation of marihuana establishments and of the production, manufacture, sale, or display of marihuana accessories;
- (c) authorize the sale of marihuana for consumption in designated areas that are not accessible to persons under 21 years of age, or at special events in limited areas and for a limited time; and
- (d) designate a violation of the ordinance and provide for a penalty for that violation by a marihuana establishment, provided that such violation is a civil infraction and such penalty is a civil fine of not more than \$500.

3. A municipality may adopt an ordinance requiring a marihuana establishment with a physical location within the municipality to obtain a municipal license, but may not impose qualifications for licensure that conflict with this act or rules promulgated by the department.

4. A municipality may charge an annual fee of not more than \$5,000 to defray application, administrative, and enforcement costs associated with the operation of the marihuana establishment in the municipality.

5. A municipality may not adopt an ordinance that restricts the transportation of marihuana through the municipality or prohibits a marihuana grower, a marihuana processor, and a marihuana retailer from operating within a single facility or from operating at a location shared with a marihuana facility operating pursuant to the medical marihuana facilities licensing act, 2016 PA 281, MCL 333.27101 to 333.27801.

Sec. 7. 1. The department is responsible for implementing this act and has the powers and duties necessary to control the commercial production and distribution of marihuana. The department shall employ personnel and may contract with advisors and consultants as necessary to adequately perform its duties. No person who is pecuniarily interested, directly or indirectly, in any marihuana establishment may be an employee, advisor, or consultant involved in the implementation, administration, or enforcement of this act. An employee, advisor, or consultant of the department may not be personally liable for any action at law for damages sustained by a person because of an action performed or done in the performance of their duties in the implementation, administration, or enforcement of this act. The department of state police shall cooperate and assist the department in conducting background investigations of applicants. Responsibilities of the department include:

- (a) promulgating rules pursuant to section 8 of this act that are necessary to implement, administer, and enforce this act;
- (b) granting or denying each application for licensure and investigating each applicant to determine eligibility for licensure, including conducting a background investigation on each person holding an ownership interest in the applicant;
- (c) ensuring compliance with this act and the rules promulgated thereunder by marihuana establishments by performing investigations of compliance and regular inspections of marihuana establishments and by taking appropriate disciplinary action against a licensee, including prescribing civil fines for violations of this act or rules and suspending, restricting, or revoking a state license;
- (d) holding at least 4 public meetings each calendar year for the purpose of hearing complaints and receiving the views of the public with respect to administration of this act;
- (e) collecting fees for licensure and fines for violations of this act or rules promulgated thereunder, depositing all fees collected in the marihuana regulation fund established by section 14 of this act, and remitting all fines collected to be deposited in the general fund; and
- (f) submitting an annual report to the governor covering the previous year, which report shall include the number of state licenses of each class issued, demographic information on licensees, a description of enforcement and disciplinary actions taken against licensees, and a statement of revenues and expenses of the department related to the implementation, administration, and enforcement of this act.

Sec. 8. 1. The department shall promulgate rules to implement and administer this act pursuant to the administrative procedures act of 1969, 1969 PA 306, MCL 24.201 to MCL 24.328, including:

- (a) procedures for issuing a state license pursuant to section 9 of this act and for renewing, suspending, and revoking a state license;
- (b) a schedule of fees in amounts not more than necessary to pay for implementation, administration, and enforcement costs of this act and that relate to the size of each licensee or the volume of business conducted by the licensee;
- (c) qualifications for licensure that are directly and demonstrably related to the operation of a marihuana establishment, provided that a prior conviction solely for a marihuana-related offense does not disqualify an individual or otherwise affect eligibility for licensure, unless the offense involved distribution of a controlled substance to a minor;
- (d) requirements and standards for safe cultivation, processing, and distribution of marihuana by marihuana establishments, including health standards to ensure the safe preparation of marihuana-infused products and prohibitions on pesticides that are not safe for use on marihuana;
- (e) testing, packaging, and labeling standards, procedures, and requirements for marihuana, including a maximum tetrahydrocannabinol level for marihuana-infused products, a requirement that a representative sample of marihuana be tested by a marihuana safety compliance facility, and a requirement that the amount of marihuana or marihuana concentrate contained within a marihuana-infused product be specified on the product label;
- (f) security requirements, including lighting, physical security, and alarm requirements, and requirements for securely transporting marihuana between marihuana establishments, provided that such requirements do not prohibit cultivation of marihuana outdoors or in greenhouses;
- (g) record keeping requirements for marihuana establishments and monitoring requirements to track the transfer of marihuana by licensees;
- (h) requirements for the operation of marihuana secure transporters to ensure that all marihuana establishments are properly serviced;
- (i) reasonable restrictions on advertising, marketing, and display of marihuana and marihuana establishments;
- (j) a plan to promote and encourage participation in the marihuana industry by people from communities that have been disproportionately impacted by marihuana prohibition and enforcement and to positively impact those communities; and
- (k) penalties for failure to comply with any rule promulgated pursuant to this section or for any violation of this act by a licensee, including civil fines and suspension, revocation, or restriction of a state license.

2. In furtherance of the intent of this act, the department may promulgate rules to:

- (a) provide for the issuance of additional types or classes of state licenses to operate marihuana-related businesses, including licenses that authorize only limited cultivation, processing, transportation, delivery, storage, sale, or purchase of marihuana, licenses that authorize the consumption of marihuana within designated areas, licenses that authorize the consumption of marihuana at special events in limited areas and for a limited time, licenses that authorize cultivation for purposes of propagation, and licenses intended to facilitate scientific research or education; or
- (b) regulate the cultivation, processing, distribution, and sale of industrial hemp.

3. The department may not promulgate a rule that:

- (a) establishes a limit on the number of any type of state licenses that may be granted;
- (b) requires a customer to provide a marihuana retailer with identifying information other than identification to determine the customer's age or requires the marihuana retailer to acquire or record personal information about customers other than information typically required in a retail transaction;

- (c) prohibits a marihuana establishment from operating at a shared location of a marihuana facility operating pursuant to the medical marihuana facilities licensing act, 2016 PA 281, MCL 333.27101 to 333.27801, or prohibits a marihuana grower, marihuana processor, or marihuana retailer from operating within a single facility; or
- (d) is unreasonably impracticable.

Sec. 9. 1. Each application for a state license must be submitted to the department. Upon receipt of a complete application and application fee, the department shall forward a copy of the application to the municipality in which the marihuana establishment is to be located, determine whether the applicant and the premises qualify for the state license and comply with this act, and issue the appropriate state license or send the applicant a notice of rejection setting forth specific reasons why the department did not approve the state license application within 90 days.

2. The department shall issue the following state license types: marihuana retailer; marihuana safety compliance facility; marihuana secure transporter; marihuana processor; marihuana microbusiness; class A marihuana grower authorizing cultivation of not more than 100 marihuana plants; class B marihuana grower authorizing cultivation of not more than 500 marihuana plants; and class C marihuana grower authorizing cultivation of not more than 2,000 marihuana plants.

3. Except as otherwise provided in this section, the department shall approve a state license application and issue a state license if:

- (a) the applicant has submitted an application in compliance with the rules promulgated by the department, is in compliance with this act and the rules, and has paid the required fee;
- (b) the municipality in which the proposed marihuana establishment will be located does not notify the department that the proposed marihuana establishment is not in compliance with an ordinance consistent with section 6 of this act and in effect at the time of application;
- (c) the property where the proposed marihuana establishment is to be located is not within an area zoned exclusively for residential use and is not within 1,000 feet of a pre-existing public or private school providing education in kindergarten or any of grades 1 through 12, unless a municipality adopts an ordinance that reduces this distance requirement;
- (d) no person who holds an ownership interest in the marihuana establishment applicant:
 - (1) will hold an ownership interest in both a marihuana safety compliance facility or in a marihuana secure transporter and in a marihuana grower, a marihuana processor, a marihuana retailer, or a marihuana microbusiness;
 - (2) will hold an ownership interest in both a marihuana microbusiness and in a marihuana grower, a marihuana processor, a marihuana retailer, a marihuana safety compliance facility, or a marihuana secure transporter; and
 - (3) will hold an ownership interest in more than 5 marihuana growers or in more than 1 marihuana microbusiness, except that the department may approve a license application from a person who holds an ownership interest in more than 5 marihuana growers or more than 1 marihuana microbusiness if, after January 1, 2023, the department promulgates a rule authorizing an individual to hold an ownership interest in more than 5 marihuana growers or in more than 1 marihuana microbusiness.

4. If a municipality limits the number of marihuana establishments that may be licensed in the municipality pursuant to section 6 of this act and that limit prevents the department from issuing a state license to all applicants who meet the requirements of subsection 3 of this section, the municipality shall decide among competing applications by a competitive process intended to select applicants who are best suited to operate in compliance with this act within the municipality.

5. All state licenses are effective for 1 year, unless the department issues the state license for a longer term. A state license is renewed upon receipt of a complete renewal application and a renewal fee from any marihuana establishment in good standing.

6. The department shall begin accepting applications for marihuana establishments within 12 months after the effective date of this act. Except as otherwise provided in this section, for 24 months after the department begins to receive applications for marihuana establishments, the department may only accept applications for licensure: for a class A marihuana grower or for a marihuana microbusiness, from persons who are residents of Michigan; for a marihuana retailer, marihuana processor, class B marihuana grower, class C marihuana grower, or a marihuana secure transporter, from persons holding a state operating license pursuant to the medical marihuana facilities licensing act, 2016 PA 281, MCL 333.27101 to 333.27801; and for a marihuana safety compliance facility, from any applicant. One year after the department begins to accept applications pursuant to this section, the department shall begin accepting applications from any applicant if the department determines that additional state licenses are necessary to minimize the illegal market for marihuana in this state, to efficiently meet the demand for marihuana, or to provide for reasonable access to marihuana in rural areas.

7. Information obtained from an applicant related to licensure under this act is exempt from disclosure under the freedom of information act, 1976 PA 442, MCL 15.231 to 15.246.

Sec. 10. 1. Notwithstanding any other law or provision of this act, and except as otherwise provided in section 4 of this act or the rules promulgated thereunder, the following acts are not unlawful, are not an offense, are not grounds for seizing or forfeiting property, are not grounds for arrest, prosecution, or penalty in any manner, are not grounds for search or inspection except as authorized by this act, and are not grounds to deny any other right or privilege:

- (a) a marihuana grower or an agent acting on behalf of a marihuana grower who is 21 years of age or older, cultivating not more than the number of marihuana plants authorized by the state license class; possessing, packaging, storing, or testing marihuana; acquiring marihuana seeds or seedlings from a person who is 21 years of age or older; selling or otherwise transferring, purchasing or otherwise obtaining, or transporting marihuana to or from a marihuana establishment; or receiving compensation for goods or services;
- (b) a marihuana processor or agent acting on behalf of a marihuana processor who is 21 years of age or older, possessing, processing, packaging, storing, or testing marihuana; selling or otherwise transferring, purchasing or otherwise obtaining, or transporting marihuana to or from a marihuana establishment; or receiving compensation for goods or services;
- (c) a marihuana secure transporter or an agent acting on behalf of a marihuana secure transporter who is 21 years of age or older, possessing or storing marihuana; transporting marihuana to or from a marihuana establishment; or receiving compensation for services;
- (d) a marihuana safety compliance facility or an agent acting on behalf of a marihuana safety compliance facility who is 21 years of age or older, testing, possessing, repackaging, or storing marihuana; transferring, obtaining, or transporting marihuana to or from a marihuana establishment; or receiving compensation for services;
- (e) a marihuana retailer or an agent acting on behalf of a marihuana retailer who is 21 years of age or older, possessing, storing, or testing marihuana; selling or otherwise transferring, purchasing or otherwise obtaining, or transporting marihuana to or from a marihuana establishment; selling or otherwise transferring marihuana to a person 21 years of age or older; or receiving compensation for goods or services; or
- (f) a marihuana microbusiness or an agent acting on behalf of a marihuana microbusiness who is 21 years of age or older, cultivating not more than 150 marihuana plants; possessing, processing, packaging, storing, or testing marihuana from marihuana plants cultivated on the premises; selling or otherwise transferring marihuana cultivated or processed on the premises to a person 21 years of age or older; or receiving compensation for goods or services.
- (g) leasing or otherwise allowing the use of property owned, occupied, or managed for activities allowed under this act;
- (h) enrolling or employing a person who engages in marihuana-related activities allowed under this act;
- (i) possessing, cultivating, processing, obtaining, transferring, or transporting industrial hemp; or
- (j) providing professional services to prospective or licensed marihuana establishments related to activity under this act.

2. A person acting as an agent of a marihuana retailer who sells or otherwise transfers marihuana or marihuana accessories to a person under 21 years of age is not subject to arrest, prosecution, forfeiture of property, disciplinary action by a professional licensing board, denial of any right or privilege, or penalty in any manner, if the person reasonably verified that the recipient appeared to be 21 years of age or older by means of government-issued photographic identification containing a date of birth, and the person complied with any rules promulgated pursuant to this act.

3. It is the public policy of this state that contracts related to the operation of marihuana establishments be enforceable.

Sec. 11. (a) A marihuana establishment may not allow cultivation, processing, sale, or display of marihuana or marihuana accessories to be visible from a public place outside of the marihuana establishment without the use of binoculars, aircraft, or other optical aids.

(b) A marihuana establishment may not cultivate, process, test, or store marihuana at any location other than a physical address approved by the department and within an enclosed area that is secured in a manner that prevents access by persons not permitted by the marihuana establishment to access the area.

(c) A marihuana establishment shall secure every entrance to the establishment so that access to areas containing marihuana is restricted to employees and other persons permitted by the marihuana establishment to access the area and to agents of the department or state and local law enforcement officers and emergency personnel and shall secure its inventory and equipment during and after operating hours to deter and prevent theft of marihuana and marihuana accessories.

(d) No marihuana establishment may refuse representatives of the department the right during the hours of operation to inspect the licensed premises or to audit the books and records of the marihuana establishment.

(e) No marihuana establishment may allow a person under 21 years of age to volunteer or work for the marihuana establishment.

(f) No marihuana establishment may sell or otherwise transfer marihuana that was not produced, distributed, and taxed in compliance with this act.

(g) A marihuana grower, marihuana retailer, marihuana processor, marihuana microbusiness, or marihuana testing facility or agents acting on their behalf may not transport more than 15 ounces of marihuana or more than 60 grams of marihuana concentrate at one time.

(h) A marihuana secure transporter may not hold title to marihuana.

(i) No marihuana processor may process and no marihuana retailer may sell edible marihuana-infused candy in shapes or packages that are attractive to children or that are easily confused with commercially sold candy that does not contain marihuana.

- (j) No marihuana retailer may sell or otherwise transfer marihuana that is not contained in an opaque, resealable, child-resistant package designed to be significantly difficult for children under 5 years of age to open and not difficult for normal adults to use properly as defined by 16 C.F.R. 1700.20 (1995), unless the marihuana is transferred for consumption on the premises where sold.
- (k) No marihuana establishment may sell or otherwise transfer tobacco.

Sec. 12. In computing net income for marihuana establishments, deductions from state taxes are allowed for all the ordinary and necessary expenses paid or incurred during the taxable year in carrying out a trade or business.

- Sec. 13. 1. In addition to all other taxes, an excise tax is imposed on each marihuana retailer and on each marihuana microbusiness at the rate of 10% of the sales price for marihuana sold or otherwise transferred to anyone other than a marihuana establishment.
2. Except as otherwise provided by a rule promulgated by the department of treasury, a product subject to the tax imposed by this section may not be bundled in a single transaction with a product or service that is not subject to the tax imposed by this section.
3. The department of treasury shall administer the taxes imposed under this act and may promulgate rules pursuant to the administrative procedures act of 1969, 1969 PA 306, MCL 24.201 to MCL 24.328 that prescribe a method and manner for payment of the tax to ensure proper tax collection under this act.

Sec. 14. 1. The marihuana regulation fund is created in the state treasury. The department of treasury shall deposit all money collected under section 13 of this act and the department shall deposit all fees collected in the fund. The state treasurer shall direct the investment of the fund and shall credit the fund interest and earnings from fund investments. The department shall administer the fund for auditing purposes. Money in the fund shall not lapse to the general fund.

2. Funds for the initial activities of the department to implement this act shall be appropriated from the general fund. The department shall repay any amount appropriated under this subsection from proceeds in the fund.
3. The department shall expend money in the fund first for the implementation, administration, and enforcement of this act, and second, until 2022 or for at least two years, to provide \$20 million annually to one or more clinical trials that are approved by the United States food and drug administration and sponsored by a non-profit organization or researcher within an academic institution researching the efficacy of marihuana in treating the medical conditions of United States armed services veterans and preventing veteran suicide. Upon appropriation, unexpended balances must be allocated as follows:
- (a) 15% to municipalities in which a marihuana retail store or a marihuana microbusiness is located, allocated in proportion to the number of marihuana retail stores and marihuana microbusinesses within the municipality;
 - (b) 15% to counties in which a marihuana retail store or a marihuana microbusiness is located, allocated in proportion to the number of marihuana retail stores and marihuana microbusinesses within the county;
 - (c) 35% to the school aid fund to be used for K-12 education; and
 - (d) 35% to the Michigan transportation fund to be used for the repair and maintenance of roads and bridges.

Sec. 15. A person who commits any of the following acts, and is not otherwise authorized by this act to conduct such activities, may be punished only as provided in this section and is not subject to any other form of punishment or disqualification, unless the person consents to another disposition authorized by law:

1. Except for a person who engaged in conduct described in sections 4(1)(a), 4(1)(b), 4(1)(c), 4(1)(d), 4(1)(g), or 4(1)(h), a person who possesses not more than the amount of marihuana allowed by section 5, cultivates not more than the amount of marihuana allowed by section 5, delivers without receiving any remuneration to a person who is at least 21 years of age not more than the amount of marihuana allowed by section 5, or possesses with intent to deliver not more than the amount of marihuana allowed by section 5, is responsible for a civil infraction and may be punished by a fine of not more than \$100 and forfeiture of the marihuana.
2. Except for a person who engaged in conduct described in section 4, a person who possesses not more than twice the amount of marihuana allowed by section 5, cultivates not more than twice the amount of marihuana allowed by section 5, delivers without receiving any remuneration to a person who is at least 21 years of age not more than twice the amount of marihuana allowed by section 5, or possesses with intent to deliver not more than twice the amount of marihuana allowed by section 5:
- (a) for a first violation, is responsible for a civil infraction and may be punished by a fine of not more than \$500 and forfeiture of the marihuana;
 - (b) for a second violation, is responsible for a civil infraction and may be punished by a fine of not more than \$1,000 and forfeiture of the marihuana;
 - (c) for a third or subsequent violation, is guilty of a misdemeanor and may be punished by a fine of not more than \$2,000 and forfeiture of the marihuana.
3. Except for a person who engaged in conduct described by section 4(1)(a), 4(1)(d), or 4(1)(g), a person under 21 years of age who possesses not more than 2.5 ounces of marihuana or who cultivates not more than 12 marihuana plants:
- (a) for a first violation, is responsible for a civil infraction and may be punished as follows:
 - (1) if the person is less than 18 years of age, by a fine of not more than \$100 or community service, forfeiture of the marihuana, and completion of 4 hours of drug education or counseling; or
 - (2) if the person is at least 18 years of age, by a fine of not more than \$100 and forfeiture of the marihuana.
 - (b) for a second violation, is responsible for a civil infraction and may be punished as follows:
 - (1) if the person is less than 18 years of age, by a fine of not more than \$500 or community service, forfeiture of the marihuana, and completion of 8 hours of drug education or counseling; or
 - (2) if the person is at least 18 years of age, by a fine of not more than \$500 and forfeiture of the marihuana.
4. Except for a person who engaged in conduct described in section 4, a person who possesses more than twice the amount of marihuana allowed by section 5, cultivates more than twice the amount of marihuana allowed by section 5, or delivers without receiving any remuneration to a person who is at least 21 years of age more than twice the amount of marihuana allowed by section 5, shall be responsible for a misdemeanor, but shall not be subject to imprisonment unless the violation was habitual, willful, and for a commercial purpose or the violation involved violence.

Sec. 16. 1. If the department does not timely promulgate rules as required by section 8 of this act or accept or process applications in accordance with section 9 of this act, beginning one year after the effective date of this act, an applicant may submit an application for a marihuana establishment directly to the municipality where the marihuana establishment will be located.

2. If a marihuana establishment submits an application to a municipality under this section, the municipality shall issue a municipal license to the applicant within 90 days after receipt of the application unless the municipality finds and notifies the applicant that the applicant is not in compliance with an ordinance or rule adopted pursuant to this act.
3. If a municipality issues a municipal license pursuant to this section:
- (a) the municipality shall notify the department that the municipal license has been issued;
 - (b) the municipal license has the same force and effect as a state license; and
 - (c) the holder of the municipal license is not subject to regulation or enforcement by the department during the municipal license term.

Sec. 17. This act shall be broadly construed to accomplish its intent as stated in section 2 of this act. Nothing in this act purports to supersede any applicable federal law, except where allowed by federal law. All provisions of this act are self-executing. Any section of this act that is found invalid as to any person or circumstances shall not affect the application of any other section of this act that can be given full effect without the invalid section or application.

A RESOLUTION**of the Thirty-seventh Council of the City of Berkley, Michigan**
To Amend the City Council Meeting Rules and Order of Procedure

- WHEREAS,** Section 4.6 of the City Charter requires the Council to provide by resolution for the time and place of its meetings; and further provides that Council shall determine its own rules and order of business; and
- WHEREAS,** By Resolution R-08-18 adopted on March 5, 2018, the City Council did adopt its current Rules and Order of Procedure, and
- WHEREAS,** Through this Resolution, City Council amends its Rules and Order of Procedure in order to establish the procedure for filling City Council vacancies.

NOW, THEREFORE, THE CITY OF BERKLEY RESOLVES:

SECTION 1: That the Council shall generally conduct its regular meetings on the first and third Monday at 7:00 p.m. in the City Hall at 3338 Coolidge Highway, (248-658-3300):

SECTION 2: Except where in conflict with these rules, Federal or State law, the City Charter, or City ordinance, Robert's Rules of Order (current revision), shall govern the conduct of meetings.

SECTION 3: Council agendas shall include the following, in the order that best suits the needs of each meeting, and posted accordingly:

Call to Order
 Approval of Agenda
 Invocation - (each Council Meeting)
 Pledge of Allegiance
 Citizen Comments
 Approval of Minutes
 Approval of Warrants
 Order of Business
 Consent Agenda
 Regular Agenda
 Communications
 Adjourn
 Council Closed Session (if any)

Consent Agenda in this sense includes any item or resolution which is of a routine or recurring nature. If a Councilmember or member of the public attending the meeting requests to have any item removed from the Consent Agenda, the matter will be moved to the Regular Agenda for discussion or deliberation. All items on the Consent Agenda shall be read by title without debate. One motion shall be given for the Consent Agenda and a roll call vote shall be taken. Resolutions and/or proclamations honoring individual citizens for personal outstanding accomplishments shall also be included in the Consent Agenda. After the passage of the Consent Agenda, the mayor at his/her discretion, may read the entire resolution.

SECTION 4: The City Clerk shall cause Minutes to be kept of every Council Meeting, whether open or closed, showing the date, time, place, members present, members absent, any decisions made at a meeting open to the public, all roll call votes taken at the meeting, and the purpose for which a Closed Session is held. Minutes of a Closed Session are to be retained for one year and are not available to the public unless ordered disclosed by a court. In addition, all audio and video recordings of Council Meetings, as well as meetings of the Planning Commission and Board of Appeal, shall be placed in the City's record retention file for not less than one day after the approval of the official minutes.

SECTION 5:

The following rules are hereby established not only to affirm the rights of the public to address the meeting and to fully participate in the democratic process, facilitate the orderly and efficient conduct of Council business:

1. At a point on the Council agenda designated for citizen comments, any person may address the meeting for a reasonable period of time about items not on the agenda. The Mayor may set reasonable limits on the length of citizen comments.
2. Any person addressing the meeting must identify the city in which they reside and, if that person wishes a reply to any question, they must leave their full name, address and phone number with the City Clerk before leaving the meeting.
3. No person shall make any statements or comments designed to announce or promote their candidacy or the candidacy of another for political office.
4. No person shall make any personal attack against a candidate, the Mayor, or any Councilmember or City employee.
5. Irrespective of Robert's Rules of Order, the Mayor, acting as presiding officer of the Council, shall have the same rights, responsibilities and power of discussion as other Councilmembers.
6. No new items shall be taken up for discussion on the regular agenda after 10:00 p.m.
7. At any point during the meeting, the Mayor may allow citizen comments on any issue on the agenda. The Mayor may set reasonable limits on the length of citizen comments.
8. All Regular and Special Meetings of the Council shall be open to the public, and all persons are permitted to attend any meeting unless a Closed Meeting is held.
9. Upon a two-thirds roll call vote of the members of Council elected and serving, a Closed Session may be held to consider the purchase or lease of real property, to consult with the City's attorney on specific pending litigation, to review applications or appointments to a public office where the candidate requests confidentiality, to consider complaints or charges against a public officer, employee or individual agent when the named person requests a closed hearing, for strategy and negotiations when connected with a collective bargaining process; and for any other permissible purpose under and in accordance with the Michigan Open Meetings Act.
10. The Council shall continue to cablecast its regular meetings to further inform local residents of City government issues, activities, and events.

SECTION 6:

Filling of Vacancies for Boards and Commissions

1. Recommendations will be requested from the board or commission where the vacancy exists. Included will be a review of attendance records of those recommended for reappointment.
2. Requests will be made in local news media inviting interested local residents to make application to the manager.
3. All applications for appointment and/or reappointment will be forwarded to Council for its review.
4. If a Councilmember wants further information concerning the candidate, he/she may contact the applicant.
5. At the next regular meeting, or a special meeting called for that purpose, Council shall vote to fill the vacancy or vacancies following the procedures outlined below:

- (a) All persons identified as candidates by reason of Paragraphs 1, 2 or 3 above shall be considered as nominated.
- (b) Voice votes shall be cast to fill one vacancy; a candidate receiving at least 4 votes shall be considered for appointment by "yes" or "no" vote.
- (c) If more than one vacancy is to be filled, voting shall be repeated, following Section 6, paragraph 5(a) through 5(c), until the vacancies are filled.

SECTION 7: Filling of Vacancies for City Councilmembers

- (a) Vacancies in the office of City Councilmember shall be filled pursuant to Sections 3.6, 3.7 and 13.5 of the City Charter through the following procedure:
- (b) The City Clerk shall publish and post notice of the City Council vacancy and the procedure and deadline for applying. City Council will accept applications from eligible candidates for 5 business days, or such other time as Council may prescribe, in order to complete the appointment process to fill the Council vacancy within the 30 days mandated by the City Charter.
- (c) If 5 or fewer candidates apply, those candidates will be invited to the next City Council meeting to make a presentation and/or be interviewed by Council, and at its next following meeting, Council shall appoint one of the candidates to fill the Council vacancy.
- (d) If more than 5 candidates apply, a 3-member Ad Hoc Committee shall be convened comprised of the Mayor Pro Tem, as chairperson, the most junior member of City Council, and the most senior member of City Council. The Committee shall be tasked with holding an open meeting to review and numerically score the candidate applicants on a 1 (lowest) to 3 (highest) scale based on criteria including community/municipal engagement, professional experience, background and diversity, and any other criteria that City Council may establish. The 5 highest scoring candidates shall be specifically invited to attend the next City Council meeting to present themselves, although the scores and applications of all candidates shall be provided to City Council, and all applicants may attend the City Council meeting and have an opportunity to address City Council.
- (e) Thereafter, each City Councilmember may nominate 1 candidate for appointment. No second to any nomination shall be required, nor is it necessary for a Councilmember to nominate a candidate if the Councilmember's preferred nominee has already been nominated.
- (f) A roll call vote shall be conducted, and each Councilmember shall vote among the nominees. A nominee who receives the vote of a majority of the Councilmembers currently holding office shall be declared appointed. If no nominee receives the vote of a majority of the Councilmembers currently holding office and there are more than 2 nominees, then the nominee who receives the fewest votes shall be dropped, and another vote shall be taken among the remaining nominees. This process shall continue until a nominee receives the vote of the majority of the Councilmembers currently holding office.

SECTION 8: The Daily Tribune shall be the official newspaper for the publication of notices and of proceedings and ordinances of the Council, as may be required by the law or by City Charter.

SECTION 9: The City Attorney is designated to act as parliamentarian for the City Council.

SECTION 10: Flagstar Bank is designated official depository of City funding pursuant to Section 9.7 of the City Charter.

SECTION 11: This resolution shall supersede all existing resolutions, orders, rules and order of procedures insofar as they may be inconsistent herewith.

SECTION 12: The City Clerk shall cause a copy of this resolution to be posted in City Hall and in two other different public and conspicuous places within the City.

SECTION 13: Code of Ethics for Government Service

This section applies to City Council as well as administrative officials appointed by Council.

Preamble

A code of ethics for government service calls upon public servants to treat their office as a public trust. It often takes extraordinary moral courage to do what is right. The strength and value of a code of ethics are found in their capacity to inspire voluntary commitment to higher moral standards than law or custom. By doing so, public servants inspire and justify confidence and faith in government.

ANY PERSON
IN GOVERNMENT SERVICE SHOULD:

1. Put loyalty to the highest moral principles and to country above loyalty to persons, party, or government department.
2. Uphold the Constitution, laws, and regulations of the United States and of all governments therein and never be a party to their evasion.
3. Give a full day's labor for a full day's pay; giving earnest effort and best thought to the performance of duties.
4. Seek to find and employ more efficient and economical ways of getting tasks accomplished.
5. Never discriminate unfairly by the dispensing of special favors or privileges to anyone, whether for remuneration or not; and never accept, for himself or herself or for family members, favors or benefits under circumstances which might be construed by reasonable persons as influencing the performance of governmental duties.
6. Make no private promises of any kind binding upon the duties of office, since a government employee has no private word which can be binding on public duty.
7. Engage in no business with the government, either directly or indirectly, which is inconsistent with the conscientious performance of governmental duties.
8. Never use any information gained confidentially in the performance of governmental duties as a means of making private profit.
9. Expose corruption wherever discovered.
10. Uphold these principles, ever conscious that public office is a public trust.

Introduced and Passed at a Regular City Council Meeting on Monday, November 19, 2018.

Daniel J. Terbrack, Mayor

Attest:

Phommady A. Boucher, City Clerk

Memo from the City Clerk

To: Matthew C. Baumgarten, City Manager
John D. Staran, City Attorney

From: Phommady A. Boucher, City Clerk

Date: 11/09/18

Re: City Council Meetings for 2019

The following schedule for the 2019 City Council Meetings is submitted for City Council's consideration:

Monday, January 7, 2019
Monday, February 4, 2019
Monday, March 4, 2019
Monday, March 18, 2019
Monday, April 1, 2019
Monday, April 15, 2019
Monday, May 6, 2019
Monday, May 20, 2019
Monday, June 3, 2019

Monday, June 17, 2019
Monday, July 1, 2019
Monday, August 12, 2019
Monday, September 16, 2019
Monday, October 7, 2019
Monday, October 21, 2019
Monday, November 18, 2019
Monday, December 2, 2019
Monday, December 16, 2019

As you will note, this proposal does not include a minimum of 2 regular budget work sessions to be scheduled in May. The months of July, August, and September have one meeting consistent with previous City Council summer meeting schedules. January 21st and February 18th are holidays and city offices are closed.

I am requesting that the meeting on the first Monday in November to be cancelled due to a Local General Election.

The law states that within 10 days of the first meeting of a public body in each calendar or fiscal year, the body must publicly post a list stating the dates, times and places of all its regular meetings at its principal office. If a public body does not have a principal office, the notice would be posted in the office of the county clerk for a local public body or the office of the Secretary of State for a state public body. If there is a change in schedule, within three days of the meeting in which the change is made, the public body must post a notice stating the new dates, times and places of regular meetings.

November 19, 2018 City Council Meeting

Motion by Councilmember _____ and supported by Councilmember _____ to approve the proposed 2019 City Council Regular Meeting schedule:

Monday, January 7, 2019
Monday, July 16, 2019
Monday, February 4, 2019
Monday, March 4, 2019
Monday, March 18, 2019
Monday, April 1, 2019
Monday, April 15, 2019
Monday, May 6, 2019
Monday, May 20, 2019
Monday, June 3, 2019

Monday, June 17, 2019
Monday, July 1, 2019
Monday, August 12, 2019
Monday, September 16, 2019
Monday, October 7, 2019
Monday, October 21, 2019
Monday, November 18, 2019
Monday, December 2, 2019
Monday, December 16, 2019

Ayes:

Nays: