

**CITY OF BERKLEY PUBLIC NOTICE
REGULAR CITY COUNCIL MEETING
Monday, November 15, 2021
7:00 P.M. – City Hall
248-658-3300**

**CALL 38th COUNCIL TO ORDER
APPROVAL OF AGENDA
INVOCATION – PASTOR ADAM GROH
PLEDGE OF ALLEGIANCE
PUBLIC COMMENT
ORDER OF BUSINESS**

Consent Agenda

1. **APPROVAL OF THE MINUTES:** Matter of [approving the minutes](#) of the 38th City Council meeting on Monday, October 18, 2021.

Regular Agenda

1. **RECOGNITIONS/PRESENTATIONS:** Matter of any recognitions or presentations from the Consent Agenda.
2. **SWEARING-IN CEREMONY:** Newly [elected members of Council](#) to be given Oaths of Office by the City Clerk:
Mayor Daniel J. Terbrack
Councilmember Steve Baker
Councilmember Dennis Hennen
Councilmember Jessica Vilani

ADJOURN

**CALL 39th COUNCIL TO ORDER
APPROVAL OF AGENDA
PUBLIC COMMENT
ORDER OF BUSINESS**

Consent Agenda

1. **WARRANT:** Matter of [approving Warrant](#) No. 1368.
2. **RESOLUTION NO. R-35-21:** Matter of [recognizing Tim Renaud](#) for his years of dedication to the City's seniors as he drove them to numerous appointments, meetings and more and continued this service throughout the pandemic until his recent retirement.
3. **RESOLUTION NO. R-36-21:** Matter of [recognizing Jack Blanchard](#) for his service as Councilmember for the City of Berkley.
4. **MOTION NO. M-67-21:** Matter of [approving the 2021-2022 Winter Maintenance Agreement](#) between the Road Commission for Oakland County and the City of Berkley. The City will be reimbursed a total of \$11,393.46 which will be paid in two installments, \$5,696.73 due in December 2021 and \$5,696.73 due in March 2022.

Regular Agenda

1. **RECOGNITIONS/PRESENTATIONS:** Matter of any recognitions or presentations from the Consent Agenda.
2. **MOTION NO. M-68-21:** Matter of [appointing Mayor Pro Tem](#) from November 2021 until November 2023.

3. **PUBLIC HEARING:** Matter of holding a Public Hearing regarding the Community Development Block Grant Program Year 2022 application in the approximate amount of \$37,117 to fund eligible projects.
4. **RESOLUTION NO. R-37-21:** Matter of [adopting the Community Development Block Grant](#) Program Application for the 2022-23 Program Year.
5. **RESOLUTION NO. R-38-21:** Matter of [adopting the Berkley Master Plan](#).
6. **MOTION NO. M-69-21:** Matter of [authorizing Hubbell, Roth & Clark](#) (HRC) for engineering design services related to the 2022 Sidewalk Replacement Program at a cost not to exceed \$17,814.70 from the Sidewalk Fund, account number 470-938-821-000.
7. **MOTION NO. M-70-21:** Matter of [approving the purchase](#) of a 2021 JCB Telescopic Handler with attachments at a total cost of \$183,239.73 utilizing the MiDEAL Cooperative Bid Purchasing Program.
8. **MOTION NO. M-71-21:** Matter of [authorizing the purchase](#) of an Explorer 4x4 XLT Price K8D/200A with some added options, at a cost not to exceed \$33,970 from Signature Ford of Owosso, Michigan as part of their pricing under the Macomb County Cooperative Bid Program. This replacement is part of the city's Capital Equipment Replacement Program (CERP). Funds for this expenditure will come from account number 614-950-982-000.
9. **MOTION NO. M-72-21:** Matter of [authorizing the City Manager](#) to approve the proposal from Hubbell, Roth & Clark, Inc (HRC) to provide professional engineering services at a cost not to exceed \$8,450 for Kiwanis Tot Lot CDBG Sidewalk Replacement. Funds for this expenditure will come from account number 614-950-821-000.
10. **MOTION NO. M-73-21:** Matter of [authorizing the City Manager](#) to execute a contract for Senior Home Chore Snow Removal Service with Tinsley Landscape and Hardscape LLC, 30728 Osmun Street, Madison Heights, MI 48071. \$4,135 will be paid from account number 275-940-818-044 and remaining expenses will be paid from 614-105-818-000.
11. **RESOLUTION NO. R-39-21:** Matter of [designating the time and place](#) of City Council Meetings and its Rules and Order of Procedure.
12. **MOTION NO. M-74-21:** Matter of [authorizing the City Manager](#) to sign the Application for Additional Service Credit Purchase for Ron Gabriel approving five years of additional service credit. This service credit purchase is allowed by the MERS Plan Document for deferred vested members which would allow for this service credit purchase at 100% of the cost to the employee.

COMMUNICATIONS

ADJOURN

HYBRID MEETING OPTION AVAILABLE: TO JOIN THE ELECTRONIC MEETING, VISIT [HTTPS://berkleymich.ZOOM.US/J/94929846645](https://berkleymich.zoom.us/j/94929846645) OR CALL 1-312-626-6799. THE MEETING ID IS 949 2984 6645.

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: Victoria Mitchell, 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. Anyone wishing to submit correspondence for the meeting may send an email to clerk@berkleymich.net or call 248-658-3310 by 5 p.m. on the day of the meeting.

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 18, 2021 BY MAYOR TERBRACK

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

APPROVAL OF AGENDA

Councilmember Gavin moved to approve the Agenda

Seconded by Councilmember Blanchard

Ayes: Blanchard, Dean, Gavin, Hennen, Price, Baker, and Terbrack

Nays: None

Motion Approved.

INVOCATION: Pastor Josh Ray

PUBLIC COMMENT

Dale Carlson, Secretary of the Berkley Historical Committee, announced the Historical Museum's 30th Anniversary Open House on Wednesday, October 27th from 5 -8 p.m. He said the first 150 attendees will receive a gift from the museum.

Chuck Tyrrell, Berkley, asked City Council to move item number three from the consent agenda to the regular agenda so there can be further discussion.

City Clerk Victoria Mitchell read into the record the following summary of emails received:

Wendi & Dave Zabramski, Berkley, would like the approval of O-09-21 removed from the consent agenda and placed on the regular agenda. They also stated that they feel some committees are selective about who is chosen.

David Hunter, Berkley, would like the approval of O-09-21 removed from the consent agenda and placed on the regular agenda. He urged Council to vote "no" on O-09-21. He feels this ordinance was drafted to benefit one person and proposed residential exemptions should be made on a case-by-case basis instead of revising an ordinance. He stated the ordinance makes reference to registered voters, but should say residents of Berkley.

Kathleen Kleckner, Berkley, would like the approval of O-09-21 removed from the consent agenda and placed on the regular agenda. She is opposed to allowing citizens who reside outside of the City becoming members of the Council.

Chuck Tyrrell, Berkley, would like the approval of O-09-21 removed from the consent agenda and placed on the regular agenda. He stated approval of O-09-21 would be bad policy and set a terrible precedent. He stated the person this would benefit should be congratulated for many years of service and be encouraged to stay involved as a volunteer.

Chuck Tyrrell, Berkley, wants Council to vote against the tax abatement proposal for the developer of the Berkley La Salette school project, R-32-21. He voiced that when the developer speaks of the challenges of rehabilitating the building and the costs involved with meeting lending thresholds, these are consideration that should have been thought of before starting the project.

Michelle McFarland, Berkley resident and business owner, asked Council to deny the tax abatement requested by the La Salette property developers. She stated our community is entitled to the rightful taxes for developments by businesses that will profit from them. She stated if a for-profit business can't make the numbers work, it shouldn't fall on the shoulders of the community.

Consent Agenda

Councilmember Blanchard moved to approve the following Consent Agenda, seconded by Mayor Pro Tem Dean.

APPROVAL OF THE MINUTES: Matter of approving the minutes of the 38th Regular City Council Meeting on Monday, October 4, 2021.

WARRANT: Matter of approving Warrant No. 1367.

ORDINANCE NO. O-09-21: Matter of considering the Second Reading and Adoption 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.

MOTION NO. M-62-21: Matter of casting Berkley's official vote for the election of the Board of Directors for the MML Liability and Property Pool, directing the City Clerk to send in the marked ballot.

Ayes: Dean, Gavin, Hennen, Price, Baker, Blanchard, and Terbrack

Nays: None

Motion Approved.

Regular Agenda

MOTION NO. M-63-21: Matter of considering the appointment of Michael McGuinness as Executive Director of the Downtown Development Authority (DDA).

Councilmember Baker moved to approve Motion No. M-63-21

Seconded by Mayor Pro Tem Dean

Ayes: Gavin, Hennen, Price, Baker, Blanchard, Dean, and Terbrack

Nays: None

Motion Approved.

MOTION NO. M-64-21: Motion to approve the appointments to various boards and commissions.

Councilmember Gavin moved to approve Motion No. M-64-21

Seconded by Councilmember Baker

Ayes: Hennen, Price, Baker, Blanchard, Dean, Gavin, and Terbrack

Nays: None

Motion Approved.

RESOLUTION NO. R-33-21: A Resolution of the Council of the City of Berkley Authorizing Participation in the 2020 FEMA Assistance to Firefighters Grant.

Councilmember Blanchard moved to approve Resolution No. R-33-21

Seconded by Councilmember Price

Ayes: Price, Baker, Blanchard, Dean, Gavin, Hennen, and Terbrack

Nays: None

Motion Approved.

MOTION NO. M-65-21: Matter of approving the purchase of replacement Self Contained Breathing Apparatus (SCBA) and associated equipment at a total cost of \$62,710.99 for the Department of Public Safety. The SCBA equipment will be purchased by the Village of Beverly Hills from Apollo Fire Equipment Company/Fire Apparatus Repair Inc. 12584 Lakeshore Drive, Romeo MI 48065, the sole source vendor for MSA SCBA equipment from the SCBA Equipment Account 101-310-984-001.

Councilmember Blanchard moved to approve Motion No. M-65-21

Seconded by Councilmember Baker

Ayes: Baker, Blanchard, Dean, Gavin, Hennen, Price, and Terbrack

Nays: None

Motion Approved.

MOTION NO. M-66-21: Matter of approving the purchase of an MSA compatible cascade system to refill SCBA bottles to be installed on Squad 4 for the department of Public Safety from 5 Alarm, 350 Austin Circle, Delafield WI, 53018-2171, the sole source vendor for MSA compatible cascade equipment for a total cost not to exceed \$26,699 from the SCBA Equipment account 101-310-984-001.

Councilmember Blanchard moved to approve Motion No. M-66-21

Seconded by Mayor Pro Tem Dean

Ayes: Blanchard, Dean, Gavin, Hennen, Price, Baker, and Terbrack

Nays: None

Motion Approved.

RESOLUTION NO. R-34-21: Matter of designating Saturday, December 4, 2021 for the Annual Holiday Parade and Tree Lighting Ceremony in Berkley. The approval is conditional upon the submission of required items and documents prior to event dates.

Councilmember Gavin moved to approve Resolution No. R-34-21

Seconded by Councilmember Baker

Ayes: Dean, Gavin, Hennen, Price, Baker, Blanchard, and Terbrack

Nays: None

Motion Approved.

RESOLUTION NO. R-32-21: Matter of considering a resolution to approve the Commercial Rehabilitation Exemption Certificate Application for 2219 Coolidge LLC Located at 2219 Coolidge Hwy, for Parcel #25-18-431-032.

Councilmember Price moved to approve Resolution No. R-32-21

Seconded by Mayor Pro Tem Dean

Ayes: Gavin, Price, Baker, Terbrack

Nays: Hennen, Blanchard, Dean

Motion Approved.

COMMUNICATIONS

COUNCILMEMBER HENNEN: stated there was nothing to report from his boards and commissions. He said the next Tree Board meeting is Monday, November 8th. He said the Zoning Board of Appeals is scheduled to have a meeting on Monday, November 8th, however, there is a chance that the case under consideration may be pulled. Councilmember Hennen provided an update regarding COVID vaccination rates in Berkley. He said the data sent to him by the State was from September 7th and showed that 79 percent of adults have received their first dose which is a 1 percent increase from the previous month. He stated that children 12-17 that have received their first dose are reported at 68 percent which is a 5 percent increase from one month time. Councilmember Hennen stated he is looking forward to a decision regarding the vaccination being approved for children 5-11.

COUNCILMEMBER GAVIN: stated that his committees did not meet since the last Council meeting. He reminded everyone that the Planning Commission will meet on Tuesday, October 26th in the council

chambers and the Environmental Advisory Committee (EAC) will meet Thursday, October 21th at 6:30 p.m. on the second floor of the Public Safety building. Councilmember Gavin welcomed the two new members of the EAC, Tricia and Noel.

MAYOR PRO TEM DEAN: stated she had some updates from the Parks and Recreation Department. The first update was that the new Berkley Times newsletter would be coming out and would include upcoming senior trips and activities. The second update was regarding senior snow removal for the upcoming winter. She advised seniors that are in need of this service to call (248) 658-3470 and an application would be mailed to them. She said a completed application is needed, but the cost would be coming from Community Development Block Grant Funds.

COUNCILMEMBER BAKER: stated the Downtown Development Authority Board (DDA) met last on Wednesday, October 13th. He congratulated the newly appointed DDA executive director and the three new DDA board members. He thanked all those who participated in the Boo!kley events. He stated the last of the Boo!kley events would be on Saturday, October 30th. He said these two events are the Trick or Treat Stroll from noon–3 p.m. and the Monster Mash from 2–6 p.m. He said for more information, visit downtownBerkley.com. Councilmember Baker said the Historical Committee met last on Tuesday, October 12th. He stated the Berkley Historical Museum will have a special open house and the first 150 people would receive a special sign. He stated he learned there may be some progress toward the Historical Museum accepting credit cards in the future. Councilmember Baker said the next Technology Advisory Committee meeting will be on Wednesday, October 20th at 6:30 p.m. He said he has not heard about progress regarding the Alexa App. Councilmember Baker quoted Tom Rosenstiel, “Misinformation is not like a plumbing problem you fix, it is a social condition like crime, that you must constantly monitor and adjust to.” He stated that October is Cyber Security Awareness month and also talked about bringing awareness to misinformation being shared on social media.

COUNCILMEMBER PRICE: stated she did not have any updates from her committees. She said that she wanted to talk about Councilmember Jack Blanchard. She talked about how ever since she had expressed interest in serving on City Council back in 2017, Jack wanted to make sure she knew what serving on Council would entail. She said that Jack requested a phone call with her when she first became an elected official so he could discuss detailed instructions on what to do if an active shooter came into the council chambers. She said that Jack was not able to scare her off, but rather made her feel safe and confident in her new role with him by her side. She said that Jack will be greatly missed on Council and that Berkley is stronger and safer because of his service. She thanked him for all that he has done for the City.

COUNCILMEMBER BLANCHARD: shared a story focusing on the importance of emergency management. He recounted an event happening on August 4, 2019 in Dayton, Ohio at Ned Peppers Bar. He explained there was a mass shooting where the shooter killed eight people, injured 17 others, and sent a total of 27 to area hospitals. He said it took police officers within 33 seconds from the first shot fired to respond before shooting and killing the gunman. Councilmember Blanchard shared the following items that must be done within 24 hours and beyond following such an event:

1. Communications – Everyone will want to know the details.
2. Emergency Operations – Emergency preparedness is the creation of organizational structures within government agencies that enable them to provide support, resources, and services needed during and after emergencies.
3. Victims and Families – Following a mass shooting, the victims and their families will have short-term and long-term needs and must establish a family assistance center.
4. Donations – Arrange a funding mechanism to accept donations because there will be donations.
5. Vigil – The community needs to grieve and will want to arrange a vigil.
6. V.I.P Visitors and Elected Officials – Federal, State, and Local Officials may converge on the City.
7. Mental Health – Trauma is a major issue for the injured, the families, and the first responders.

He quoted the Mayor of Dayton, Ohio, Nan Whaley, "It is not if, but when, a mass shooting happens in your community."

CITY MANAGER BAUMGARTEN: stated after almost two years, the Master Plan Process is coming to an end. He said the next opportunity to share your thoughts will be at the next Planning Commission meeting on Tuesday, October 26th at 7:00 p.m. He mentioned the Plan is available online and was distributed by email as well. He said the Master Plan is where he hopes the City will be heading in the next five-10 years. He said he is excited about the Master Plan finally coming before the Planning Commission and then coming before City Council. City Manager Baumgarten congratulated the Berkley Steelers football teams for making the playoffs along with the flag football team for winning the Flag Bowl. He stated the next Coolidge Task Force Committee meeting will take place on Monday, October 25th at 7:00 p.m. City Manager Baumgarten talked about Breast Cancer Awareness Month and mentioned the "Real Men Wear Pink" campaign and the "R.B. Strong" campaign benefitting one of the members in the City. He recognized the various ways the City has raised awareness for the individual that is currently fighting breast cancer.

CITY CLERK MITCHELL: stated that before the next council meeting, the City will be holding a local election on Tuesday, November 2nd. She said all seven precincts will be open from 7 a.m.–8 p.m. She stated residents will be voting for one mayor serving a two-year term and three councilmembers serving four-year terms. She said there is still time for currently registered voters to receive an absentee ballot up until 4 p.m. the day before the election. She said if anyone needs to register to vote, they may do so by visiting the Clerk's Office with proof of residency. She encouraged residents to return their absent voter ballot if it is already completed. She stated for more information regarding the election, visit Berkleymich.org/vote, call (248) 658-3310, email clerk@Berkleymich.net, or visit the Clerk's Office. She stated the Clerk's Office will offer extended hours for election business only on Saturday, October 30th from 8:30 a.m.–4:30 p.m.

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

MAYOR TERBRACK: congratulated Mayor Pro Tem Bridget Dean for being a recipient of the Oakland County Domestic Violence Prevention Award. He said she was nominated because of her dedication to victims of domestic violence. He stated Mayor Pro Tem Dean will be recognized on Wednesday, October 27th at noon in the Oakland County Commissioner's Auditorium during the 2021 Oakland County Domestic Violence Prevention Awards Ceremony. Mayor Terbrack provided an update from Liz Petry regarding the Berkley Cares Food pantry. He said they would like to thank residents and councilmembers Blanchard, Dean, and Hennen for participating in the successful Berkley Pack the Pantry event. He said the food pantry is open on Saturdays from 10 a.m.-noon and also by appointment. He said anyone in need of assistance may call the group at (248) 907-0723 or email them at Berkleycaresfoodpantry@gmail.com. Mayor Terbrack said before the next City Council meeting, a lot of events will be taking place such as the November 2nd Local Election for the 39th City Council. He said that no matter who is sitting in the Council seats, Berkley will still be the city it always has been by serving and having the same great events year after year. He emphasized there is a lot of misinformation on social media that spiral things out of control, but Berkley will still always be Berkley.

ADJOURNMENT

Mayor Pro Tem Dean moved to adjourn the Regular Meeting at 9:16 p.m.

Seconded by Councilmember Hennen

Ayes: Price, Baker, Blanchard, Dean, Gavin, Hennen and Terbrack

Nays: None

Motion Approved.



CITY OF BERKLEY
CHECK WARRANT
#1368
OCTOBER 2021

<u>Check Date</u>	<u>Check</u>	<u>Vendor Name</u>	<u>Description</u>	<u>Amount</u>	<u>Voided?</u>
10/29/2021	75(A)	UNITED STATES TREASURY	TAX PAYMENT	2,073.43	
10/08/2021	61922	BLUE CROSS BLUE SHIELD OF MICH	REISSUE CHECK #61630 - AUGUST CLAIMS	103,937.97	
10/14/2021	61923	MISDU	CHILD SUPPORT CASE NO. 913340822 - PR #2	82.99	
			CHILD SUPPORT CASE NO. 913286400 - PR #2	128.05	
			CHILD SUPPORT CASE NO. 913488854 - PR #2	64.14	
				275.18	
10/14/2021	61924	NATIONWIDE RETIREMENT SOLUTIONS	EMPL. DEDUCT. (NATIONWIDE 457) - PR #21	5,593.98	
			EMPL. DEDUCT. (ROTH) - PR #21	1,384.35	
				6,978.33	
10/14/2021	61925	VANTAGEPOINT TRNSFR AGENTS-107930	EE/ER CONTRIB. (401) - PR #21	570.77	
10/14/2021	61926	VANTAGEPOINT TRNSFR AGENTS-303792	EMPLOYEE DEDUCT. (ICMA 457) - PR #21	2,560.10	
			EMPLOYEE DEDUCT. - LOAN - PR #21	123.40	
				2,683.50	
10/14/2021	61927	VANTAGEPOINT TRNSFR AGENTS-706259	EMPLOYEE DEDUCT. (ICMA ROTH) - PR #21	105.00	
10/15/2021	61928	21ST CENTURY MEDIA - MICHIGAN	NOTICE OF VOTER REGISTRATION	204.52	
10/15/2021	61929	3180 COOLIDGE LLC	SIDWELL #04-25-17-105-001/04-25-17-105-0	728.36	
10/15/2021	61930	3R HOME IMPROVEMENT LLC	2679 COLUMBIA RD.	500.00	
10/15/2021	61931	4 WAY CEMENT INC.	749 COLUMBIA RD.	200.00	
10/15/2021	61932	ACUITY SPECIALTY PRODUCTS, INC.	BLUE WIPES GARAGE	147.37	
10/15/2021	61933	ADT COMMERCIAL LLC	10/27/21 - 11/26/21 DPW ALARM MONITORING	81.63	
10/15/2021	61934	AIRGAS USA, LLC	CYLINDER RENTAL SEPTEMBER 2021	30.38	
10/15/2021	61935	ALLIANCE MOBILE HEALTH	BLOOD DRAWS	888.00	
10/15/2021	61936	AMAZON CAPITAL SERVICES	OFFICE SUPPLIES	41.44	
			IPHONE CASE	26.98	
			IPHONE CASE	18.99	
			WASTE TONER CARTRIDGE	34.00	
			IPHONE CABLE	14.99	
			LAMINATOR	76.50	
			DIGITAL CARD READERS	67.69	
			DISP.	49.01	
			6 PK PLASTIC STORAGE TOTES	209.00	
			FILTERS FOR OFFICES	475.16	
			WATER TEMP / PRESSURE TEST	158.16	
			CHARGERS FOR TRUCKS	252.95	
			BINDERS FOR EVENTS	28.26	
			TRAILER HITCH ADAPTER	119.70	
				1,572.83	
10/15/2021	61937	AMERICAN FIRE PROTECTION SERVICES	DPW FIRE ALARM MONITOR OCTOBER - DECEMBE	153.00	
10/15/2021	61938	AMERICAN STANDARD ROOFING LLC	1940 CAMBRIDGE RD.	75.00	
10/15/2021	61939	ANISHA FULLER	SIDWELL #04-25-07-376-009	1,712.01	
10/15/2021	61940	APPLIED IMAGING	DPW COPIER	3.28	
10/15/2021	61941	AT&T	ACCT. NO. 24854624000218 - 09/25/21 - 10	784.67	
10/15/2021	61942	AT&T	FIBER INTERNET	158.99	
10/15/2021	61943	AUTO ONE OF OAKLAND	DETAIL #414	129.00	
10/15/2021	61944	BASIC	ADMINISTRATION FEE FOR SEPTEMBER 2021	50.00	
10/15/2021	61945	BENJAMIN VANDELINDER	SIDWELL #04-25-17-106-008	1,971.62	
10/15/2021	61946	BLACKBOURN	BOOK ON CD CASES	538.34	
10/15/2021	61947	BLUE CROSS BLUE SHIELD OF MICH	SEPTEMBER 2021 CLAIMS	100,140.31	
10/15/2021	61948	BONGERO CONSTRUCTION CO.	1592 WILTSHIRE RD.	1,000.00	
10/15/2021	61949	BRIAN R. GAME	2813 OAKSHIRE AVE.	1,500.00	
10/15/2021	61950	BRICK FACED CONCRETE INC.	28747 WOODWARD AVE.	500.00	
10/15/2021	61951	BRUTTELL ROOFING COMPANY INC.	2091 THOMAS AVE.	100.00	
10/15/2021	61952	C & L WARD BROS. CO.	1570 DOROTHEA	55.00	
10/15/2021	61953	CAMELOT CLEANERS	PRISONER BLANKETS	95.81	
10/15/2021	61954	CARDCONNECT	CONTRACTUAL SERVICES	25.00	
10/15/2021	61955	CATALYST MEDIA FACTORY	MEDIA RELATIONS	2,000.00	
10/15/2021	61956	CBTS	PHONE PROGRAMMING	128.25	
			DESK PHONES	446.00	

			PHONE PROGRAMMING	32.06
				606.31
10/15/2021	61957	CDW GOVERNMENT, INC.	HDMI SWITCH	185.53
10/15/2021	61958	CINTAS	CITY HALL MATS	198.24
			CONTRACTUAL SERVICES	95.09
			DPW FIRST AID SUPPLIES	101.13
				394.46
10/15/2021	61959	CITY OF FARMINGTON HILLS	N.A. ACTIVE ASSAILANT CONFER. FOR 11	2,075.00
			N.A. ASSAIL. CONF. - FOREMAN	100.00
			N.A. ASSAIL. CONF. - REID-CRONIN	100.00
				2,275.00
10/15/2021	61960	CMNTV	CABLE PRODUCTION AUGUST 2021	1,265.00
10/15/2021	61961	CMV LANDSCAPE & EQUIPMENT COMPANY	828 PRINCETON CONCRETE REPAIR	15,400.00
			4075 12 MILE CONCRETE RD REPAIR	8,688.00
				24,088.00
10/15/2021	61962	CONTRACTORS CLOTHING CO.	UNIFORMS	18.19
10/15/2021	61963	COSTIGAN CONTRACTORS	2369 PRINCETON RD.	75.00
10/15/2021	61964	DEALER AUTO PARTS SALES	PS FILTERS / P&R WIPERS APPLY CM461410	37.37
10/15/2021	61965	DENNIS GEARY	REIMBURSEMENT FOR MEALS FROM CHICAGO POL	13.18
10/15/2021	61966	DEPENDABLE BUILDERS	3991 ELLWOOD	850.00
10/15/2021	61967	DINO RENTERIA	2618 BUCKINGHAM RD.	100.00
10/15/2021	61968	DONALD ALLEN SWANSON	3991 ELLWOOD RD.	800.00
10/15/2021	61969	DU-ALL CLEANING INC.	CITY HALL JANITORIAL	1,521.00
			JANITORIAL SERVICES	1,760.00
			CUSTODIAL SERVICES	620.00
			CUSTODIAL SERVICES	1,870.00
			DPW SEPT. 2021 CUSTODIAL SERVICES	880.00
				6,651.00
10/15/2021	61970	ED RINKE CHEVROLET	SMART BUS P&R - APPLY CM 71845	358.10
10/15/2021	61971	EGANIX	OCTOBER 2021 GREASE CONTROL/SEWERS	480.00
10/15/2021	61972	EJ USA, INC.	BOLTS, VALVES	683.32
			5 1/4 DROP LID	128.34
				811.66
10/15/2021	61973	ERIC SCOTT THILL	1964 EARLMONT RD.	75.00
10/15/2021	61974	F LAX CONSTRUCTION CO. INC.	2666 WAKEFIELD RD.	100.00
10/15/2021	61975	FACILITY MAINTENANCE & CONSTRUCTION	2710 TWELVE MILE RD.	100.00
10/15/2021	61976	FASTSIGNS OF DETROIT	2826 COOLIDGE HWY.	50.00
10/15/2021	61977	FERGUSON WATERWORKS #3386	WATER KITS AND MEGALUGS	188.37
			WATER PARTS COUPLER, PIPES	547.66
			WATER METERS 3/4" & 1"	6,050.40
				6,786.43
10/15/2021	61978	FIRE DEFENSE EQUIPMENT COMPANY	SPRINKLER INSPECTION DPW FACILITY	367.76
10/15/2021	61979	FOUNDATION SYSTEMS OF MICHIGAN	3188 THOMAS AVE.	100.00
10/15/2021	61980	FRANKS LANDSCAPING & SUPPLIES LLC.	829 STREETSCAPE FLOWER BASKET PROGRAM	5,168.34
10/15/2021	61981	FRONT LINE SERVICES, INC.	REPLACEMENT LADDER FOR S-4	495.00
10/15/2021	61982	GERALD REISER	SOFTBALL CONTRACTUAL SERVICES	120.00
10/15/2021	61983	HADLEY CONSTRUCTION	2383 MORTENSON BLVD.	75.00
			1336 FRANKLIN RD.	75.00
				150.00
10/15/2021	61984	HADROUT	LOGO & WEBSITE DESIGN	5,000.00
10/15/2021	61985	HAFELI, STARAN, & CHRIST, P.C.	CITY ATTORNEY - SEPT. 2021	5,865.00
10/15/2021	61986	HENRY FORD @ WORK	DOT PHYSICALS - BEACH, MAGNES, RZECZKOWS	297.00
			CONTRACTUAL SERVICES	108.00

				405.00
10/15/2021	61987	HENRY FORD HEALTH SYSTEM	EAP SERVICES FOR 09/01/21 - 11/30/21	725.00
10/15/2021	61988	HOME DEPOT CREDIT SERVICES	TIE STRAPS FOR FLATBEDS	82.92
10/15/2021	61989	HOWARD L. SHIFMAN P.C.	LABOR ATTORNEY - SEPT. 2021	483.00
10/15/2021	61990	HUNT SIGN CO LTD	3179 TWELVE MILE RD.	50.00
			2782 COOLIDGE HWY.	50.00
				100.00
10/15/2021	61991	HYDROCORP	SEPT. 2021 CROSS CONNECTION SERVICES	1,658.00
10/15/2021	61992	IAN KINDER LLC	CONTRACTUAL SERVICES	28.00
10/15/2021	61993	IMAGE PRINTING	12 YARD SIGNS / 2 LOTS OF 1000 BC / 1000	376.00
10/15/2021	61994	INTEGRATED SUPPLY NETWORK	WATER TOOL RATCHET	23.15
			RATCHETS / GARAGE TOOLS	41.79
				64.94
10/15/2021	61995	INTERSTATE BILLING SERVICE	#28 #10 DPW FILTERS	440.71
10/15/2021	61996	ITALY AMERICAN CONSTRUCTION	3249 WAKEFIELD	65.00
10/15/2021	61997	J.H. HART URBAN FORESTRY	TREE TRIM, REMOVAL LOG, STUMP 9/27/21 -	6,504.50
			TREE TRIM, LOG REMOVAL 10/4/21 - 10/8/21	5,707.00
			TREE TRIM, REMOVAL, LOGGING 9/20/21 - 9/	3,993.50
				16,205.00
10/15/2021	61998	JACK DEMMER FORD, INC.	PS ROTORS, PAD	498.09
			PS - 4-6 SHOCKS, LINKS, BRACKETS	900.90
			DPW #10 PARTS ROTOR - APPLY CM 799927	159.48
				1,558.47
10/15/2021	61999	JACK DOHENY COMPANIES, INC.	#53 #38 DOMELAMP, GASKET	130.06
10/15/2021	62000	JAY'S SEPTIC TANK SERVICE	CONTRACTUAL SERVICES (TOT LOT)	135.00
			CONTRACTUAL SERVICES (LAZENBY)	135.00
			CONTRACTUAL SERVICES (JAYCEE)	135.00
			CONTRACTUAL SERVICES (TENNIS)	270.00
				675.00
10/15/2021	62001	JCR SUPPLY INC.	WYPALL TOWELS FOR PRINT MACHINE	235.16
10/15/2021	62002	JENNIFER FINNEY	WORK PERFORMED 09/28/21 - 10/12/21	727.50
10/15/2021	62003	JOANN SERR	SIDWELL #04-25-07-429-023	346.15
10/15/2021	62004	JOANN SERR	SIDWELL #04-25-07-429-011	2,645.19
10/15/2021	62005	KANOPY, INC.	KANOPY DIGITAL CONTENT	132.00
10/15/2021	62006	KONICA MINOLTA BUSINESS SOLUTIONS	COPIER CHARGES	8.73
			PDF OPTION	9.10
			DPW COPIER SEPT. 2021	79.36
				97.19
10/15/2021	62007	LARRY'S WELDING SUPPLY	CYLINDER RENTAL SEPTEMBER 2021	62.65
10/15/2021	62008	LIFE CONSTRUCTION AND DESIGN	3589 GARDNER AVE.	500.00
10/15/2021	62009	MAUREEN MONTE CONSULTING	INITIAL STRENGTHSFINDER ASSESSMENT	2,150.00
10/15/2021	62010	MCGRATH ELECTRIC, LLC	LIGHT FIXTURE REPLACEMENT	375.00
10/15/2021	62011	MICHAEL GRUI	SIDWELL #04-25-17-406-001	1,184.79
10/15/2021	62012	MICHIGAN PETROLEUM	ANTIFREEZE	255.95
10/15/2021	62013	MIDWEST POOLS, INC.	1964 WILTSHIRE RD.	50.00
10/15/2021	62014	MIDWEST TAPE	HOOPLA DIGITAL CONTENT	1,012.42
10/15/2021	62015	MORBARK, LLC	CHIPPER - DPW VALVE	56.94
10/15/2021	62016	MR. ROOF HOLDING COMPANY LLC	2728 PHILLIPS AVE.	75.00
			4175 CUMMINGS AVE.	50.00
				125.00
10/15/2021	62017	NATHAN PAPKE	REIMBURSEMENT FOR MEALS FROM CHICAGO POL	31.80
10/15/2021	62018	NELSON BROTHERS SEWER & PLUMBING	REPLACE WATER PBV FOR SPRINKLER	1,382.00
10/15/2021	62019	NORFIELD DEVELOPMENT PARTNERS, LLC	DPW APRIL 2021 MISS DIG SOFTWARE	199.00
			DPW OCTOBER 2021 MISS DIG SOFTWARE	199.00

				398.00	
10/15/2021	62020	NYE UNIFORM	SHIRTS - S. SMITH	304.95	
			SHIRTS - STARON	103.40	
			SHIRTS - PAPKE	98.00	
			SHIRTS - ARNEY	98.00	
			SHIRTS - HERRIMAN	98.00	
			SHIRTS - GEARY	98.00	
			SHIRTS - ONESKO	98.00	
			SHIRTS - KOEHN	98.00	
			SHIRTS - MUELLER	98.00	
			SHIRTS - HADFIELD	98.00	
			SHIRTS - PALMER	98.00	
			SHIRTS - KOBERNICK	98.00	
			SHIRTS - BEATTY	95.40	
			SHIRTS - GABRIEL	90.00	
			SHIRTS - ROBINSON	90.00	
			SHIRTS - BROKAW	90.00	
			SHIRTS - BERGE	90.00	
			SHIRTS - BETTS	104.00	
			SHIRTS - S. SMITH	98.00	
			SHIRTS - ROBERTS	90.00	
			SHIRTS - ANDERSON	90.00	
			SHIRTS - SUCHOSKI	95.40	
			SHIRTS - BUNTING	90.00	
			SHIRTS - GOTHARD	90.00	
			SHIRTS - KWIZ	90.00	
			SHIRTS - B. SMITH	90.00	
			SHIRTS - MILLER	98.00	
			SHIRTS - BORING	90.00	
			SHIRTS - MCINERNEY	90.00	
			C/P DRESS BLOUSE - KOBERNICK	90.00	
			C/P DRESS BLOUSE - MILLER	89.00	
			SHIRTS - SCHEWE	90.00	
			SHIRTS - TYLER	90.00	
			SHIRTS - HARMON	95.40	
			C/P DRESS BLOUSE - HADFIELD	89.00	
			SHIRTS - SMITH	98.00	
			SHIRTS - KELLY	98.00	
			COMMENDATION BARS	7,428.70	
				11,127.25	
10/15/2021	62021	VOID			V
10/15/2021	62022	O'REILLY AUTOMOTIVE, INC.	#38 - PARTS	46.97	
			PUBLIC SAFETY OIL FILTERS	58.38	
			DPW PARTS CAPSULE - APPLY CM 3327-402771	24.63	
			PARKS & REC SMART V-BELT	34.46	
				164.44	
10/15/2021	62023	OAKLAND COUNTY	SEWAGE TREATMENT SEPT. 2021	243,570.51	
10/15/2021	62024	OLSON CEMENT WORK INC.	2519 ROYAL AVE.	50.00	
10/15/2021	62025	P & J CONTRACTING	3247 ELLWOOD AVE.	75.00	
10/15/2021	62026	PERFORMANCE RESIDENTIAL REMODELING	1964 CATALPA DR.	75.00	
10/15/2021	62027	PITNEY BOWES INC.	PSX AUGUST 2021 PROGRAM FEE	5.00	
			AUGUST 2021 WATER POSTAGE FEE	68.26	
				73.26	
10/15/2021	62028	POSTMASTER	ELECTION NON-PROFIT PERMIT FEE	265.00	
10/15/2021	62029	PRECISION DATA PRODUCTS	HP TONER CARTRIDGE	143.50	
10/15/2021	62030	PRO-GRAPHICS, INC.	BANNERS	2,620.00	
10/15/2021	62031	REBECCA STOUT	REIMBURSEMENT FOR PROGRAMMING SUPPLIES	94.98	
10/15/2021	62032	RENOVATIONS ROOFING & REMODEL	2715 KENMORE RD.	75.00	
10/15/2021	62033	REVIZE LLC	WEBSITE AND CMS ANNUAL TECH SUPPORT	4,400.00	
10/15/2021	62034	REWARE VINTAGE, LLC	REWARE VINTAGE FACADE GRANT FUNDING	732.50	
10/15/2021	62035	RKA PETROLEUM COS, INC	FUEL/OIL 89 MIDGRADE GAS	15,570.78	
			#2 ULTRA LOW SULFUR DIESEL	1,206.35	
				16,777.13	
10/15/2021	62036	ROCHESTER MIDLAND	SANOR SERVICE FOR CITY HALL	69.39	
10/15/2021	62037	ROCK SOLID EXTERIORS	1208 CATALPA DR.	100.00	

10/15/2021	62038	ROCKET ENTERPRISE INC.	FLAG RPR & PURCHASE	80.00
10/15/2021	62039	ROYAL OAK AWNING	2826 COOLIDGE HWY.	50.00
10/15/2021	62040	S & B LANDSCAPING	ROW RESTORATIONS	1,045.00
10/15/2021	62041	S/E OAK. CTY WATER AUTHORITY	SEPT. 2021 BULK WATER	67,516.27
10/15/2021	62042	S/E OAK.CTY RESOURCE REC. AUTH	TRASH, RECYCLE, PICKUPS - SEPT. 2021	51,044.00
10/15/2021	62043	SALVATORE JOSEPH PALAZZOLO	2260 BUCKINGHAM RD.	100.00
10/15/2021	62044	SCHEMA ROOFING & SHEET METAL	BUILDING MAINTENANCE	600.00
10/15/2021	62045	SCOTT GUIGNEAUX	SIDWELL #04-25-18-230-007	1,032.44
10/15/2021	62046	SIGNATURE FORD	NEW #39 CHASSIS ONLY	40,166.00
10/15/2021	62047	SILICOAT ROOFING INC.	3053 COOLIDGE HWY.	75.00
10/15/2021	62048	SJR PAVEMENT REPAIR	SPRAY PATCH - MISC. LOCATIONS	1,437.82
10/15/2021	62049	SOUTHFIELD SIGNS & LIGHTING	3211 COOLIDGE HWY.	50.00
10/15/2021	62050	SPROUT SOCIAL, INC.	ADVANCED LISTENING / BRAND KEYWORDS	9,369.54
10/15/2021	62051	STACHED LLC	EV FIRE TRAINING CLASS (4)	600.00
10/15/2021	62052	STAPLES	TAPE, CALENDAR REFILLS, RUBBERBANDS, PLA	137.01
			OFFICE SUPPLIES - SEPTEMBER	85.82
			OFFICE SUPPLIES/MAINTENANCE SUPPLIES	211.85
			OFFICE SUPPLIES - PENS/PADS	43.91
				478.59
10/15/2021	62053	STATE OF MICH-DEPT OF TREASURY	SEPT. 2021 MI TAX WITHHOLDING FOR ACTIVE	26,151.79
10/15/2021	62054	STATE OF MICH-DEPT OF TREASURY	SEPT. 2021 MI TAX WITHHOLDING FOR RETIRE	3,063.75
10/15/2021	62055	STATE WIRE & TERMINAL INC.	DPW GARAGE CABLE SEAL	15.40
			PARTS FOR DPW, PS, P&R - SOLDER & MISC,	705.72
				721.12
10/15/2021	62056	STREET COP TRAINING	STREET COP TRAINING (MI LAW) - WIXOM	1,575.00
			STREET COP TRAINING - ANDERSON/BORING	498.00
			Z. TYLER - CLASS WIXOM	175.00
				2,248.00
10/15/2021	62057	STREET DUTY	SWAT	61.00
10/15/2021	62058	SUPERIOR MATERIALS, LLC	BIN BLOCKS	1,234.50
			BIN BLOCKS	1,504.50
				2,739.00
10/15/2021	62059	T-MOBILE	T-MOBILE HOTSPOTS	149.30
10/15/2021	62060	TERMINAL SUPPLY CO	SOLDER FOR DPW, PS, P&R	72.36
			SOLDER/PLUGS DPW/PS/P&R	160.13
				232.49
10/15/2021	62061	THE HARTFORD	OCTOBER 2021 PREMIM FOR RETIREES	286.00
			OCTOBER 2021 PREMIUM FOR ACTIVES	2,032.31
				2,318.31
10/15/2021	62062	THE LIBRARY NETWORK	ANNUAL TECHNOLOGY LICENSES	357.90
			TELECOMMUNICATIONS ACCESS	1,310.67
			SHARED AUTOMATION QUARTERLY	8,623.19
			ANNUAL TLN DELIVERY CHARGE	2,796.00
			ACQ SERVICES (QUARTERLY)	1,031.51
				14,119.27
10/15/2021	62063	THE PRINT STOP, INC	PROMOTIONAL FLYERS AND POSTERS FOR DDA I	120.00
10/15/2021	62064	TITTLE BROTHERS CONSTRUCTION LLC	4219 TYLER AVE.	50.00
10/15/2021	62065	TOLEDO SIGN COMPANY, INC.	DOWNTOWN WAYFINDING SIGNS	50,000.00
10/15/2021	62066	TORRI MATHES	REIMBURSEMENT FOR MICHIGAN IT CONFERENCE	843.87
10/15/2021	62067	TRUCK & TRAILER SPECIALTIES, INC.	LIGHT TOWER	8,981.70
10/15/2021	62068	VANDERBUILT CONSTRUCTION INC.	3116 KENMORE RD.	50.00
10/15/2021	62069	VERIZON WIRELESS	IPAD SERVICE FOR 09/02/21 - 10/01/21	266.07
10/15/2021	62070	WEX BANK	SHAWN - GAS FRANKENMUTH CONFERENCE	51.60
10/15/2021	62071	WINDSTREAM	PHONE SERVICE	613.28
10/15/2021	62072	WOLVERINE TRUCK SALES	DPW FILTERS	521.55
10/15/2021	62073	WOW! BUSINESS	WOW INTERNET	224.99
			WOW FIBER INTERNET	382.99

607.98

10/15/2021	62074	XEROX CORPORATION	SHIPPING CHARGE FOR WASTE TONER CONTAINERS	16.00
10/15/2021	62075	XPRT LAWN AND SNOW	NUISANCE CUTS	240.00
10/19/2021	62076	88 TACTICAL	PAPKE - SWAT CLASS	700.00
10/19/2021	62077	ADKISON, NEED, ALLEN & RENTROP PLLC	MBL APPEAL HEARING OFFICER	5,985.00
10/19/2021	62078	BIG D LOCK CITY	10 - PAD LOCKS - RANGE	169.50
10/19/2021	62079	BRILLANT SYSTEMS, LLC	AVIG - CAMS INSTALL	4,575.00
10/19/2021	62080	CARNIVAL BOUNCE RENTALS	COTTON CANDY & DUNK TANK LIDS 4 KIDS	415.00
10/19/2021	62081	CITY OF FARMINGTON HILLS	N.A. ASSAILANT CONF. - BLANCHARD	100.00
10/19/2021	62082	DU-ALL CLEANING INC.	JANITORIAL SERVICES - SEPT.	2,310.00
10/19/2021	62083	FEDEX OFFICE	FOIA COPIES	52.95
			FOIA COPIES	42.36
				95.31
10/19/2021	62084	NYE UNIFORM	1 JOB SHIRT - BERGE	129.50
			2 L/S UNDERVESTS - TYLER	127.00
			1 PR COLLAR - BRASS EAGLES - KOEHN	10.50
			2 S/S POLOS - ONESKO	93.00
			2 L/S, 1 S/S, 1 PANTS - HARMON	200.50
			2 L/S, 2 S/S, 2 PANTS - BUNTING	399.94
			1 L/S, 1 S/S - CHILDREY	90.00
			JOB SHIRT - BROKAW	115.99
			STORK PIN - CHILDREY	8.00
			5 PR PANTS - KOEHN	419.97
				1,594.40
10/19/2021	62085	ROBERT BROOKE & ASSOCIATES	RESTROOM STALL REPAIR	493.09
10/19/2021	62086	STATE OF MICHIGAN	SOR FEE - WEISS	30.00
10/19/2021	62087	TRANSUNION RISK AND ALTERNATIVE	TLOXP INVEST. SERV. - SEPT.	116.00
10/19/2021	62088	XEROX CORPORATION	XEROX FEES 8/21 - 9/21/21	102.31
10/28/2021	62089	MISDU	CHILD SUPPORT CASE NO. 913340822 - PR #2	82.99
			CHILD SUPPORT CASE NO. 913286400 - PR #2	128.05
			CHILD SUPPORT CASE NO. 913488854 - PR #2	64.14
				275.18
10/28/2021	62090	NATIONWIDE RETIREMENT SOLUTIONS	EMPL. DEDUCT. (NATIONWIDE 457) - PR #22	5,179.43
			EMPL. DEDUCT. (ROTH) - PR #22	1,346.48
				6,525.91
10/28/2021	62091	OVERDRIVE, INC.	REMAINING BALANCE - OVERDRIVE TITLES	100.00
10/28/2021	62092	VANTAGEPOINT TRNSFR AGENTS-107930	EE/ER CONTRIB. (401) - PR #22	570.77
10/28/2021	62093	VANTAGEPOINT TRNSFR AGENTS-303792	EMPLOYEE DEDUCT. (ICMA 457) - PR #22	2,308.27
			EMPLOYEE DEDUCT. - LOAN - PR #22	123.40
				2,431.67
10/28/2021	62094	VANTAGEPOINT TRNSFR AGENTS-706259	EMPLOYEE DEDUCT. (ICMA ROTH) - PR #22	105.00
10/29/2021	62095	A & M SERVICE CENTER INC.	3 VEH. TOWED FOR RANGE DAY	600.00
10/29/2021	62096	ACCU LAMINATION	TALE ON THE TRAIL LAMINATION	40.00
10/29/2021	62097	ADN ADMINISTRATORS, INC.	ADMINIISTRATIVE FEE FOR NOVEMBER 2021	937.25
10/29/2021	62098	ADVANCE AUTO PARTS	P&R BATTERY - DEF FLUID	272.64
			TOOLS - GARAGE RATCHETS	111.59
			FILTERS DPW - APPLY CREDIT 423454	64.83
			TOOLS & BATTERY TESTER - GARAGE	271.90
			DPW GARAGE - APPLY CREDIT MEMOS	29.96
				750.92
10/29/2021	62099	AMAZON CAPITAL SERVICES	CELL PHONE SCREEN PROTECTOR	7.47
			IPHONE SCREEN PROTECTOR	49.99
				57.46
10/29/2021	62100	APPLIED CONCEPTS, INC.	REPAIR CHARGES - RADAR #13288	505.00
10/29/2021	62101	BASIC	ADMINISTRATION FEE FOR OCTOBER 2021	80.00
10/29/2021	62102	BILLINGS LAWN EQUIPMENT	DPW GATOR - BED MOUNT KIT	284.13
			DPW MOWER PARTS - BLADES - CAPS	56.32

				340.45
10/29/2021	62103	BLUE CROSS BLUE SHIELD OF MICHIGAN	NOVEMBER 2021 PREMIUM FOR SUFFIX 600	4,637.28
			NOVEMBER 2021 PREMIUM FOR SUFFIX 601	21,549.60
				26,186.88
10/29/2021	62104	BS & A SOFTWARE	ANNUAL SERVICE/SUPPORT	12,696.00
10/29/2021	62105	CAMERON TINSLEY	1384 CAMBRIDGE RD.	100.00
10/29/2021	62106	CARDCONNECT	CONTRACTUAL SERVICES	25.00
10/29/2021	62107	CBTS	LIBRARY PHONE CABLING	368.56
10/29/2021	62108	CHRISTIAN WOOD	SIDWELL #04-25-17-432-008	2,057.61
10/29/2021	62109	CHRISTINE DASCHKE	FORFEIT FEES SOFTBALL	90.00
10/29/2021	62110	CINTAS	MED BOX REFILL	122.41
10/29/2021	62111	CITY OF BERKLEY-LIB PETTY CASH	PETTY CASH REIMBURSEMENT	96.95
10/29/2021	62112	CLARK FRENCH	FORFEIT FEES SOFTBALL	90.00
10/29/2021	62113	CMV LANDSCAPE & EQUIPMENT COMPANY	4152 12 MILE CONCRETE RD REPAIR	1,950.00
			2800 WAKEFIELD WATER/CONCRETE RD. REPAIR	1,987.50
			3238 BACON WATER/CONCRETE RD. REPAIR	1,960.00
			2445 COLUMBIA WATER/CONCRETE RD. REPAIR	5,906.25
			1947 ROBINA WATER/CONCRETE RD. REPAIR	2,340.00
				14,143.75
10/29/2021	62114	COMSOURCE	2 WAY RADIO BASE STATION UPGRADES	4,870.66
10/29/2021	62115	CORBINDESIGN	WAYFINDING SIGNAGE SERVICES	2,344.59
10/29/2021	62116	CUMMINS BRIDGEWAY, LLC	GENERATOR TESTING	261.27
10/29/2021	62117	CYNTHIA DAVIS	RE-ISSUE CHECK FOR DEPOSIT FOR 2022 CRUI	300.00
10/29/2021	62118	DALE A. CARLSON	PHOTO PRINTS & PACKAGING	500.00
10/29/2021	62119	DANA STEVENS ARBORIST, INC.	SPRING COCKTAIL - 2411 EARLMONT - TREE T	96.00
10/29/2021	62120	DCAM INC.	PARKING LOT RESTRIPIING WORK	3,575.00
10/29/2021	62121	DEALER AUTO PARTS SALES	PS BATTERIES - APPLY CM 563698	220.32
			GLOVES FOR GARAGE	249.90
			PS COILS - ALL VEHICLES	179.93
			PS PARTS SENSORS	91.82
			PARTS PS	10.94
			BATTERIES PS	237.12
				990.03
10/29/2021	62122	DEAN SELLERS FORD	PS ALIGNMENT	86.93
10/29/2021	62123	DEMCO	CD & LP & NEW LABELS	90.95
			75 BOOKENDS	520.97
			15 PKGS. OF MONACO HANG UP BAGS	113.24
				725.16
10/29/2021	62124	DETROIT DIAMOND DRILLING, INC.	#38 GASKETS	95.84
10/29/2021	62125	EDWARD LEE MCLAUGHLIN III	2210 PRINCETON RD.	100.00
10/29/2021	62126	EJ USA, INC.	WATER COUPLINGS	533.72
10/29/2021	62127	ELDER FORD	PS OUTSIDE WORK - NEW TERMINALS	99.95
10/29/2021	62128	EMERGENCY EGRESS LLC	1592 WILTSHIRE AVE.	50.00
10/29/2021	62129	FERGUSON WATERWORKS #3386	2" WATER METERS	1,169.93
10/29/2021	62130	FINISHED BASEMENTS PLUS LLC	3096 BACON AVE.	500.00
10/29/2021	62131	FIRE DEFENSE EQUIPMENT COMPANY	FIRE EXT. HYDROTEST & H2O RECHARGE	51.12
			BUILDING MAINTENANCE	140.67
			COURT AREA EXTINGUISHER SERVICE	85.28
			ANNUAL EXTINGUISHER MAINT.	343.06
			ANNUAL MAINT. INSPECT. DPW EXTINGUISHER	363.07
			CO2 RECHARGE DPW	153.90
				1,137.10
10/29/2021	62132	FOUNDATION SYSTEMS OF MICHIGAN	2232 COLUMBIA	15.00
			2008 OXFORD RD.	100.00
				115.00
10/29/2021	62133	FRANCIS GLEASON	SIDWELL #04-25-17-355-022	2,841.03
10/29/2021	62134	FRONT LINE SERVICES, INC.	REPLACEMENT ANTENNA (2)	170.77
			REPLACEMENT HELMET FRONT	82.53

			REPLACEMENT FIRE HOSE E-4 / T-4	271.43
				524.73
10/29/2021	62135	GREAT LAKES CONTRACTING SERVICES	2724 ROBINA AVE.	50.00
10/29/2021	62136	GREAT LAKES PEST CONTROL CO	MONTHLY PEST CONTROL - RATS	75.00
			DPW PEST CONTROL - OCTOBER 2021	40.00
				115.00
10/29/2021	62137	GREAT LAKES WATER AUTHORITY	IWC SEPTEMBER 2021	3,147.06
10/29/2021	62138	GUNNERS METERS & PARTS INC.	CURB STOPS	1,491.00
10/29/2021	62139	HUNT SIGN CO LTD	YARD WASTE STICKERS	390.00
10/29/2021	62140	HUTT CONSTRUCTION	4140 WAKEFIELD RD.	1,000.00
10/29/2021	62141	IDEMIA IDENTITY & SECURITY USA LLC	LIVESCAN & INSTALL	16,712.00
10/29/2021	62142	ITALY AMERICAN CONSTRUCTION	1889 PRINCETON RD.	75.00
10/29/2021	62143	J.H. HART URBAN FORESTRY	TREE TRIM/STUMP 10/11/21 - 10/15/21	8,643.50
			TREE TRIM, LOG REMOVAL 10/18/21 - 10/22/	6,587.00
				15,230.50
10/29/2021	62144	JACK DEMMER FORD, INC.	PS KITS & ROTORS	283.91
			PS SHOCKS, BRACKETS. MISC.	905.86
				1,189.77
10/29/2021	62145	JAMES WILDER	3214 WAKEFIELD	665.00
10/29/2021	62146	JCR SUPPLY INC.	SUPPLIES - TOWELS & TRASH LINERS	577.06
10/29/2021	62147	JULIE TYBURSKI	FORFEIT FEES SOFTBALL WINNER	490.00
10/29/2021	62148	KASCO INC.	LOBBY PROJECT	71,271.25
10/29/2021	62149	KELLY GARBIG	FORFEIT FEES SOFTBALL	90.00
10/29/2021	62150	KENNETH J. OZANICH	REIMBURSEMENT FOR HOTEL FOR WATER CLASS	357.00
10/29/2021	62151	KEVIN FINNEY	SIDWELL #04-25-18-207-013	1,767.82
10/29/2021	62152	KONICA MINOLTA BUSINESS SOLUTIONS	OFFICE EQUIPMENT RENTAL	43.11
			OFFICE EQUIPMENT RENTAL	99.00
			PDF OPTION	9.10
			CITY HALL COPIER	464.73
			OFFICE EQUIPMENT RENTAL	90.00
				705.94
10/29/2021	62153	KOPASETIC DECKS & MORE LLC	2320 ROSEMONT RD.	75.00
10/29/2021	62154	KYLE LAPORTE	FORFEIT FEES SOFTBALL	90.00
10/29/2021	62155	LAWSON PRODUCTS, INC.	MISC. PARTS FOR DPW/PS/P&R	544.20
			PARTS LUGS - DPW/PS/P&R	347.05
			HOSES FOR DPW/PS/P&R	2,046.16
			GARAGE TOOLS NOSE GREASE COUPLER	86.96
			GARAGE PARTS & TOOL	473.55
				3,497.92
10/29/2021	62156	MACOMB COMMUNITY COLLEGE	GABRIEL DISP TRNG	450.00
10/29/2021	62157	MAJIK GRAPHICS, INC.	MEMORIAL DECAL BADGE FOR PATROL VEHICLES	41.00
			40 - 5" CANCER SHIELD DECALS	164.00
			VEH 410 - BREAST CANCER GRAPHICS	1,745.00
				1,950.00
10/29/2021	62158	MALONEY TRUCKING	HAUL IN/OUT CC, PEASTONE, FILL SAND, DIR	5,650.00
			HAUL IN CRUSHED CONCRETE	3,200.00
				8,850.00
10/29/2021	62159	MCKENNA	INSPECTIONS FOR SEPTEMBER 2021	31,664.93
10/29/2021	62160	MICHIGAN ASSOCIATION OF PLANNING	MAP CONFERENCE PLANNING COMMISSION	210.00
			MAP CONFERENCE CITY COUNCIL	250.00
				460.00
10/29/2021	62161	MICHIGAN GRAPHICS & AWARDS	CAST FRAME ENGRAVED	123.00
10/29/2021	62162	MICHIGAN LIBRARY ASSOC.	REBECCA STOUT MLA	85.00

10/29/2021	62163	MICHIGAN PETROLEUM	ENGINE OIL (MECHANICS)	991.06
			ENGINE OIL (MECHANICS)	115.68
				1,106.74
10/29/2021	62164	NEWTON CRANE ROOFING INC.	ROOF REPAIR	560.00
10/29/2021	62165	NOAH NYE	SIDWELL #04-25-18-303-024	1,143.70
10/29/2021	62166	O'REILLY AUTOMOTIVE, INC.	PS CAR AC KITS	3.99
			#69 & #70 GARBAGE TRUCK - AIR FILTERS	166.80
			#40 PARTS - APPLY CM 3327-409072	21.53
				192.32
10/29/2021	62167	OAKES ROOFING SIDING & WINDOWS INC.	3572 GARDNER AVE.	75.00
10/29/2021	62168	OAKLAND COMMUNITY COLLEGE/CREST	SMALL AGENCY POLICE TRAINING	2,013.18
10/29/2021	62169	OAKLAND COUNTY	RADIO COMM PARTS ACC.	2,158.20
			CLEMIS MEMB MDC/LIVESCAN/MUG CAPT.	6,208.50
			FRMS DEPT. FEE JULY - SEPT. 21	1,137.75
				9,504.45
10/29/2021	62170	OVERDRIVE, INC.	OVERDRIVE CONTENT	975.35
10/29/2021	62171	P. A. MORRIS COMPANY	MEETING ATTENDANCE/MINUTES FOR 10/13/21	150.00
			RE-ISSUE CHECK #61884 - MEETING ON 09/08	150.00
				300.00
10/29/2021	62172	PARAMOUNT SIGNS & GRAPHIX LLC	UNIFORM T-SHIRTS - CANCER MONTH	462.00
10/29/2021	62173	PITNEY BOWES INC.	PSX PROGRAM FEE SEPTEMBER 2021	5.00
			SEPTEMBER 2021 WATER POSTAGE FEE	74.56
				79.56
10/29/2021	62174	PRECISION DATA PRODUCTS	HP TONER CARTRIDGE	128.50
10/29/2021	62175	PRIEST CONSTRUCTION	3781 PHILLIPS AVE.	50.00
10/29/2021	62176	PRIME HOME REMOD	2856 THOMAS AVE.	100.00
10/29/2021	62177	PRO QUALITY REMODELING LLC	3955 PHILLIPS AVE.	50.00
10/29/2021	62178	RAL LAWN & SHRUB CARE	WEED CONTROL DPW 10-19-21	66.00
			WEED CONTROL / COOLIDGE MEDIAN 10-19-21	225.00
				291.00
10/29/2021	62179	RENEE ANN SIEGEL	3847 ROBINA AVE.	50.00
10/29/2021	62180	RKA PETROLEUM COS, INC	#2 ULTRA LOW SULFUR DIESEL	1,872.13
10/29/2021	62181	ROAD COMMISSION OF OAKLAND CO	SIGNAL MAINT. / SEPTEMBER 2021	2,837.08
10/29/2021	62182	ROCKET ENTERPRISE INC.	ANNUAL FLAG SERVICE	710.00
			FLAGS - CH/DPW/LIBRARY	243.00
				953.00
10/29/2021	62183	RONNISCH CONSTRUCTION GROUP	3082 COOLIDGE HWY.	5,000.00
10/29/2021	62184	S/E OAK.CTY RESOURCE REC. AUTH	TRASH, RECYCLE, PICKUPS OCTOBER MID-MONT	44,740.00
			SEPTEMBER 2021 CITY PICKUPS & SPECIALS	1,205.48
				45,945.48
10/29/2021	62185	SALZBURG LANDSCAPE SUPPLIES	PLAYGROUND SUPPLY	255.00
10/29/2021	62186	SARAH FISHER	FORFEIT FEES SOFTBALL	60.00
10/29/2021	62187	SARAH HENRY	2153 ROSEMONT RD.	50.00
10/29/2021	62188	SARI GOODSTEIN	APPLICANT WITHDREW ZBA APPLICATION	360.00
10/29/2021	62189	SEAWAY PAINTING, L.L.C.	12/COOLIDGE LIGHT POLES PAINTING	7,200.00
10/29/2021	62190	STATE OF MICHIGAN	ANNUAL FEE	5,863.16
10/29/2021	62191	STEPHANIE PANDOLFI	3218 GARDNER AVE.	50.00
10/29/2021	62192	SUPERIOR MATERIALS, LLC	BIN BLOCKS	1,234.50
10/29/2021	62193	SYSTEMP CORPORATION	DRAIN PAN REPAIR	1,425.00
10/29/2021	62194	THE GREEN PANEL, INC.	2850 ELEVEN MILE RD.	800.00
10/29/2021	62195	THE LIBRARY NETWORK	BOOKS, CD'S, DVD'S & BOOKS ON CD	4,116.20
10/29/2021	62196	TREDROC TIRE SERVICES LLC	DPW OUTSIDE TIRE REPAIR	529.68
10/29/2021	62197	TREVOR WINN & CHRIS SKALSKY	2913 OAKSHIRE AVE.	50.00

10/29/2021	62198	TRUCK & TRAILER SPECIALTIES, INC.	DPW #8 ON/OFF SWITCH	56.00
			TANK SPRAYER FOR ANY F550 TRUCK	17,785.00
			EXTRA LIGHTS & SWITCHES FOR LIGHT TOWER	1,780.00
				19,621.00
10/29/2021	62199	UNEMPLOYMENT INSURANCE AGENCY	FOR CALENDAR YEAR END 2020	4,722.12
10/29/2021	62200	VERIZON WIRELESS	FOR SERVICE 09/21/21 - 10/20/21	2,504.00
10/29/2021	62201	VERSALIFT MIDWEST	#7 LIFT	345.63
10/29/2021	62202	VESCO OIL CORPORATION	PARTS CLEANER	93.25
10/29/2021	62203	WINDER POLICE EQUIPMENT	SPOT LIGHT FOR ANIMAL CONTROL TRUCK	775.20
10/29/2021	62204	WOW! BUSINESS	UTILITIES (OXFORD)-ACCT. NO 019716675	382.99
			INTERNET - ACCT. NO. 014381792	224.99
				607.98
Total of 309 Checks:				1,347,664.77
Less 1 Void Checks:				0.00
Total of 308 Disbursements:				1,347,664.77

**CITY OF BERKLEY
ACH TRANSFERS**

VENDOR

10/1/2021	A D N	\$	25,000.00
10/4/2021	INTERNAL REVENUE SERVICE	\$	44,010.49
10/4/2021	INTERNAL REVENUE SERVICE	\$	15,660.36
10/4/2021	PSO UNION DUES	\$	800.00
10/4/2021	PS COMMAND UNION DUES	\$	360.00
10/5/2021	ALERUS FINANCIAL	\$	5,335.00
10/5/2021	DTE ENERGY	\$	24,189.99
10/5/2021	CONSUMERS ENERGY	\$	206.64
10/14/2021	PITNEY BOWES	\$	4,000.00
10/18/2021	DPW UNION DUES	\$	308.00
10/18/2021	PSO UNION DUES	\$	800.00
10/18/2021	PS COMMAND UNION DUES	\$	360.00
10/19/2021	INTERNAL REVENUE SERVICE	\$	48,567.10
10/21/2021	MERS	\$	145,165.00
10/29/2021	ALERUS FINANCIAL	\$	8,780.00
10/29/2021	DTE ENERGY	\$	16,570.41
10/29/2021	CONSUMERS ENERGY	\$	416.78
		\$	340,529.77

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

Victoria Mitchell, City Clerk

A RESOLUTION

of the Council of the City of Berkley, Michigan

Recognizing

Tim Renaud for his years of service and dedication to Berkley's Seniors through Berkley Parks & Recreation and Senior Transportation

WHEREAS, Timothy Renaud began working for the City on August 10, 2015 as a driver for the city's senior transportation program; and

WHEREAS, Over the years, Tim has developed strong relationships with the staff, but more importantly the seniors he drove weekly to appointments, meetings and more; and

WHEREAS, Berkley's senior transportation program is an essential service to the city's seniors so that they can be mobile; and

WHEREAS, Parks & Recreation and the city's seniors have always been able to rely on Mr. Renaud for transportation, conversation and assistance whenever it is needed for this incredibly important service; and

WHEREAS, Mr. Renaud's reliability and dedication was evident throughout the pandemic when after a few months pause in transportation, both he and our other amazing driver began continuing to provide transportation during critical but also possibly risky months and over a year into the pandemic;

WHEREAS, Mr. Renaud has made the difficult decision to fully retire and will be incredibly missed throughout the department and City of Berkley; and

NOW, THEREFORE, THE CITY OF BERKLEY RESOLVES:

SECTION 1: That the Council of the City of Berkley appreciates the effort, dedication and selflessness that Mr. Timothy Renaud has shown throughout his time in Berkley and specifically over the last twenty months while driving and assisting seniors in the City;

Introduced and passed at a Regular City Council Meeting on Monday, November 15, 2021.

Daniel J. Terbrack
Mayor

Attest:

Victoria Mitchell
City Clerk

A RESOLUTION
OF THE COUNCIL OF THE CITY OF BERKLEY, MICHIGAN
HONORING JACK BLANCHARD'S SERVICE TO THE CITY OF BERKLEY

WHEREAS, Jack was born and raised in Cheboygan Michigan, where he graduated from Pellston High School.

WHEREAS, Jack received his bachelor's degree in Science from Southern Illinois University.

WHEREAS, Jack and his family moved to the City of Berkley in 1978; and

WHEREAS, Jack has been an active volunteer firefighter for the city of Berkley for over 30 years.

WHEREAS, In 1995 Jack retired as a Colonel from the United States Army Reserves after serving 30 years in which 12 years were active duty and 18 years were in the reserves.

WHEREAS, During this time Jack also worked for General Motors as an Assistant Chief Engineer for diesels.

WHEREAS, Outside of serving Berkley City Council, Jack has been involved in many organizations: including, Great Lakes Captains Association, Oakland County Incident Management Team, receiving the Distinguished Service Award from Michigan PTA, and receiving the 2017 Achievement Award from International Armed Forces Council.

WHEREAS, Jack went on to respectively serve the community and do merely more than sit on the City Council. In his 10 years on Council, he served as a liaison to the Berkley Area Chamber of Commerce. Jack has been certified by Michigan State Police as a Professional Emergency Manager. Leading him to be the Emergency Manager for the City of Berkley. Jack's greatest achievements have been developing and implementing the risk/emergency management plan. He has been a strong force in making sure the practices and procedures are up to date, and implementing training for city staff, along with police and fire to be familiar with emergency management.

WHEREAS, Jack will continue to volunteer as the Emergency Manager for the City of Berkley after retiring from Council.

NOW, THEREFORE, THE CITY OF BERKLEY RESOLVES:

That the Council of the City of Berkley on behalf of all residents and staff, recognizes the many contributions of Jack Blanchard and his service to the City of Berkley. As Jack retires from the Berkley City Council, he will be remembered as a member who always found the right way to help others, and was equipped with the specs and knowledge for every meeting in the last ten years. Jack has been a prominent factor in helping the city staff become aware and trained for emergency situations. Jack will always be remembered as a council member who was reliable, a welcoming leader to citizens and council, analyzer of the budget, and always getting the facts right. Jack will be missed on the Berkley City Council, but he will no doubt continue to remain at city hall now more than ever.

Introduced and passed at a Regular City Council Meeting on Monday, November 15, 2021.

Daniel J. Terbrack, Mayor

Attest:

Victoria Mitchell, City Clerk

M-67-21

November 15, 2021 City Council Meeting

Moved by Councilmember _____ and seconded by Councilmember _____ to approve the 2021-2022 Winter Maintenance Agreement between the Road Commission for Oakland County and the City of Berkley. The City will be reimbursed a total of \$11,393.46, which will be paid in two installments, (50%) \$5,696.73 due in December 2021 and (50%) \$5,696.73 due in March 2022.

Ayes:


Nays:

Motion:

I, Victoria Mitchell, being duly appointed City Clerk of the City of Berkley; hereby certify that this is a true and correct copy of **Motion No. M-67-21**, which was approved by the Berkley City Council at its regular meeting held on **Monday, November 15, 2021**.

Victoria Mitchell, City Clerk

Transmittal Memo

To: Matthew Baumgarten, City Manager
From: Derrick Schueller, DPW Director 
Date: November 4, 2021
Subject: 2021-2022 Winter Maintenance Agreement with RCOC
12 Mile Road (Greenfield to Woodward)

For over 20 years, the City of Berkley has partnered with the Road Commission for Oakland County (RCOC) to provide winter maintenance services on 12 Mile Road between Greenfield Road and Woodward Avenue. Specific activities include snow removal and ice control (rock salt).

RCOC currently reimburses the City based upon the following formula:

$\$7,120.91 \text{ per mile (four to five lane roadway)} \times 1.6 \text{ miles} = \$11,393.46$

The \$11,393.46 amount represents a 2% increase over the 2020-2021 reimbursement. RCOC will pay the City in two installments, 50% in December 2021 (\$5,696.73) and 50% in March 2022 (\$5,696.73).

Even though the reimbursement does not cover 100% of our costs, the City of Berkley is able to provide a higher level of service to our residents and business owners.

Please find attached a copy of the RCOC cover memo and agreement for your consideration. As part of the agreement, proof of liability insurance for City personnel/equipment working on County roads and membership in the Michigan Municipal Workers Compensation Fund has already been provided to the Road Commission.

Attachments

DLS

J:\RCOC\Winter Maintenance\2021-2022\Council\2021-2022 RCOC Winter Maintenance Agreement Cover Memo 11-4-21.doc



QUALITY LIFE THROUGH GOOD ROADS:
ROAD COMMISSION FOR OAKLAND COUNTY
"WE CARE."

Board of Road Commissioners

Ronald J. Fowkes
Commissioner

Andrea LaLonde
Commissioner

Nancy Quarles
Commissioner

Dennis G. Kolar, P.E.
Managing Director

Gary Plotrowicz, P.E., P.T.O.E.
Deputy Managing Director
County Highway Engineer

**Highway Maintenance
Department**

**2420 Pontiac Lake Road
Waterford, MI 48328**

248-858-4881

**FAX
248-858-7607**

www.rcocweb.org

September 20, 2021

Mr. Derrick Schueller
Director of Public Works
City of Berkley
3338 Coolidge Hwy
Berkley, Michigan 48072

RE: 2021-2022 Winter Maintenance Agreement

Dear Mr. Schueller:

Attached are two copies of a Winter Maintenance Agreement between the Road Commission for Oakland County and the City of Berkley.

This 2021-2022 agreement has an increase of 2%, which increases the amount from \$11,170.05 to \$11,393.46

If this agreement is satisfactory, please return the two-signed copies and the resolution of approval by your City Council. One fully signed copy will be returned to you upon approval by the Board of Road Commissioners.

Please furnish proof that your liability insurance covers this agreement, and particularly covers your personnel and equipment working on county roads under the jurisdiction of the Board of Road Commissioners. If there are any changes in this coverage during the term of this agreement, we must be notified of these changes. We will also need a current certificate of membership in the Michigan Municipal Workers Compensation Fund.

The Board of Road Commissioners and I extend our appreciation to you, the City Council, and your personnel for the fine work that has been done. We will continue to cooperate in any way to provide our citizens with the best road system possible.

We request that your signed agreement be returned to us no later than the end of November, so that we may present the agreement to our Board prior to the end of the year, which will allow RCOC to make payments per the agreement.

Sincerely,

Darryl M. Heid, P.E.
Director of Highway Maintenance

/gg
Attachment

2021-20221 WINTER MAINTENANCE AGREEMENT
CITY OF BERKLEY

Under 1951 PA 51, As Amended

This Winter Maintenance Agreement ("Agreement") is made this ____ day of _____, 2021, between the Board of County Road Commissioners of the County of Oakland, State of Michigan, a public body corporate, hereinafter referred to as the "Board," and the City of Berkley, Oakland County Michigan, a Michigan municipal corporation hereinafter referred to as the "City."

WHEREAS, certain county primary and local roads more specifically set forth in Exhibit A, attached hereto, are under the jurisdiction and control of the Board and are located within or adjacent to the City; and

WHEREAS, The City desires to be responsible for certain winter maintenance of said roads under the terms of this Agreement, and the Board is willing to participate in the cost thereof as provided in Section III of this Agreement;

NOW, THEREFORE, in consideration of the mutual covenants set forth herein as provided, it is hereby agreed as follows:

I

The City will perform Winter Maintenance of certain roads under the terms of this Agreement, and the Board will participate in the cost thereof as provided in Section III of this Agreement. "Winter Maintenance," herein required to be performed by the City, shall mean snow removal and ice control, on all roads listed in Exhibit A, as follows: Snow removal by blading, plowing and other methods necessary to make the roads reasonably safe for public travel, and ice control by salting, sanding, scraping and other methods necessary to make the roads reasonably safe for public travel, together with such other work and services, such as recordkeeping and insurance, required by this Agreement. All Winter Maintenance work and services performed by the City shall be in accordance with the Board's maintenance guidelines, including the Board adopted Winter Maintenance Guidelines, the Board's standard practices and this Agreement.

II

The City shall keep accurate and uniform records of all Winter Maintenance work performed pursuant to this Agreement. The Board shall have the right to audit City accounts and records insofar as such documents concern this Agreement and the work and services performed and to be performed hereunder.

III

In consideration of the assumption of Winter Maintenance by the City, the Board hereby agrees to pay to the City the sum of \$11,393.46, as set forth in Exhibit A, attached hereto and made a part hereof. Such amounts are to be used by the City for Winter Maintenance. Payments are to be made by the Board to the City as follows:

50% in December 2021
50% in March 2022

The making of said payments shall constitute the Board's entire obligation in reference to Winter Maintenance.

IV

The City hereby agrees to hold harmless, represent, defend and indemnify the Board, the Road Commission for Oakland County, its officers, and employees the County of Oakland; the Office of the Oakland County Water Resources Commissioner and applicable drainage districts(s); the Michigan State Department of Transportation and the Transportation Commission; and any and all local units(s) of government within which the roads subject to this Agreement are located, against any and all claims, charges, complaints, damages, or causes of action for (a) public or private property damage, (b) injuries to persons (including death), or (c) other claims, charges, complaints, damages or causes of action arising out of the performance or non-performance of the activities which are the subject matter of this Agreement, specifically those activities set out in Section I, both known and unknown, whether during the progress or after the completion thereof. However, this hold harmless provision does not apply in so far as any claim or suit is alleged to be, or demonstrated to be, the result of a defect in highway design or condition and not related to the Winter Maintenance activities set out in Section I. Further, since the Board has the statutory responsibility for maintenance of the roads under this Agreement, it is the intent of the parties that the delegation by this Agreement of those maintenance responsibilities to the City provide immunity to the City as an agent of the County. Therefore, the City falls within the governmental immunity protection of the County.

During that part of the year that the City is providing Winter Maintenance under Section I, the City agrees to promptly notify the Board as soon as possible, but not longer than 5 days, should it become aware of defects or maintenance requirements in the roads set forth in Exhibit A, if said defects or maintenance requirements are not Winter Maintenance subject to this Agreement.

V

The City shall acquire and maintain, during the term of the Agreement, statutory worker's compensation insurance, employer's liability insurance, automobile and comprehensive general liability insurance coverages, as more fully described in Exhibit B attached hereto, covering the Board's liability for any and all claims arising out of the City's performance or non-performance of the activities which are the subject matter of this Agreement.

VI

The City further agrees to comply with all applicable laws and regulations, including without limitation, laws and regulations of the State of Michigan for safeguarding the air and waters of the State. In particular, City facilities and operations must meet the provisions of Part 5 (Spillage of Oil and Polluting Materials) rules promulgated pursuant to Part 31, Water Resources Protection, of the Natural Resources and Environmental Protection Act, 1994 PA 451, as amended. (Rules R324.2001 through R324.2009 address release prevention planning, secondary containment, surveillance, and release reporting requirements).

VII

In accordance with Michigan 1976 Public Acts No. 220 and 453, being MCLA §§37.1209 and 37.2209, as the same may be amended, the City and its subcontractors shall not discriminate against an employee or applicant for employment with respect to hire, tenure, terms, conditions, or privileges of employment, or matter directly or indirectly related to employment, because of race, color, religion, national origin, age, sex, height, weight, or marital status; or because of a disability that is unrelated to the individual's ability to perform the duties of a particular job or position.. A breach of this covenant may be regarded as a material breach of this Agreement.

VIII

It is the intention of the parties hereto that this Agreement is not made for the benefit of any third party.

It is anticipated that subsequent agreements regarding Winter Maintenance activities will be executed annually by the Parties hereto.

The terms and conditions of this Agreement shall become effective on October 1, 2020 and shall continue in full force and effect until a subsequent Winter Maintenance agreement has been executed by the parties hereto or until this Agreement is terminated, as set forth below.

In the event that a subsequent Winter Maintenance agreement has not been executed by the parties hereto on or before September 1, 2022, either party may terminate this Agreement by providing the other party hereto with written notice of intent to terminate, at least thirty (30) days prior to the date of termination.

This Agreement is executed by the Board at its meeting of _____,
and by the City by authority of a resolution of its governing body, adopted _____,
(copy attached as Exhibit C).

Witnesses:

CITY OF BERKLEY
A Municipal Corporation

_____ By: _____

Its: _____

_____ By: _____

Its: _____

Witnesses:

**BOARD OF COUNTY ROAD COMMISSIONERS
OF THE COUNTY OF OAKLAND,**
A Public Body Corporate

_____ By: _____

Its: _____

_____ By: _____

Its: _____

WINTER MAINTENANCE
2021-2022

CITY OF BERKLEY

EXHIBIT A

Twelve Mile Road

Between Greenfield Road to Woodward Avenue

<u>Miles</u>	<u>Cost Per Mile</u>			
1.60	\$7,120.91	TOTAL	\$	11,393.46

FOUR OR FIVE LANES (\$7,120.91 per mile)

<u>Miles</u>	<u>Cost Per Mile</u>			
1.60	\$7,120.91	TOTAL	\$	11,393.46

50% in December 2021	\$	5,696.73
50% in March, 2022	\$	<u>5,696.73</u>
	\$	11,393.46

EXHIBIT B

2020-2021 WINTER MAINTENANCE AGREEMENT

ROAD COMMISSION FOR OAKLAND COUNTY

INSURANCE PROVISION (CITY)

Insurance Coverage:

The City, prior to execution of the maintenance agreement, shall file with the Road Commission for Oakland County, copies of completed certificates of insurance as evidence that he carries adequate insurance satisfactory to the Board. Insurance coverage shall be provided in accordance with the following:

- a. **Worker's Compensation and Employer's Liability Insurance:** The insurance shall provide worker's compensation protection for the City's employees, to the statutory limits of the State of Michigan, and provide Part B Employers Liability as follows:

Each Accident	\$1,000,000
Disease – Each Employee	\$1,000,000
Disease – Policy Limit	\$1,000,000

The indemnification obligation under this section shall not be limited in any way by any limitation on the amount or type of damages, compensation or benefits payable by or for the City under worker's disability compensation coverage established by law.

- b. **Bodily Injury and Property Damage:** The insurance shall provide protection against all claims for damages to public or private property, and injuries to persons arising out of and during the progress and to the completion of the work, and with respect to product and completed operation for one year, after completion of the work.

1. **Bodily Injury and Property Damage Other Than Automobile:** The minimum limits of property damage and bodily injury liability covering each contract shall be:

Bodily Injury and Property Damage Liability:	or: Combined Single Limit:
Each Person \$1,000,000	Aggregate \$2,000,000
Each Occurrence \$1,000,000	
Aggregate \$2,000,000	

Such insurance shall include: 1) explosion, collapse, and underground damage hazards (x,c,u), which shall include, but not be limited to coverage for (a) underground damage to facilities due to drilling and excavating with mechanical equipment; and (b) collapse or structural injury to structures due to blasting or explosion, excavation, tunneling, pile driving, cofferdam work, or building moving or demolition; (2) products and completed operations; (3) contractual liability; and (4) independent contractors coverages.

2. **Bodily Injury Liability and Property Damage Automobiles:** The minimum limits of bodily injury liability and property damage liability shall be:

Bodily Injury and Property Damage Liability:		or: Combined Single Limit:
Each Person	\$1,000,000	Each Occurrence: \$1,000,000
Each Occurrence	\$1,000,000	

Such insurance shall include coverage for all owned, hired, and non-owned vehicles.

- c. **Excess and Umbrellas Insurance** – The City may substitute corresponding excess and/or umbrella liability insurance for a portion of the above listed requirements in order to meet the specified minimum limits of liability.
- d. The City shall provide for and in behalf of the Road Commission for Oakland County and all agencies specified by the Road Commission, as their interest may appear, Owner's Protective Public Liability Insurance. Such insurance shall provide coverage and limits the same as the City's General Liability Insurance.
- e. **Notice** – The City shall not cancel, renew, or non-renew the coverage of any insurance required by this Section without providing 30-day prior written notice to the Road Commission for Oakland County. All such insurance shall include an endorsement whereby the insurer shall agree to notify the Road Commission for Oakland County immediately of any reduction by the City. The City shall cease operations on the occurrence of any such cancellation or reduction and shall not resume operations until new insurance is in force. If the City cannot secure the required insurance within 30 days, the Board reserves the right to terminate the Contract.
- f. **Reports:** The City or its insurance carrier shall promptly report to the Road Commission all of the following events each time as they occur: Claims received, claims investigations made, and disposition of claims.

See provisions of the maintenance agreement to which this Exhibit B is attached.

*City of Berkley, Michigan
Oath of Office for*

Daniel J. Terbrack

I, Daniel J. Terbrack, having been duly elected as the Mayor of the City of Berkley, do hereby solemnly swear that I will support the Constitution of the United States, the Constitution of the State of Michigan, the Charter and Ordinances of the City of Berkley, and that I will perform the duties of my office to the best of my ability.



Daniel J. Terbrack

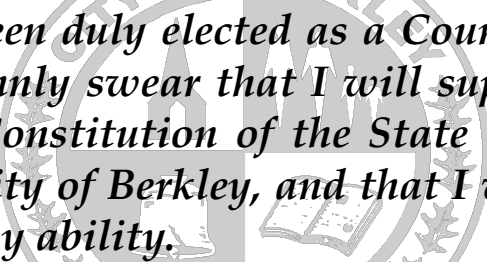
*Subscribed and sworn to before
me this 15th day of November, 2021.*

*Victoria E. Mitchell
City Clerk*

*City of Berkley, Michigan
Oath of Office for*

Steve Baker

I, Steve Baker, having been duly elected as a Councilmember of the City of Berkley, do hereby solemnly swear that I will support the Constitution of the United States, the Constitution of the State of Michigan, the Charter and Ordinances of the City of Berkley, and that I will perform the duties of my office to the best of my ability.



Steve Baker

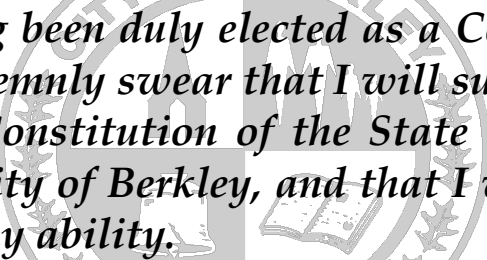
*Subscribed and sworn to before
me this 15th day of November, 2021.*

*Victoria E. Mitchell
City Clerk*

*City of Berkley, Michigan
Oath of Office for*

Dennis Hennen

I, Dennis Hennen, having been duly elected as a Councilmember of the City of Berkley, do hereby solemnly swear that I will support the Constitution of the United States, the Constitution of the State of Michigan, the Charter and Ordinances of the City of Berkley, and that I will perform the duties of my office to the best of my ability.



Dennis Hennen

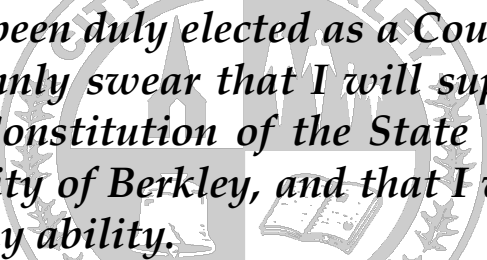
*Subscribed and sworn to before
me this 15th day of November, 2021.*

*Victoria E. Mitchell
City Clerk*

*City of Berkley, Michigan
Oath of Office for*

Jessica Vilani

I, Jessica Vilani, having been duly elected as a Councilmember of the City of Berkley, do hereby solemnly swear that I will support the Constitution of the United States, the Constitution of the State of Michigan, the Charter and Ordinances of the City of Berkley, and that I will perform the duties of my office to the best of my ability.



Jessica Vilani

*Subscribed and sworn to before
me this 15th day of November, 2021.*

*Victoria E. Mitchell
City Clerk*

November 15, 2021 City Council Meeting

Moved by Councilmember _____ and seconded by Councilmember
_____ to appoint Mayor Pro Tem from November 2021 until November 2023.

Ayes:

Nays:

Motion:

A RESOLUTION
Of the Council of the City of Berkley, Michigan
Adopting the Community Development Block Grant
Program Application for the 2022 – 2023 Fiscal Year

WHEREAS, under the Housing and Urban – Rural Recover 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 2022 – 2023 CBDG 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 \$37,117 in CDBG funding for the 2022-2023 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 2022 – 2023 federal fiscal year;

Activity Number	Activity Description	Amount
172170-731619	Remove Architectural Barriers	\$25,982
172160-732170	Public Services (Yard Services)	\$4,135
172160-730535	Public Services (Disabled Services)	\$3,500
172160-730137-40620	Public Services (Battered and Abused Spouses)	\$3,500
<u>TOTAL</u>		<u>\$37,117</u>

NOW, THEREFORE, THE CITY OF BERKLEY RESOLVES:

SECTION 1: That the following proposal of program priorities and corresponding funding levels be submitted the City of Berkley 2022 – 2023 CDBG Fiscal Year Application;

SECTION 2: That the City Manager be authorized and directed to prepare and submit the 2022 – 2023 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 15, 2021.

Daniel J. Terbrack, Mayor

Attest:

Victoria Mitchell, City Clerk



CITY OF BERKLEY

COMMUNITY DEVELOPMENT

3338 COOLIDGE HWY, BERKLEY, MICHIGAN 48072

MEMORANDUM

To: Matt Baumgarten, City Manager

From: Erin Schlutow, Community Development Director

Subject: Community Development Block Grant Application PY2022

Date: November 2, 2021

The City of Berkley receives its Community Development Block Grant (CDBG) funds as a sub-recipient of Oakland County, provided by the U.S. Department of Housing and Urban Development (HUD) to keep communities sound, attractive, and economically viable.

Oakland County puts additional requirements on its sub recipient communities to ensure that the funds are programmed for eligible activities that best meet community needs. For example, only four (4) projects may be programmed per year, and no more than 30% of the total yearly allocation can fund public service projects (services to households or individuals rather than brick and mortar improvements). There is also a minimum threshold a community can allocate per project; \$3,500. This minimum threshold increased a few years ago, as the previous minimum was \$3,000.

Oakland County requires all participating communities to attend a yearly CDBG workshop. This year, the CDBG workshop was held on October 13, 2021.

After reviewing the programmed projects over the past several years and in consultation with City directors and the City Manager, we recommend the following projects and funding levels for Program Year 2022.

Activity Number	Activity Description	Amount
172170-731619	Remove Architectural Barriers	\$25,982
172160-732170	Public Services (Yard Services)	\$4,135
172160-730535	Public Services (Disabled Services)	\$3,500
172160-730137-40620	Public Services (Battered and Abused Spouses)	\$3,500
TOTAL		\$37,117

Below is a description of the potential projects:

Remove Architectural Barriers (Sidewalk Replacement)

Parks and Recreation would benefit from this project. In PY2021, we programmed funds to replace the sidewalks in the Tot Lot Playground and have identified other sidewalks in City parks that need to be removed, replaced, and brought into compliance with Americans with Disabilities Act.

Public Services (Yard Services).

This project will fund the snow shoveling maintenance for income-qualified senior residents in Berkley and is facilitated through the Parks and Recreation Department.

Public Services (Disabled Services).

This project will fund the purchase of large print books for the City Library. Over the past year, the Berkley Library purchased 139 large print books and circulated 1,421 large print books. It is important to note that circulation was down over the past year, as the Library was closed from middle March to the end of June in 2020.

Public Services (Battered and Abused Spouses). This project will fund a contribution to HAVEN and its programs for Berkley residents. HAVEN provides shelter, counseling, advocacy and educational programming for victims of domestic violence and sexual assault. HAVEN services nearly 30,000 people each year.

A public hearing has been advertised and scheduled for the November 15, 2021 City Council meeting.

If you have any questions, I am happy to discuss the proposed funding allocations and project descriptions prior to the meeting date.

Thank you.

A RESOLUTION
Of the Council of the City of Berkley, Michigan
Adopting the Berkley Master Plan

WHEREAS, the City of Berkley has undertaken the development of a Master Plan to guide development; promote the public health, safety and welfare of the City; to engage the proper use of resources; to facilitate recreation and other public improvements, and to consider the character of the City and the sustainability of particular land uses; and

WHEREAS, the Planning Commission notified each municipality contiguous to the City, Oakland County, each public utility company, and local and regional planning and development agencies, for purposes of notification of its intent to adopt a Master Plan; and

WHEREAS, the City of Berkley engaged with residents, business and property owners, stakeholders in order to garner public input on the development of the Master Plan; and

WHEREAS, the proposed Master Plan was submitted to the City Council, who authorized distribution of the proposed plan; and

WHEREAS, the proposed Master Plan was distributed to each municipality contiguous to the City, Oakland County, each public utility company owning or operating a public utility within the City, and local and regional planning and development agencies for the purposes of notification, for review and comment; and

WHEREAS, on October 26, 2021, after proper public notice, the Berkley Planning Commission held a public hearing on the proposed Master Plan, during which members of the public were given the opportunity to comment on the proposed Plan and written comments received were discussed, and the Planning Commission approved the Master Plan and recommended adoption to the City Council, as per the requirements of the Michigan Planning Enabling Act, PA 33 of 2008.

NOW, THEREFORE, THE CITY OF BERKLEY RESOLVES:

SECTION 1: That the City Council for the City of Berkley, in accordance with the Michigan Planning Enabling Act, hereby adopt the Master Plan, as recommended by the Planning Commission; and

SECTION 2: That the City Council directs that copies of the adopted Plan be forwarded to adjacent communities, Oakland County, each public utility company owning or operating a public utility within the City, and local and regional planning and development agencies that were previously notified of the Master Plan.

Introduced and Passed at a Regular Meeting of the Berkley City Council on Monday, November 15, 2021.

Daniel J. Terbrack, Mayor

Attest:

Victoria Mitchell, City Clerk



BERKLEY MASTER PLAN 2020

TO: Berkley Planning Commission

FROM: Ben Carlisle, AICP
Megan Masson-Minock, AICP

DATE: October 21, 2021

RE: Draft Master Plan for Public Hearing

We hope this memo finds you and your family healthy, happy, and safe! We are looking forward to joining you for the public hearing on the Master Plan on Tuesday, October 26. Per your instructions, we have updated the draft Master Plan. A comprehensive list of changes by chapter is attached to this memo. However, we wanted to note the following substantial additions to the Master Plan Draft.

Should versus Shall versus May

At the September 28, 2021, meeting, the Planning Commission suggested that City staff and consultants review the draft Master Plan text for all references, “should,” “shall,” and “may.” Members of the Planning Commission felt that there were instances within the text in which the wrong verb had been used and the text should be reviewed.

Since that meeting, city staff and consultants have reviewed each instance in which “should”, “shall”, and “may” were used, and discussed if it was used appropriately. In the course of those discussions, it was determined that there were a few instances in which an alternate verb was deemed more appropriate. Those changes have been made within the text in the following manner:

- “Should” is used in most instances throughout the draft text since the Master Plan is a guiding document. The purpose of the plan is to show a path of what would be welcome in the City; what “should” occur within the community.
- It was discussed and agreed upon that “may” was to be used very rarely within the draft text, as it does not convey a sense of authority.
- “Shall” is also used rarely since it does not provide any flexibility, dictating compliance requirements with the text. As has been discussed throughout the text, the Master Plan is a guiding document that provides the legal framework to create ordinances and policies. In those respective ordinances and policies, “shall” would be used more frequently, in order to convey the authority of compliance. After the Master Plan has been adopted, ordinances will be amended and policies will be drafted that will include requirements for building and site design, parking, signage, and more.

Greenfield Concept Plan

Per the Planning Commission's request on September 28, 2021, a new page of text has been added, found on page 58 on the Master Plan draft for the public hearing. The new copy goes into further detail about how this plan is conceptual and the process that would be required for it to become a reality. In keeping with the visual style of the document, a text box detailing the step-by-step process was added.

Implementation Introduction

As requested by the Planning Commission, the introductory text for the Implementation Chapter, on page 77 of the Master Plan draft for the public hearing, was further expanded. The new text further explains responsibilities for implementation and the process for updating of the implementation matrix, particularly at the time of the required five-year review of the Master Plan.

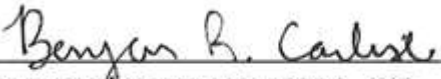
Next Steps


The remaining process for the Master Plan is:

- Planning Commission Public Hearing: A formal public hearing must be held by the Planning Commission. At this point, the Planning Commission could ask for changes to be made.
- Planning Commission Recommendation: The Planning Commission makes a recommendation to the City Council.
- City Council Approval: The City Council is the approving body for the Master Plan.

Thank you again for your time and the opportunity to be part of the Master Plan process! We look forward to seeing you next Tuesday evening.

Yours Truly,


CARLISLE/WORTMAN ASSOC., INC.
Benjamin R. Carlisle, AICP, LEED AP
Principal


CARLISLE/WORTMAN ASSOC., INC.
Megan Masson-Minock, AICP
Planner

BERKLEY MASTER PLAN 2020: CHAPTER BY CHAPTER CHANGES

OCTOBER 2021

Overall:

- Change draft date in footer to “October 2021”
- Update page numbers in Table of Contents
- Globally, search and replace for the following:
 - Change “11 Mile” to “Eleven Mile”
 - Change “11-Mile to “Eleven Mile”
 - Change “12 Mile” to “Twelve Mile”
 - Change “12-Mile” to “Twelve Mile”

Executive Summary:

1st Round

- Pg. 4: End of first paragraph. “It is the framework to guide land use policy decision that will guide the known present into an unknown future.”
- Pg. 4: Mission statement – “...preserve residential neighborhoods...”

2nd Round

- Pg. 4: Second to last line in left hand column should read, “policy decisions that will guide the known present”
- Pg. 4: 1st line in right hand column should read, “The Master Plan is centered on the City’s Vision,”
- Pg. 4: Under “Vision” the 1st line should read, “Berkley will be a thriving 21st Century”
- Pg. 5: 1st sentence in left hand column should read, “The document is also based on Berkley’s history, existing land use, current demographics and previous planning efforts.”
- Pg. 5: Left hand column, 2nd bullet, 2nd line should read, “construction of larger, 21st Century buildings,”

Background

1st Round

- Pg. 4: End of first paragraph. “It is the framework to guide land use policy decision that will guide the known present into an unknown future.”
- Pg. 4: Mission statement – “...preserve residential neighborhoods...”
- Pg. 9: Webinars & Walking Tours – last sentence, amend “happened” for “occurred”
- Pg. 13, first sentence: Change “1932, Berkley became a city in order to lower taxes...”
- Pg. 14, third paragraph: Change “The early 20th century design, has not allowed...” by removing the comma to “The early 20th century design has not allowed...”
- Pg. 15: Rewrite “Vacant Land is Scarce” paragraph to:
 - “Only 6.6 acres of the 1,655.6 acres of Berkley is vacant, leaving little room for new development. Some are owned either by the City (parcel on the south side of Oxford, next to Oxford Park) or the school district (surrounding the maintenance shop). Other vacant properties are along the corridors of Greenfield and 12 Mile or in neighborhoods just north of 11 Mile.”
- Pg. 17: Change “...are just over 12% of the existing housing” to “are just over 12% of the existing housing stock”
- Pg. 19: “Data from Zillow in the 2019...” to “Data from the 2019...”

BERKLEY MASTER PLAN 2020: CHAPTER BY CHAPTER CHANGES OCTOBER 2021

- Pg. 18: Change "Though slightly more than 7% of the population are minorities" to "While minorities are a small percentage of Berkley's population, ..."
- Pg. 20: Change Last sentence of first paragraph under "Increased Demand for Housing Other Than Single Family Home" to reads as "...was important or very important to plan for housing for the disabled."
- Pg. 20: Change last sentence in second paragraph under "Decrease in Demand for Office Space" to read as, "In the 2019 Community 360 Metrics Report, business services at non-commercial sites, located mostly in neighborhoods, accounted for the largest group - 30 entities - in a single Standard Industrial Classification (SIC) code."

2nd Round

- Pg. 12: Under "Founding of Berkley & Building Boom", the first sentence should read, "The 1910's brought significant growth to the area"
- Pg. 13: Under "Post World War II", the first sentence should read, "In the 1940's, suburbanization and the post-war"
- Pg. 13: Left hand column is taller than the right hand column – may be an extra paragraph return...
- Pg. 13: 2nd sentence in right hand column should read, "In the 1970's, the City joined Oakland County's Twelve Towns combined relief sewer, now known as the George W. Kuhn Drain, which linked to a regional system."
- Pg. 14: Left hand column, second paragraph, 3rd line, should read "21st Century"
- Pg. 14: Left hand column, third paragraph, 1st line should read, "The early 20th Century design has not allowed"
- Pg. 14: 2nd line in "Challenges" text box should read, "for 21st Century buildings"
- Pg. 15: Left hand column, last sentence under "Vacant Land is Scarce" should read, "Other vacant properties are along the corridors of Greenfield and Twelve Mile or in neighborhoods just north of Eleven Mile."
- Pg. 18: Third line in 1st paragraph under "Population Stable but Aging" should read, "20th Century. The population then stabilized in the"

Vision, Mission and Values

1st Round

- Pg. 23: Add descriptions to captions of photos as follows top to bottom:
 - Field trip at summer camp through City Parks & Recreation.
 - Conversion of street to outdoor seating in summer 2020.
 - Berkley Days Fair at night. Source: Brandon Alger
 - Freeze tag at summer camp through City Parks & Recreation.

2nd Round

- Pg. 22: Under "Vision" the 1st line should read, "Berkley will be a thriving 21st Century"

Future Land Use

1st Round

- Pg. 24: Middle of 5th paragraph. Change "Future Lane Use Map" to "Future Land Use Map"
- Pg. 24: End of 5th paragraph. Change to "The graphic on the following page describes the differences between..."
- Pg. 25: delete the period at the end the following bullet points:

BERKLEY MASTER PLAN 2020: CHAPTER BY CHAPTER CHANGES OCTOBER 2021

- Third bullet point in “Master Plan” box
- Last bullet point in “Future Land Use” box.
- Last bullet point in “Zoning Map” box
- Pg. 28: delete the period at the end the following bullet points in the “A Rezoning or Map Amendment is”:
 - Left hand column, 2nd bullet point
 - Right hand column, 1st bullet point
 - Right hand column, 2nd bullet point
- Pg. 29: Delete period at the end of the final bullet point, “Duplexes in existing locations, with further study on changing zoning to allow additional duplexes”.
- Pg. 30: Replace panorama photo with jpeg titled “page 30”.
- Pg. 33: Change the first sentence under “Why” to read as, “The High-Density Multiple Family category preserves existing multiple family buildings that serve the residential needs of individuals or households wanting or needing an apartment with central services.
- Pg. 33: Change the second sentence (should to shall) under “How” to read, “However, the City shall evaluate whether current regulations would allow a 21st century high-rise if Oxford Towers would ever need to be replaced or renovated.”
- Pg. 34: Delete period at the end of the last bullet point in the left hand column, “Duplexes, townhomes, and multiple family buildings that follow the design guidelines in the Corridors chapter”
- Pg. 34: Last bullet point under “How” Change to “...addition of duplexes and attached single-family housing.” Family is spelled incorrectly.
- Pg. 36: first sentence under “Where” ...seems like something is missing after “Downtown, Woodward, and Eleven Mile...”
- Pg. 36: “Where”, delete the first two sentences and replace with the following text : “This future land use category is limited to high-traffic corridors outside the Downtown, in the following locations:”
- Pg. 37: Replace panorama photo
- Pg. 38: Change “used” to “use” in first bullet point under “What” to read, “The parcel or parcels in question are adjacent to a property zoned for mixed use or commercial uses with frontage on 12 Mile, 11 Mile, Coolidge, or Woodward.”
- Pg. 38: first paragraph under “What” changes to “Single-family uses and associated zoning are expected to remain until a rezoning request comes as part of a proposed development plan. The graphic on page 28 shows the multi-step process that would need to occur.”
- Pg. 38: last bullet under “What” change last phrase of the last sentence to ““in the graphic below”
- Pg. 39: Move “Service and retail” to the second list “The following land uses may be added to the corridor.
- Pg. 39: Remove period from end of “Restaurants and bars” under “The following land uses may be added to the corridor:”
- Pg. 39: The last sentence under “How” has a verb change to read, “Programs, such as a façade improvement program, shall accompany policy changes to kick start redevelopment of this area.”

BERKLEY MASTER PLAN 2020: CHAPTER BY CHAPTER CHANGES OCTOBER 2021

- Pg. 40 – Seems like there is an extra space in the first sentence between “to” and “accommodate”
- Pg. 40 – first sentence, add comma to change to “...including, but not limited to, ...”
- Pg. 40 – Bullet point make place of worship plural by changing to “places of worship”

2nd Round

- Pg. 24: Left hand column, second paragraph, 1st line should read, “In the Future Land Use Map, the Master Plan”
- Pg. 24: Left hand column, third paragraph, second line should read, “and identified on the Future Land Use Map classify”
- Pg. 33: Under “How”, the 2nd to last line should read, “would allow a 21st Century high-rise if Oxford Towers”
- Pg. 44: 1st line under “Neighborhood Buffers” should read, “Due to its early 20th century design, Berkley”
- Pg. 30: Change source of panoramic photo on bottom to “Source: City of Berkley”
- Pg. 37: Change source of panoramic photo on bottom to “Source: City of Berkley”
- Pg. 38: Under the first bullet point under “What”, change 12 Mile to Twelve Mile and 11 Mile to Eleven Mile. Again, my mistake in cut and paste text.
- Pg. 40: Change first line under “Why” to read “The intent of this category is to accommodate”

Neighborhoods

1st Round

- Pg. 44: Remove period from end of item 5 in the “Why Infill Houses are Bigger than a Bungalow?” text box
- Pg. 44: Last sentence of second paragraph under “Neighborhood Buffers”: capitalize Corridors Chapter
- Pg. 45: Change last sentence under “Consult with builders and developers as well as the community” to read as, “Builders and developers can share market and financing aspects of real estate, bring real world experience, and identify unknown issues.”
- Pg. 46: Change the first sentence under “City Services” to read, “Residents continually praised the quality of City services in interviews, focus groups and the 2020 Community Survey.”
- Pg. 46: Second paragraph under “City Services” to read, “In addition to traditional services, Berkley sees its communications with residents as an essential service, especially to neighborhoods. The City uses a variety of platforms, from paper to digital, to continually engage residents. Building relationships and social capital is as vital to vibrant neighborhoods as is well-maintained homes and streets.”
- Pg. 47: 1st phrase in second sentence under Accessory Dwelling Units (ADU’s): remove “a” before plural mother-in-law suites and granny flats so it reads “Also known as mother-in-law suites and granny flats,”
- Pg. 49: second sentence under “Universal Design”, repeated ‘the’ to be removed so it reads “Through education and policy changes, municipalities have promoted Universal Design, defined by the National Association of Home Building as “the design of products and environments to be

BERKLEY MASTER PLAN 2020: CHAPTER BY CHAPTER CHANGES OCTOBER 2021

usable by all people, to the greatest extent possible, without the need for adaptation or specialized design”.

- Pg. 49: Change second paragraph under “Universal Design” so universal is spelled correctly and capitalized, “The City should undertake the following to promote Universal Design in Berkley:”
- Pg. 49: Change the verb in the beginning of the third sentence in “Residential Universal Design Education” to read, “Several education methods may be used, such as ...”
- Pg. 50: Add period to last bullet in “Universal Design Strategies” text box so it reads, “Accessibility-enhanced bathroom, including a walk-in-or roll-in shower or tub.”
- Pg. 51: Header and footer not visible on this page. Adjust format so they are visible.
- Pg. 51: Change the last sentence under “Accessible Medical Facilities” so the sentence reads, “Medical facilities should be located near where neighborhoods meet the commercial corridors, as appropriate.”
- Pg. 51: first sentence change to “The 2020 Parks and Recreation Plan includes action items to “
- Pg. 51: third sentence under “Social and Cultural” – “The Parks and Recreation Plan, the Downtown Plan and the Corridors Chapter of this Master Plan include recommendations for physical improvements and policy changes to improve the sense of place in these areas.”
- Pg. 51: Add image for “Gallup Park Playground” with caption, “The playground shown above in Gallup Park in Ann Arbor is an example of an inclusive design.”

2nd Round

- Pg. 44 – End all sentences in text box with a period.

Corridors

1st Round

- Pg. 53: Change the last two sentences under “Offer Transportation Choices” to read as, “The creation of “transit nodes” on corridors is an economic development tool to increase foot traffic and economic activity at key intersections. A transit node has wider sidewalks and more intensive development (i.e., taller buildings built to edge of the sidewalk) at transit stops. Nodes should be implemented on Twelve Mile Road, Coolidge Highway, and Woodward Avenue.”
- Pg. 56: Add period to last sentence in “Recommendations” text box so it reads, “Relaxing parking requirements is appropriate when other parking options may be possible – municipal parking lots or shared parking – such as in the Downtown.”
- Pg. 56: Last bullet point, add -s after space
- Pg. 56 – Text box last sentence; add “not” so it reads “Relaxing parking requirements is appropriate when other parking options may not be possible – ...”
- Pg. 57: Add “on” into 2nd bullet point in “Greenfield Road Residential” text box so it reads, “Buildings located on Greenfield may be taller, though not to exceed 3 stories in height.”
- After page 57: create a new page with the text
- Pg. 57: second sentence under Greenfield, delete extra comma after sentence so the sixth line reads “retail uses. There are a variety of land uses”
- Pg. 57: Delete last sentence (A full description of the process and design guidelines can be found in the Appendix) in Greenfield text.

BERKLEY MASTER PLAN 2020: CHAPTER BY CHAPTER CHANGES OCTOBER 2021

- Pg. 59: Delete “should be” in 2nd bullet point in “11 Mile Design Guidelines” text box so it reads, “Pedestrian crosswalks must meet accessibility standards and be well marked.”
- Pg. 62: Delete “should be” in 2nd bullet point under “Public right of way (ROW) enhancements” text box so it reads “Pedestrian crosswalks must meet accessibility standards and be well marked.”
- Pg. 63: First sentence under “Woodward” – change to “...one of the most studied and planned corridors in southeast Michigan.”
- Pg. 63: Add period to the first bullet point under Study Recommendations
- Pg. 67: Change caption of top photo in left hand column to “Repurposed street for outdoor dining in 2020.”

2nd Round

- Pg. 56: Change sentence in text box under “Change parking regulations” to read “Relaxing parking requirements is appropriate when other parking options, such as municipal parking lots or shared parking, may not be possible.”

Systems)

1st Round

- Pg. 69: The heading of “Infrastructure” in the left hand column needs to be bold font to match other headings.
- Pg. 69: Replace “Twelve Towns” with “George W. Kuhn Drain, formerly known as Twelve Towns,”
- Pg. 69 – Examples of Green Infrastructure – change sentence to: “The following examples of green infrastructure on a small and medium scale were shared during the Green Infrastructure webinar that was part of the community engagement efforts.”
- Pg. 72 – Add period to last bullet point on the page
- Pg. 72: Add image of bicycle parking
- Pg. 75: Change sentence under “Increase Green Infrastructure” to read as, “As discussed in the Infrastructure section of this chapter, the City can integrate green infrastructure in all levels of development and infrastructure improvements.”

2nd Round

- Pg. 70: Add the photo below with the caption “Green infrastructure in a parking lot” and 2nd line in caption “Source: Presentation on Green Infrastructure Webinar”
- Pg. 70: Delete “ at the end of the paragraph under “Examples of Green Infrastructure”
- Pg. 73: Add period to last bullet point on the page so it reads, : “Incentives of zoning flexibility where sustainable building and site design features, transit amenities, public art, open space, green roofs or “cool roofs”.”
- Pg. 73: Add period to second bullet in list under “Develop Plans and Policies to Increase Energy Efficiency” to read “A stand-alone Sustainability or Climate Action Plan.”

Implementation

1st Round

- Pg. 76: New text added for Implementation introduction

November 15, 2021 City Council Meeting

Moved by Councilmember _____ and seconded by Councilmember _____ to authorize Hubbell, Roth & Clark (HRC) for engineering design services related to the 2022 Sidewalk Replacement Program at a cost not to exceed \$17,814.70 from the Sidewalk Fund, account number 470-938-821-000.

Ayes:

Nays:

Motion:

Transmittal Memo

To: Matthew Baumgarten, City Manager (via email)
From: Derrick Schueller, DPW Director 
Cc: Mark Pollock, Finance Director (via email)
Date: November 9, 2021
Subject: 2022 Sidewalk Replacement Program-Field Survey, Estimates & Bidding
Approval of Engineering Services with Hubbell, Roth and Clark (HRC)

As you know, the maintenance and upkeep of the sidewalk within the public right-of-way is the responsibility of each property owner. In an effort to facilitate sidewalk repairs, the City has periodically undertaken a Sidewalk Assessment Program. The last comprehensive program was in the mid-2000's and this effort was initiated again in 2020. With the new program, the focus has been the high hazard or "immediate" sidewalk repairs. As a reminder, the "immediate" walk areas are defined as those sidewalks with 2" or more of vertical displacement. To date, work has been substantially completed in Section 2 (east of Coolidge and north of Catalpa), Section 4 (west of Coolidge-north of Catalpa-south of 12 Mile) and Section 5 (west of Coolidge and south of Catalpa).

In an effort to continue the City's desire to address high hazard sidewalks, please find attached an engineering proposal from Hubbell, Roth & Clark (HRC). The proposal covers the initial sidewalk inspection and survey in Section 3 of the City (north of 12 Mile). Also included in the scope are preparing cost estimates and assembling bid documents. The estimated not-to-exceed cost for this evaluation is \$17,814.70. Please note funding was previously allocated in the Sidewalk Fund, account number 470-938-821-000 (Engineering).

HRC will also assist the City with several other tasks as we get closer to construction, including property owner outreach and mailings. These work items, along with construction engineering, will be included in a separate proposal after public bidding. Construction in Section 3 is anticipated for the fall of 2022.

Feel free to contact our office with any questions or concerns.

Attachment DLS

J:\Sidewalk\2022 Sidewalk Replacement Program\Council\Survey\Trans Memo 2022 HRC Sidewalk Survey 11-9-21.doc

October 5, 2021

City of Berkley
3238 Bacon Avenue
Berkley, MI 48072-1100

Attn: Mr. Matthew Baumgarten, City Manager
Mr. Derrick Schueller, Director of Public Works

Re: Proposal for Professional Engineering Services
Phase III – Sidewalk Condition Evaluation

HRC Job No. 20190847.50

Dear Mr. Baumgarten & Mr. Schueller:

In accordance with your request, Hubbell, Roth & Clark, Inc. (HRC) is pleased to present this proposal to continue the **Sidewalk Condition Evaluations** as part of the City's on-going sidewalk replacement program. As you know, Phase I and Phase II were previously authorized by the City and consisted of sidewalk replacements in the Southwest, Central and East sections of the City (Sections 2, 4 and 5). Phase I replacements were completed in 2020 and Phase II construction is expected to be substantially completed by the end of 2021 by Luigi & Son Cement Company.

Phase III of the Sidewalk Replacement program continues City Council's desire to address "immediate" sidewalk concerns (2" or greater displacement) throughout the City. Phase III will continue the practice of replacing "major" sidewalk slabs if they are adjacent to "immediate" slabs.

Phase III will consist of new sidewalk evaluations and replacements within the Northwest section of the City (Section 3) and these replacements are targeted to occur in 2022. This section is bordered by Greenfield and Coolidge to the west and east, and 12 Mile and Webster to the south and north, (see attached map). The approximate length of sidewalks in this section is 24.0 miles*.

NOTE: As mentioned above the City is focusing on "immediate" slab replacements first, therefore the Phase III Evaluation will only include collecting condition data on sidewalk slabs that display "immediate" (2" or greater) displacements between slabs and adjacent "major" slabs.

*Includes one side each of Greenfield, Webster, Coolidge and 12 Mile sidewalks. Excludes sidewalks along the parts of Cornwall and Kenmore that will be reconstructed in 2022.

Scope of Services

1. Perform a walking sidewalk inspection survey of referenced City street to identify current *immediate* sidewalk concerns. HRC will utilize the previously developed custom inspection form. HRC will utilize a tablet or iPad to record the survey/condition data, including GPS coordinates and site photos.
 - a. HRC will specifically note *immediate* sidewalk slabs impacted by a right-of-way tree so the City can have their arborist evaluate its health and determine if removal is necessary before sidewalk replacement occurs.

Delhi Township
2101 Aurelius Rd.
Suite 2A
Holt, MI 48842
517-694-7760

Detroit
535 Griswold St.
Buhl Building, Ste 1650
Detroit, MI 48226
313-965-3330

Grand Rapids
801 Broadway NW
Suite 215
Grand Rapids, MI 49504
616-454-4286

Howell
105 W. Grand River
Howell, MI 48843
517-552-9199

Jackson
401 S. Mechanic St.
Suite B
Jackson, MI 49201
517-292-1295

Kalamazoo
834 King Highway
Suite 107
Kalamazoo, MI 49001
269-665-2005

Lansing
215 S. Washington SQ
Suite D
Lansing, MI 48933
517-292-1488

2. HRC will develop a preliminary cost estimate for the NW section based on the bids received for Phase I and II. The previously created repair/replacement methods will be utilized.
 - a. HRC will prepare a Findings Report and distribute .pdf copies to the City.
3. Schedule and attend a meeting to discuss the Report findings & cost estimate and attendance at two (2) City Council meetings.
4. Provide bidding documents and assist the City with obtaining competitive bids.
 - a. HRC will provide design/bid documents, including typical sections, details, specifications and bid quantities.
 - b. HRC will assist in the bidding process, answer bid questions, tabulate the bids, make recommendation of award and prepare the Contract Documents for execution by the selected Contractor.

Design Engineering Fees

Task 1 – Sidewalk Field Inspection/Condition Survey	\$ 8,131.60
Task 2 – Preliminary Cost Estimate & Findings Report	\$ 2,090.90
Task 3 – Project Management and Meetings	\$ 3,932.40
Task 4 – Design/Bid Documents and Bidding Assistance	\$ 3,659.80
Total Not-to-Exceed Fee	\$ 17,814.70

Fees will be invoiced monthly and shall be based on our cost times a 2.9 multiplier in accordance with our current agreement with the City.

Schedule

We are prepared and staffed to begin the Sidewalk Condition Evaluation for the referenced section and the accompanying cost estimate as outlined above upon your authorization to proceed. We anticipate that the condition survey would be completed by late December and the Findings Report would be completed four (4) weeks later.

Clarifications

1. For sidewalks adjacent to commercial properties, e.g. along 12 Mile, the property owner will be responsible for the first 10' feet in front of their building. The additional sidewalk up to the back of curb will be the responsibility of the City.
2. Resident Outreach and Construction Engineering services are not included in this proposal. HRC will provide an additional proposal to assist with these services at the request of City staff.
3. Public hearings are not included in HRC's scope of services.
4. The design and contract inclusion of ADA-compliant sidewalk ramps will not be included in the scope of the project.

Summary

The total fee for undertaking the work as described in this proposal will be provided on a time and materials basis with a **not-to-exceed budget of \$17,814.70**. A cost breakdown of these costs is included in the attached sheet.

If you have any questions regarding this Proposal, or require any additional information, please do not hesitate to call. If this proposal is deemed acceptable to the City, please sign and return a copy to this office and retain one for your files. Thank you for the opportunity to serve the City on this project.

Very truly yours,

HUBBELL, ROTH & CLARK, INC.



Roland Alix, P.E.
Vice President



Edward Zmich
Manager

pc: HRC; File
City of Berkley; Ms. Erin Schlutow, Community Development Director

Attachment: Location Map, HRC Proposed Budget

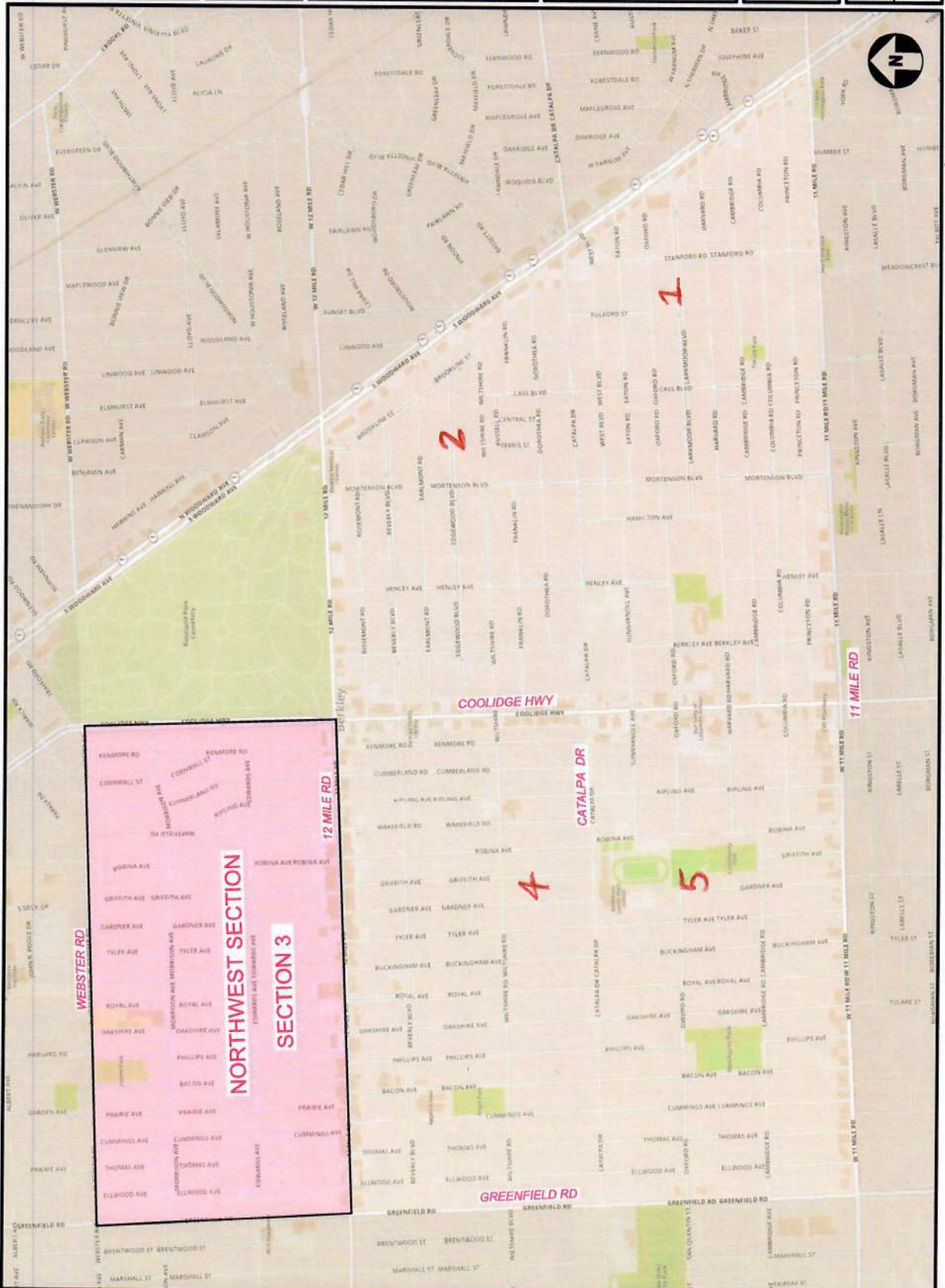
Accepted By: CITY OF BERKLEY

Signature: _____

Written Name: _____

Title: _____

Dated: _____



PREPARED FOR:

 CITY OF BERKELEY

PREPARED BY:

 HUBBELL, ROTH & CLARK, INC.
 CONSULTING ENGINEERS SINCE 1915
 P.O. BOX 624
 BLOOMFIELD HILLS, MICH.
 48301-0624

KEY MAP

 PROJECT NAME:

CITY OF BERKELEY
 PHASE III
 2022 SIDEWALK
 REPLACEMENT
 PROGRAM

SHEET NAME:
 PHASE III
 SECTION

HRC JOB NO.
 20190847.86
 DATE
 OCTOBER 2021
 FIGURE NO.
 1

DATE **October 1, 2021**

SUBTOTAL Engineering

November 15, 2021 City Council Meeting

Moved by Councilmember _____ and seconded by Councilmember _____ to approve the purchase of a 2021 JCB Telescopic Handler with attachments at a total cost of \$183,239.73 utilizing the MiDEAL Cooperative Bid Purchasing Program.

Ayes:

Nays:

Motion:

Transmittal Memo

To: Matthew Baumgarten, City Manager
Cc: Mark Pollock, Finance Director
From: Derrick Schueller, DPW Director *DLS*
Date: November 10, 2021
Subject: Recommendation for Award-2021 JCB Telescopic Handler with Accessories
MiDEAL Cooperative Purchasing Program



As part of the FY 2021-2022 budget process, funds were allocated for the purchase of a new telehandler. A telehandler is very similar to a traditional wheel loader with the added ability to boom extend greater distances (increased reach). This new machine will replace a 2007 JCB Telehandler currently in the fleet.

We propose to utilize the MiDEAL extended purchasing program for this purchase. MiDEAL is the State of Michigan's bid program that allows local governments to buy goods from state contracts at a reduced price. This cooperative program has been in place since 1984 and offers over 400 different contracts.

DPW staff has reviewed the equipment options available via MiDEAL and selected the JCB 542-70 Telehandler with various accessories and attachments.

We recommend moving forward with the 2021 JCB Telehandler purchase at a total cost of \$183,239.73 utilizing the MiDEAL Purchasing Program. Please see attached detailed pricing which does include a \$27,000 credit for the trade-in of our existing 2007 JCB unit. Funds were previously allocated in the Capital Equipment Replacement Plan and 2021-2022 Fiscal Budget under account number 592-536-985-000.

Feel free to contact our office with any questions or concerns.

**GRAND RAPIDS**

600 AIS Drive Southwest
Grand Rapids, MI 49548
Telephone: (616) 538-2400

LANSING

3600 North Grand River Avenue
Lansing, MI 48906
Telephone: (517) 321-8000

SAGINAW

4600 AIS Drive
Bridgeport, MI 48722
Telephone: (989) 777-0090

RICHMOND

65809 Gratiot Avenue
Lenox, MI 48050
Telephone: (586) 727-7502

TRAVERSE CITY

8300 M-72 East
Williamsburg, MI 49690
Telephone: (231) 267-9513

WEST DETROIT

56555 Pontiac Trail
New Hudson, MI 48165
Telephone: (248) 437-8121

October 5, 2021

Mr. Shawn Young
City of Berkley Dept. of Public Works
3238 Bacon Ave.
Berkley, MI 48072

RE: State of Michigan MiDeal pricing for new JCB model 542-70 AgriPlus Telescopic Handler.
MiDeal contract # 071B7700090

Dear Mr. Young;

AIS Construction Equipment Corp & JCB are pleased to provide you the following pricing for a new JCB model 542-70 AgriPlus Telescopic Handler. Pricing is current MiDeal State Contract Pricing and as such will be firm until there is a manufacturer list price increase.

One (1) New JCB 542-70 AgriPlus as outlined in the attached equip details pages;

Sept. 1, 2021 List Price	\$ 162,926.00
Less State Contract Discount 10%	(16,292.60)
Sub-Total	\$ 146,633.40
PDI 1%	1,466.33
Attachment Set-Up two (2) hrs. @ \$ 120.00	240.00
Delivery	200.00
Galaxy 550 500/70R24 tire swap	5,100.00
66" side tilt Q-Fit carriage	5,200.00
ITA style 48" Q-Fit Forks	2,480.00
4.0 yd. light material bucket	6,400.00
96" 2.5 yd. general purpose bucket	5,720.00
Tink model 520 claw with JCB Q-fit ears	12,650.00
Star 4' x 8' Safety Platform	2,900.00
JRB 4.5 yd. roll out bucket (112" wide & includes BOCE) for 544K-II	21,250.00
Total Sale Price	\$ 210,239.73
'07 541-70 s.n. 195186 with attachments	(27,000.00)
TOTAL DELIVERED PRICE (NET TRADE)	\$ 183,239.73

As AIS is authorized vendor for MiDeal contract # 071B7700090, if PO is issued it should be made out to:

AIS Construction Equipment Corp.
56555 Pontiac Trail
New Hudson, MI 48165

Please contact me any time with questions or if additional info is needed. AIS & my-self look forward to assisting you with any of your construction equipment needs!

Sincerely;
AIS Construction Equipment Co.

Craig Vick

Craig Vick
Governmental Sales Manager
586-634-2760

ckv

November 15, 2021 City Council Meeting

Moved by Councilmember _____ and seconded by Councilmember _____ to authorize the purchase of an Explorer 4x4 XLT Price K8D/200A with some added options, at a cost not to exceed \$33,970 from Signature Ford of Owosso, Michigan as part of their pricing under the Macomb County Cooperative Bid Program. This replacement is part of the city's Capital Equipment Replacement Program (CERP). Funds for this expenditure will come from account number 614-950-982-000.

Ayes:

Nays:

Motion:

Parks & Recreation

Memo

To: Matthew Baumgarten, City Manager
Cc: Mark Pollock, Finance Director

From: Theresa McArleton, Parks & Recreation Director
Date: 10/29/21
Subject: Recommendation for Award of Ford Explorer Replacement

As part of the FY 2021-2022 budget process, funding was allocated for the purchase of a replacement explorer for the Parks & Recreation department vehicle. The 2022 vehicle will be purchased through the Macomb County Cooperative Bid Program as administered by Signature Ford of Owosso, Michigan (see attached). This program allows local units of government to buy a variety of vehicles at a significant discount over MSRP or list price. Please see the summary table below:

Vehicle	Macomb Co. Base Bid Price	Added Options	Totally City Price	MSRP (List Price)
2022 Explorer 4x4 XLT Price K8D/200A	\$32,780.00	\$1,190.00	\$33,970	\$38,495.00 plus added options

This vehicle is used mainly for daily park checks, staff use for special events and programs, Summer and vacation camp use for programming and on special occasions for out of city meetings. However, the majority of the time this vehicle stays within the City of Berkley and therefore can last with proper maintenance and upkeep which our Public Works mechanic does a great job of.

This vehicle comes with 36 months or 36,000 miles bumper to bumper warranty plus 60 months or 60,000 miles power train warranty.

I recommend moving forward on this replacement purchase with Signature Ford for purchase in an amount not to exceed, \$33,970 from account number 614-950-982-000.

Please do not hesitate to call me with any questions or concerns.

ATTACHMENTS

2022 Explorer RWD and 4x4 Fleet, 4-Door

Major Standard Equipment

MECHANICAL

- Electric Parking Brake
- Engine – 2.3L EcoBoost® I-4 with Auto Start-Stop Technology
- Four-Wheel Disc Brakes with Anti-Lock Brake System (ABS)
- Front Recovery Hook
- Standard-Duty Front and Rear Brake Calipers
- Transmission – 10-Speed Automatic

EXTERIOR

- 18.6 Gallon Fuel Tank
- Active Grille Shutters (Not available with the Fleet Only optional 3.3L Ti-VCT Engine on Base)
- Black – Molded-in-Color
 - Door Handles
 - Grille
 - Lower Bodyside Cladding
 - Wheelcap Molding
- Body-Color
 - Bumpers, Front and Rear (Body-Color Upper, Black Lower)
 - Rear Spoiler
- Chrome Liftgate Appliqué
- Configurable Daytime Running Lamps (DRL) (Activates LED Low Beam Headlamps with Courtesy Delay)
- Easy Fuel® Capless Fuel Filler
- Front Air Curtain
- LED Taillamps with Amber Turn Signals
- Power Liftgate
- Privacy Glass – Second Row, Third Row and Liftgate
- Roof-Mounted Antenna
- Tires
 - P255/65R18 All-Season (A/S) BSW
 - Mini Spare
- Wheels – 18" Five-Spoke Sparkle Silver-Painted Aluminum
- Wipers
 - Windshield – Variable Intermittent/Continuous
 - Rear Window – Single-Speed Intermittent/Continuous

INTERIOR/COMFORT

- Center Floor Console – Front
 - Armrest
 - Storage Bin
- Climate Control
 - Cabin Particulate Air Filter
 - Tri-Zone Electronic Temperature Control
 - Rear Auxiliary Controls
- Cruise Control
- Cupholders – 10
- Door-Sill Scuff Plates, Front and Rear – Black Molded-in-Color (MIC), embossed with "EXPLORER"
- Driver and Front Passenger Seat Back Map Pockets
- Driver's Side Footrest
- Enhanced Interior Finishes
 - Satin Silver Twilight Color on Center Stack
 - High Gloss Black Color on Center Stack Buttons
- Floor Mats – Black Carpet, Front and Second Rows
- Grab Handles – Front-Passenger; Second Row – two (2), includes Coat Hooks
- Illuminated Visor Vanity Mirrors (Driver and Front Passenger)
- Instrument Panel Appliqués – Ebony
- Instrument Panel Cluster
 - 4.2" Color LCD Productivity Screen
 - Message Center
 - Outside Temperature Display
 - Trip Computer
- Lighting
 - Front Overhead Console Mounted Map Lights
 - Illuminated Entry System
 - Rear Cargo Area Light
 - Second and Third Row Dome Lights
 - Locking Glove Box
 - Overhead Console with Sunglasses Storage
 - Powerpoints (12V) – five (5)
 - Front row; one (1) in Media Hub, one (1) in center console
 - Second row; two (2) in rear section of center console
 - Rear Cargo Area; one (1)

- Rotary Gear Shift Dial
- Seats
 - Cloth
 - Front Row Buckets
 - 8-way Power Driver's Seat (includes Power Recline)
 - 4-way Manual Front Passenger (includes Manual Recline)
 - Second Row – 40/20/40 Split-Fold-Flat and Reclining
- Outboard Seats (Manual fore/aft adjustable seat on "40" section only)
 - Third Row – 50/50 Split-Fold-Flat (Manual)
- Steering Column – Manual Tilt/Telescoping
- Steering Wheel with Mounted Features
 - 5-Way Controls
 - Audio Controls
 - Cruise Controls
- Windows, Power – Front and Rear. Front Row One-Touch-Up/Down Feature (door mounted controls).

SAFETY/SECURITY

- AdvanceTrac® with RSC® (Roll Stability Control™)
- Airbags
 - First Row: Driver and Passenger Dual-Stage Front, Front seat Side and Driver/Passenger Knee
 - All Rows: Safety Canopy® Side-Curtain with Rollover Sensor
- Center High-Mounted Stop Lamp (CHMSL)
- Curve Control
- Day/Night Rearview Mirror – Manually Adjustable
- Door Locks, Power
 - Auto lock/Auto unlock
 - Child-Safety Rear
- Head Restraints
 - Two-Way Manually Adjustable (Up/Down) All Rows. Second Row Center Head Restraint is fixed position)
- Headlamps
 - LED Low and High Beams with Courtesy Delay
 - Wiper-Activated
- Hooks
 - Cargo Net – Four (4)
 - Load Floor Tie-Down – Four (4)
- Individual Tire Pressure Monitoring System (ITPMS)
- LATCH (Lower Anchors and Tether Anchors for Children) on Second and Third Row Outboard Seating Positions
- Mirrors, Sideview – Power Glass, Manual-Folding and Black Molded-in-Color Caps
- MyKey®
- Personal Safety System™
- Rear-Window Defroster and Washer
- Safety Belts
 - Front Row – Belt-Minder® (Front Safety Belt Reminder)
 - Front Row – Adjustable Height
 - Second Row – Outboard and Center Seat Shoulder
 - Third Row – Outboard
- SecuriLock® Passive Anti-Theft System (PATS) (Explorer Base Series Only)
- SOS Post-Crash Alert System™

FORD CO-PILOT360 TECHNOLOGY

- Auto Hold
- Ford Co-Pilot360™
 - Auto High-Beam Headlamps
 - BLIS® (Blind Spot Information System) with Cross-Traffic Alert
 - Lane-Keeping System (includes Lane-Keeping Assist, Lane-Keeping Alert and Driver Alert)
 - Pre-Collision Assist with Automatic Emergency Braking (AEB) (Pedestrian Detection, Forward Collision Warning, Dynamic Brake Support)
 - Rear View Camera
 - Headlamps – Autolamp (Automatic On/Off)
 - Hill Descent Control™ (4X4 Only)
 - Hill Start Assist
 - Post-Collision Braking
 - Reverse Sensing System
 - Side-Wind Stabilization
 - Trailer Sway Control

2022 Explorer RWD and 4x4 Fleet, 4-Door

Major Standard Equipment

MECHANICAL

- Electric Parking Brake
- Engine – 2.3L EcoBoost® I-4 with Auto Start-Stop Technology
- Four-Wheel Disc Brakes with Anti-Lock Brake System (ABS)
- Front Recovery Hook
- Standard-Duty Front and Rear Brake Calipers
- Transmission – 10-Speed Automatic

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- Active Grille Shutters (Not available with the Fleet Only optional 3.3L Ti-VCT Engine on Base)
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 - Wheel Lip Molding
- Body-Color
 - Bumpers, Front and Rear (Body-Color Upper, Black Lower)
 - Rear Spoiler
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- Easy Fuel® Capless Fuel Filler
- Front Air Curtain
- LED Taillamps with Amber Turn Signals
- Power Liftgate
- Privacy Glass – Second Row, Third Row and Liftgate
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- Instrument Panel Cluster
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- Steering Wheel with Mounted Features
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 - Cruise Controls
- Windows, Power – Front and Rear. Front Row One-Touch-Up/Down Feature (door mounted controls).

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- Airbags
 - First Row: Driver and Passenger Dual-Stage Front, Front seat Side and Driver/Passenger Knee
 - All Rows: Safety Canopy® Side-Curtain with Rollover Sensor
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 - Rear View Camera
- Headlamps – Autolamp (Automatic On/Off)
- Hill Descent Control™ (4X4 Only)
- Hill Start Assist
- Post-Collision Braking
- Reverse Sensing System
- Side-Wind Stabilization
- Trailer Sway Control

FUNCTIONAL

- 3.58 Non-Limited-Slip Rear Axle
 - Audio
 - AM/FM Stereo
 - MP3 Capable
 - Six (6) Speakers
 - Speed-Compensated Volume
 - SiriusXM® Radio
 - Battery Saver
 - Compass
 - EcoCoach (efficient driving assistant)
 - Electric Power-Assisted Steering (EPAS)
 - Engine Oil Cooler
 - FordPass Connect™
 - 4G LTE Wi-Fi hotspot connects up to 10 devices
 - Remotely start, lock and unlock vehicle
 - Schedule specific times to remotely start vehicle
 - Locate parked vehicle
 - Check vehicle status
 - Note:** Ford Telematics™ and Data Services Prep included for Fleet
 - Front and Rear Stabilizer Bars
 - Independent Front and Rear Suspension
 - Intelligent Oil-Life Monitor®
 - Keyless-Entry Integrated Key Transmitter Remotes – Two (2)
 - Regenerative Braking System
 - SYNC® 3
 - Enhanced Voice Recognition Communications and Entertainment System
 - 8" LCD Capacitive Touchscreen in Center Stack with Swipe Capability
 - Pinch-to-Zoom capability included when equipped with available Voice-Activated Touchscreen Navigation System (Navigation is included in the Ford Co-Pilot360™ Assist+(65S))
 - AppLink®
 - 911 Assist®
 - Apple CarPlay™ and Android Auto™ Compatibility
 - USB Ports, First Row – One (1) "A" and (1) "C" in the Media Hub
- 4WD MODELS INCLUDE:**
- Intelligent 4WD
 - Terrain Management System™

[] **Explorer RWD Base Price K7B/100A**

\$26,863.00

[] **Explorer 4x4 Base Price K8B/100A**

\$28,658.00

Explorer Base Options

[] 3.3L Ti-VCT Engine w/10-Speed Auto Transmission **(4x4 Only)**

Option Code**Price**

99B/44T

N/C

[] **Trailer Tow Package Class IV**

52T

545.00

[X] **Cargo Management System**

21F

165.00

- Cargo Net
- Cargo Well Rubber Mat
- Reversible Load Floor

[] Auto Start-Stop Removal

52X

N/C

[X] Floor Liners, Front and Second Rows

16B

200.00

[] Engine Block Heater

41H

90.00

[] License Plate Bracket Front

153

N/C

[] Daytime Running Lights

942

45.00

[X] Remote Starter

Parts

550.00

[X] Extra keys with Integrated Keyless Entry 1 @ \$275.00 ea = 1

SIG

Total Price \$ _____

2022 Explorer Base Colors

Exterior Colors

Oxford White	[YZ]
Agate Black	[UM]
Iconic Silver Metallic	[JS]
Carbonized Gray Metallic	[M7]
Atlas Blue Metallic	[B3]
Forged Green Metallic	[L9]

Interior Colors

Sandstone (7N)

[]
[]
[]
[]
[]
[]

[] Explorer RWD XLT Price K7D/200A

\$31,005.00

☒ Explorer 4x4 XLT Price K8D/200A

\$32,780.00

XLT Contains all Base Standard Items Plus:

EXTERIOR

- Door Handles – Body-Color
- Grille – Black Mesh Insert with Chrome Bars
- LED Signature Lighting
- Lower Bodyside Cladding – Black with Chrome Accent
- Rear Bumper Step Pad – Molded-In-Color Black
- Roof-Rack Side Rails – Black with Black End Caps

INTERIOR/COMFORT

- Enhanced Interior Finishes on XLT Ebony Interior
 - Light Slate Colored Uppers: Headliner, Overhead Console, Pillars, Grab Handles, Visors and Moonroof Shade
 - Satin Silver Twilight Color on Center Stack, Steering Wheel Bezel, Instrument Panel Applique and Door Armrest Carrier
 - High Gloss Black Color on Center Stack Buttons
- Enhanced interior finishes on XLT Sandstone Interior
 - Satin Silver Twilight Color on Center Stack, Steering Wheel Bezel, Instrument Panel Applique and Door Armrest Carrier
 - High Gloss Black Color on Center Stack Buttons
- Instrument Panel Cluster – 6.5" Color LCD Productivity Screen

Screen

- Interior Environments
 - Ebony with Light Slate Uppers
 - Sandstone
- Seats
 - Unique Cloth
 - 10-way Power Driver's)
 - 4-way Power Passenger
 - First Row Heated Seats
 - Second Row Captain's Chairs with E-Z Entry, Armrests and Center Floor Console
- Steering Wheel – Leather-Wrapped with Paddle Shifters

SAFETY/SECURITY

- Mirrors, Sideview – Power and Heated Glass, Manual-Folding, LED Turn Signal Indicators, Security Approach Lamps and Black Caps
- Perimeter Alarm

FUNCTIONAL

- 4-Door Intelligent Access (Lock/Unlock) with Push-Button Start
- USB Ports – One (1) "A" and One (1) "C" (replaces a Powerpoint 12V Port on the back side of the Front Console)

Explorer XLT Options

[] XLT 202A Package

- 8-way Power Passenger Seats
- ActiveX Seating Material

Option Code

202A

Price

3540.00

<ul style="list-style-type: none"> • Heated Steering Wheel • LED Fog Lamps with Skid Plate Elements, Front – Silver Painted • Remote Start System • SecuriCode Keyless Entry Keypad 		
[] Ford Co-Pilot360™ Assist+ Package (Available w/202A Only)	65S	895.00
<ul style="list-style-type: none"> • Adaptive Cruise Control with <ul style="list-style-type: none"> – Stop-and-Go – Lane Centering • Evasive Steering Assist • Voice-Activated Touchscreen Navigation System with Pinch-to-Zoom Capability, SiriusXM Traffic and Travel Link 		
[] Trailer Tow Package Class IV	52T	545.00
[] Cargo Management System	21F	165.00
<ul style="list-style-type: none"> • Cargo Net • Cargo Well Rubber Mat • Reversible Load Floor 		
[] Auto Start-Stop Removal	52X	N/C
[] Twin Panel Moonroof (Available w/202A Only)	439	1695.00
[] 20" Premium Painted Aluminum Wheels (Available only w/202A)	649	1295.00
[] Seats- Second Row 35/30/35 Bench with E-Z Entry and Armrest	17U	N/C
[] Floor Liners, Front and Second Rows	16B	200.00
[] Engine Block Heater	41H	90.00
[] License Plate Bracket Front	153	N/C
[] Daytime Running Lights	942	45.00
[] Extra keys with Integrated Keyless Entry ____ @ \$275.00 ea = ____	SIG	_____
Total Price \$		_____

2022 Explorer XLT Colors

Exterior Colors

Oxford White	[YZ]
Agate Black	[UM]
Iconic Silver Metallic	[JS]
Carbonized Gray Metallic	[M7]
Forged Green Metallic	[L9]
Atlas Blue Metallic	[B3]
Extra Cost Paint (\$495.00)	
Rapid Red Metallic Tinted CC	[D4]
Stone Blue Metallic	[C8]
Burgundy Velvet Metallic Tinted CC	[R3]
Extra Cost Paint (\$795.00)	
Star White Metallic Tri-coat	[AZ]

Interior Colors

Ebony (86/S6)	Sandstone (8N/SN)
[]	[]
[]	[]
[]	[]
[]	[]
[]	[]
[]	[]
[]	[]
[]	[]
[]	[]
[]	[]

[]	Explorer RWD Limited Price K7F/300A	\$41,171.00
[]	Explorer 4x4 Limited Price K8F/300A	\$42,946.00

Limited Contains all XLT 202A Standard Items Plus:

EXTERIOR

- Door Handles – Body Color with Bright Insert
- Exhaust Tips, Dual – Chrome
- Grille – Bright Silver Painted Mesh Insert with Chrome Bars
- Liftgate Scuff
- Roof-Rack Side Rails – Satin with Black End Caps
- Tires – P255/55R20 All-Season (A/S) BSW
- Wheels – 20" Premium Painted Aluminum

INTERIOR/COMFORT

- Ambient Lighting
- Door-Sill Scuff Plates with Bright Inserts, Front and Rear
- Enhanced Interior Finishes on Limited Ebony Interiors
 - Light Slate Colored Uppers: Headliner, Overhead Console, Pillars, Grab Handles, Visors and Moonroof Shade
 - Satin Silver Twilight Color on Door Armrest Carrier and Steering Wheel Bezel
 - High Gloss Black Color on Center Stack
 - High Gloss Black Color Center Stack Buttons
- Enhanced Interior Finishes on Limited Sandstone Interiors
 - Satin Silver Twilight Color on Door Armrest Carrier and Steering Wheel Bezel
 - High Gloss Black Color on Center Stack
 - High Gloss Black Color on Center Stack Buttons
- Instrument Panel Film Accent Appliqués – Noce Wave
- Interior Environments
 - Ebony with Light Slate Upper
 - Sandstone
 - Seats

- Leather Seating Surfaces with Micro Perforation and Accent Stitching
- Front Heated and Ventilated
- Second Row Heated

- Second Row Sunblinds
- Steering Wheel – Heated, Leather-Wrapped

SAFETY/SECURITY

- Auto-Dimming Rearview Mirror (Interior)
- 360-Degree Camera (with Split View)
- Head Restraints
- Four-Way Manually Adjustable Driver and Front-Passenger

FORD CO-PILOT360 TECHNOLOGY

- Ford Co-Pilot360™ Assist+ includes the standard Ford Co-Pilot360™ features2, plus;
 - Intelligent Adaptive Cruise Control_ with;
 - Stop-and-Go
 - Lane Centering
 - Evasive Steering Assist_
 - Voice-Activated Touchscreen Navigation System with Pinch-to-Zoom Capability, SiriusXM Traffic and Travel Link®
- Front Parking Sensors
- Rain-Sensing Wipers (Front Only)

FUNCTIONAL

- Audio
 - B&O Sound System by Bang & Olufsen with 12 Speakers
 - HD Radio™
- Universal Garage Door Opener (UGDO)

- Wireless Charging Pad

Explorer Limited Options

☐ High 301A Package

- 110V/150W AC Power Outlet (replaces the Powerpoint Port on the rear side of the Center Floor Console)
- Drivers Seat – Memory
- Hands-Free, Foot Activated Liftgate
- Mirrors, Sideview – Power-Folding with Autofold, Power and Heated Glass, LED Turn Signal Indicators, Security Approach Lamps, Driver/Passenger Side Memory and Gloss Black Caps
- Seats - Third Row PowerFold® (folds flat)
- Steering Column – Power Tilt/Telescoping

☐ Trailer Tow Package Class IV

☐ Cargo Management System

- Cargo Net
- Cargo Well Rubber Mat
- Reversible Load Floor

☐ Auto Start-Stop Removal

☐ Twin Panel Moonroof

☐ 20" 10-Spoke Aluminum Wheels

☐ 20" P255/55R20 All-Season Self Sealing Tire

☐ Seats- Second Row 35/30/35 Bench with E-Z Entry and Armrest

☐ Floor Liners, Front and Second Rows

☐ Engine Block Heater

☐ License Plate Bracket Front

☐ Daytime Running Lights

☐ Extra keys with Integrated Keyless Entry ____@ \$275.00 ea = ____

Option Code

301A

Price

700.00

52T

545.00

21F

165.00

52X

N/C

439

1695.00

64U

595.00

TFS

195.00

17U

N/C

16B

200.00

41H

90.00

153

N/C

942

45.00

SIG

Total Price \$ _____

2022 Explorer Limited Colors

Exterior Colors

Oxford White

[YZ]

Agate Black

[UM]

Iconic Silver Metallic

[JS]

Carbonized Gray Metallic

[M7]

Forged Green Metallic

[L9]

Atlas Blue Metallic

[B3]

Extra Cost Paint (\$495.00)

Rapid Red Metallic Tinted CC

[D4]

Stone Blue Metallic

[C8]

Burgundy Velvet Metallic Tinted CC

[R3]

Extra Cost Paint (\$795.00)

Star White Metallic Tri-coat

[AZ]

Interior Colors

Ebony (C6) Sandstone (CN)

[]

[]

[]

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[]	Explorer RWD Limited Hybrid Price K7F/310A	\$45,668.00
[]	Explorer 4x4 Limited Hybrid Price K8F/310A	\$47,443.00

Hybrid Limited Contains all Limited Standard Items Plus:

MECHANICAL

- Heavy-Duty Front and Rear Brake Calipers

HYBRID STANDARD FEATURES

- 20" 10-Spoke Aluminum Wheels
- Self-Sealing P255/55R20 All-Season Tires (4x4 Only)
- Select Shift Capability with Paddle Shifters
- Active Noise Cancellation
- High Series Brakes
- Mini Spare Tire
- Pedestrian Alert Sounder
- 3.73 Non-Limited-Slip Rear Axle (4x4)

LIMITED CONVENIENCE PACKAGE

- 110V/150W AC Power Outlet (replaces the Powerpoint Port on the rear side of the Center Floor Console)
- Drivers Seat – Memory
- Hands-Free, Foot Activated Liftgate
 - Mirrors, Sideview – Power-Folding with Autofold, Power and Heated Glass, LED Turn Signal Indicators, Security Approach Lamps, Driver/Passenger Side Memory and Gloss Black Caps
- Third Row PowerFold® (folds flat)
- Steering Column – Power Tilt/Telescoping

FUNCTIONAL

- Regenerative Braking System

Explorer Limited Hybrid Options**Option Code****Price**

<input type="checkbox"/> Trailer Tow Package Class Iv	52T	545.00
<input type="checkbox"/> Cargo Management System	21F	165.00
• Cargo Net		
• Cargo Well Rubber Mat		
• Reversible Load Floor		
<input type="checkbox"/> Auto Start-Stop Removal	52X	N/C
<input type="checkbox"/> Twin Panel Moonroof	439	1695.00
<input type="checkbox"/> Seats- Second Row 35/30/35 Bench with E-Z Entry and Armrest	17U	495.00
<input type="checkbox"/> Floor Liners, Front and Second Rows	16B	200.00
<input type="checkbox"/> Engine Block Heater	41H	90.00
<input type="checkbox"/> License Plate Bracket Front	153	N/C
<input type="checkbox"/> Daytime Running Lights	942	45.00
<input type="checkbox"/> Extra keys with Integrated Keyless Entry _____ @ \$275.00 ea = _____	SIG	_____

Total Price \$ _____

2022 Explorer Limited Hybrid Colors**Exterior Colors****Interior Colors**

Ebony (C6) Sandstone (CN)

Oxford White	[YZ]	[]	[]
Agate Black	[UM]	[]	[]
Iconic Silver Metallic	[JS]	[]	[]
Carbonized Gray Metallic	[M7]	[]	[]
Forged Green Metallic	[L9]	[]	[]
Atlas Blue Metallic	[B3]	[]	[]
Extra Cost Paint (\$495.00)			
Rapid Red Metallic Tinted CC	[D4]	[]	[]
Stone Blue Metallic	[C8]	[]	[]
Burgundy Velvet Metallic Tinted CC	[R3]	[]	[]
Extra Cost Paint (\$795.00)			
Star White Metallic Tri-coat	[AZ]	[]	[]

November 15, 2021 City Council Meeting

Moved by Councilmember _____ and seconded by Councilmember _____ to authorize the City Manager to approve the proposal from Hubbell, Roth & Clark, Inc (HRC) to provide professional engineering services at a cost not to exceed \$8,450 for Kiwanis Tot Lot CDBG Sidewalk Replacement. Funds for this expenditure will come from account number 614-950-821-000.

Ayes:

Nays:

Motion:

Memo

To: Matthew Baumgarten, City Manager
Cc: Mark Pollock, Finance Director
From: Theresa McArlenton, Parks & Recreation Director
Date: 11/2/21
Subject: Proposal for Professional Engineering Services – Kiwanis Tot Lot CDBG Sidewalk Replacement

As you are aware the City has appropriated funds in the 2021/22 budget year to repair and replace park sidewalks using Community Development Block Grant (CDBG) money. The use of these funds is to improve the accessibility of park sidewalks. The first park and walkway identified for the funds is Kiwanis Tot Lot and the linear walkway that connects Cambridge and Columbia and is the only access points to the park.

This needed improvement will remove the current engineered wood fiber (more commonly referred to as mulch) walkway and create a concrete pathway that improves accessibility for all. Parks & Recreation is very excited to be able to access CDBG funds for this improvement. Improving accessibility, walkways and the overall flow of our city parks is a major commitment of the department.

The first step in moving forward with this walkway is to approve the professional engineering services of Hubbell, Roth & Clark, Inc. (HRC) to assist the city with the development of the bid and award package. We hope to complete this work in the spring of 2022 so that the walkway will be ready for use in the busier park summer months. Attached is a proposal from HRC to begin development of this bid package. You will clearly see the timeline as well as work provided through this proposal. Please note that construction engineering services are not included in this proposal and another approval would be needed after bidding for this work.

Our department does have separate engineering funds allocated for this work. I recommend that the City accept this proposal and contract with HRC for a total cost not to exceed \$8,450 for professional engineering services for Kiwanis Tot Lot CDBG sidewalk replacement. Funds for this expenditure will come from account number 614-950-821-000.

Please do not hesitate to call me with any questions or concerns.

ATTACHMENTS

October 26, 2021

City of Berkley
3238 Bacon Avenue
Berkley, Michigan 48072

Attention: Ms. Theresa McArlenton, Director of Parks and Recreation
Mr. Matthew Baumgarten, City Manager

Re: Proposal for Professional Engineering Services
Kiwanis Tot Lot CDBG Sidewalk Replacement
City of Berkley, Michigan

HRC Job No. 20210944.86

Gentlemen:

In accordance with your request, Hubbell, Roth & Clark, Inc. (HRC) is pleased to provide this Proposal for Professional Engineering Services for the Kiwanis Tot Lot CDBG Sidewalk Replacement project. The project will consist of the removal of the existing wood fiber linear pathway that runs through the center of the park, linking Cambridge and Columbia Roads, and replacement with concrete sidewalk/pathway with ADA-compliant terminal ramps and curb cuts at each end. We understand new playground equipment was installed this past spring and you would like to have the new pathway installed a few feet west to allow for space for the new equipment.

We understand that this project will be funded with CDBG funds, which will require the contractor and all subcontractor(s) to comply with current Davis-Bacon prevailing wage rates and stipulations, including HUD contract provisions 24CFR part 85.36(i), the Davis-Bacon Act, Nondiscrimination, Equal Employment Opportunity, Affirmative Action, Section 3 requirements, Anti-Kickback Act, Federal Occupational Safety and Health Act and Department of Labor Standards and Regulations. It is our understanding that the construction budget of approximately \$25,000 was approved by Oakland County based on your discussion with the CDBG administrator last year when the scope of the project was reviewed for eligibility by the County for CDBG funding. HRC also understands that the costs for Engineering Services will be funded separately.

Scope of Design Engineering Services:

HRC will provide Professional Engineering Services based upon our understanding of the project scope as follows:

1. HRC survey crew will perform a topographic survey of the park and proposed ADA-compliant ramps on Cambridge and Columbia to determine existing grades.
2. Review existing utility and property documents and notify/coordinate this project with Utility Agencies to assist in avoiding future conflicts.
3. Assist City staff with gathering the required CDBG-related documents for inclusion in the bid package, i.e., Davis-Bacon Act packet, prevailing wage rates, Oakland County CDBG Contract Provisions, and HUD, Nondiscrimination and Equal Opportunity forms.

Delhi Township
2101 Aurelius Rd.
Suite 2A
Holt, MI 48842
517-694-7760

Detroit
535 Griswold St.
Buhl Building, Ste 1650
Detroit, MI 48226
313-965-3330

Grand Rapids
801 Broadway NW
Suite 215
Grand Rapids, MI 49504
616-454-4286

Howell
105 W. Grand River
Howell, MI 48843
517-552-9199

Jackson
401 S. Mechanic St.
Suite B
Jackson, MI 49201
517-292-1295

Kalamazoo
834 King Highway
Suite 107
Kalamazoo, MI 49001
269-665-2005

Lansing
215 S. Washington SQ
Suite D
Lansing, MI 48933
517-292-1488

4. HRC will provide detailed grading plans, details and specifications and compile these in a bid package in accordance with current ADA and CDBG requirements. HRC will also assist with advertising for bidding.
5. Conduct one (1) Design Coordination Meeting.
6. HRC will assist in the bidding process, make recommendation of award and prepare the Contract Documents for execution by the selected Contractor.

Proposed Schedule:

November 2021	City Council Award of HRC Services
November 2021	Complete Topographic Survey
December 2021	Complete Plans and Specs & Develop Bid Package
January 2022	Advertise for Bid (MITN & The Daily Tribune, if required)
February 2022	Bid Letting
February/March 2022	Council Awards Construction to Lowest Responsible Bidder
After April 15, 2022	Commencement of Project
May 31, 2022	Completion of Construction

Design Engineering Fees:

The following is a proposed project budget including the estimated construction fees and engineering fees for the project.

Task 1 – Existing Documentation Review/Topographic Survey	\$ 1,518.00
Task 2 – Obtain Forms/Documents pertaining to CDBG Requirements	\$ 640.00
Task 3 – Plans/Specs & Bid Documents/Advertising	\$ 3,918.00
Task 4 – Bidding Assistance (Award recommendation & Contract Docs)	\$ 1,053.00
Task 5 – Project Management and Meetings	<u>\$ 1,321.00</u>

Total Not-to-Exceed Fee **\$8,450.00**

Fees will be invoiced monthly and shall be based on our cost times a 2.9 multiplier in accordance with our current agreement with the City.

Clarifications:

1. Construction Engineering services are not included in this proposal. After bidding HRC will provide an additional proposal to include construction engineering, construction administration, survey layout, materials testing, progress meetings and full-time construction observation, as required.
2. Obtaining temporary private property construction easements are not included in this proposal as HRC expects all work will be completed within City ROWs. If easements are necessary HRC will provide related services on a T&M basis.

Summary:

We are prepared and staffed to commence work on the proposed project immediately upon your authorization to proceed. If this proposal is deemed acceptable to the City, please sign and return one copy to this office.

Thank you for this exciting opportunity to serve the City on this project. We look forward to working with you on this project.

If you have any questions or require any additional information, please contact the undersigned.

Very truly yours,

Accepted By:

HUBBELL, ROTH & CLARK, INC.

City of Berkley



Roland N. Alix, P.E.
Vice President

Signature: _____



Edward Zmich
Project Manager

Written Name: _____

Dated: _____

pc: City of Berkley; Mark Pollock
HRC; M. Stark, Business Office, File

PROJECT FEE/MANHOURLY TABLE

JOB NUMBER:	20210944
PROJECT NAME:	Kiwanis Tot Lot CDBG Sidewalk Replacement
PRINCIPAL	Roland Alix
ASSOCIATE/MGR	Eddie Zmich
DATE	October 26, 2021

HRC STAFF POSITION														
		Vice President		Chief Testing/Observation Manager		Project Manager		Graduate Engineer I		Designer		Survey - Sr. Party Chief		TOTAL
		RATE	145.00	RATE	148.00	RATE	134.00	RATE	93.00	RATE	93.00	RATE	111.00	
TASK		HRS	FEE	HRS	FEE	HRS	FEE	HRS	FEE	HRS	FEE	HRS	FEE	HRS
TASK NO.														
1A	Review Existing Docs							2	\$186.00					2
1B	Topographic Survey, process & clean up											12	\$1,332.00	12
2	Obtain Forms/Documents pertaining to CDBG Requirements					2	\$268.00	4	\$372.00					6
3	Develop Bid Documents (Plans & Specs)			2	\$296.00	1	\$134.00	16	\$1,488.00	10	\$930.00			29
	Develop Final Cost Estimate					1	\$134.00	4	\$372.00					5
	QA/QC Review			2	\$296.00	2	\$268.00							4
4	MITN Bid Package							2	\$186.00					2
	Respond to bidder questions/Addenda					1	\$134.00	2	\$186.00					3
	Pre-Award Meeting w/ Oakland County					1	\$134.00	1	\$93.00					2
	Bid Recommendation Letter					1	\$134.00	2	\$186.00					3
5	Attendance at one (1) City Council Meeting					2	\$268.00							2
	Project Management	2	\$290.00			4	\$536.00							6
	Design Coordination Meeting					1	\$134.00	1	\$93.00					2
SUBTOTAL Design Engineering		2	\$290.00	4	\$592.00	16	\$2,144.00	34	\$3,162.00	10	\$930.00	12	\$1,332.00	78

November 15, 2021 City Council Meeting

Moved by Councilmember _____ and seconded by Councilmember _____ to authorize the City Manager to execute a contract for Senior Home Chore Snow Removal Service with Tinsley Landscape and Hardscape LLC, 30728 Osmun Street, Madison Heights, MI 48071. \$4,135 will be paid from account number 275-940-818-044 and remaining expenses will be paid from 614-105-818-000.

Ayes:

Nays:

Motion:

Memo

To: Matthew Baumgarten, City Manager
Cc: Mark Pollock, Finance Director
Dan McMinn, Manager of Senior Programs and Special Events
From: Theresa McArleton, Parks & Recreation Director
Date: 11/2/2021
Subject: 2021 Senior Services Homechore

The Senior Homechore program is running this winter with approximately 40 homes enrolled for the program year.

An initial bid went out on both MITN and in the Daily Tribune with bids due on October 22, 2021. The City received two bids for this service and are recommending moving forward with the lowest bidder. Tinsley Landscape and Hardscape LLC was the lowest bidder and they provided great reference qualifications. Snow removal for a single lot this season is priced at \$40 and for a double or corner lot the cost is \$60. Costs to seniors enrolled remains as a \$5, \$10 or \$15 copay based on HUD income limits in 2021.

The portion of county CDBG funds available for this service is currently programmed at \$4,135. Any additional funds due to snowfall will be paid from the city's recreation account. Funds from CDBG will be taken from account number 275-940-818-044 and the remaining funds will be taken from account number 614-105-818-000.

The department and city administration believe that this is an invaluable service provided to our senior residents and we wish to continue it in the 2021/22 winter season.

At this time, I recommend approval of a contract with Tinsley Landscape and Hardscape LLC. I have spoken with the contractor, they did participate in the pre-bid meeting that was held for this bid and I feel confident in their ability to provide this service to our city seniors.

As always, should you have any other questions, please do not hesitate to contact me.

ATTACHMENTS

**COMMUNITY DEVELOPMENT BLOCK GRANT PUBLIC SERVICE CONTRACT
PY 2021**

CITY OF BERKLEY

Municipality

Tinsley Landscape and Hardscape LLC

Service Agency

*Effective Date: **November 15, 2021** Ending Date: **May 15, 2022***

*This contract shall be effective for **seven (7)** months from the beginning effective date or when funding has been expended, whichever comes first. Contracts should not exceed two years in duration.*

CONTRACT FUNDING SOURCES:

CDBG Program Year: 2021

Account Name: PUBLIC SERVICES (YARD SERVICES)

Total CDBG Dollar Amount of Contract: \$4135.00

Section I. AGREEMENT

This contract is made this day, 11/15/21, Tinsley Landscape and Hardscape LLC. hereinafter designated as the "Service Agency," having its principal office 30728 Osmun Street Madison Heights, Michigan 48071 and the City of Berkley, hereinafter designated as the "Municipality," having its principal office at 3338 Coolidge, Berkley, Michigan 48072.

Section II. PURPOSE

A) The purpose of this contract shall be to provide low to moderate income seniors in the City of Berkley with snow shoveling service. The Service Agency shall charge the City \$40.00 for a standard size lot and \$60.00 for a corner or double lot. The original bid with additional expense for inches over 6" will not be charged and is not included in the final contract. The service will be provided at a snowfall of 3" (inches) or more.

B) Federal CDBG Performance Measures are pre-determined for public service activities and include: Goal - Improve Quality of Life; Objective - Suitable Living Environment; Indicator - # of Low/Moderate Income Persons with New Access to Service as reported in the Direct Benefit Activity Report; Outcome - Improved Availability/Accessibility.

Section III. THE SERVICE AGENCY'S RESPONSIBILITIES

The Service Agency shall:

- A) Maintain records pertaining to the monies received and services provided in accordance with this agreement for a minimum of four years from the completion of this agreement. Allow the County of Oakland, the U.S. Department of Housing and Urban Development (HUD), the Comptroller General of the United States and any of their authorized representative's access to financial records pertaining to Community Development Block Grant Funds and this agreement for the purpose of audit or examination.
- B) Provide the Municipality and Oakland County Community & Home Improvement Division a specific unit(s) of measure for all services.
- C) Provide the Municipality invoices for services rendered based on actual costs.
- D) Submit payment requests that include required supporting documentation monthly or quarterly. Required documentation includes the "Direct Benefit Activity Report" to capture client information.
- E) Provide management and personnel to adequately perform the services prescribed by this agreement.
- F) Be solely responsible for any and all taxes (federal, state and/or local); worker's compensation insurance; disability payments; social security payments; unemployment insurance payments; insurance, and/or any similar type of payments for the Agency or any employee thereof; and shall hold the Municipality harmless from any and all such payments.
- G) Provide insurance in the kind and amount specified by the Municipality. The Municipality shall be named as an additional insured thereon and furnished with a certificate thereof when applicable.
- H) The Agency will not solicit or apply funds from any other source for the services reimbursed under this agreement.

Section IV. THE MUNICIPALITY'S RESPONSIBILITIES

The Municipality shall:

- A) In consideration for services rendered by the Service Agency, pay a total sum not to exceed the CDBG program year funded amount specified above.
- B) The municipality shall require written documentation of the client benefit qualification to be kept on site with the agency.
- C) The municipality must monitor the service agency at least once during the contract period.
- D) Recompense the Service Agency upon receipt of a payment request that includes accurate required supporting documentation from the Service Agency in amounts and time intervals as specified here.

Section V. COMPLIANCE

- A) The Service Agency shall comply with applicable laws, ordinances, codes and regulations of the Federal, State and local governments.
- B) Client Eligibility: All clients served under this agreement shall be qualified via either the HUD section 8 income verification or the HUD “presumed benefit” verification.

Section VI. DISCRIMINATION PROHIBITED

The Service Agency shall not discriminate against any employee or applicant for employment with respect to hire, tenure, terms, condition or privileges of employment on a matter directly or indirectly related to employment, because of race, color, religion, national origin, age, sex, height, weight, or marital status pursuant to the Elliot Larsen Civil Rights Act, 1976, P.A. 453. The Service Agency and the Municipality shall also comply with the provisions of the Michigan Handicappers Civil Rights Act, 1976, P.A. 220 and the Federal Rehabilitation Act of 1973, P.A. 93-112, 87 Stat. 394, which require that no employee or client or otherwise qualified handicapped individual shall, solely by reason of his/her handicap, be excluded from participation in, be denied the benefits of, or be subjected to discrimination under any program or activity receiving Federal assistance. No person shall, on the grounds of race, creed, color, sex, age, national origin, height, weight, handicap, marital status, sexual orientation, or gender identity be excluded from participation in, be denied the proceeds of, or be subject to discrimination in the performance of this contract.

Section VII. PROHIBITION OF POLITICAL AND RELIGIOUS ACTIVITY

There shall be no religious worship, instruction or proselytization as part of, or in connection with, the performance of this agreement. None of the funds, materials, property or services under this agreement shall be used in the performance of this agreement for any partisan political activity, including lobbying, as specified in Federal Circular A-122 Cost Principles for Nonprofit Organizations -- lobbying revisions, or to further the election, defeat, recall, impeachment, appointment or dismissal of any candidate for or from any public office.

Section VIII. GENERAL CONTRACT PROVISIONS

- A) Merger or Integration: This agreement constitutes the entire agreement between the Service Agency and the Municipality with respect to the subject matter hereof; there are no other further written or oral understandings or agreements with respect hereto.
- B) Modification, Assignment or Subcontracting Absent Prior Written Consent: No variation or modification of this agreement and no waiver of its provisions shall be valid unless in writing and signed by the duly authorized officers of the Service Agency and the Municipality. Any alterations, additions or deletions to the terms of this agreement, which are required by the enactment of legislation, regulations and directives, are automatically incorporated into this agreement on the date designated by law, regulation or directive.

- C) Termination: Either party may, at any time during the life of this agreement, terminate this agreement by giving thirty (30) days written notice to the other party and Oakland County Community & Home Improvement Division of its intention to terminate and an opportunity for consultation prior to termination. In the event of a termination, the Municipality's obligation shall only be to reimburse the Service Agency for services rendered up to notification of termination.
- D) Addendum: A contract duration may be extended or shortened, funds may be added or subtracted via an addendum signed by a representative from the Municipality and the Service Agency indicating the exact changes. The Municipality shall provide a copy to Oakland County Community & Home Improvement.
- E) Hold Harmless: To the fullest extent permitted by law, the Service Agency agrees to indemnify, pay in behalf of, and hold harmless the Municipality, Oakland County Community & Home Improvement, their elected and appointed officials, employees, volunteers, boards, commissions and others working in behalf of the Municipality and/or County, against any and all claims, demands, suits, losses, including all costs connected therewith for any damages which may be asserted, claimed or recovered against or from the Municipality and/or County, by reason of personal injury, including bodily injury and death, and/or property damage, including loss of use thereof, which arises out of, or is in any way connected or associated with the activity authorized by this contract.
- F) Confidentiality: The use or disclosure of information by the Municipality or Service Agency concerning services, applicants or recipients obtained in connection with the performance of the agreement shall be restricted to the purposes directly connected with the administration of the services provided under this agreement. Such information shall not be used for any other purpose unless required by law, statute or other legal process and is disclosed to Oakland County Community & Home Improvement.
- G) Disputes: The Municipality shall notify the Service Agency in writing of its intent to pursue a claim against the Service Agency for breach of any terms of this agreement. No suit may be commenced by the Municipality for breach of the agreement prior to the expiration of ninety (90) days from the date of such notification. Within this ninety (90) day period, the Municipality at the request of the Service Agency must meet with an appointed representative of the Service Agency for the purpose of attempting to resolve the dispute. The Service Agency shall be given the opportunity to cure or remedy any breach within such ninety (90) day period.
- H) Notices: Whenever under this agreement a provision is made for notice of any kind, unless otherwise herein expressly provided, it shall be in writing and shall be served personally or sent by registered or certified mail with postage prepaid to the designated representatives at the addresses supplied below. A copy shall be provided to Oakland County Community & Home Improvement.

- I) Equal Employment Opportunity: The Service Agency shall comply with Executive Order 11246 of Sept. 24, 1965, entitled "Equal Employment Opportunity, "as amended by Executive Order 11375 October 13, 1967, and as supplemented in Department of Labor regulations (41 CFR chapter 60).
- J) Copeland "Anti-Kickback" Act: The Service Agency shall comply with the Copeland "Anti- Kickback" Act (18 U.S.C.874) as supplemented in Department of Labor regulations (29 CFR part 3). (Applies to contracts and sub grants for construction or repair) _
- K) Reporting/Monitoring Requirements: The Municipality shall monitor the operations of vendor activities under this contract to assure compliance with applicable Federal requirements, contract provisions and that performance goals are being achieved on an annual basis.
- L) Patent Regulations: The Service Agency shall comply with the Municipality's requirements pertaining to patent rights with respect to any discovery or invention, copyrights and rights in data which arise or is developed in the course of or under such contract.
- M) Debarment, Suspension, Ineligibility and Voluntary Exclusion
The Service Agency shall comply with the provisions of 24 CFR Part 24 that neither it nor its principals is presently debarred, suspended, proposed for debarment, declared ineligible, or voluntarily excluded from participation in this contract. Additionally, the Contractor shall not use, directly or indirectly, any of the funds provided by this contract to employ, award contracts to, or otherwise engage the services of, or fund any contractor/subcontractor during any period that the contractor/subcontractor is debarred, suspended or ineligible under the provisions of 24 CFR Part 24. Using the Excluded Parties Listing System (<http://epls.arnet.gov>), Oakland County Community & Home Improvement Division has determined, as of the date of this contract that the Contractor is not excluded from Federal Procurement and Non-procurement Programs.
- M) Byrd Anti-Lobbying Amendment (31 U.S.C. 1352)
Contractors that apply or bid for an award exceeding \$100,000 must file the required certification. Each tier certifies to the tier above that it will not and has not used Federal appropriated funds to pay any person for influencing or attempting to influence an officer or employee of any agency, a member of congress, officer or employee of Congress, or an employee of a member of Congress in connection with obtaining any Federal contract, grant or any other award covered by 31 U.S.C. 1352. Each tier must also disclose any lobbying with non-Federal funds that takes place in connection with obtaining any Federal award. Such disclosures are forwarded from tier to tier up to the non-Federal award

IX. SERVICE AGENCY AND MUNICIPALITY CONTACT INFORMATION

SERVICE AGENCY

MUNICIPALITY

Name: Tinsley Landscape and Hardscape LLC

Name: City of Berkley

Representative Name: Jim Tinsley

Representative Name: Matthew Baumgarten

Phone #: 269-998-5593

Phone #: (248) 658-3300

Address: 30728 Osmun Street

Address: 3338 Coolidge

Madison Heights, MI 48071

Berkley, MI 48072

E-mail Address: tinsleylandscaping@gmail.com

E-mail Address: mbaumgarten@berkleymich.net

EIN #: 85-4236567

X. CONTRACT ACCEPTANCE

The undersigned indicate by their signatures that they are authorized to act on behalf of their respective party in this capacity. CDBG funds may not be legally obligated until after the municipality has received the official award of funds letter for this program year.

SERVICE AGENCY

MUNICIPALITY

Name: Tinsley Landscape and Hardscape

Name: City of Berkley

Officer Name: Jim Tinsley

Officer Name: Matthew Baumgarten

Officer Title: Owner

Officer Title: City Manager

Signature:

Signature:

Witnessed:

Witnessed:

Date:

Date:

Revised 10/16

A RESOLUTION
of the Thirty-ninth Council of the City of Berkley,
Michigan designating the time and place of City
Council Meetings and its Rules and Order of
Procedure

WHEREAS, Section 4.6 of the City Charter requires that the Council shall determine its own rules and order of business and shall keep a journal of all of its proceedings in the English language, which shall be signed by the mayor and the clerk and shall be available for inspection to the public at all reasonable times.

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 City Hall at 3338 Coolidge Highway, (248-658-3300), or remotely in accordance with the Michigan Open Meetings Act, MCL 15.261 et seq., as amended by the adoption of Public Act 228 of 2020.

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
- Public Comment
- 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, but also to facilitate the orderly and efficient conduct of Council business:

1. At a point on the Council agenda designated for public comment, 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 or via email to Clerk@Berkleymich.net if attending an electronic 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

1. 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:
2. 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.
3. 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.
4. 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.
5. 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.

6. 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 the 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. Express themselves – in both spoken and written communications – in a manner becoming of a City of Berkley official or representative and maintain a constructive tone that may not reasonably be construed as demeaning, harassing, accusatory, untruthful, or disrespectful.
11. Uphold these principles, ever conscious that public office is a public trust.

SECTION 14: Electronic Meetings

1. Beginning January 1, 2021 through December 31, 2021, City Council meetings may be held, in whole or in part, by electronic means using telephone conferencing or video conferencing technology due to circumstances requiring accommodation of any City Councilmember absent because of military duty, a medical condition, or when a declared statewide or local state of emergency or state of disaster exists and the personal health or safety of members of the public or public body would be at risk if the meeting were held in person. After December 31, 2021, electronic participation of a City Councilmember will be permitted only in circumstances requiring accommodation of a member who is absent due to military duty. As used in these Rules, the term “medical condition” means an illness, injury, disability, or other health-related condition, including the quarantine or isolation of a City Councilmember to minimize the spread of a contagious disease.
2. An electronic meeting of the City Council will be conducted in a manner that permits two-way communication so that members of the Council can hear and be heard by one another, and so that public participants can hear members of the City Council and be heard by both the Council and other public participants. The City may use technology to facilitate typed public comments submitted by members of the public participating in the electronically-held meeting that shall be read to or shared with members of the City Council and other participants.

As permitted by the Open Meetings Act, a physical place is not required for an electronically-held meeting. Members of the City Council and members of the public participating electronically in a meeting that occurs in a physical place are considered present and in attendance at the meeting for all purposes. For a meeting at which City Councilmembers are physically absent due to military duty or a medical condition and who are being accommodated by remote participation, all other City Councilmembers must be physically present at the meeting to be able to participate.

In addition to any other notice required by the Open Meetings Act, advance notice of an electronically-held meeting shall be posted on a portion of the City’s website that is fully accessible to the public. The public notice must be included on either the home page or a separate webpage dedicated to public notices for non-regularly scheduled or electronically-held public meetings that is accessible through a

prominent and conspicuous link on the City's website home page that clearly describes its purpose for public notification of non-regularly scheduled or electronically-held public meetings. Any scheduled meeting of the City Council may be held as an electronic meeting as permitted by the Open Meetings Act if a notice consistent with this Rule is posted at least 18 hours before the meeting begins. Any notice of the meeting of the City Council held electronically must clearly contain all of the following:

- a. Why the City Council is meeting electronically;
- b. How members of the public may participate in the meeting electronically (if a telephone number, internet address or both are required to participate, that information must be provided in the notice);
- c. How members of the public may contact members of the City Council to provide input or ask questions on any business that will come before the Council at the meeting; and
- d. How persons with disabilities may participate in the meeting.

If an agenda exists for an electronically held meeting of the City Council, the City shall, on a portion of its website that is fully accessible to the public make the agenda of the meeting available to the public at least 2 hours before the meeting begins. This publication of the meeting agenda does not prohibit subsequent amendment of the agenda at the meeting.

A member of the general public is not required to register or otherwise provide his or her name or other information or otherwise fulfill a condition precedent to attend an electronically-held meeting, other than mechanisms established and required by the City necessary to permit the individual to participate in a public comment period of the meeting.

Members of the general public otherwise participating in an electronically-held meeting of the City Council are excluded from participation in a closed session of the City Council that is held electronically provided that the closed session is convened and held in compliance with the requirements of the Open Meetings Act applicable to closed sessions.

3. The order of business for all meetings of the City Council conducted electronically and held beginning January 1, 2021 through December 31, 2021 for City Council meetings held, in whole or in part, by electronic means using telephone conferencing or video conferencing technology when a declared statewide or local state of emergency or state of disaster exists shall be as follows: Call to Order; Approval of Agenda; Invocation; Pledge of Allegiance; Public Comment – Items On the Agenda; Approval of Minutes; Approval of Warrants; Consent Agenda; Regular Agenda; Public Comment – Items Not On the Agenda; Communications; and Adjournment. The order of business outlined in this paragraph is not applicable when electronic means is used to accommodate the absence of individual City Council members due to military duty or a medical condition.
4. During City Council meetings conducted electronically, members of the public attending the meeting, once recognized by the chair, shall identify themselves for the record and indicate the municipality where they reside. Comments by the public will be limited to three minutes for each speaker unless the time is extended by the chair or by vote of the Council. Comments by the public shall be confined to the Public Comment portions of the meeting.
5. A member of the City Council who anticipates being absent from a meeting due to the circumstances set forth in the Open Meetings Act and these Rules may request accommodation of their absence to permit their remote participation in and voting on

Council business by two-way telephonic or video conferencing communication. A City Councilmember who desires to attend a meeting by telephonic or video conferencing shall inform the City Manager, or the City Manager's designee, at least 24 hours before the meeting to permit any necessary technology to be put in place to accommodate participation of the absent member. City Councilmembers attending a meeting by telephone or video conferencing may fully participate in the meeting, including voting and attendance in any closed session of the City Council. A Councilmember participating by telephonic or video conferencing is not permitted to chair the meeting unless all Council members are participating by telephone or video conferencing.

Any member of the City Council attending a meeting remotely must publicly announce at the outset of the meeting (which shall be included in meeting minutes) that the member is attending the meeting remotely. If the member is attending the meeting remotely for a purpose other than for military duty, the member's announcement must identify the member's physical location by stating the city, village, or township and the state from which the member is attending the meeting remotely.

Introduced and Passed at a Regular City Council Meeting on Monday, November 15, 2021.

Daniel J. Terbrack, Mayor

Attest:

Victoria Mitchell, City Clerk

Memo

To: Mayor Terbrack and City Council
From: Matthew Baumgarten, City Manager
Victoria Mitchell, City Clerk
Date: November 9, 2021
Subject: Meeting Dates – 2022 and 2023

The following schedule for the 2022 City Council meetings is based upon the approval of Resolution No. R-39-21. Considering the approval of a first and third Monday, the City Clerk has also developed a tentative 2023 schedule of meetings as well.

2022	2023 (Tentative)
Monday, January 10, 2022 Monday, February 7, 2022 Monday, March 7, 2022 Monday, March 21, 2022 Monday, April 4, 20122 Monday, April 18, 2022 Monday, May 2, 2022 Monday, May 16, 2022 Monday, June 6, 2022 Monday, June 20, 2022 Monday, July 18, 2022 Monday, August 8, 2022 Monday, September 19, 2022 Monday, October 3, 2022 Monday, October 17, 2022 Monday, November 21, 2022 Monday, December 5, 2022 Monday, December 19, 2022	Monday, January 9, 2023 Monday, February 6, 2023 Monday, March 6, 2023 Monday, March 20, 2023 Monday, April 3, 2023 Monday, April 17, 2023 Monday, May 1, 2023 Monday, May 15, 2023 Monday, June 5, 2023 Monday, June 19, 2023 Monday, July 17, 2023 Monday, August 14, 2023 Monday, September 18, 2023 Monday, October 2, 2023 Monday, October 16, 2023 Monday, November 20, 2023 Monday, December 4, 2023 Monday, December 18, 2023

The proposed schedule does not include a minimum of two 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, and January 3rd, 17th, and February 21st are holidays therefore city offices are closed.

I am also requesting the meeting on the first Monday in November be canceled due to a Gubernatorial 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 county clerk's office 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 15, 2021 City Council Meeting

Moved by Councilmember _____ and seconded by Councilmember _____ to authorize the City Manager to sign the Application for Additional Service Credit Purchase for Ron Gabriel approving five years of additional service credit. This service credit purchase is allowed by the MERS Plan Document for deferred vested members which would allow for this service credit purchase at 100% of the cost to the employee.

Ayes:

Nays:

Motion:

City of Berkley-Finance Department

Memorandum

To: Matt Baumgarten, City Manager
From: Mark Pollock, Finance Director
Date: November 10, 2021
Subject: Application for Additional Service Purchase Credit

We have placed on the Council Agenda a motion for Council to approve by your signature and submittal to MERS an application for additional service credit from former MERIT System employee and current PSO Ron Gabriel.

Unlike the standard MERS Service Credit Purchase authorized in the MERIT System, since Ron is no longer an active employee in the MERIT System he has an option as a vested deferred member of the MERS DB plan provided by MERS to purchase up to five years of additional service credit at 100% of the total cost.

According to MERS he has met all of the eligibility requirements for this service purchase, and the Application for Additional Service Credit Purchase needs your signature and approval once Council approves the purchase. Ron will have until the end of December to purchase this service credit at his cost of \$19,974.00. There is no shared cost of the City of Berkley with this purchase as 100% of the cost is paid by the employee.

Feel free to call or e-mail me if you have any questions.