THE REGULAR MEETING OF THE THIRTY-EIGHTH COUNCIL OF THE CITY OF BERKLEY, MICHIGAN WAS CALLED TO ORDER AT 7:00 PM ON MONDAY, OCTOBER 4, 2021 BY MAYOR TERBRACK

PRESENT: Steve Baker Jack Blanchard
        Bridget Dean Ross Gavin
        Dennis Hennen Natalie Price
        Daniel Terbrack

APPROVAL OF AGENDA
Mayor Pro Tem Dean moved to approve the Agenda
Seconded by Councilmember Blanchard
Ayes: Blanchard, Dean, Gavin, Hennen, Price, Baker, and Terbrack
Nays: None
Motion Approved.

INVOCATION: Deacon Daniel Darga

PUBLIC COMMENT
Steven Seabold, Berkley, commented and inquired regarding the City of Berkley being able to receive more money in federal and state aid for infrastructure.

Mike McGuiness, Downtown Development Authority Interim Executive Director, thanked everyone that participated in kicking off the Boo'kley Nights season. He mentioned this past weekend was restaurant weekend and the night market events in collaboration with Berkley Area Chamber of Commerce as well as the opening of a new downtown business, Puck Hcky. He said there would be more events going on downtown throughout October. He said for more information, visit DowntownBerkley.com/Bookley.

Consent Agenda
Councilmember Baker moved to approve the following Consent Agenda, seconded by Councilmember Hennen.

APPROVAL OF THE MINUTES: Matter of approving the minutes of the 38th Regular City Council Meeting on Monday, September 20, 2021 with the changes proposed by Councilmember Price to accurately reflect she stated the Covid-19 vaccine is now in the works for elementary-aged children and the process for FDA approval may begin.

ORDINANCE NO. O-07-21: Matter of considering the Second Reading and Adoption of an Ordinance to amend Section 138-192 Projections, in order to provide clarity on permitted projections into setback area on residential properties.

ORDINANCE NO. O-08-21: Matter of considering the Second Reading and Adoption of an Ordinance to amend Section 138-32, Definitions, and Section 138-417, Principal Permitted Uses, in relation to expanding the permitted uses to permit Entertainment Establishments in the Downtown District and adding a definition of Entertainment Establishments.

Ayes: Dean, Gavin, Hennen, Price, Baker, Blanchard, and Terbrack
Nays: None
Motion Approved.

Regular Agenda

MOTION NO. M-56-21: Matter of authorizing the Knights of Columbus, 2299 W. Twelve Mile Road, Berkley, Michigan, to conduct a Tootsie Roll Drive in the City of Berkley from Friday, October 8th through Sunday, October 10th from 8 a.m. - 7 p.m. and that a current insurance certificate will be provided to the City before the event.
Councilmember Gavin moved to approve Motion No. M-56-21
Seconded by Councilmember Blanchard
Ayes: Gavin, Hennen, Price, Baker, Blanchard, Dean, and Terbrack
Nays: None
Motion Approved.

PUBLIC HEARING: Matter of holding a Public Hearing regarding the request for commercial rehabilitation exemption certificate.

Public Hearing opened 7:17 pm.

Joshua Hunter, Berkley, commented about his concerns regarding the tax abatement for the La Salette property and asked City Council to vote no on the resolution to approve the Commercial Rehabilitation Exemption Certificate until further discussion may occur.

Public Hearing closed at 7:21 pm.

Councilmember Baker moved to approve Motion No. M-61-21
Seconded by Councilmember Hennen
Ayes: Hennen, Price, Baker, Blanchard, Dean, Gavin, and Terbrack
Nays: None
Motion Approved.

MOTION NO. M-57-21: Matter of authorizing the City Manager to enter into a one-year Professional Services Agreement with GDI Services of Southfield, Michigan to perform Janitorial Services for the City of Berkley municipal buildings, not to exceed $85,227.72 annually. This expenditure will be charged to account numbers #101-265-811-000, #101-310-811-000, #101-441-811-000, #101-738-811-000, and #614-105-811-000.
Mayor Pro Tem Dean moved to approve Motion No. M-57-21
Seconded by Councilmember Gavin
Ayes: Price, Baker, Blanchard, Dean, Gavin, Hennen, and Terbrack
Nays: None
Motion Approved.

ORDINANCE NO. O-09-21: Matter of considering a First Reading of an Ordinance of the City Council of the City of Berkley, Michigan to amend Section 2-227 of Division 3 – Historical Committee, of Article V, of Chapter 2 – Administration, to delete the requirement that Historical Committee members be registered voters.
Councilmember Baker moved to approve Ordinance No. O-09-21
Seconded by Councilmember Blanchard
Ayes: Baker, Blanchard, Dean, Gavin, Hennen, Price, and Terbrack
Nays: None
Motion Approved.
CLOSED SESSION: Matter of considering whether to meet in Closed Session to discuss attorney/client privileged communications regarding collective bargaining agreements. Councilmember Baker moved to meet in Closed Session
Seconded by Mayor Pro Tem Dean
Ayes: Blanchard, Dean, Gavin, Hennen, Price, Baker, and Terbrack
Nays: None
Motion Approved.

A Closed Session of the thirty-eighth Council of the City of Berkley, Michigan was called to order at 8:39 p.m. on Monday, October 4, 2021 by Mayor Terbrack.

PRESENT: Steve Baker Jack Blanchard
Bridget Dean Ross Gavin
Dennis Hennen Natalie Price
Daniel Terbrack

Councilmember Baker moved to adjourn the Closed Session at 9:12 p.m.
Seconded by Councilmember Blanchard
Ayes: Blanchard, Dean, Gavin, Hennen, Price, Baker, and Terbrack
Nays: None
Motion Approved.

The Regular Meeting of the thirty-eighth Council of the City of Berkley, Michigan was called back to order at 9:14 p.m. on Monday, October 4, 2021 by Mayor Terbrack.

PRESENT: Steve Baker Jack Blanchard
Bridget Dean Ross Gavin
Dennis Hennen Natalie Price
Daniel Terbrack

Councilmember Blanchard moved to approve Motion No. M-58-21
Seconded by Councilmember Gavin
Ayes: Blanchard, Dean, Gavin, Hennen, Price, Baker, and Terbrack
Nays: None
Motion Approved.

MOTION NO. M-59-21: Matter of approving a collective bargaining agreement with the Patrol Division of the Police Officers Labor Council.
Councilmember Blanchard moved to approve Motion No. M-59-21
Seconded by Councilmember Price
Ayes: Dean, Gavin, Hennen, Price, Baker, Blanchard, and Terbrack
Nays: None
Motion Approved.

MOTION NO. M-60-21: Matter of approving a collective bargaining agreement with the Michigan Association of Public Employees (MAPE).
Councilmember Baker moved to approve Motion No. M-60-21
Seconded by Councilmember Hennen
Ayes: Gavin, Hennen, Price, Baker, Blanchard, Dean, and Terbrack
Nays: None
Motion Approved.
COMMUNICATIONS

COUNCILMEMBER BLANCHARD: talked about the Michigan Municipal League Convention in Grand Rapids, Michigan. He mentioned the topics of the sessions he attended included climate change, cyber security, and community wealth building. He stated he also attended a session with the Michigan Municipal League Directors and the experience was very informative. Councilmember Blanchard thanked the Berkley Public Safety, the Berkley American Legion, and the Berkley V.F.W. for their performances at the ceremony for a military funeral this past Saturday. He stated the Berkley American Legion chaplain did a very nice job as well. Councilmember Blanchard quoted Theodore Roosevelt, "Make preparations in advance ... you never have trouble if you are prepared for it."

COUNCILMEMBER PRICE: stated she attended the Michigan Municipal League Convention. She stated one of the topics of the sessions she attended was neighbors welcoming more neighbors. She said it discussed more affordable and attainable housing. She said the topic of another session she attended was branding and how to send out a positive message regarding who our community is and how it can benefit businesses, residents, and different stakeholders. Councilmember Price stated the next Citizens Engagement Advisory Committee meeting would be on Wednesday, October 6th at 7 p.m. in the City Council Chambers. She said the topics for the meeting will include the Berkley Resources Facebook Page and the group’s participation in upcoming city events.

COUNCILMEMBER BAKER: stated the next Downtown Development Authority meeting is Wednesday, October 13th. He talked about the Boo!kley events coming up during October. He said these events will include a scavenger hunt that is going on throughout the month of October and Monster Movie nights on October 7th, 14th, 21st and 28th. He stated the movie nights will includes double features and start at 6:30 p.m. at the Berkley First Community Church on 12 Mile Road. He said the Ladies Night Out event is on October 14th and the Trick or Treat stroll and Monster Mash are both on Saturday, October 30th. He stated to find out more information regarding upcoming DDA events, visit downtownberkely.com. Councilmember Baker stated the Historical Committee’s next meeting is on Tuesday, October 12th at 7 p.m. He mentioned the Historical Committee expresses gratitude regarding the consideration of an agenda item earlier that evening and also updated everyone that there is progress being made toward accepting credit cards for purchases at the Historical Museum. Councilmember Baker said the next Technology Advisory Committee meeting is on Wednesday, October 20th. He quoted Governor Gretchen Whitmer from a press release regarding Michigan legislators stating they are “participating in a coordinated national attack on voting rights that is designed to undermine confidence in our election system and systematically disenfranchise black voters, communities of color, older voters, and college students.” He continued to quote, “I will have no part in this effort that grants an ounce of credence to this deception which is so harmful to our democracy.” He talked about how the Governor had vetoed four separate bills regarding elections and voting. He emphasized our elections are indeed free, secure, and accurate.

MAYOR PRO TEM DEAN: stated October is National Domestic Violence Awareness month. She talked about how she and her husband participated in a walk to help raise awareness for domestic violence on Sunday, October 3rd in Southfield. She said during the event, there were two survivors of domestic violence that spoke. She said the survivors included a man and a woman and went on to say that one out of four women and one out of seven men are victims of intimate partner violence. She provided the names and phone numbers of two organizations to reach out to regarding domestic violence. The first organization is HAVEN and the phone number is (248) 334-1274. The second is Common Ground and the phone number is (800) 231-1127. Mayor Pro Tem Dean stated the Parks and Recreation Department event, Boo! Fest is happening in conjunction with the Berkley Junior Women’s Club on October 25th and time slots are still available. She stated there is a senior trip to Spicer Orchards with some openings as well and the cost to attend is $45. She mentioned the Senior Halloween Bingo Spectacular is at the Community Center on Tuesday, October 19th from noon –2 p.m. and the cost is $5. She said registration is required. She stated that Nintendo Wii bowling is back for seniors and meets on Tuesdays at 10:30 a.m. at the Senior Center. She stated other events through Parks and Recreation that are full including the senior trip to Meadowbrook,
Tale on the Trail, and Parks and Pumpkins. She said anyone needing to register for the events that still have openings, may call the Community Center at (248) 658-3470.

COUNCILMEMBER HENNEN: stated that neither the Tree Board nor the Zoning Board of Appeals have met since the last City Council meeting and both boards are not scheduled to meet again until November.

COUNCILMEMBER GAVIN: stated that during the last Planning Commission meeting, members reviewed the Master Plan and the Master Plan public comments. He said during the meeting, commissioners provided feedback for the Master Plan and voted to have a public hearing for it during the Tuesday, October 26th Planning Commission meeting at 7 p.m. He stated that during the last Environmental Advisory Committee (EAC) meeting, they discussed green infrastructure and storm water management issues. He said members discussed how they can help play a role in addressing some of the issues. He stated the next EAC meeting will be on Monday, November 18th at 6:30 p.m. on the second floor of the Public Safety Building.

CITY MANAGER BAUMGARTEN: stated that October is Breast Cancer Awareness Month and the American Cancer Society has launched its Real Men Wear Pink Campaign. He said that four days into this campaign they have already raised over $36,000 towards their $200,000 goal. He emphasized that this campaign is a wonderful and worthy cause and he would be wearing pink this month to show his support. City Manager Baumgarten stated he and many other people know or are related to someone that has been affected by breast cancer and asked everyone to consider giving support to this campaign.

CITY CLERK MITCHELL: stated that in preparation of the November 2nd, 2021 election, the Clerk’s Office will be offering extended hours this month. She stated that Thursday, October 7th from 6–8 p.m. the Clerk’s Office is bringing back its drive-thru event to allow voters the convenience of driving up and dropping off their absent voter ballots. She said the Clerk’s Office will also be open on Saturday, October 30th from 8:30 a.m. – 4:30 p.m. She stated this date will allow voters to come into City Hall for election business. She stated that if anyone needs additional information, they may call (248) 658-3310, email clerk@berkleymich.net, or visit Berkleymich.org/vote.

ATTORNEY STARAN: was not present during the Communications this evening.

MAYOR TERBRACK: thanked the Public Safety Officers, their families, the sponsors, and everyone else involved in the Fire Safety Open House and Lids for Kids on Saturday, September 25th. He talked about the grand opening of the new Berkley business, Puck Hcky as well as all the events going on during the month of October. He encouraged everyone to shop local in Berkley.

ADJOURNMENT
Councilmember Baker moved to adjourn the Regular Meeting at 9:34 p.m.
Seconded by Mayor Pro Tem Dean
Ayes: Price, Baker, Blanchard, Dean, Gavin, Hennen and Terbrack
Nays: None
Motion Approved.