

**CITY OF BERKLEY PUBLIC NOTICE
REGULAR CITY COUNCIL MEETING
Monday, March 20, 2023
7:00 P.M. – City Hall
248-658-3300**

**CALL 39th COUNCIL TO ORDER
APPROVAL OF AGENDA
MAYOR-LED MOMENT OF REFLECTION
PLEDGE OF ALLEGIANCE
PUBLIC COMMENT
ORDER OF BUSINESS**

Consent Agenda

1. **APPROVAL OF THE MINUTES:** Matter of [approving the minutes](#) of the 39th Regular and Special City Council meetings on Monday, March 6, 2023 and Special Work Session on Wednesday, February 28, 2023.
2. **WARRANTS:** Matter of [approving Warrants](#) No. 1383 and 1384.
3. **PROCLAMATION NO. P-04-23:** Matter of [proclaiming April 2023](#) as Sexual Assault Awareness Month.
4. **PROCLAMATION NO. P-05-23:** Matter of [proclaiming April 2023](#) as Child Abuse Prevention and Awareness Month.
5. **PROCLAMATION NO. P-06-23:** Matter of [proclaiming April 2023](#) as Autism Awareness Month.
6. **PROCLAMATION NO. P-07-23:** Matter of [proclaiming April 2023](#) as Fair Housing Month.

Regular Agenda

1. **RECOGNITIONS/PRESENTATIONS:** Matter of any recognitions or presentations from the Consent Agenda.
2. **RESOLUTION NO. R-04-23:** Matter of [recognizing Daniel J. Terbrack](#) for his years of service as Mayor for the City of Berkley.
3. **MOTION NO. M-18-23:** Matter of [approving the “Berkley Days Hometown Fair”](#) event beginning May 11, 2023 and ending on May 14, 2023 located at the Berkley Community Center, 2400 Robina. Approval is conditional upon the submission of required items and documents prior to event dates.
4. **MOTION NO. M-19-23:** Matter of [authorizing the Mayor to execute](#) a third-party Specialized Services Operating Assistance contract between SMART and the City of Berkley for public transportation services primarily designed for senior citizens and persons who are handicapped. The contract period for this program is from October 1, 2022 to September 30, 2023.
5. **RESOLUTION NO. R-05-23:** Matter of [authorizing a resolution](#) of the Council of the City of Berkley, Michigan establishing an 'Ad Hoc Woodward Dream Cruise Committee' coordinating the 2023 CruiseFest events for the City of Berkley.

COMMUNICATIONS

ADJOURN

Note: The City of Berkley will provide necessary reasonable auxiliary aids and services, such as signers for the hearing impaired and audio tapes of printed materials being considered at the meeting, to individuals with disabilities at the meeting upon four working days' notice to the City. Individuals with disabilities requiring auxiliary aids or services should contact the City by writing or calling: 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-NINTH COUNCIL OF THE CITY OF BERKLEY, MICHIGAN
WAS CALLED TO ORDER AT 7:00 PM ON MONDAY, MARCH 6, 2023 BY MAYOR DEAN**

PRESENT: Councilmember Steve Baker
Councilmember Mike Dooley
Mayor Pro Tem Ross Gavin
Councilmember Dennis Hennen
Councilmember Gregory Patterson
Councilmember Jessica Vilani
Mayor Bridget Dean

OTHER STAFF PRESENT:

City Manager Matthew Baumgarten
City Clerk Victoria Mitchell
City Attorney John Staran
Facilities Manager Alex Brown
DDA Executive Director Mike McGuinness
Community Development Director Kristen Kapelanski
Public Safety Lt. Jordan Kobernick

APPROVAL OF AGENDA:

Councilmember Gavin moved to approve the Agenda
Seconded by Councilmember Patterson
Ayes: Dooley, Gavin, Hennen, Patterson, Vilani, Baker, and Dean
Nays: None
Motion Approved.

PLEDGE OF ALLEGIANCE

PUBLIC COMMENT:

None

Clerk Mitchell read the following emails into the record:

Joel Ulferts, Berkley, stated Mr. Baumgarten answered most of the questions he had from the previous regular city council meeting, however, he still has questions regarding the Capital Improvement Plan. He listed out specific questions he has that will be forwarded to the city manager. He stated he does not see the justification for some of these expenditures in the Master Plan. He provided examples. He further has questions regarding the Downtown Development Authority budget.

Carole Shifman, Berkley, urges Council to support O-05-23. She said the issue of puppy mills and abuse is not new, but the recent opening of Puppygram has brought it to Berkley.

Paul Jordan, Berkley, supports passing an ordinance to prohibit the commercial sale of dogs, cats, rabbits, and the like in Berkley.

CONSENT AGENDA:

Councilmember Vilani moved to approve the following Consent Agenda
Seconded by Councilmember Dooley:

APPROVAL OF THE MINUTES: Matter of approving the minutes of the 39th Regular City Council meeting on Monday, February 6, 2023 and Special Work Session on Wednesday, February 8, 2023.

ORDINANCE NO. O-01-23: Matter of considering the Second Reading and Adoption of an Ordinance of the City Council of the City of Berkley, Michigan to Amend Section 2-39 of Article II, Officers and Employees, of Chapter 2 - Administration, to Modify Provisions Relating to Insurance and Indemnification of City Officials, Employees, and Board and Commission Members.

ORDINANCE NO. O-02-23: Matter of considering the Second Reading and Adoption of an Ordinance to the City Code to amend Section 94-9, Portable signs, in Chapter 94, Signs, and Section 138-108 - Promotional events, in Chapter 138, Zoning of the City of Berkley Code of Ordinances to remove the requirements for annual permits for portable signs and clarify portable sign regulations in relation to temporary events.

ORDINANCE NO. O-03-23: Matter of considering the Second Reading and Adoption of an Ordinance to amend Section 138-32, Section 138-387, Section 138-394, Section 138-419, Section 138-427, Section 138-457, Section 138-487, and Section 138-529 of Chapter 138 - Zoning of the City of Berkley Code of Ordinances in order to regulate vape shops.

ORDINANCE NO. O-04-23: Matter of considering the Second Reading and Adoption of an Ordinance to amend Section 138-458 of Chapter 138 - Zoning in order to add nursery schools, day nurseries, and child centers to the Twelve Mile District as a special use.

Ayes: Gavin, Hennen, Patterson, Vilani, Baker, Dooley, and Dean
Nays: None
Motion Approved.

REGULAR AGENDA:

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

None

MOTION NO. M-17-23: Matter of awarding the contract for the Library painting project to Industrial Painting Contractors, Inc of Taylor, Michigan in the amount of \$24,650. In addition, allocate \$2,500 for contingencies. These funds will come from account 101-738-976-000.
Councilmember Patterson moved to approve Motion No. M-17-23
Seconded by Councilmember Vilani
Ayes: Hennen, Patterson, Vilani, Baker, Dooley, Gavin and Dean
Nays: None
Motion Approved.

ORDINANCE NO. O-05-23: Matter of considering the First Reading of an Ordinance of the City Council of the City of Berkley, Michigan to Add Article V, Retail Pet Store Sales, in Chapter 2, Animals, of the Berkley City Code to Prohibit Retail Pet Stores in the City from Selling Dogs or Cats with an amendment to table the second clause of the Ordinance (Sec. 22-103) pending further conversation and deliberation.
Councilmember Baker moved to approve Ordinance No. O-05-23
Seconded by Councilmember Hennen as amended

PUBLIC COMMENT- FOR ORDINANCE NO. O-05-23:

Matthew Lee, Huntington Woods, said that puppy mills in Michigan contribute 20,000 additional pets to the humane and animal control system in the state of Michigan every year. He said nationally, 26 million pets are put to sleep because they cannot find a home. He stated the practices used by such proprietors,

including the Amish community, include opening the womb to take puppies from the mother for profitable business. He stated that such facts should be considered when selling dogs in the public domain.

Courtney Wooten, Berkley, said she was there to speak on behalf of a long-term breeder. She read an email from Jodie Barber, former resident of Berkley and longtime breeder sharing concerns that these facilities use large breeders, have no vetting process, take no responsibility after an animal is sold, and have few requirements of new owners after a sale. She read it is a complex matter. She read Ms. Barber has been in the pet industry for over 35 years, and is a preservation breeder, bred to the standard of Parent Club of AKC. She read Ms. Barber has shown AKC Confirmation Ring and bred Boston terriers and French bulldogs since 2006. She stated every potential buyer goes through a series of questions regarding environment, schedule, family makeup. In regards to references, she requires both personal and vet references. She said if all vetting passes then the buyer moves on to home visits and contracts, etc. She guarantees that the animal will not be bred and will remain a house pet. She provides a guarantee of health. She stated that in talking with breeders, she could not find one breeder that would sell to a retail pet store.

Lauren Delega, Franklin, stated puppy selling pet stores are part of a greater pipeline which funnels sick and inhumanely bred puppies into the hands of consumers. She stated the whole system lacks transparency and hundreds of dogs are confined to small cages for the entirety of their lives. She stated it is rarely true that puppies purchased at pet stores are healthy and socialized, as guaranteed by the stores. She said the ordinance protects consumers from misleading sales tactics, sick puppy sales, high vet bills and predatory lending. She said in 2021, Americans spent \$123 billion on their pets, with food, products, and services fueling the industry. Of the top 25 pet stores in America, only one sells puppies. She said this is evidence that no pet store needs to sell puppies to be profitable. She read off a list of communities that have adopted ordinances banning the sale of puppies.

Bea Frelander, Canton, states she is the board president of Attorneys for Animals. She said she came to address concerns on part of the council on whether an existing store should be grandfathered in. She said that kind of concern does not exist. She said they were provided a memo by the Humane Society of the United States, which has a puppy mill campaign. She said there are lawsuits that have been brought around the country in federal and state courts, however, none have been successful. She said in about 2017 or 2018 a bill was introduced in the Michigan state legislature that would preempt local governments from doing what the ordinance proposes. She said that bill was vetoed by then-Gov. Snyder who said at the time the issue is essentially a local concern. Finally, she pointed the council to a recent consumer alert issued by the attorney general on puppy scams, including a statement on buying a puppy at a pet store. In conclusion, she said there isn't a real issue with the city council's actions.

Jim Dillion, Farmington Hills, stated that regarding the grandfather provision, he would leave it to the city attorney. He said the city approved the Puppygram store and, just as the store opens, now is passing an ordinance to prohibit the business. He stated concerns have been raised about the inhumane treatment of animals; in his life he has had rescue pets but believes in free choice. He said a blanket ban seems inappropriate. He stated that it would seem to him that an ordinance designed to prevent inhumane treatment of animals should speak to the inhumane treatment of the animals, banning inhumane puppy mills and other alleged practices. A blanket ban seems inappropriate, and that perhaps a grandfathering without a limitation would be more appropriate.

Miles Handy, Indiana, stated that we can agree on one thing, we hate puppy mills and that is why he opened Puppygram. He stated regarding internet scams that take advantage of seniors and vulnerable community members, that is real and a reason why they opened Puppygram. He said they are full of transparency, and that they have nothing to hide. He said they are not perfect but they are doing a great job and a great service. He said they have thousands of happy customers. He said not all families can have a rescue pet. He said he works with breeders who breed for families with children with medical issues, which require certain qualities in a pet. He said they specialize in making sure the right puppy goes to the right individual. He said overcrowding in shelters is not from establishments like Puppygram. He stated they do not consider themselves a pet store but a pet service business. He welcomed everyone to see the establishment and to discuss this in a frame that serves all residents. He said they hate puppy

mills just as those in attendance hate puppy mills, but they do think people should have a choice for their lifestyle. He stated that he hopes a resolution will be reached.

Rachel Shuler, Royal Oak, stated she is a proud resident of Royal Oak, which has an ordinance to ban the sales of puppies, kittens, and rabbits. She read from a graphic from the Bailing out Benji nonprofit organization that lists breeders who supplied Pet's Choice in Kokomo, IN including how many adult breeding dogs each housed and how many puppies each provided.

Ayes: Patterson, Vilani, Baker, Dooley, Gavin, Hennen and Dean

Nays: None

Motion Approved.

RESOLUTION NO. R-03-23: Matter of authorizing the execution of the Public Unit Master Signature Authorization Agreement between the City of Berkley and Flagstar Bank to provide the necessary authorizations for deposits, withdrawals, and other basic bank business on behalf of the City of Berkley.

Councilmember Vilani moved to approve Resolution No. R-03-23

Seconded by Councilmember Patterson

Ayes: Vilani, Baker, Dooley, Gavin, Hennen, Patterson and Dean

Nays: None

Motion Approved.

COMMUNICATIONS:

COUNCILMEMBER BAKER:

- Wished everyone a Happy March and hopes that all are staying safe with this crazy weather.
- DDA Board meets on Wednesday, March 8th in the second-floor conference room of the Public Safety building at 8:30 am. Included on the agenda will be the third reading of the DDA draft budget. Discussion will also be had regarding updates to the mural program application process. Also to be discussed: parking study progress, Coolidge crosswalks, Robina North project, and fun promotional activities in March.
- The downtown leprechaun scavenger hunt will be from March 9-19th, as well as a Leprechaun's Day Out from March 16 – 19th. The next downtown block party will be held at O'Mara's on March 18th. For more info, please visit downtownberkley.com
- The Historical Committee met Tuesday, February 21st; they continue to prepare for the upcoming 100th anniversary of Berkley becoming a village. Berkley became a village in 1923 and a city in 1932; there will be a tour of the Sears Kit Homes in Berkley as part of the hundredth anniversary celebration coming up. A 100th Anniversary magazine will be delivered to all residents in the community; the committee is currently finishing up writing and editing it. There will also be a time capsule buried as part of the anniversary ceremony with the location to be determined but near City Hall. Residents and councilmembers are encouraged to suggest items to include. Visitors are always welcome; the museum is open Wednesdays from 10 am – 1 pm and Sundays from 2 pm- 4 pm. More information is available at berkleyhistory.com
- Noted that March is Women's History Month, and read a quote from Mother Theresa, "I alone cannot change the world, but I can cast a stone across the waters to create many ripples." In 1980, President Carter proclaimed Women's History Week which was later ratified into a full month celebration in 1987. Each of these years has a theme, the theme for this year is 'Celebrating Women Who Tell Our Stories', which can be done through a variety of mediums. Storytelling is a very powerful way to communicate. Highlighted a small sample of the amazing women who have helped encourage imaginations and tell our stories here in Berkley: in 1920, Ruth Schwartzman was our Deputy Treasurer, having been a leader in the Women's Club of Berkley and a member of the Berkley School Board of Education; Berta Leon was an artist with Disney studios in the 1930s, whose artwork has appeared in local galleries; Melba Marlitz and Mabel Seeley were popular authors of mysteries and general fiction in the 1930s and 1940s. These women all hailed from Berkley. Marin Monty is a photographer whose work has appeared in local galleries, as well as an

active member of our Chamber of Commerce and the force behind Berkley Art Bash; Amber Bolina is a winner of the Very Special Arts Young Playwrights program for her work, 'Well Into August'; Carol Ring was one of the founding members of the Berkley Historical Committee and served as its chair for many years, Sue Richardson has continued that legacy in serving as the chair for over ten years and counting. Our very own Mayor Bridget Dean serves as the Mayor, continuing the fine legacy of Marilyn Stephan and many of the other female mayors that preceded her.

- Asked people to please hug someone they know, they need it and will appreciate it.

COUNCILMEMBER HENNEN:

- Zoning Board of Appeals had no cases to hear in February or March.
- In its meeting last week, the Tree Board hosted a speaker from the Forestry Department of the Department of Natural Resources that provided a wealth of information on best practices for managing city trees, ideas for reducing tree and sidewalk conflicts, species information, as well as grant availability. Tree City USA will require a small update to the city's tree ordinance, to continue receiving recognition from the Arbor Day Foundation.
- It is Berkley's 32nd year receiving the Tree City USA accreditation.
- Spoke briefly regarding power outages. He assured that those on the ground are doing the best they can, and recommended that people reach out to those able to make change on the state level, like Sen. Mallory McMorrow. You can reach her at 855-347-8008 or by email at senmmcmorrow@senate@mich.gov. Another place to reach out to is the Michigan Public Services Commission, who can be reached at michigan.gov/mpsc or 800-292-9555.

COUNCILMEMBER PATTERSON:

- Planning Commission held a combined work session meeting with City Council to begin the discussion on parklets, more information is to come.

COUNCILMEMBER DOOLEY:

- Library Board met last month; Saturday, March 18th is the Friends of the Library Book Sale, from 10am-3pm. All funds raised from that benefit the Library programs.

COUNCILMEMBER VILANI:

- Gave a very big thank you to our Department of Public Works and Public Safety teams for all of their extra work during the storms over the past few weeks.
- Thanked everyone who attended the meeting to share their concerns, no matter their opinion on the issue. Said that our government is only as strong as the people that participate in it, and thanked them for using their voices to do that.
- Technology Advisory Committee/Citizens Engagement Advisory Committee meeting will be this Wednesday at 7 pm in the Public Safety building.
- Chamber Chat will be March 17th from 8:30 – 9:30 am at the Woodward Corner Market. No registration is necessary.
- The Hometown Art Show is going on now through Thursday, March 9, 2023 at participating Berkley businesses, featuring Berkley Schools student artwork. Wished a very special thank you to all of the shops and stores that opened up their walls to our students.

MAYOR PRO TEM GAVIN

- Lots of great things happening at Parks & Recreation, as usual.
- Join us at the community center for Trivia Tuesday on March 14th at 12:30 pm; registration is \$10 and lunch will be provided.
- Register now for A Hopping Good Time Bingo Celebration on Tuesday, April 4th at 12:30pm; registration is \$10 and includes lunch and two bingo cards.
- Check out registration.berkleymich.org for more on senior trips and activities, youth and adult class lists and registration and ongoing summer day camp registration as well.
- Next Parks & Recreation meeting is April 13th at 7 pm at the Recreation Center.
- The next meeting of the Environmental Advisory Committee is the 16th at 6:30 pm on the second floor of the Public Safety building.

CITY MANAGER BAUMGARTEN:

- With the May election quickly approaching, four public information sessions will be held for Berkley voters to learn more about the Headlee Override request that will be on the ballot on May 2nd, with AV ballots coming out on March 23rd. The public information sessions will focus on informing Berkley voters about what a millage will cost them, how and what services are impacted, and why the city is making this request of its voters. First information session tomorrow night at the Berkley Library, March 7th at 7 pm. He asks that everyone come out and ask questions. He said staff cannot advocate for an outcome but they can lay their resume on the table and show voters why they feel that they have been good stewards of the public's funds so far.
- Next information session on Saturday, March 18th at 10 am at Berkley Parks & Recreation, 2400 Robina.

CITY ATTORNEY STARAN:

- Has been busy over the past few weeks working with Kristen Kapelanski, Community Development Director on tweaks to city ordinances.
- Since the last meeting with Council, the City has received two more favorable court decisions in marihuana licensing litigation. Of the licensing decisions the Council made, and the four appeals that were filed, the City has prevailed in all four of those. In December, the City received a very favorable Court of Appeals decision that was not appealed further to the Supreme Court. He commends the Council on crafting a solid ordinance. One case remains, however, he said he hopes that we are nearing the end of seemingly never-ending litigation.

MAYOR DEAN:

- Followed up on Councilmember Hennen's comments regarding DTE, stating that Council has heard back from our representative and that she is enthusiastically seeking to attend a meeting in the near future. Said that she will let everyone know when they can expect her to attend.
- Took a moment to recognize our incredible Public Safety Department and DPW for their extraordinary efforts during the recent storms. Public Safety responded to 110 calls and despite being tired and cold, they persevered. She said that we are fortunate to have such well-trained men and women serving our city.
- Noted that she and her husband Michael are celebrating 38 years of marriage this Thursday.

ADJOURNMENT:

Councilmember Vilani moved to adjourn the Regular Meeting at 8:02 p.m.

Seconded by Councilmember Hennen

Ayes: Dooley, Gavin, Hennen, Patterson, Vilani, Baker, and Dean

Nays: None

Motion Approved.

Bridget Dean, Mayor

ATTEST:

Victoria Mitchell, City Clerk

THE SPECIAL MEETING OF THE CITY COUNCIL OF THE CITY OF BERKLEY, MICHIGAN WAS CALLED TO ORDER AT 6 PM ON MONDAY, MARCH 6, 2023 BY MAYOR DEAN

PRESENT:

Councilmember Steve Baker
Councilmember Mike Dooley
Mayor Pro Tem Ross Gavin
Councilmember Dennis Hennen
Councilmember Greg Patterson
Councilmember Jessica Vilani
Mayor Bridget Dean

OTHER STAFF PRESENT:

City Manager Matthew Baumgarten
City Clerk Victoria Mitchell
City Attorney John Staran
Community Development Director Kristen Kapelanski

APPROVAL OF AGENDA:

Councilmember Baker moved to approve the Agenda
Seconded by Councilmember Vilani
Ayes: Dooley, Gavin, Hennen, Patterson, Vilani, Baker, and Dean
Nays: None
Motion Approved.

PLEDGE OF ALLEGIANCE

PUBLIC COMMENT:

None

REGULAR AGENDA:

CLOSED SESSION: Matter to consider convening in closed session at the conclusion of the special meeting in order to discuss a confidential attorney/client privileged communication.

Councilmember Patterson moved to meet in Closed Session
Seconded by Councilmember Vilani
Ayes: Gavin, Hennen, Patterson, Vilani, Baker, Dooley, and Dean
Nays: None
Motion Approved.

ADJOURNMENT:

Councilmember Patterson moved to adjourn the Special Meeting at 6:02 p.m.
Seconded by Mayor Pro Tem Gavin
Ayes: Hennen, Patterson, Vilani, Baker, Dooley, Gavin, and Dean
Nays: None
Motion Approved.

**A CLOSED SESSION OF THE THIRTY-NINTH COUNCIL OF THE CITY OF BERKLEY, MICHIGAN
WAS CALLED TO ORDER AT 6:05 P.M. ON MONDAY, MARCH 6, 2023 BY MAYOR DEAN**

PRESENT:

Councilmember Steve Baker
Councilmember Mike Dooley
Mayor Pro Tem Ross Gavin
Councilmember Dennis Hennen
Councilmember Greg Patterson
Councilmember Jessica Vilani
Mayor Bridget Dean

OTHER STAFF PRESENT:

City Manager Matthew Baumgarten
City Clerk Victoria Mitchell
City Attorney John Staran
Community Development Director Kristen Kapelanski

Councilmember Patterson moved to adjourn the Closed Session at 6:52 p.m.
Seconded by Councilmember Dooley
Ayes: Dooley, Gavin, Hennen, Patterson, Vilani, Baker, and Dean
Nays: None
Motion Approved.

Bridget Dean, Mayor

ATTEST:

Victoria Mitchell, City Clerk

THE SPECIAL WORK SESSION OF THE COUNCIL AND PLANNING COMMISSION OF THE CITY OF BERKLEY, MICHIGAN WAS CALLED TO ORDER AT 7:00 PM ON TUESDAY, FEBRUARY 28, 2023 BY MAYOR DEAN

PRESENT:

Mayor Pro Tem Ross Gavin
Councilmember Dennis Hennen
Councilmember Greg Patterson
Councilmember Jessica Vilani (arrived at 7:05)
Mayor Bridget Dean
Commissioner Dahlin
Commissioner Hamameh
Chair Kempner
Commissioner Passalacqua
Commissioner Woods (arrived at 7:03 p.m.)

ABSENT:

Councilmember Steve Baker
Councilmember Michael Dooley
Commissioner Joseph Bartus

OTHER STAFF PRESENT:

City Manager Matthew Baumgarten
City Clerk Victoria Mitchell

APPROVAL OF AGENDA:

Councilmember Gavin moved to approve the Agenda
Seconded by Councilmember Patterson
Ayes: Gavin, Hennen, Patterson, Vilani, Dean, Dahlin, Hamameh, Kempner, Passalacqua, and Woods
Nays: None
Motion Approved.

PLEDGE OF ALLEGIANCE

PUBLIC COMMENT:

None

REGULAR AGENDA:

DISCUSSION: Matter of discussing ordinance language, policies, and procedures related to parklets.

Megan Masson-Minock, AICP, Principal Carlisle Wortman Associates, facilitated a discussion regarding parklets. She was accompanied by intern Jessica Hobbs from the University of Michigan.

Ms. Masson-Minock opened the work session discussing the definition of a parklet including the following points:

- Temporary outdoor service areas
- Within commercial area
- Converted from on-street parking spaces
- May be connected to outdoor service areas on adjacent sidewalks
- Maintained by adjacent business

Ms. Masson-Minock discussed the varying widths of our sidewalks in relation to parklets.

Ms. Masson-Minock discussed items that could be regulated including:

- Parking spots adjacent to sidewalks
- At least one parking space away from a corner
- Leaves a minimum five-foot pedestrian walkway
- On streets with lower speed limits (25-30 mph)
- A limited number of spaces allowed per business or per city block

Ms. Masson-Minock stated parklets have enclosures, which could be wheel stops, that may be required to protect along with railings to separate parklets from the pedestrian paths. She stated there are specific requirements when alcohol is served. She discussed different distances from vehicle traffic.

Ms. Masson-Minock discussed costs and fees including:

- \$10k-\$20K to construct
- Application requirements
 1. Parklet permit required
 2. Encroachment permit
 3. Possible building permits for platforms

Ms. Masson-Minock discussed additional aspects including:

- Timing
- Noise
- Street furniture and lighting
- Alcohol regulations
- Temporary shelters
- Accessibility
- Ramps and platforms
- Visibility
- Maintenance Requirements - usually businesses' responsibility

Ms. Masson-Minock asked everyone to vote with their feet. She asked everyone to stand in an area spanning from I'm ready right now for a parklet to this is a horrible idea. Other categories included neutral and need more discussion.

Everyone in the group had concerns/questions to discuss further. Questions related to reducing parking, noise pollution, could you share or "gift" a parklet, is there any return on investment, storage, design standards, whether there would be extra costs for DPW, walkability, space on sidewalks due to varying widths of the sidewalks, etc.

Ms. Masson-Minock discussed different ways other communities attacked this ranging from completely shutting down a street to accommodate parklets to Downtown Development Authorities funding parklets to providing uniformity guidelines for smaller parklets that are individually designed and constructed.

Ms. Masson-Minock commented that our downtown is unusual as it is about two miles long on 12 Mile Road. She suggested they consider where they would want these spaces to be.

City of Berkeley Community Development Director Kristen Kapelanski explained that many lots are shallow so this could provide additional space. Director Kapelanski discussed different parking options and on-street parking. She also threw out the idea of one-way traffic at certain times of the year.

City Councilmember Dennis Hennen asked about businesses that are already short in parking. He said he wouldn't support those businesses losing their on-street spots. Ms. Kapelanski said since they are currently conducting a parking study, requirements could change.

Planning Commission Chair Lisa Kempner said some people haven't learned how to use the road diet correctly yet.

City Councilmember Jessica Vilani said Berkeley is a walking school district and the high school is an open campus producing a lot of foot traffic. She said we have to be aware of that in relation to scenarios where pedestrians may not always be paying attention.

The left turn at Catalpa was discussed.

Ms. Masson-Minock summarized the main concerns of the group as noise, parking, politics, economic concerns, parking variances, Coolidge needs to be used properly or bump-outs, the heavy pedestrian area near schools, speed, and the width of sidewalks (12 Mile Road).

Ms. Masson-Minock led an activity where city councilmembers and planning commissioners prioritized different questions and attributes pertaining to parklets with blue dots.

Consensus following the exercise facilitated by Ms. Masson-Minock included:

- Make sure parklet furniture doesn't block traffic
- Mixed-vote regarding accessibility in relation to ramps and platforms. Ms. Masson-Minock stated addressing platforms could be a policy decision. Platforms and space considerations along with cost were discussed
- All agreed that state standards should be followed if serving alcohol
- Most agreed regarding street furniture and lighting. Developing design standards was discussed
- Allow temporary shelters outside of November 1-March 31
- Most agreed on relying on the City's noise ordinance and creating design guidelines for raised platforms and enclosures
- Mixed-vote on whether the speed limit should be 25 mph or less or 30 mph or less. They discussed the impact of dropping the speed limit by 5 mph. Consensus is it would be great to lower 5 mph, but politically impossible
- Majority agreed on max number of parking spaces connected to parklets by businesses
- The majority agreed design guidelines are needed

A discussion took place regarding snow removal.

Consensus was reached on design guidelines for raised platforms and enclosures.

Commissioner Hamameh is not convinced parklets will work in Berkley. She discussed having a pilot program. Director Kapelanski said with a pilot program, it is hard to give someone something and then take it away. She also stated it would be hard to ask someone to make that type of monetary commitment for something that is temporary.

Ms. Masson-Minock discussed the seasonal timing of parklets/temporary shelters and other aesthetic options. She further discussed the possibility of enacting design guidelines.

There was a discussion regarding permitting. It was discussed if there would be a parklet permit and an additional building permit for raised platforms. Director Kapelanski said she would figure out a way to consolidate the two applications.

There was a discussion regarding the requirement of a 50-foot buffer. It was mentioned the point of the 50-foot buffer is to lessen the impact of any adjacent residential. A further discussion took place regarding instances where a 50-foot buffer is not available. Ms. Masson-Minock said they would go back and massage this issue with the intent to come back with a revision.

Mixed-use districts were discussed. Commissioner Passalacqua said he would throw into the side streets conversation, line of sight. That is his concern more than two-way traffic. He questioned would there be a certain amount of setback needed and would that eat into the 50-foot from residential use or zone.

There was a discussion regarding off-street parking in relation to parklets.

The group discussed if a parklet has to be in front of their business. Ms. Masson-Minock said usually parklets are in front of their businesses.

A question was posed about how cities deal with business owners who might be mad that an on-street parking space is lost by someone who converts a space into a parklet. Ms. Masson-Minock said business owners could have the adjacent business owner sign off, require administration approval, etc. She said the rubbing point is usually when parklets expand outside of right in front of an owners business.

Chair Kempner asked if Oakland County is going to let us do this on 12 Mile Road? It was stated the Road Commission for Oakland County is in charge of 12 Mile Road. Ms. Masson-Minock explained there are different rulings.

Chair Kempner asked about the timeline of when bump outs are coming. City Manager Baumgarten said he would check and follow up on the question. He mentioned temporary bump outs could be erected if needed.

Director Kapelanski asked should bike lanes be treated differently? There was discussion. Councilmember Hennen stated if there is a bike lane + 30 mph speed limit, then two-foot setback.

Ms. Masson-Minock thanked everyone for their attendance and participation.

Ms. Masson-Minock said the next step is to talk to the road commission. If the Road Commission will not allow parklets on 12 Mile Road, then they will hold another joint workshop. If the Road Commission does allow parklets on 12 Mile Road, then work would begin on the ordinance. The group also discussed bringing back a map to identify potential sites.

Director Kapelanski brought up that as we kick off the zoning rewrite, another joint meeting would be needed to begin that process.

Ms. Masson-Minock said we could combine that work session and the parklets work session if needed.

ADJOURNMENT:

Councilmember Gavin moved to adjourn the Special Work Session at 8:33 p.m.

Seconded by Councilmember Patterson

Ayes: Hennen, Patterson, Vilani, Gavin, and Dean, Dahlin, Hamameh, Kempner, Passalacqua, and Woods

Nays: None

Motion Approved.

Bridget Dean, Mayor

ATTEST:

Victoria Mitchell, City Clerk



CITY OF BERKLEY
 CHECK WARRANT
 #1383
 JANUARY 2023

Check Date	Bank	Check #	Payee	Description	Amount
01/05/2023	GEN	71094	MISDU	PAYROLL DEDUCTIONS	82.99
01/05/2023	GEN	71095	NATIONWIDE RETIREMENT SOLUTIONS	NATIONWIDE 457 W/H	6,511.55
01/05/2023	GEN	71096	VANTAGEPOINT TRNSFR AGENTS-107930	ICMA 457 W/H 401 ICMA DEFERRED	** VOIDED ** ** VOIDED **
01/05/2023	GEN	71097	VANTAGEPOINT TRNSFR AGENTS-303792	ICMA 457 W/H ICMA 457 W/H	** VOIDED ** ** VOIDED **
01/05/2023	GEN	71098	VANTAGEPOINT TRNSFR AGENTS-706259	ICMA ROTH IRA	** VOIDED **
01/16/2023	GEN	71099	21ST CENTURY MEDIA - MICHIGAN	ADVERTISING ADVERTISING	544.63 258.95 <u>803.58</u>
01/16/2023	GEN	71100	4 WAY CEMENT INC.	BS22-0002 - PZC22-0036	200.00
01/16/2023	GEN	71101	800 NEW LOOK INC.	BBB17-0068 - PB17-0260	75.00
01/16/2023	GEN	71102	ADVANCED MARKETING PARTNERS, INC.	POSTAGE-PRINTING-MAILING	356.00
01/16/2023	GEN	71103	AIELLI CONSTRUCTION COMPANY, INC.	CONSTRUCTION - ROAD PROJECT CONSTRUCTION	203,290.68 346,143.60 <u>549,434.28</u>
01/16/2023	GEN	71104	ALEX NEELEY	BS22-0030 - PZC22-0196	200.00
01/16/2023	GEN	71105	AMAZON CAPITAL SERVICES	OFFICE SUPPLIES SUPPLIES EQUIPMENT SUPPLIES EQUIPMENT	18.29 19.79 165.73 221.07 <u>424.88</u>
01/16/2023	GEN	71106	AMERICAN STANDARD ROOFING LLC	BBB22-0131 - PB22-0460	75.00
01/16/2023	GEN	71107	APPLIED INNOVATION	OFFICE EQUIPMENT RENTAL OFFICE EQUIPMENT RENTAL	0.05 0.05 <u>0.10</u>
01/16/2023	GEN	71108	AT&T	CONTRACTUAL SERVICES	149.00
01/16/2023	GEN	71109	AUDRIK, INC. DBA ROTO ROOTER	BBP22-0007 - PSW22-0011	3,710.67
01/16/2023	GEN	71110	BEDIENT CONSTRUCTION	BD22-0006 - PB22-0409	1,000.00
01/16/2023	GEN	71111	BERKLEY AREA CHAMBER OF COMMERCE	MEMBERSHIPS	300.00
01/16/2023	GEN	71112	BIG D LOCK CITY	SUPPLIES	4.50
01/16/2023	GEN	71113	BOUNCING ALL AROUND INC.	CONTRACTUAL SERVICES	615.00
01/16/2023	GEN	71114	BRICK FACED CONCRETE INC.	BBA22-0033 - PB22-0063	50.00
01/16/2023	GEN	71115	BRUTTELL ROOFING COMPANY INC.	BBB22-0079 - PB22-0279	75.00

01/16/2023	GEN	71116	BS & A SOFTWARE	COMPUTER SOFTWARE	7,245.00
01/16/2023	GEN	71117	BUTCHER & BUTCHER CONSTRUCTION CO.	BBB22-0075 - PB22-0269	75.00
01/16/2023	GEN	71118	CAMELOT CLEANERS	PRISONER BOARD	88.55
01/16/2023	GEN	71119	CAMPO DISPOSAL INC.	BUILDING DEMOLITION	9,640.00
				BUILDING DEMOLITION	8,860.00
					18,500.00
01/16/2023	GEN	71120	CAPITAL R/E TAX SERVICES	SUNDRY REVENUE	524.10
01/16/2023	GEN	71121	CARDCONNECT	CONTRACTUAL SERVICES	25.00
01/16/2023	GEN	71122	CARLISLE / WORTMAN	CONSULTANT	420.00
01/16/2023	GEN	71123	CAROUSEL ACRES, INC.	CONTRACTUAL SERVICES	900.00
01/16/2023	GEN	71124	CASA AMADO	PROGRAM SUPPLIES-CONTRIBUTIONS - LIBRARY	300.00
01/16/2023	GEN	71125	CDW GOVERNMENT, INC.	VEHICLE EQUIPMENT	256.98
				BUILDING MAINTENANCE	1,545.63
					1,802.61
01/16/2023	GEN	71126	CHAZZANO, LLC	BBE22-0028 - PB22-0446	800.00
01/16/2023	GEN	71127	CHRIS CONNOLLY	SUNDRY REVENUE	194.76
01/16/2023	GEN	71128	CHRISTINE DOE	IN LIEU	630.72
01/16/2023	GEN	71129	CINTAS	CONTRACTUAL SERVICES	142.99
01/16/2023	GEN	71130	CITY OF BERKLEY-DPW PETTY CASH	PROGRAM SUPPLIES	103.94
				CONTRACTUAL SERVICES	25.94
				PROGRAM SUPPLIES	5.29
				CONTRACTUAL SERVICES	25.93
				PROGRAM SUPPLIES	5.29
				PROGRAM SUPPLIES	26.17
				PROGRAM SUPPLIES	131.22
				PROGRAM SUPPLIES	13.01
					336.79
01/16/2023	GEN	71131	CLEAR CUT ICE	CONTRACTUAL SERVICES	1,740.00
01/16/2023	GEN	71132	CMNTV	CABLE PRODUCTION	1,590.00
01/16/2023	GEN	71133	CMV LANDSCAPE & EQUIPMENT COMPANY	BS22-0015 - PZC22-0110	200.00
01/16/2023	GEN	71134	CONTRACTORS CLOTHING CO.	UNIFORMS	77.56
01/16/2023	GEN	71135	CORELOGIC	SUNDRY REVENUE	5,238.88
01/16/2023	GEN	71136	CREGGER PLUMBING	BBP22-0066 - PSW22-0216	5,000.00
01/16/2023	GEN	71137	D G ENERGY COMPANY LLC	LAND IMPROVEMENTS	3,750.00
01/16/2023	GEN	71138	DALE A. CARLSON	PROGRAM SUPPLIES-CONTRIBUTIONS - LIBRARY	200.00

01/16/2023	GEN	71139	DAVID PICHE	IN LIEU	1,261.44
01/16/2023	GEN	71140	DEALER AUTO PARTS SALES	VEHICLE MAINTENANCE - DPW VEHICLE SUPPLIES	884.98 9.00 ----- 893.98
01/16/2023	GEN	71141	DETROIT BUILD, INC.	BBA22-0208 - PB22-0411	100.00
01/16/2023	GEN	71142	DETROIT SALT COMPANY	PROGRAM SUPPLIES PROGRAM SUPPLIES	6,402.89 2,744.10 ----- 9,146.99
01/16/2023	GEN	71143	EUREKA BUILDING CO.	BBA22-0215 - PB22-0424	100.00
01/16/2023	GEN	71144	FASTSIGNS OF DETROIT	BSB22-0025 - PS22-0023	50.00
01/16/2023	GEN	71145	FERGUSON WATERWORKS #3386	EQUIPMENT	6,997.69
01/16/2023	GEN	71146	FINISHED BASEMENTS PLUS LLC	BBA22-0177 - PB22-0345	100.00
01/16/2023	GEN	71147	FINSILVER CONSTRUCTION	BBA22-0263 - PB22-0519	50.00
01/16/2023	GEN	71148	FISHBECK	CONTRACTUAL SERVICES	4,800.00
01/16/2023	GEN	71149	FOREMAN CONSTRUCTION CO.	BBD22-0018 - PB22-0431	500.00
01/16/2023	GEN	71150	FOUNDATION RESTORATION	BBB22-0141 - PB22-0507	75.00
01/16/2023	GEN	71151	GALLAGHER FIRE EQUIPMENT COMPANY	BUILDING MAINTENANCE	290.00
01/16/2023	GEN	71152	GARRETT DOOR CO.	BUILDING MAINTENANCE	706.80
01/16/2023	GEN	71153	GFL ENVIRONMENTAL SERVICES USA INC.	FUEL & OIL	89.96
01/16/2023	GEN	71154	GOODING CONSTRUCTION LLC	BBA22-0189 - PB22-0378	55.00
01/16/2023	GEN	71155	GORDON FOOD SERVICE INC.	CONTRACTUAL SERVICES	140.89
01/16/2023	GEN	71156	GOVERNMENT FINANCE OFF. ASSOC.	AUDIT SERVICES	460.00
01/16/2023	GEN	71157	GREAT LAKES PEST CONTROL CO	BUILDING MAINTENANCE PEST CONTROL	60.00 40.00 ----- 100.00
01/16/2023	GEN	71158	GREENFIELD TRUST	BBB22-0136 - PB22-0481	30.00
01/16/2023	GEN	71159	GUARDIAN WATERPROOFING INC.	BBA22-0213 - PB22-0421	5.00
01/16/2023	GEN	71160	HAFELI, STARAN, & CHRIST, P.C.	CITY ATTORNEY	8,914.50
01/16/2023	GEN	71161	HUBBELL, ROTH & CLARK	ENGINEERING ENGINEERING CONTRACTUAL SERVICES ENGINEER - ROAD PROJECT ENGINEER ENGINEER	1,587.49 551.65 72.50 26,587.92 20,608.80 47,032.22 ----- 96,440.58
01/16/2023	GEN	71162	HUFFS REMODELING	BBA22-0162 - PB22-0315	100.00

01/16/2023	GEN	71163	HUNT SIGN CO LTD	PROGRAM SUPPLIES	180.00
01/16/2023	GEN	71164	HYDROCORP	CROSS CONNECTIONS	1,658.00
01/16/2023	GEN	71165	ICON RESTORATION & CONSTRUCTION	BBA17-0067 - PB17-0168	100.00
01/16/2023	GEN	71166	INTEGRATED SUPPLY NETWORK	EQUIPMENT	212.41
01/16/2023	GEN	71167	INTERSTATE BILLING SERVICE	VEHICLE SUPPLIES	39.04
01/16/2023	GEN	71168	J.H. HART URBAN FORESTRY	CONTRACTUAL SERVICES	2,765.32
				CONTRACTUAL SERVICES	6,452.40
					9,217.72
01/16/2023	GEN	71169	JAIME L. FAZIO	ACCOUNTS RECEIVABLE - SIDEWALKS	295.81
01/16/2023	GEN	71170	KANOPY, INC.	DOWNLOADABLE CONTENT	262.65
01/16/2023	GEN	71171	KAREN BROWN	IN LIEU	1,261.44
01/16/2023	GEN	71172	KENNETH J. OZANICH	PROFESSIONAL DEVELOPMENT	95.00
01/16/2023	GEN	71173	KINGDOM CONSTRUCTION INC.	BBA22-0014 - PB22-0024	100.00
01/16/2023	GEN	71174	KNELLO PRINTING	OFFICE EQUIPMENT MAINTENANCE	400.00
01/16/2023	GEN	71175	KNOWBE4, INC.	CONTRACTUAL SERVICES	2,918.56
01/16/2023	GEN	71176	KONICA MINOLTA BUSINESS SOLUTIONS	OFFICE EQUIPMENT RENTAL	28.84
				OFFICE EQUIPMENT MAINTENANCE	21.71
				OFFICE EQUIPMENT RENTAL	28.84
				OFFICE EQUIPMENT RENTAL	173.15
					252.54
01/16/2023	GEN	71177	L & S HOME IMPROVEMENTS	BBA22-0246 - PB22-0487	100.00
01/16/2023	GEN	71178	LARRY'S WELDING SUPPLY	PROGRAM SUPPLIES	62.65
01/16/2023	GEN	71179	LECLERC DISPLAY CO. INC.	HOLIDAY LIGHTS	32,317.00
01/16/2023	GEN	71180	LISA LITTELL	PUBLIC ART/PLACEMAKING	275.00
01/16/2023	GEN	71181	LUNAR GARAGE & MODERNIZATION	BBB16-0089 - PB16-0342	75.00
01/16/2023	GEN	71182	M J B ROOFING	BBA16-0328 - PB16-0587	50.00
01/16/2023	GEN	71183	MARK R. PAWLICKI	BBB16-0051 - PB16-0207	75.00
01/16/2023	GEN	71184	MARTINO ENTERPRISES INC.	BBA18-0047 - PB18-0093	100.00
				BBA16-0334 - PB16-0603	50.00
				BUILDING PERMITS	148.50
					298.50
01/16/2023	GEN	71185	MICH. RECREATION & PARK ASSOC.	PROFESSIONAL DEVELOPMENT	505.00
01/16/2023	GEN	71186	MICHIGAN GRAPHICS & AWARDS	OFFICE SUPPLIES	270.00
01/16/2023	GEN	71187	MIDWEST TAPE	DOWNLOADABLE CONTENT	1,144.77

01/16/2023	GEN	71188	MIGOV MUNICIPAL SERVICES LLC	PART TIME EMPLOYEES	200.00
01/16/2023	GEN	71189	MOTOR CITY PLUMBING & DRAIN	BSW22-0045 - PSW22-0198	500.00
01/16/2023	GEN	71190	MUSCAT BROTHERS CONSTRUCTION CO.	BBB22-0111 - PB22-0400	75.00
01/16/2023	GEN	71191	NCS CONSTRUCTION SERVICES, LLC	BBD22-0002 - PB22-0057	500.00
01/16/2023	GEN	71192	NORTHERN SIGN CO INC	BSB22-0020 - PS22-0019	50.00
01/16/2023	GEN	71193	NYE UNIFORM	UNIFORMS-CLEANING & PURCHASES	117.00
01/16/2023	GEN	71194	O'REILLY AUTOMOTIVE, INC.	FIRE TRUCK MAINTENANCE FUEL & OIL VEHICLE SUPPLIES	11.38 143.92 699.90 ----- 855.20
01/16/2023	GEN	71195	OAK CONSTRUCTION	BBB22-0143 - PB22-0510	75.00
01/16/2023	GEN	71196	OAKLAND CO TREASURERS ASSOC	MEMBERSHIPS	40.00
01/16/2023	GEN	71197	OAKLAND COUNTY	CONTRACTUAL SERVICES BULK SEWAGE STORM FLOW	1,410.04 91,999.94 156,648.56 ----- 250,058.54
01/16/2023	GEN	71198	OAKLAND COUNTY CLERKS ASSOC	MEMBERSHIPS AND DUES	70.00
01/16/2023	GEN	71199	PEA GROUP	STREETSCAPE IMPROVEMENTS	5,500.00
01/16/2023	GEN	71200	PITNEY BOWES GLOBAL FINANCIAL SERV.	OFFICE EQUIPMENT RENTAL	680.01
01/16/2023	GEN	71201	PITNEY BOWES INC.	OFFICE EQUIPMENT RENTAL POSTAGE-PRINTING-MAILING	5.00 68.16 ----- 73.16
01/16/2023	GEN	71202	PRINTING SYSTEMS	STATIONARY	385.01
01/16/2023	GEN	71203	RACHEL PATTERSON	CONSULTANT	1,216.00
01/16/2023	GEN	71204	RAD HATTER MARKETING	CONTRACTUAL SERVICES	4,200.00
01/16/2023	GEN	71205	RAPID ROOFING LLC	BBA22-0252 - PB22-0499	100.00
01/16/2023	GEN	71206	RKA PETROLEUM COS, INC	INVENTORY - FUEL & OIL	436.61
01/16/2023	GEN	71207	ROAD COMMISSION OF OAKLAND CO	ROAD SUPPLIES EQUIPMENT MAINTENANCE ROAD SUPPLIES EQUIPMENT MAINTENANCE	937.65 1,291.51 401.85 143.51 ----- 2,774.52
01/16/2023	GEN	71208	ROCHESTER MIDLAND	MAINTENANCE SUPPLIES	80.01
01/16/2023	GEN	71209	ROGER J. TODD	BSW22-0035 - PSW22-0142 BUILDING BOND FORFEITS	500.00 40.50 ----- 540.50
01/16/2023	GEN	71210	ROYAL OAK AWNING	BBA22-0272 - PB22-0533	50.00

				BSB22-0019 - PS22-0018	50.00
					<u>100.00</u>
01/16/2023	GEN	71211	ROYAL OAK SCHOOLS	PROGRAM SUPPLIES	500.00
01/16/2023	GEN	71212	ROYAL PLUMBING LLC	BSW22-0053 - PSW22-0231	500.00
01/16/2023	GEN	71213	RYAN SCHEIDEMANTEL	SUNDRY REVENUE	143.26
01/16/2023	GEN	71214	S/E OAK. CTY WATER AUTHORITY	CONTRACTUAL SERVICES	78,721.00
				ENGINEER	5,591.10
				BULK WATER	<u>71,297.57</u>
					155,609.67
01/16/2023	GEN	71215	S/E OAK.CTY RESOURCE REC. AUTH	RUBBISH COLLECTION	31,792.72
				TRASH DISPOSAL	<u>21,265.28</u>
					53,058.00
01/16/2023	GEN	71216	SAM W. PURDY	CONTRACTUAL SERVICES	315.00
01/16/2023	GEN	71217	SAS SERVICES	BBB17-0006 - PB17-0023	75.00
01/16/2023	GEN	71218	SCHEMA ROOFING & SHEET METAL	BUILDING MAINTENANCE	815.00
01/16/2023	GEN	71219	SHELLY A. STEWART	BBB22-0020 - PB22-0111	40.00
01/16/2023	GEN	71220	SHELVING, INC.	EQUIPMENT	6,709.11
01/16/2023	GEN	71221	SHIFMAN FOURNIER	LEGAL SERVICES - LABOR	1,029.50
01/16/2023	GEN	71222	SIGMAN'S CARICATURE	PROGRAM SUPPLIES-CONTRIBUTIONS - LIBRARY	200.00
01/16/2023	GEN	71223	SMITH'S WATERPROOFING	BBA19-0038 - PB19-0076	100.00
01/16/2023	GEN	71224	SOLAR KING LLC	BBA22-0164 - PB22-0322	100.00
01/16/2023	GEN	71225	SPECTRUM PRINTERS, INC.	CONTRACTUAL SERVICES	298.94
01/16/2023	GEN	71226	SPONSORSHIP SOLUTIONS LLC	CONTRACTUAL SERVICES	250.00
				CONTRACTUAL SERVICES	<u>750.00</u>
					1,000.00
01/16/2023	GEN	71227	STAPLES	OFFICE SUPPLIES	585.53
				OFFICE SUPPLIES	<u>97.47</u>
					683.00
01/16/2023	GEN	71228	STATE CRUSHING, INC.	ROAD SUPPLIES	275.51
				ROAD SUPPLIES	<u>118.09</u>
					393.60
01/16/2023	GEN	71229	STATE OF MICH-DEPT OF TREASURY	STATE WITHHOLDING TAXES	18,996.93
01/16/2023	GEN	71230	STATE OF MICH-DEPT OF TREASURY	STATE WITHHOLDING TAXES	3,764.05
01/16/2023	GEN	71231	STEVEN J. ALLEN	BSP19-0002 - PB19-0331	50.00
01/16/2023	GEN	71232	STEVEN JAMES OLSON	BBA16-0227 - PB16-0412	50.00
01/16/2023	GEN	71233	T-MOBILE	CORONAVIRUS EXPENSES	238.88

01/16/2023	GEN	71234	TERMINAL SUPPLY CO	VEHICLE SUPPLIES	23.35
01/16/2023	GEN	71235	THE KITCHEN INC.	PRISONER BOARD	693.26
01/16/2023	GEN	71236	THE LIBRARY NETWORK	LIBRARY COOP	1,586.51
01/16/2023	GEN	71237	THE ORIGINAL PRINT SHOPPE	ADVERTISING/MARKETING	469.00
01/16/2023	GEN	71238	THE RAPID GROUP, LLC	CONSULTANT	33.00
01/16/2023	GEN	71239	THOMAS JOSEPH BERTA	BBA22-0156 - PB22-0308	100.00
01/16/2023	GEN	71240	TINSLEY LANDSCAPE AND HARDSCAPE	CDBG EXPENSES-PROGRAM YEAR 2022-2023	1,175.00
01/16/2023	GEN	71241	TITTLE BROTHERS CONSTRUCTION LLC	BBB21-0127 - PB21-0463	75.00
01/16/2023	GEN	71242	TRANSUNION RISK AND ALTERNATIVE	MEMBERSHIPS	110.00
01/16/2023	GEN	71243	TRITON PLUMBING LLC	BSW22-0044 - PSW22-0193	500.00
01/16/2023	GEN	71244	UNIQUE MANAGEMENT SERVICES, INC.	CONTRACTUAL SERVICES	34.95
01/16/2023	GEN	71245	UNITED FACILITY SUPPLIES	MAINTENANCE SUPPLIES	520.88
				BUILDING MAINTENANCE	759.20
				MAINTENANCE SUPPLIES	221.61
				MAINTENANCE SUPPLIES	239.55
					<u>1,741.24</u>
01/16/2023	GEN	71246	UNITED SHORE PROFESSIONAL BASEBALL	CONTRACTUAL SERVICES	528.00
01/16/2023	GEN	71247	VERIZON WIRELESS	TELEPHONE	38.01
				CORONAVIRUS EXPENSES	114.03
				TELEPHONE	38.01
				TELEPHONE	76.02
					<u>266.07</u>
01/16/2023	GEN	71248	VESCO OIL CORPORATION	CONTRACTUAL SERVICES	104.50
01/16/2023	GEN	71249	VICKIE NOVELL	OVERDUE LIBRARY BOOKS	28.00
01/16/2023	GEN	71250	WCI CONTRACTORS, INC.	BERKLEY PLAZA PROJECT	7,200.00
01/16/2023	GEN	71251	WILLIAM L. RECHLIN	IN LIEU	1,261.44
01/16/2023	GEN	71252	WINDSTREAM	TELEPHONE	460.32
				TELEPHONE	65.76
				TELEPHONE	32.88
				TELEPHONE	32.88
				TELEPHONE	65.76
					<u>657.60</u>
01/16/2023	GEN	71253	WOLVERINE FREIGHTLINER EASTSIDE	VEHICLE SUPPLIES	731.78
01/16/2023	GEN	71254	WORLD BOOK, INC.	PROGRAM SUPPLIES-CONTRIBUTIONS - LIBRARY	1,199.00
01/16/2023	GEN	71255	WOW! BUSINESS	CONTRACTUAL SERVICES	755.98
01/19/2023	GEN	71256	BLUE CROSS BLUE SHIELD OF MICH	ACCRUED HEALTH CARE	120,070.04

01/19/2023	GEN	71257	CITY OF SOUTHFIELD	VEHICLE SUPPLIES	798.00
01/19/2023	GEN	71258	DANIEL MCMINN	ICMA 457 W/H	24.80
01/19/2023	GEN	71259	DURST LUMBER CO	MAINTENANCE SUPPLIES	109.89
				SUPPLIES	23.98
				VEHICLE MAINTENANCE	13.18
				MAINTENANCE SUPPLIES	71.10
				VEHICLE SUPPLIES	49.97
				PROGRAM SUPPLIES	11.96
				EQUIPMENT	34.94
				EQUIPMENT SUPPLIES	45.96

					360.98
01/19/2023	GEN	71260	MERS OF MICHIGAN	MERS-SERVICE CREDIT PURCHASE	14,611.00
01/19/2023	GEN	71261	MISDU	PAYROLL DEDUCTIONS	82.99
01/19/2023	GEN	71262	NATIONWIDE RETIREMENT SOLUTIONS	NATIONWIDE 457 W/H	6,381.20
01/19/2023	GEN	71263	ROBERT CHALMERS	ICMA 457 W/H	98.60
01/19/2023	GEN	71264	S/E OAK.CTY RESOURCE REC. AUTH	TRASH DISPOSAL	550.62
01/19/2023	GEN	71265	VANTAGEPOINT TRNSFR AGENTS-107930	ICMA 457 W/H 401 ICMA DEFERRED	** VOIDED ** ** VOIDED **
01/19/2023	GEN	71266	VANTAGEPOINT TRNSFR AGENTS-303792	ICMA 457 W/H ICMA 457 W/H	** VOIDED ** ** VOIDED **
01/19/2023	GEN	71267	VANTAGEPOINT TRNSFR AGENTS-706259	ICMA ROTH IRA	** VOIDED **
01/31/2023	GEN	71268	ADN ADMINISTRATORS, INC.	CONSULTANT	966.00
01/31/2023	GEN	71269	AIRGAS USA, LLC	PROGRAM SUPPLIES	32.81
01/31/2023	GEN	71270	ALLIANCE MOBILE HEALTH	BLOOD DRAWS	1,628.00
01/31/2023	GEN	71271	ALPHA PSYCHOLOGICAL SERVICES	PUBLIC SAFETY MEDICAL EXPENSES	1,550.00
01/31/2023	GEN	71272	AMAZON CAPITAL SERVICES	OFFICE SUPPLIES	344.73
				SUPPLIES	85.72
				BUILDING MAINTENANCE	64.44
				FIRE EQUIPMENT	253.21
				EQUIPMENT SUPPLIES	83.82
				VEHICLE MAINTENANCE	26.97
				BUILDING IMPROVEMENTS	43.99
				EQUIPMENT	234.86

					1,137.74
01/31/2023	GEN	71273	AMERICAN FIRE PROTECTION SERVICES	BUILDING MAINTENANCE	153.00
01/31/2023	GEN	71274	AMERICAN STANDARD ROOFING LLC	BBA16-0193 - PB16-0354	50.00
01/31/2023	GEN	71275	APPLIED INNOVATION	OFFICE EQUIPMENT RENTAL	7.60
01/31/2023	GEN	71276	AVANTE ENTERPRISES, LLC	PRISONER BOARD	180.00
01/31/2023	GEN	71277	BASIC	CONSULTANT	85.99
01/31/2023	GEN	71278	BIG D LOCK CITY	VEHICLE MAINTENANCE	4.00

01/31/2023	GEN	71279	BLUE CROSS BLUE SHIELD OF MICHIGAN	HEALTH CARE-BC/BS RETIREE-MED ADVANTAGE	12,844.92
				HEALTH CARE-BC/BS RETIREE-MED ADVANTAGE	<u>10,287.92</u>
					23,132.84
01/31/2023	GEN	71280	BOEDEKER CONTRUCTION INC.	BBA17-0261 - PB17-0529	100.00
01/31/2023	GEN	71281	BREANNA YOUNG	CONTRACTUAL SERVICES	2,204.30
01/31/2023	GEN	71282	BRENDA CASTANEDA	CONTRACTUAL SERVICES	853.80
01/31/2023	GEN	71283	BRUTTELL ROOFING COMPANY INC.	BBB22-0137 - PB22-0486	75.00
01/31/2023	GEN	71284	BUDMAN DENTON LLC	BBE22-0009 - PB22-0090	800.00
01/31/2023	GEN	71285	BUILT SOLID RENOVATIONS LLC	BBB22-0082 - PB22-0304	75.00
01/31/2023	GEN	71286	CDW GOVERNMENT, INC.	CAR COMPUTERS	9,600.00
01/31/2023	GEN	71287	CHARTER TOWNSHIP OF VAN BUREN	RANGE/TRAINING SUPPLIES	800.00
01/31/2023	GEN	71288	CHRISTOPHER J. & MICHELLE REDMOND	BSW23-0001 - PSW23-0001	500.00
01/31/2023	GEN	71289	CINTAS	MEDICAL SUPPLIES	202.20
				CUSTODIAL SERVICES	141.28
				CUSTODIAL	141.27
				CONTRACTUAL SERVICES	<u>142.99</u>
					627.74
01/31/2023	GEN	71290	CITY OF BERKLEY-LIB PETTY CASH	PROGRAM SUPPLIES	80.37
				PROGRAM SUPPLIES-CONTRIBUTIONS - LIBRARY	<u>18.55</u>
					98.92
01/31/2023	GEN	71291	CONTRACTORS CLOTHING CO.	UNIFORMS	371.00
				UNIFORMS	179.98
				UNIFORMS	70.99
				UNIFORMS	121.43
				UNIFORMS	<u>23.38</u>
					766.78
01/31/2023	GEN	71292	CORELOGIC	SUNDRY REVENUE	158.60
01/31/2023	GEN	71293	DEALER AUTO PARTS SALES	VEHICLE MAINTENANCE - DPW	204.38
01/31/2023	GEN	71294	DEBORAH JANISZEWSKI	SENIOR PROGRAMS	15.00
01/31/2023	GEN	71295	DEMCO	OFFICE SUPPLIES	114.36
01/31/2023	GEN	71296	DEMMON ROBINSON	BBA21-0130 - PB21-0289	50.00
01/31/2023	GEN	71297	EJ USA, INC.	EQUIPMENT	988.00
01/31/2023	GEN	71298	FEDERAL PIPE & SUPPLY CO	VEHICLE SUPPLIES	436.80
01/31/2023	GEN	71299	FERGUSON WATERWORKS #3386	EQUIPMENT	1,257.37
01/31/2023	GEN	71300	FISHBECK	CONTRACTUAL SERVICES	1,600.00
01/31/2023	GEN	71301	FOUNDATION SYSTEMS OF MICHIGAN	BBA22-0257 - PB22-0504	100.00

01/31/2023	GEN	71302	FRONT LINE SERVICES, INC.	FIRE GEAR	30.00
01/31/2023	GEN	71303	G C CARPENTRY	BBA18-0251 - PB18-0529	100.00
01/31/2023	GEN	71304	GDI SERVICES INC.	CUSTODIAL SERVICES CUSTODIAL CUSTODIAL SERVICES CUSTODIAL SERVICES	1,666.45 1,703.19 1,957.17 <u>1,003.68</u> 6,330.49
01/31/2023	GEN	71305	GENC SMAKAJ	BD21-0008 - PB21-0165	1,000.00
01/31/2023	GEN	71306	GORDON FOOD SERVICE INC.	PROGRAM SUPPLIES	120.01
01/31/2023	GEN	71307	GREAT LAKES PEST CONTROL CO	BUILDING MAINTENANCE BUILDING MAINTENANCE PEST CONTROL	60.00 75.00 <u>40.00</u> 175.00
01/31/2023	GEN	71308	GREAT LAKES WATER AUTHORITY	NONRESIDENTIAL SURCHARGE	3,182.62
01/31/2023	GEN	71309	GUNNERS METERS & PARTS INC.	EQUIPMENT	400.00
01/31/2023	GEN	71310	HENRY FORD HEALTH SYSTEM	CONSULTANT	725.00
01/31/2023	GEN	71311	HUBBELL, ROTH & CLARK	PROJECT ESCROW-ENGINEERING QUALITY ROOTS PROJECT ESCROW ENGINEER PHILLIPS ROWHOME PROJECT ESCROW ENGIN-AQUA TOTS PROJECT ESCROW ENGINEERING-LUME	943.65 5,852.42 150.68 <u>1,268.56</u> 8,215.31
01/31/2023	GEN	71312	HUNT SIGN CO LTD	FIRE EQUIPMENT	48.00
01/31/2023	GEN	71313	IAN KINDER LLC	CONTRACTUAL SERVICES	889.00
01/31/2023	GEN	71314	INTEGRATED SUPPLY NETWORK	TOOLS TOOLS	2,578.10 <u>33.76</u> 2,611.86
01/31/2023	GEN	71315	INTERSTATE BILLING SERVICE	VEHICLE SUPPLIES VEHICLE MAINTENANCE	1,803.65 <u>438.18</u> 2,241.83
01/31/2023	GEN	71316	J.H. HART URBAN FORESTRY	CONTRACTUAL SERVICES CONTRACTUAL SERVICES	3,232.75 <u>7,543.06</u> 10,775.81
01/31/2023	GEN	71317	JACK DOHENY COMPANIES, INC.	VEHICLE MAINTENANCE	161.75
01/31/2023	GEN	71318	KARANA ELECTRIC SIGNS INC.	BSB22-0022 - PS22-0020	50.00
01/31/2023	GEN	71319	KENNETH COLEMAN	PROGRAM SUPPLIES-CONTRIBUTIONS - LIBRARY	200.00
01/31/2023	GEN	71320	KONICA MINOLTA BUSINESS SOLUTIONS	OFFICE EQUIPMENT RENTAL	399.69
01/31/2023	GEN	71321	KORNER STONE CONSTRUCTION	BBA23-0001 - PB23-0002	50.00
01/31/2023	GEN	71322	LITHIA MOTORS SUPPORT SERVICES	VEHICLE MAINTENANCE	169.99
01/31/2023	GEN	71323	MACQUEEN EMERGENCY	FIRE TRUCK MAINTENANCE	765.00

01/31/2023	GEN	71324	MAIN DRAIN SEWER & REPAIR LLC	BBP22-0061 - PSW22-0192 BBP22-0067 - PSW22-0217	5,000.00 <u>5,000.00</u> 10,000.00
01/31/2023	GEN	71325	MALOVER INK INC.	STATIONARY	499.10
01/31/2023	GEN	71326	MARINE CITY NURSERY CO	PROGRAM SUPPLIES	355.00
01/31/2023	GEN	71327	MARK PAUL BOFF	BBA19-0085 - PB19-0173	55.00
01/31/2023	GEN	71328	MCATEE LLC	BBP18-0035 - PSW18-0089	1,500.00
01/31/2023	GEN	71329	MCKENNA	INSPECTIONS - BUILDING HOUSE INSPECTIONS-RENTALS CONTRACTUAL INSPECTIONS BUSINESS LICENSE INSPECTION-ALL	48,617.25 4,837.50 5,880.56 <u>600.00</u> 59,935.31
01/31/2023	GEN	71330	MHRAC INC.	BBA22-0277 - PB22-0540	50.00
01/31/2023	GEN	71331	MICH ASSOC OF MUN CLERKS	MEMBERSHIPS AND DUES	75.00
01/31/2023	GEN	71332	MICH MUN.LIABILITY & PROP POOL	LIABILITY INSURANCE VEHICLE INSURANCE LIABILITY INSURANCE VEHICLE INSURANCE LIABILITY INSURANCE LIABILITY INSURANCE-STORAGE TANK LIABILITY INSURANCE VEHICLE INSURANCE LIABILITY INSURANCE VEHICLE INSURANCE LIABILITY INSURANCE LIABILITY INSURANCE VEH EQ INSURANCE LIABILITY INSURANCE VEH EQ INSURANCE LIABILITY INSURANCE	39,014.00 17,192.00 105,004.00 13,921.00 5,544.00 5,600.00 10,007.00 6,550.00 5,443.00 2,617.00 3,981.00 611.00 655.00 660.00 2,835.00 <u>18,000.00</u> 237,634.00
01/31/2023	GEN	71333	MICHIGAN ASSOCIATION OF PLANNING	MEETINGS & CONFERENCES PROFESSIONAL DEVELOPMENT	150.00 <u>55.00</u> 205.00
01/31/2023	GEN	71334	MICHIGAN PETROLEUM	FUEL & OIL	1,511.85
01/31/2023	GEN	71335	MICHIGAN.COM	BOOKS / PERIODICALS	12.27
01/31/2023	GEN	71336	MIGOV MUNICIPAL SERVICES LLC	PART TIME EMPLOYEES	100.00
01/31/2023	GEN	71337	NELSON BROTHERS SEWER & PLUMBING	BUILDING MAINTENANCE	443.00
01/31/2023	GEN	71338	NYE UNIFORM	UNIFORMS-CLEANING & PURCHASES	2,701.00
01/31/2023	GEN	71339	OAKLAND COUNTY	DATA PROCESSING	6,806.50
01/31/2023	GEN	71340	OUR LADY OF LASALETTE	BT22-0010 - PTU22-0018	100.00
01/31/2023	GEN	71341	OVERDRIVE, INC.	CORONAVIRUS EXPENSES	1,048.14
01/31/2023	GEN	71342	P. A. MORRIS COMPANY	SECRETARIAL SERVICES	150.00
01/31/2023	GEN	71343	PIOTR CONSTRUCTION INC.	BBP22-0062 - PSW22-0194	5,000.00

01/31/2023	GEN	71344	REHRIG PACIFIC COMPANY	RUBBISH CARTS/RECYCLE BINS	13,100.00
01/31/2023	GEN	71345	ROAD COMMISSION OF OAKLAND CO	EQUIPMENT MAINTENANCE PROGRAM SUPPLIES	5,216.81 42.00
				EQUIPMENT MAINTENANCE PROGRAM SUPPLIES	2,235.78 <u>18.00</u>
					7,512.59
01/31/2023	GEN	71346	ROYAL OAK FORD	VEHICLE MAINTENANCE - DPW	22.98
01/31/2023	GEN	71347	S/E OAK.CTY RESOURCE REC. AUTH	RUBBISH COLLECTION TRASH DISPOSAL	31,792.72 <u>14,961.28</u>
					46,754.00
01/31/2023	GEN	71348	SCHEMA ROOFING & SHEET METAL	LAND IMPROVEMENTS BUILDING MAINTENANCE	1,050.00 <u>2,275.00</u>
					3,325.00
01/31/2023	GEN	71349	SOUTHEASTERN MICH. ASSOC. OF POLICE	MEMBERSHIPS MEMBERSHIPS	40.00 <u>120.00</u>
					160.00
01/31/2023	GEN	71350	STAPLES	OFFICE SUPPLIES SUPPLIES	138.70 926.72
				OFFICE SUPPLIES OFFICE SUPPLIES	33.73 <u>33.73</u>
					1,132.88
01/31/2023	GEN	71351	STEVEN KING	PROFESSIONAL DEVELOPMENT	30.00
01/31/2023	GEN	71352	SWEETWATER SPRINKLERS	CONTRACTUAL SERVICES	480.00
01/31/2023	GEN	71353	SYSTEMP CORPORATION	BUILDING MAINTENANCE BUILDING MAINTENANCE	1,460.00 <u>767.50</u>
					2,227.50
01/31/2023	GEN	71354	TAYLORED EVENTS LLC	PROGRAM SUPPLIES-CONTRIBUTIONS - LIBRARY	200.00
01/31/2023	GEN	71355	THE LIBRARY NETWORK	LIBRARY COOP BOOKS	10,339.13 3,746.31
				RENTED MATERIALS BOOKS FROM DONATIONS	682.99 <u>100.00</u>
					14,868.43
01/31/2023	GEN	71356	THE PLUMBEROLOGIST LLC	BBP22-0022 - PSW22-0050	770.48
01/31/2023	GEN	71357	THORNTON & GROOMS INC.	BSW22-0055 - PSW22-0233 BBP22-0069 - PSW22-0219	500.00 <u>5,000.00</u>
					5,500.00
01/31/2023	GEN	71358	TINSLEY LANDSCAPE AND HARDSCAPE	CDBG EXPENSES-PROGRAM YEAR 2022-2023	1,990.00
01/31/2023	GEN	71359	TRANSPORTATION IMPROVEMENT ASSOC.	MEMBERSHIPS MEMBERSHIPS	3,019.00 <u>3,019.00</u>
					6,038.00
01/31/2023	GEN	71360	TRUSTEE OF THE MICHAEL E MARKIEWICZ	BBB18-0115 - PB18-0458	75.00
01/31/2023	GEN	71361	WILLIAM ELLIS COMPANY	BBA17-0024 - PB17-0053	15.00
01/31/2023	GEN	71362	WOW! BUSINESS	CONTRACTUAL SERVICES	106.01
01/31/2023	GEN	71363	XEROX CORPORATION	OFFICE EQUIPMENT MAINTENANCE	136.16

01/31/2023	GEN	71364	YOURMEMBERSHIP.COM, INC.	ADVERTISING	300.00
				TOTAL OF 266 DISBURSEMENTS	2,003,168.50
				Less 6 voids	<u>8,275.76</u>
				TOTAL OF 291 DISBURSEMENTS	2,011,444.26

**CITY OF BERKLEY
ACH TRANSACTIONS**

DATE	VENDOR	AMOUNT
1/4/2023	A D N REIMBURSEMENT	\$ 25,000.00
1/4/2023	CONSUMERS ENERGY	\$ 8,783.97
1/4/2023	DTE	\$ 26.54
1/5/2023	DTE ENERGY	\$ 7,130.89
1/6/2023	INTERNAL REVENUE SERVICE	\$ 48,510.69
1/11/2023	ALERUS	\$ 9,152.11
1/11/2023	DTE ENTERGY	\$ 16,558.60
1/12/2023	ALERUS	\$ 4,924.86
1/19/2023	DTE ENERGY	\$ 725.03
1/23/2023	UNION DUES	\$ 680.00
1/23/2023	UNION DUES	\$ 400.00
1/23/2023	INTERNAL REVENUE SERVICE	\$ 46,268.49
1/23/2023	MERS	\$ 103,289.37
1/24/2023	HARTFORD	\$ 5,119.15
1/25/2023	ALERUS	\$ 8,510.90
1/27/2023	PITNEY BOWES	\$ 4,000.00
		<u><u>289,080.60</u></u>

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.

Bridget Dean, Mayor

Victoria Mitchell, City Clerk



CITY OF BERKLEY
 CHECK WARRANT
 #1384
 FEBRUARY 2023

Check Date	Bank	Check #	Payee	Description	Amount
02/28/2023	GEN	456(A)	DTE ENERGY	STREET LIGHTING HOLIDAY LIGHTS	19,126.46 5,298.15 <u>24,424.61</u>
02/02/2023	GEN	71365	MISDU	PAYROLL DEDUCTIONS	82.99
02/02/2023	GEN	71366	NATIONWIDE RETIREMENT SOLUTIONS	NATIONWIDE 457 W/H	6,051.16
02/02/2023	GEN	71367	VANTAGEPOINT TRNSFR AGENTS-107930	ICMA 457 W/H 401 ICMA DEFERRED	236.54 425.77 <u>662.31</u>
02/02/2023	GEN	71368	VANTAGEPOINT TRNSFR AGENTS-303792	ICMA 457 W/H ICMA 457 W/H	** VOIDED ** ** VOIDED **
02/02/2023	GEN	71369	VANTAGEPOINT TRNSFR AGENTS-706259	ICMA ROTH IRA	** VOIDED **
02/08/2023	GEN	71370	OAKLAND COUNTY TREASURER	PROPERTY TAXES - CHARGEBACKS	544.06
02/10/2023	GEN	71371	CARLESIMO PRODUCTS, INC.	EQUIPMENT	1,926.00
02/10/2023	GEN	71372	MOOSE SAFETY SUPPLY, INC.	FIRE EQUIPMENT	5,780.00
02/10/2023	GEN	71373	NYE UNIFORM	UNIFORMS-CLEANING & PURCHASES	144.00
02/10/2023	GEN	71374	ROAD COMMISSION OF OAKLAND CO	CONTRACTUAL SERVICES	12,109.74
02/10/2023	GEN	71375	ROCKET ENTERPRISE INC.	MAINTENANCE SUPPLIES MAINTENANCE SUPPLIES MAINTENANCE SUPPLIES	179.50 359.00 179.50 <u>718.00</u>
02/10/2023	GEN	71376	S/E OAK. CTY WATER AUTHORITY	BULK WATER	70,549.63
02/10/2023	GEN	71377	S/E OAK.CTY RESOURCE REC. AUTH	RUBBISH COLLECTION TRASH DISPOSAL	31,792.72 21,265.28 <u>53,058.00</u>
02/16/2023	GEN	71378	MISDU	PAYROLL DEDUCTIONS	82.99
02/16/2023	GEN	71379	NATIONWIDE RETIREMENT SOLUTIONS	NATIONWIDE 457 W/H	20,763.14
02/16/2023	GEN	71380	VANTAGEPOINT TRNSFR AGENTS-107930	ICMA 457 W/H 401 ICMA DEFERRED	236.54 425.77 <u>662.31</u>
02/16/2023	GEN	71381	VANTAGEPOINT TRNSFR AGENTS-303792	ICMA 457 W/H	3,031.14
02/16/2023	GEN	71382	VANTAGEPOINT TRNSFR AGENTS-706259	ICMA ROTH IRA	110.00
02/16/2023	GEN	71383	21ST CENTURY MEDIA - MICHIGAN	ADVERTISING MEMBERSHIPS AND DUES ADVERTISING	373.69 61.61 429.00 <u>864.30</u>

					864.30
02/16/2023	GEN	71384	2769 COOLIDGE LLC	BBB22-0132 - PB22-0467	75.00
02/16/2023	GEN	71385	AASLH	HISTORIC COMMITTEE	98.00
02/16/2023	GEN	71386	ADN ADMINISTRATORS, INC.	CONSULTANT	1,000.50
02/16/2023	GEN	71387	AIRGAS USA, LLC	PROGRAM SUPPLIES	32.81
02/16/2023	GEN	71388	ALLIED SIGNS INC	BSB22-0024 - PS22-0022	50.00
02/16/2023	GEN	71389	AMAZON CAPITAL SERVICES	OFFICE SUPPLIES	62.90
				PROGRAM SUPPLIES	124.99
				PROGRAM SUPPLIES	124.99
				OFFICE SUPPLIES	62.91
				EQUIPMENT	110.58
					486.37
02/16/2023	GEN	71390	AMERICAN STANDARD ROOFING LLC	BBA17-0240 - PB17-0492	50.00
02/16/2023	GEN	71391	APPLIED INNOVATION	OFFICE EQUIPMENT RENTAL	0.14
				OFFICE EQUIPMENT RENTAL	0.14
					0.28
02/16/2023	GEN	71392	ARANEAE	BSB22-0029 - PS22-0027	5.00
02/16/2023	GEN	71393	AT&T	CONTRACTUAL SERVICES	149.00
02/16/2023	GEN	71394	AUTOMATED ENERGY SYSTEMS	BUILDING MAINTENANCE	1,125.00
02/16/2023	GEN	71395	AVALON CONSTRUCTION	BBE20-0018 - PB20-0299	800.00
02/16/2023	GEN	71396	BASIC	CONSULTANT	85.99
02/16/2023	GEN	71397	BIG D LOCK CITY	SUPPLIES	76.00
02/16/2023	GEN	71398	BILLINGS LAWN EQUIPMENT	VEHICLE SUPPLIES	477.60
02/16/2023	GEN	71399	BRAD DAUGHERTY	PROFESSIONAL DEVELOPMENT	70.00
02/16/2023	GEN	71400	BRIAN GOTHARD	PUBLIC SAFETY FIRE/MEDICAL TRAINING	50.00
02/16/2023	GEN	71401	BRICKWORKS PROPERTY RESTORATION	BBB22-0127 - PB22-0447	5.00
02/16/2023	GEN	71402	BRS FIELD OPS	BBA22-0267 - PB22-0525	50.00
02/16/2023	GEN	71403	BRUTTELL ROOFING COMPANY INC.	BBB22-0092 - PB22-0341	75.00
02/16/2023	GEN	71404	BS & A SOFTWARE	CONTRACTUAL SERVICES	1,230.00
02/16/2023	GEN	71405	CAMELOT CLEANERS	PRISONER BOARD	165.80
02/16/2023	GEN	71406	CARDCONNECT	CONTRACTUAL SERVICES	25.00
02/16/2023	GEN	71407	CHRISTINE GALE	REIMBURSEMENT FOR LOST/DAMAGED BOOKS	24.99

02/16/2023	GEN	71408	CINTAS	MEDICAL SUPPLIES	135.25
				CUSTODIAL SERVICES	282.55
				CUSTODIAL	282.55
					<u>700.35</u>
02/16/2023	GEN	71409	CONTRACTORS CLOTHING CO.	UNIFORMS	29.99
				UNIFORMS	29.99
					<u>59.98</u>
02/16/2023	GEN	71410	CONTRACTORS CONNECTION	VEHICLE SUPPLIES	299.30
				EQUIPMENT	1,247.10
					<u>1,546.40</u>
02/16/2023	GEN	71411	CUMMINS SALES AND SERVICE	VEHICLE SUPPLIES	814.60
02/16/2023	GEN	71412	DAN MURPHY	BBA19-0206 - PB19-0434	100.00
02/16/2023	GEN	71413	DEALER AUTO PARTS SALES	VEHICLE MAINTENANCE - DPW	1,002.88
02/16/2023	GEN	71414	DETROIT BUILD, INC.	BBA22-0224 - PB22-0448	100.00
02/16/2023	GEN	71415	DETROIT DIAMOND DRILLING, INC.	EQUIPMENT	3.36
02/16/2023	GEN	71416	DETROIT SALT COMPANY	PROGRAM SUPPLIES	6,176.89
				PROGRAM SUPPLIES	2,647.25
					<u>8,824.14</u>
02/16/2023	GEN	71417	DIMENSIONS CONST SERVICES LLC	BBA21-0167 - PB21-0361	50.00
02/16/2023	GEN	71418	DTE ELECTRIC COMPANY	CONTRACTUAL SERVICES	456.47
02/16/2023	GEN	71419	DURST LUMBER CO	BUILDING MAINTENANCE	14.67
				BUILDING MAINTENANCE	10.60
				BUILDING IMPROVEMENTS	19.58
				VEHICLE SUPPLIES	8.99
				EQUIPMENT	213.54
				EQUIPMENT SUPPLIES	191.90
					<u>459.28</u>
02/16/2023	GEN	71420	EJ USA, INC.	EQUIPMENT	548.91
02/16/2023	GEN	71421	ERIC OSTROWSKI	CONTRACTUAL SERVICES	712.60
02/16/2023	GEN	71422	ESRI	SOFTWARE MAINT AND SUBSCRIPTIONS	4,400.00
02/16/2023	GEN	71423	EVERDRY WATERPROOFING	BBA21-0210 - PB21-0437	100.00
				BBA17-0267 - PB17-0546	100.00
				BBA21-0100 - PB21-0228	100.00
				BBA21-0251 - PB21-0520	100.00
				BBA17-0232 - PB17-0476	100.00
					<u>500.00</u>
02/16/2023	GEN	71424	FALCON ASPHALT REPAIR EQUIPMENT	VEHICLE SUPPLIES	774.28
02/16/2023	GEN	71425	FERGUSON WATERWORKS #3386	EQUIPMENT	25,189.72
				CURB STOP	1,395.03
					<u>26,584.75</u>
02/16/2023	GEN	71426	FIRE DEFENSE EQUIPMENT COMPANY	BUILDING MAINTENANCE	27.00
02/16/2023	GEN	71427	GDI SERVICES INC.	CUSTODIAL SERVICES	261.35

				CUSTODIAL	261.35
					522.70
02/16/2023	GEN	71428	GFL ENVIRONMENTAL SERVICES USA INC.	FUEL & OIL	89.96
02/16/2023	GEN	71429	GORDON FOOD SERVICE INC.	PROGRAM SUPPLIES	349.85
02/16/2023	GEN	71430	GUNNERS METERS & PARTS INC.	PROGRAM SUPPLIES	240.00
				PROGRAM SUPPLIES	560.00
					800.00
02/16/2023	GEN	71431	H.D. EDWARDS & CO.	VEHICLE SUPPLIES	267.00
02/16/2023	GEN	71432	HADLEY CONSTRUCTION	BBA22-0234 - PB22-0469	100.00
02/16/2023	GEN	71433	HAFELI, STARAN, & CHRIST, P.C.	CITY ATTORNEY	7,227.50
02/16/2023	GEN	71434	HENRY FORD HEALTH SYSTEM	PUBLIC SAFETY MEDICAL EXPENSES	1,252.00
				MEDICAL EXPENSES	188.00
				MEDICAL EXPENSES	188.00
					1,628.00
02/16/2023	GEN	71435	HOME DEPOT CREDIT SERVICES	MAINTENANCE SUPPLIES	28.12
				VEHICLE SUPPLIES	138.28
				EQUIPMENT	9.98
					176.38
02/16/2023	GEN	71436	HUBBELL, ROTH & CLARK	ENGINEERING	9,878.63
02/16/2023	GEN	71437	HUNT SIGN CO LTD	EQUIPMENT SUPPLIES	725.00
02/16/2023	GEN	71438	HYDROCORP	CROSS CONNECTIONS	1,658.00
02/16/2023	GEN	71439	IAN KINDER LLC	CONTRACTUAL SERVICES	666.00
02/16/2023	GEN	71440	INTEGRATED SUPPLY NETWORK	TOOLS	1,815.63
02/16/2023	GEN	71441	J.H. HART URBAN FORESTRY	CONTRACTUAL SERVICES	3,332.19
				CONTRACTUAL SERVICES	7,775.09
					11,107.28
02/16/2023	GEN	71442	JACK DOHENY COMPANIES, INC.	EQUIPMENT	607.82
02/16/2023	GEN	71443	JOZEF CONTRACTOR INC.	BBA22-0194 - PB22-0388	100.00
02/16/2023	GEN	71444	JUMP-A-RAMA, INC.	CONTRACTUAL SERVICES	3,451.00
02/16/2023	GEN	71445	KANOPY, INC.	DOWNLOADABLE CONTENT	217.60
02/16/2023	GEN	71446	KEARNS BROS. INC.	BBB19-0021 - PB19-0086	75.00
02/16/2023	GEN	71447	KENDALL PROJECT MANAGEMENT SVCS.	BBA22-0191 - PB22-0384	100.00
02/16/2023	GEN	71448	KIMBERLY FENCE CO.	BUILDING PERMITS	54.00
02/16/2023	GEN	71449	KONICA MINOLTA BUSINESS SOLUTIONS	OFFICE EQUIPMENT RENTAL	9.10
				OFFICE EQUIPMENT RENTAL	39.90
				OFFICE EQUIPMENT MAINTENANCE	12.78
				OFFICE EQUIPMENT RENTAL	39.90

				OFFICE EQUIPMENT RENTAL	108.90
					<u>210.58</u>
02/16/2023	GEN	71450	LARRY'S WELDING SUPPLY	PROGRAM SUPPLIES	62.65
02/16/2023	GEN	71451	LIVE SAFE ACADEMY	CONTRACTUAL SERVICES	** VOIDED **
02/16/2023	GEN	71452	M & B CONSTRUCTION	BBB21-0002 - PB21-0021	75.00
02/16/2023	GEN	71453	MAINSTREET RESTORATIONS & REMO	BBD22-0014 - PB22-0354	500.00
02/16/2023	GEN	71454	MAJIK GRAPHICS, INC.	VEHICLE SUPPLIES	160.00
02/16/2023	GEN	71455	MARATHON	FUEL & OIL	31.50
02/16/2023	GEN	71456	MAZZELLA LIFTING TECHNOLOGIES	EQUIPMENT	1,946.29
02/16/2023	GEN	71457	MCGRATH ELECTRIC, LLC	BUILDING IMPROVEMENTS	1,500.00
02/16/2023	GEN	71458	METRO PUMP SERVICE	FUEL & OIL	2,060.00
02/16/2023	GEN	71459	MI-AWWA PAYMENT PROCESSING	PROFESSIONAL DEVELOPMENT	30.00
02/16/2023	GEN	71460	MICHIGAN MUNICIPAL LEAGUE	MEETINGS & CONFERENCES	210.00
02/16/2023	GEN	71461	MICHIGAN PETROLEUM	FUEL & OIL	885.00
02/16/2023	GEN	71462	MICHIGAN RURAL WATER ASSOCIATION	PROFESSIONAL DEVELOPMENT	330.00
02/16/2023	GEN	71463	MIDWEST TAPE	DOWNLOADABLE CONTENT	1,424.89
02/16/2023	GEN	71464	MR. ROOF HOLDING COMPANY LLC	BBB18-0091 - PB18-0354	75.00
02/16/2023	GEN	71465	NEW GENERATION SIGN, LLC	BBA22-0270 - PB22-0531 BSB22-0034 - PS22-0032	50.00 50.00 <u>100.00</u>
02/16/2023	GEN	71466	NYE UNIFORM	UNIFORMS-CLEANING & PURCHASES	397.00
02/16/2023	GEN	71467	O'REILLY AUTOMOTIVE, INC.	FUEL & OIL	127.03
02/16/2023	GEN	71468	OAKLAND COUNTY	BULK SEWAGE STORM FLOW	91,999.94 156,648.56 <u>248,648.50</u>
02/16/2023	GEN	71469	PANNIER	BERKLEY PLAZA PROJECT	7,115.00
02/16/2023	GEN	71470	PITNEY BOWES INC.	OFFICE EQUIPMENT RENTAL POSTAGE-PRINTING-MAILING	5.00 74.50 <u>79.50</u>
02/16/2023	GEN	71471	POMP'S TIRE SERVICE, INC.	VEHICLE SUPPLIES VEHICLE MAINTENANCE	165.85 817.02 <u>982.87</u>
02/16/2023	GEN	71472	RKA PETROLEUM COS, INC	INVENTORY - FUEL & OIL	18,956.77

02/16/2023	GEN	71473	ROAD COMMISSION OF OAKLAND CO	PROGRAM SUPPLIES	462.00
				PROGRAM SUPPLIES	198.00

					660.00
02/16/2023	GEN	71474	ROBERT E. DICE BUILDER	BBA18-0119 - PB18-0258	100.00
02/16/2023	GEN	71475	ROCHESTER MIDLAND	MAINTENANCE SUPPLIES	80.01
02/16/2023	GEN	71476	ROMA CEMENT CO.	BBA19-0093 - PB19-0189	55.00
02/16/2023	GEN	71477	SANDI WEEKS	SENIOR PROGRAMS	10.00
02/16/2023	GEN	71478	SHIFMAN FOURNIER	LEGAL SERVICES - LABOR	2,189.50
02/16/2023	GEN	71479	STAPLES	SUPPLIES	85.91
				EQUIPMENT SUPPLIES	58.49

					144.40
02/16/2023	GEN	71480	STEPHEN & MICHELLE BRAZEAU	BBA19-0060 - PB19-0120	100.00
02/16/2023	GEN	71481	SYSTEMP CORPORATION	BUILDING MAINTENANCE	1,170.00
02/16/2023	GEN	71482	TERMINAL SUPPLY CO	VEHICLE SUPPLIES	17.88
02/16/2023	GEN	71483	THE LIBRARY NETWORK	LIBRARY COOP	260.44
02/16/2023	GEN	71484	THE ORIGINAL PRINT SHOPPE	ADVERTISING/MARKETING	64.00
02/16/2023	GEN	71485	THE PRINT STOP, INC	SUPPLIES	130.00
02/16/2023	GEN	71486	THE RAPID GROUP, LLC	CONSULTANT	25.00
02/16/2023	GEN	71487	THOMAS AND DIANE INMAN	BBA22-0062 - PB22-0109	100.00
02/16/2023	GEN	71488	TRANSUNION RISK AND ALTERNATIVE	MEMBERSHIPS	110.00
02/16/2023	GEN	71489	TROY COMMUNITY CENTER	CONTRACTUAL SERVICES	594.00
02/16/2023	GEN	71490	ULTIMATE PLBG HTG & MECH	BBA16-0052 - PB16-0080	50.00
02/16/2023	GEN	71491	UNIQUE MANAGEMENT SERVICES, INC.	CONTRACTUAL SERVICES	23.30
02/16/2023	GEN	71492	UNITED FACILITY SUPPLIES	MAINTENANCE SUPPLIES	142.42
				MAINTENANCE SUPPLIES	235.50

					377.92
02/16/2023	GEN	71493	VERIZON WIRELESS	TELEPHONE	131.08
				TELEPHONE	80.72
				TELEPHONE	45.36
				TELEPHONE	38.01
				CORONAVIRUS EXPENSES	114.03
				TELEPHONE	40.36
				TELEPHONE	308.09
				CAR COMPUTERS	30.39
				TELEPHONE	165.86
				TELEPHONE	45.36
				TELEPHONE	80.72
				SOFTWARE MAINT AND SUBSCRIPTIONS	123.75
				EQUIPMENT SUPPLIES	75.00
				TELEPHONE	161.74
				TELEPHONE	45.36

				TELEPHONE	201.33
				CONTRACTUAL SERVICES	45.43
				TELEPHONE	263.99
				CONTRACTUAL SERVICES	163.88
				TELEPHONE	40.97
				TELEPHONE	40.36
					<u>2,241.79</u>
02/16/2023	GEN	71494	WAYNE CRAFT INC.	BBB20-0021 - PB20-0084	75.00
02/16/2023	GEN	71495	WOW! BUSINESS	CONTRACTUAL SERVICES	743.98
02/16/2023	GEN	71496	ZOLMAN RESTORATION LLC	BBA22-0251 - PB22-0497	100.00
02/28/2023	GEN	71497	AMAZON CAPITAL SERVICES	LAND IMPROVEMENTS	39.98
				SUPPLIES	59.84
				VEHICLE EQUIPMENT	358.36
				BUILDING MAINTENANCE	161.80
				SOFTWARE MAINT AND SUBSCRIPTIONS	22.59
					<u>642.57</u>
02/28/2023	GEN	71498	ASHERKELLY	LEGAL SERVICES - GENERAL LIABILITY	126.00
02/28/2023	GEN	71499	AT&T	TELEPHONE	391.14
				TELEPHONE	1,029.32
				TELEPHONE	185.28
				TELEPHONE	185.27
				TELEPHONE	267.62
					<u>2,058.63</u>
02/28/2023	GEN	71500	AUTOMATED ENERGY SYSTEMS	BUILDING MAINTENANCE	2,500.00
02/28/2023	GEN	71501	BERKLEY ANNIVERSARY	PROGRAM SUPPLIES	750.00
02/28/2023	GEN	71502	Berkley Junior Women's Club	BT15-0003 - PTU15-0003	100.00
02/28/2023	GEN	71503	BIG D LOCK CITY	SUPPLIES	7.00
02/28/2023	GEN	71504	BLUE CROSS BLUE SHIELD OF MICHIGAN	HEALTH CARE-BC/BS RETIREE-MED ADVANTAGE	12,844.92
				HEALTH CARE-BC/BS RETIREE-MED ADVANTAGE	10,514.72
					<u>23,359.64</u>
02/28/2023	GEN	71505	BRIAN ALIMOV	BD21-0001 - PB21-0012	1,000.00
02/28/2023	GEN	71506	CARLISLE / WORTMAN	CONSULTANT	1,907.50
02/28/2023	GEN	71507	CDW GOVERNMENT, INC.	EQUIPMENT SUPPLIES	28.82
02/28/2023	GEN	71508	CINTAS	BUILDING MAINTENANCE	203.33
02/28/2023	GEN	71508	CINTAS	CONTRACTUAL SERVICES	142.99
					<u>346.32</u>
02/28/2023	GEN	71509	CITY OF BERKLEY	BT15-0001 - PTU15-0001	100.00
02/28/2023	GEN	71510	CITY OF BERKLEY-TREASURY PETTY CASH	RANGE/TRAINING SUPPLIES	82.45
				FUEL & OIL	341.76
				MEMBERSHIPS	35.00
					<u>459.21</u>
02/28/2023	GEN	71511	CITY OF FARMINGTON HILLS	FIRE GEAR	2,390.00
02/28/2023	GEN	71512	CMNTV	CABLE PRODUCTION	1,880.00

02/28/2023	GEN	71513	D G ENERGY COMPANY LLC	LAND IMPROVEMENTS	37,751.00
02/28/2023	GEN	71514	DEMCO	OFFICE SUPPLIES	222.72
02/28/2023	GEN	71515	ERC-LED, LLC	UTILITIES	351.89
				UTILITIES	86.06
					<u>437.95</u>
02/28/2023	GEN	71516	FISHBECK	CONTRACTUAL SERVICES	4,800.00
02/28/2023	GEN	71517	GDI SERVICES INC.	CUSTODIAL SERVICES	1,666.45
				CUSTODIAL SERVICES	1,957.17
					<u>3,623.62</u>
02/28/2023	GEN	71518	GREAT LAKES PEST CONTROL CO	BUILDING MAINTENANCE	75.00
02/28/2023	GEN	71519	GREAT LAKES WATER AUTHORITY	NONRESIDENTIAL SURCHARGE	3,182.62
02/28/2023	GEN	71520	HADROUT	WEBSITE MAINTENANCE	10,000.00
02/28/2023	GEN	71521	HASTINGS AIR-ENERGY CONTROL, INC.	FIRE TRUCK MAINTENANCE	234.28
02/28/2023	GEN	71522	HEADTECH ELECTRONICS INC.	OFFICE EQUIPMENT MAINTENANCE	899.00
02/28/2023	GEN	71523	HUBBELL, ROTH & CLARK	PROJECT ESCROW ENGIN-AQUA TOTS	382.80
				BUILDING ESCROW-ENGINEERING REVIEW	650.00
				PLANNING/ENG REVIEWS	188.10
				ENGINEERING	4,982.05
				ENGINEER - ROAD PROJECT	19,354.02
				ENGINEER	6,171.19
				ENGINEER	35,505.74
				ENGINEERING	9,363.43
					<u>76,597.33</u>
02/28/2023	GEN	71524	HUNT SIGN CO LTD	FIRE EQUIPMENT	651.00
02/28/2023	GEN	71525	ICCA	MEMBERSHIPS	1,025.00
02/28/2023	GEN	71526	JONATHAN ROBERTS	PUBLIC SAFETY FIRE/MEDICAL TRAINING	178.01
02/28/2023	GEN	71527	KELLY QUINLAN	REIMBURSEMENT FOR LOST/DAMAGED BOOKS	5.99
02/28/2023	GEN	71528	KONICA MINOLTA BUSINESS SOLUTIONS	OFFICE EQUIPMENT RENTAL	440.87
02/28/2023	GEN	71529	LERMA, INC.	MEMBERSHIPS	60.00
02/28/2023	GEN	71530	MATTHEW CHURCH	PROFESSIONAL DEVELOPMENT	17.92
02/28/2023	GEN	71531	MCKENNA	INSPECTIONS - BUILDING	22,404.00
				HOUSE INSPECTIONS-RENTALS	8,328.75
				CONTRACTUAL INSPECTIONS	8,322.00
				BUSINESS LICENSE INSPECTION-ALL	450.00
					<u>39,504.75</u>
02/28/2023	GEN	71532	MICHIGAN ASSOCIATION OF PLANNING	PROFESSIONAL DEVELOPMENT	55.00
02/28/2023	GEN	71533	MICHIGAN.COM	BOOKS / PERIODICALS	13.00

02/28/2023	GEN	71534	MILLER,CANFIELD,PADDOCK,STONE	CITY ATTORNEY	704.00
02/28/2023	GEN	71535	NELSON BROTHERS SEWER & PLUMBING	BUILDING MAINTENANCE	145.00
02/28/2023	GEN	71536	NYE UNIFORM	UNIFORMS-CLEANING & PURCHASES	344.00
02/28/2023	GEN	71537	OAKLAND COUNTY	DATA PROCESSING INTEREST EXPENSE DEBT PRINCIPAL	2,788.00 11,916.39 <u>398,932.75</u> 413,637.14
02/28/2023	GEN	71538	ON DUTY GEAR	UNIFORMS-CLEANING & PURCHASES	5,560.00
02/28/2023	GEN	71539	PATRICE VON LISKI	CONTRACTUAL SERVICES	105.00
02/28/2023	GEN	71540	PRINTMASTERS	BERKLEY BUZZ	10,235.00
02/28/2023	GEN	71541	QUANTUM SERVICES GROUP, LLC	SOFTWARE MAINT AND SUBSCRIPTIONS HARDWARE SUBSCRIPTIONS CONTRACTUAL SERVICES OFFICE EQUIPMENT	400.00 390.90 12,558.83 <u>2,960.10</u> 16,309.83
02/28/2023	GEN	71542	RYAN J. GESUND	BS22-0029 - PZC22-0183	200.00
02/28/2023	GEN	71543	SAFELITE FULFILLMENT, INC.	VEHICLE MAINTENANCE	477.48
02/28/2023	GEN	71544	SEHI COMPUTER PRODUCTS	SOFTWARE MAINT AND SUBSCRIPTIONS	916.22
02/28/2023	GEN	71545	SIGN EMPORIUM INC.	BSB22-0014 - PS22-0013	50.00
02/28/2023	GEN	71546	STATE OF MICH-DEPT OF TREASURY	STATE WITHHOLDING TAXES	20,562.30
02/28/2023	GEN	71547	STATE OF MICH-DEPT OF TREASURY	STATE WITHHOLDING TAXES	4,244.22
02/28/2023	GEN	71548	STREET DUTY	RANGE/TRAINING SUPPLIES UNIFORMS-CLEANING & PURCHASES	100.00 <u>237.00</u> 337.00
02/28/2023	GEN	71549	SYSTEMP CORPORATION	BUILDING MAINTENANCE BUILDING MAINTENANCE BUILDING MAINTENANCE EQUIPMENT MAINTENANCE	625.00 750.00 350.00 <u>450.00</u> 2,175.00
02/28/2023	GEN	71550	TELVUE CORPORATION	HARDWARE SUBSCRIPTIONS	4,320.00
02/28/2023	GEN	71551	THE KITCHEN INC.	PRISONER BOARD	379.84
02/28/2023	GEN	71552	THE LIBRARY NETWORK	BOOKS RENTED MATERIALS BOOKS FROM DONATIONS CDBG EXPENSES-PROGRAM YEAR 2022-2023	2,660.26 205.48 200.00 <u>278.30</u> 3,344.04
02/28/2023	GEN	71553	THE PRINT STOP, INC	SUPPLIES	242.00
02/28/2023	GEN	71554	UNITED FACILITY SUPPLIES	MAINTENANCE SUPPLIES BUILDING MAINTENANCE MAINTENANCE SUPPLIES	241.14 101.50 <u>198.49</u> 541.13

02/28/2023	GEN	71555	VERIZON WIRELESS	TELEPHONE	131.08
				TELEPHONE	80.72
				TELEPHONE	45.36
				TELEPHONE	40.36
				TELEPHONE	308.07
				CAR COMPUTERS	60.39
				TELEPHONE	107.16
				TELEPHONE	45.36
				TELEPHONE	80.72
				SOFTWARE MAINT AND SUBSCRIPTIONS	123.75
				TELEPHONE	90.72
				OFFICE EQUIPMENT	679.98
				TELEPHONE	45.36
				TELEPHONE	241.33
				CONTRACTUAL SERVICES	45.43
				TELEPHONE	263.99
				CONTRACTUAL SERVICES	163.88
				TELEPHONE	40.97
				TELEPHONE	40.36
					<u>2,634.99</u>
02/28/2023	GEN	71556	WINDSTREAM	TELEPHONE	436.63
				TELEPHONE	62.38
				TELEPHONE	31.18
				TELEPHONE	31.18
				TELEPHONE	<u>62.38</u>
					623.75
02/28/2023	GEN	71557	XEROX CORPORATION	OFFICE EQUIPMENT MAINTENANCE	112.71
				TOTAL OF 194 CHECKS	1,303,917.55
				3 Voided Checks	<u>3,617.07</u>
				TOTAL OF 191 DISBURSEMENTS	<u>1,300,300.48</u>

**CITY OF BERKLEY
ACH TRANSFERS**

2/2/2023	INTERNAL REVENUE SERVICE	\$	16,076.41
2/3/2023	CONSUMERS ENERGY	\$	11,581.91
2/6/2023	UNION DUES	\$	680.00
2/6/2023	UNION DUES	\$	400.00
2/6/2023	UNION DUES	\$	240.00
2/6/2023	INTERNAL REVENUE SERVICE	\$	61,984.51
2/6/2023	ALERUS	\$	8,660.20
2/6/2023	DTE ENERGY	\$	6,823.96
2/9/2023	DTE ENERGY	\$	223.22
2/16/2023	UNION DUES	\$	680.00
2/16/2023	UNION DUES	\$	400.00
2/16/2023	DTE	\$	712.97
2/17/2023	INTERNAL REVENUE SERVICE	\$	66,692.50
2/17/2023	ALERUS	\$	10,084.78
2/22/2023	MERS	\$	102,794.49
12/23/2022	A D N REPLENISHMENT	\$	25,000.00
		\$	<u>313,034.95</u>

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.

Bridget Dean, Mayor

Victoria Mitchell, City Clerk

A PROCLAMATION
of the Council of the City of Berkley, Michigan
Proclaiming April 2023 as Sexual Assault Awareness Month

- WHEREAS,** Sexual assault is widespread and experienced by thousands of people and survivors. Sexual Assault Awareness Month is intended to raise public awareness around sexual violence and its impacts, as well as education the community on how to prevent it; and
- WHEREAS,** Sexual assault is broadly defined as any form of unwanted sexual contact obtained without consent through the use of force, threat of force, intimidation, or coercion; and
- WHEREAS,** The effects of sexual assault can ripple throughout a community, as seen by the U.S. Center for Disease Control and Prevention statistics indicating that one in three women and nearly one in four men will experience sexual violence involving physical contact during their lifetime; and
- WHEREAS,** Sexual violence can deeply and enduringly impact survivors on psychological, emotional, physical, and social levels; and
- WHEREAS,** Access to informed and supportive services can greatly increase survivors' ability to heal from sexual assault; and
- WHEREAS,** Our community must be committed to holding sexual assault perpetrators accountable for their heinous crimes; and
- WHEREAS,** We join with the State of Michigan and sexual assault prevention advocates to acknowledge how important it is to work together to educate our communities about sexual violence prevention, support survivors, and to speak out against harmful attitudes and actions.

NOW, THEREFORE, THE COUNCIL OF THE CITY OF BERKLEY HEREBY PROCLAIMS

- SECTION 1:** That April 2023 shall be recognized as *Sexual Assault Awareness Month* in the City of Berkley.
- SECTION 2:** The City of Berkley calls upon the citizens, government agencies, public and private institutions, businesses, and schools in the City of Berkley to recommit our community to increasing awareness and understanding of sexual assault, and the need for appropriate and accessible services for all survivors of acts of sexual violence.

Proclaimed this 20th day of March 2023 at a Regular Meeting of the Berkley City Council.

Attest:

Bridget Dean, Mayor

Victoria Mitchell, City Clerk

A PROCLAMATION
of the Council of the City of Berkley, Michigan
Proclaiming April 2023 as Child Abuse Prevention and Awareness Month

- WHEREAS,** Abuse and neglect are suffered by children in our communities, regardless of age, race, gender, and economic situation; and
- WHEREAS,** One in 10 children will be sexually abused before the age of 18; and
- WHEREAS,** This reported maltreatment is only a portion of the overall problem threatening our children, for so many cases go unreported, and today’s technology has brought with it a new and dangerous form of child endangerment- the online predator; and
- WHEREAS,** The devastating consequences of physical and emotional abuse of our children affects the community as a whole and finding solutions needs to be attended to by the community as a whole; and
- WHEREAS,** CARE House of Oakland County works to break the cycle of child abuse and neglect; provides a protective circle of light and hope for a better life; advocates for the safety and protection of children; and partners with community organizations and agencies to offer programs and services aimed at preventing child abuse.

NOW, THEREFORE, THE COUNCIL OF THE CITY OF BERKLEY HEREBY PROCLAIMS

- SECTION 1:** That April 2023 shall be recognized as *Child Abuse Prevention and Awareness Month* in the City of Berkley.
- SECTION 2:** The City of Berkley calls upon the citizens, government agencies, public and private institutions, businesses, and schools in the City of Berkley to increase their participation in efforts to prevent the abuse of our children, thereby strengthening and protecting the community in which we live.

Proclaimed this 20th day of March 2023 at a Regular Meeting of the Berkley City Council.

Bridget Dean, Mayor

Attest:

Victoria Mitchell, City Clerk

A PROCLAMATION
of the Council of the City of Berkley, Michigan
Proclaiming April 2023 as Autism Awareness Month

- WHEREAS,** Autism Spectrum Disorder is a pervasive developmental disorder affecting the social communication and behavioral skills of those affected by it; and
- WHEREAS,** The U.S. Center for Disease Control and Prevention estimates that one in every 68 children in the United States are among the more than two million Americans living with an Autism Spectrum Disorder; and
- WHEREAS,** While there is no cure for autism, it is well-documented that if individuals with autism receive treatment early in their lives, it is often possible for those individuals to lead significantly improved lives; and
- WHEREAS,** Individuals with an Autism Spectrum Disorder often require a lifetime of specialized and community support services to ensure their health and safety, and to support families' resilience as they manage the psychological and financial burdens autism presents; and
- WHEREAS,** We recognize and celebrate those with an Autism Spectrum Disorder who are achieving and breaking down barriers for the community and who are striving to create a culture of understanding for those living with an Autism Spectrum Disorder.

NOW, THEREFORE, THE COUNCIL OF THE CITY OF BERKLEY HEREBY PROCLAIMS

- SECTION 1:** That April 2023 shall be recognized as *Autism Awareness Month* in the City of Berkley.
- SECTION 2:** The City of Berkley believes it is important to have an inclusive community committed to supporting all citizens regardless of abilities. The City of Berkley also calls upon the citizens, government agencies, public and private institutions, businesses, and schools in the City of Berkley to recommit our community to increasing awareness and understanding of Autism Spectrum Disorders, and the need for appropriate and accessible services for all community members.

Proclaimed this 20th day of March 2023 at a Regular Meeting of the Berkley City Council.

Attest:

Bridget Dean, Mayor

Victoria Mitchell, City Clerk

A PROCLAMATION
of the Council of the City of Berkley, Michigan
Proclaiming April 2023 as Fair Housing Month

- WHEREAS,** The month of April 2023 marks the 55th anniversary of the signing of the federal Fair Housing Law Title VIII under the Civil Rights Act of 1968; and
- WHEREAS,** This landmark law along with other federal and state legislation broadens access to housing regardless of race, color, sex, national origin, age, marital status, religion, disability, or family status; and
- WHEREAS,** Fair Housing Month is designed to heighten people’s awareness of their rights under the law when pursuing the purchase or rental of housing; and
- WHEREAS,** Housing choice impacts our children’s access to education, our ability to seek and retain employment options, the cultural benefits of a diverse community, and the quality of health care we receive in emergencies; and
- WHEREAS,** The laws of our nation, state, and county seek to ensure equality of choice and access to all people; and
- WHEREAS,** Ongoing education, outreach, and monitoring are key to raising awareness of fair housing principles, practices, rights, and responsibilities; and
- WHEREAS,** The Housing Counselors of Oakland County’s Neighborhood & Housing Development Division are experts in fair housing laws and are ready to assist any individual or family to ensure their rights when purchasing or renting a home.

NOW, THEREFORE, THE COUNCIL OF THE CITY OF BERKLEY HEREBY PROCLAIMS

- SECTION 1:** That April 2023 shall be recognized as *Fair Housing Month* in the City of Berkley.
- SECTION 2:** The City of Berkley urges all residents or prospective residents to contact Oakland County’s Neighborhood & Housing Development Counselors if they believe they, or someone they know, has been the victim of housing discrimination.
- SECTION 3:** The City of Berkley believes it is important to have an open and inclusive community committed to accessible fair housing and to promote appropriate activities by private and public entities intended to provide or advocate for equal housing opportunities for all residents and prospective residents of the City of Berkley.

Proclaimed this 20th day of March 2023 at a Regular Meeting of the Berkley City Council.

Bridget Dean, Mayor

Attest:

Victoria Mitchell, City Clerk

A RESOLUTION
of the Council of the City of Berkley, Michigan
recognizing Daniel J. Terbrack for his service
as Mayor and Councilmember for the City of Berkley

WHEREAS, For the last five years, the City of Berkley has been represented by Daniel J. Terbrack as the Mayor of our City. Dan served the City as Councilmember beginning in 2007 before being elected as Mayor on November 7, 2017. He was subsequently elected to two additional two-year terms on November 5, 2019, and November 9, 2021; and

WHEREAS, Dan represents three generations of his family living in Berkley. He and his wife Jacquelin chose to make their home in Berkley in 2004, where they welcomed four daughters: Addison, Emma, Isabel, and Olive. In 2016, the family moved to another house in Berkley, directly across from Dan’s childhood home, where his family still resides; and

WHEREAS, Dan earned a Bachelor’s Degree in Secondary Education from Central Michigan University before pursuing a Master’s Degree in Educational Administration and Supervision. After teaching for five years Dan took the role of school principal for five years, at both Our Lady of LaSalette in Berkley and then at Guardian Angels in Clawson. In the mid-2000s, Dan began a career at Northwestern Mutual and most recently was named chief development officer continually excelling in that position today; and

WHEREAS, Dan has devoted his time and energy to many worthwhile causes in Berkley, including first serving as a member and then the council liaison to the Berkley Parks and Recreation Advisory Board. Dan has also coached local youths in both hockey and baseball, as well as serving as a vital member of both the Berkley Dad’s Club and Friends of the Berkley Parks and Recreation; Dan is also known for his spirited sense of competition in the annual City Council vs. Dad’s Club softball tournament; and

WHEREAS, During the course of these last six years, Dan’s duties and opportunities took various forms. Some of these included welcoming new businesses to the city, serving as host to local, national, and international dignitaries, and performing wedding ceremonies for a great number of current residents; and

WHEREAS, Dan has earned the respect and admiration of his colleagues. As Mayor, Dan represented Berkley with diligence, understanding, and aplomb. The city and its residents alike have benefitted greatly from his tenacity, diplomacy, and efficiency in tackling the wide variety of issues inherent to municipal government.

NOW, THEREFORE, THE CITY OF BERKLEY RESOLVES:

SECTION 1: That City Council, on behalf of all local residents, offers its genuine thanks and deep appreciation to Daniel J. Terbrack for his dedicated service to the City of Berkley and City Council extends best wishes for happiness and success in the future.

Introduced and passed at a Regular City Council Meeting on Monday, March 20, 2023.

Bridget Dean, Mayor

Attest:

Victoria Mitchell, City Clerk

March 20, 2023 City Council Meeting

Moved by Councilmember _____ and seconded by Councilmember _____ to approve the "Berkley Days Hometown Fair" event beginning May 11, 2023 and ending on May 14, 2023 located at the Berkley Community Center, 2400 Robina. Approval is conditional upon the submission of required items and documents prior to event dates.

Ayes:

Nays:

Motion:



City Clerk's Office
 3338 Coolidge Hwy.
 Berkley, MI 48072
 248-658-3300
 Fax: 248-658-3301
 www.berkleymich.org

CITY OF BERKLEY, MICHIGAN

CHARITABLE SOLICITATION

PERMIT APPLICATION DISPOSITION CHECKLIST

Event Name: BERKLEY DAYS HOMETOWN FAIR

Event Date(s)	Location(s)	Event Hours
<u>MAY 11-14, 2023</u>	<u>2400 ROBINA BERKLEY, MI 48072</u> <u>HURLEY FIELD, CITY STREETS</u>	<u>VARY</u> <u>5/11 - 5-11pm 5/12 4-11pm</u> <u>5/13 1-11pm 5/14 12-6</u>

ORGANIZATION:

Organization Name: <u>BERKLEY DAYS ASSOCIATION</u>			
Headquarters Street Address: <u>BERKLEY MI 48072</u>			
City: <u>BERKLEY</u>	State: <u>MI</u>	Zip Code: <u>48072</u>	Phone:
Website: <u>BERKLEYDAYS.ORG</u>			

Tax Exempt Status (as defined by the US Internal Revenue Service):

Non-Profit
 501(c)(3)
 N/A
 Other (specify) _____

The following documents have been submitted:

- | | |
|---|---|
| Completed application | <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO |
| Valid IRS tax exempt verification | <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO |
| Financial report for the preceding fiscal year | <input type="checkbox"/> YES <input type="checkbox"/> NO |
| Proof of Commercial Liability Coverage | <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO |
| Estimated cost to execute the solicitation / event | <input type="checkbox"/> YES <input type="checkbox"/> NO |
| Charitable Solicitation / Special Event Hold Harmless Agreement | <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO |

Application reviewed by: Public Safety MBK 2-27-23 Public Works

Comments: Planning Official KA [Signature]

Presented to City Council:		
Date: _____	Approved: ___ YES ___ NO	Organization Notified ___ YES ___ NO



City Clerk's Office
 3338 Coolidge Hwy.
 Berkley, MI 48072
 248-658-3300
 Fax: 248-658-3301
 www.berkleymich.org

CITY OF BERKLEY, MICHIGAN

CHARITABLE SOLICITATION PERMIT APPLICATION

Event Name: BERKLEY Days HOME TOWN Fair

Event Date(s) <u>MAY 11-14, 2023</u>	Location(s) <u>2400 ROBINIA</u>	Event Hours <u>5/11-5-11 5/12-4-11</u> <u>5/13-1-11 5/14 12-6</u>
---	------------------------------------	---

ORGANIZATION INFORMATION

Name: <u>BERKLEY Days ASSOCIATION</u>			
Street Address: <u>/ P.O. BOX 72112</u>			
City: <u>BERKLEY</u>	State: <u>MI</u>	Zip Code: <u>48072</u>	Phone: <u>248-904-4300</u>
Website: <u>BERKLEYDays.ORG</u>			

Tax Exempt Status (as defined by the U.S. Internal Revenue Service):
 Non-Profit _____ 501(c)(3) N/A _____ Other (specify) _____

CONTACT PERSON (Authorized Representative)

Name DENISE DOWNEN Title PRESIDENT Phone _____
 Email DeniseD1502@gmail.com

AGENTS/OFFICERS OF ORGANIZATION

Name LESLIE ROBBINS Title VICE PRESIDENT Phone _____
 Address _____

Name BARB DOPPEL Title TREASURE Phone _____
 Address _____

Name JEFF TONG Title SECRETARY Phone _____
 Address _____

Describe the type and purpose of the solicitation and how collected funds be used.

BERKLEY Days, is a fundraiser for service groups that help plan & host the event. FUNDS ARE DISBURSED TO those groups - START UP COSTS.

The amount of wages, fees, commissions, expenses to be paid to any person in connection with the solicitation, together with the manner in which such wages, fees, expenses, commissions are to be paid:

All "staff" ARE VOLUNTEERS. NO ONE IS PAID

Estimated cost of the solicitation

\$ 13,000 - \$ 15,000

The following documents must be submitted with this application, pursuant to *Chapter 34 Charitable Solicitations, Article 1* of the City of Berkeley Code of Ordinance:

1. Internal Revenue Service tax exempt documentation for the organization
2. Organization's financial report for the preceding fiscal year
3. Proof of Commercial Liability Coverage on an "occurrence basis" with no less than \$500,000 per occurrence and/or combined single limit, Personal Injury, Bodily Injury, and Property Damage. The insured endorsement portion of the Certificate of Insurance must read EXACTLY as follows:
The City of Berkeley, including all elected and appointed officials, all employees, and volunteers, all boards, commissions, and/or authorities and their board members, employees, and volunteers.
4. Charitable Solicitation Hold Harmless Agreement signed by an authorized representative of the organization.

If the above information cannot be furnished, please provide a detailed statement of the reason.

I hereby solemnly swear that no solicitor will be paid, either directly or indirectly, a salary, wage, commission or benefit for his/her service.

Denise Downen DENISE DOWNEN - President 1-22-23
Applicant Signature Print Name/Title Date

For City Use Only

Approved by

Title

Signature

Date



City Clerk's Office
 3338 Coolidge Hwy.
 Berkley, MI 48072
 248-658-3300
 Fax: 248-658-3301
 www.berkleymich.org

CITY OF BERKLEY, MICHIGAN COMMUNITY SPECIAL EVENT APPLICATION

Name of Event: BERKLEY DAYS HOMETOWN FAIR

Organization / Contact:

Name of Organization: BERKLEY DAYS ASSOCIATION Contact's Name: DENISE DOWNEN
 Address: _____ City: BERKLEY State/zip: MI 48072
 Telephone: _____ 24 Hour Emergency Contact: DENISE DOWNEN

If event will be on private property owned by someone else, then a letter of permission from the property owner must be submitted with the application.

Event Location: If the event involves city streets or sidewalks, include a map showing the location. A petition from affected businesses may be required. <u>2400 ROBINIA BERKLEY, MI 48072 & HURLEY FIELD, CH4 STREETS</u>
Dates and Hours of Event: <u>5-11-23 5-11, 5-12-23 4-11, 5-13-23 1-11, 5-14-23 12-6 5-13-23 RALEE 8 AM</u>
How many employees or volunteers? <u>10-20 VOLUNTEERS</u>
How will site be secured during off-hours? <u>WE WILL HAVE ONSITE SECURITY</u>
What type of merchandise will be sold? <u>FOOD, CLOTHES, JEWELRY, ART</u>
If you are selling food, include a copy of your receipt from Oakland County Health Department. <u>THE CARNIVAL SELLS FOOD & SOME INDEPENDENT VENDORS</u>
Will there be any electricity outside the building (e.g., extension cords, heaters, lights)? If yes, an electrical inspection by the City will be required after set up and before opening. <u>YES</u>
Include a Site Plan showing where merchandise will be sold, how pedestrian and vehicular traffic will circulate on the site.
What are your plans for set up and removal? <u>SET UP THURSDAY 5-11. TEAR DOWN SUN 5-14</u>
Tax Exempt Status (as defined by the US Internal Revenue Service): Non-Profit _____ 501.C3 <input checked="" type="checkbox"/> Other (specify) _____ <u>38-3106231 TT</u>
Include the following documents: <input type="checkbox"/> Internal Revenue Service tax exempt documentation for the organization. <input type="checkbox"/> Organization's financial report for the preceding fiscal year. <input type="checkbox"/> Proof of Commercial Liability Coverage on an "occurrence basis", naming the City of Berkley as additional insured, with no less than \$1,000,000 per occurrence and/or combined single limit, Personal injury, Bodily injury, and Property Damage. <input type="checkbox"/> Liquor Liability, \$500,000 per occurrence and \$500,000 aggregate. (if applicable) <u>AMERICAN LEGION</u> <input type="checkbox"/> Special Event Hold Harmless Agreement signed by an authorized representative

By Ordinance, each Community Special Event is limited to a maximum of 7 days.

Applications must be received at least 45 days prior to the event. Events involving the public right of way will require City Council approval. I understand that a representative of the organization will need to attend the City Council meeting. The City will notify me of the meeting date and time.

An application will be denied or an event shut down if complete and accurate information is not provided.

Denise Downen
 Signature of Applicant

1-22-23
 Date

APPROVALS

DEPARTMENT	Approve (YES/NO)	Signature	Date
Planning/Building	yes	<i>[Signature]</i>	2-3-23
Comments:			
Public Safety	yes	<i>[Signature]</i>	2-28-23
Comments:			
Notify SMART, ambulance, and waste collection of any road closures.			
Public Works:			
Comments:			
Parks/Recreation	yes	<i>[Signature]</i>	3/15/23
Comments:			
City Clerk	yes	<i>Victoria Mitchell</i>	2-28-23
Comments:			
City Manager			
Comments:			

For City Use Only:

Date Application Received 2-1-23 Permit
Receipt Number PTU23-0001

Received	Receipt Number	Date Received
Application Fee (\$200.00) <input type="checkbox"/>		
Clean up Bond (\$100.00) <input type="checkbox"/>		
Fee Waived <input checked="" type="checkbox"/>	City Manager's approval required	

City Manager's Signature: _____ Date: _____

IF APPLICABLE:

Motion Number:

Conditions (if any):

Is fee to be reimbursed?

This is an amendment to include Berkley Days activities not previously mentioned.

May 11 - Taste of Berkley

Dads club vs. City of Berkley Softball game. TBD

Addendum to Berkley Days Hometown Fair Application

Berkley Days would also like to host a fireworks display Friday, May 12, 2023 in the evening. There will be a rain date of Saturday, May 13, 2023.

The display will be launched at Community Field.

Denise Downen
Berkley Days Association - President

Catalpa

Fire Route Robina

Tennis Courts

Carnival

Sunnyknoll

Carnival Area

Community Center

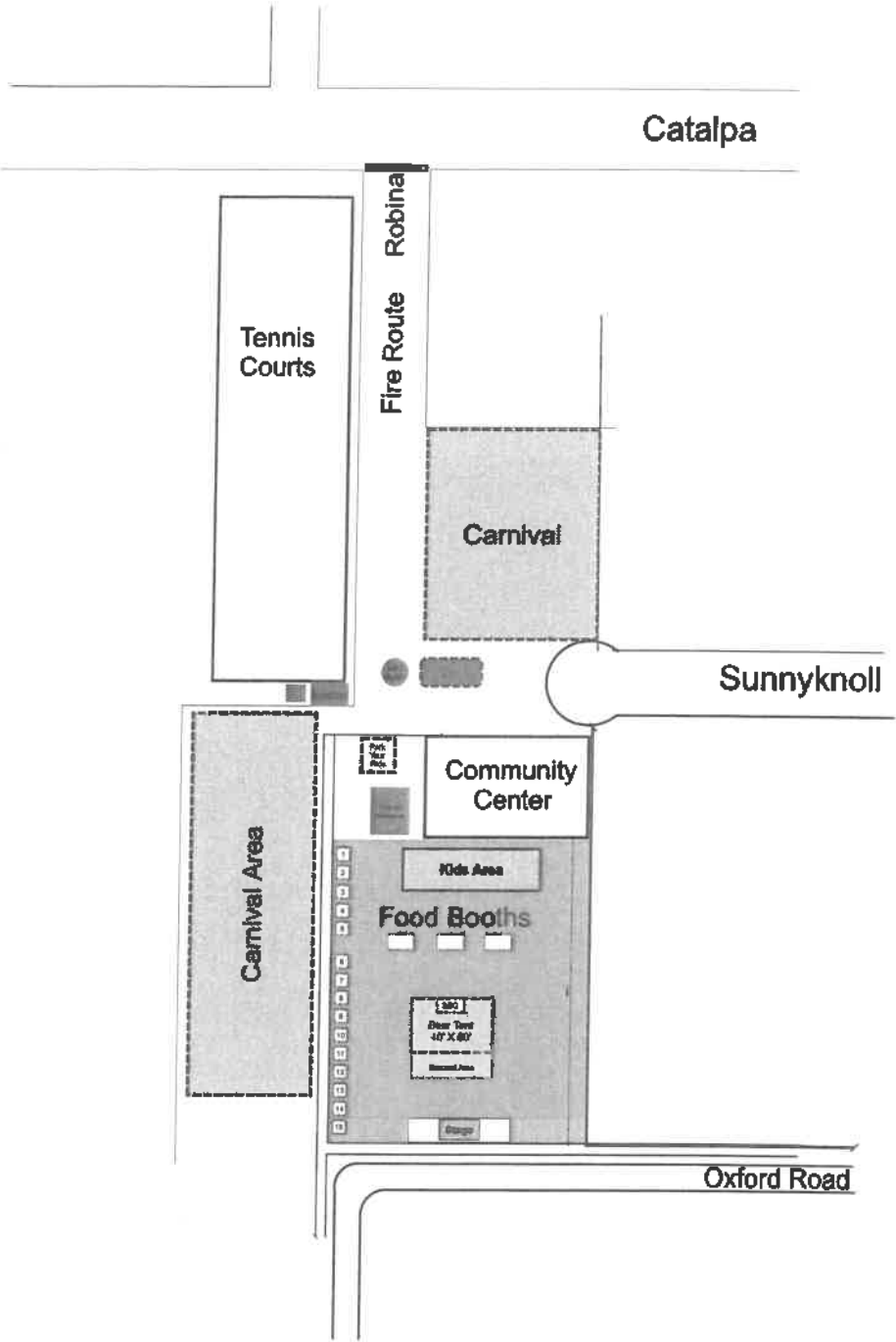
Kids Area

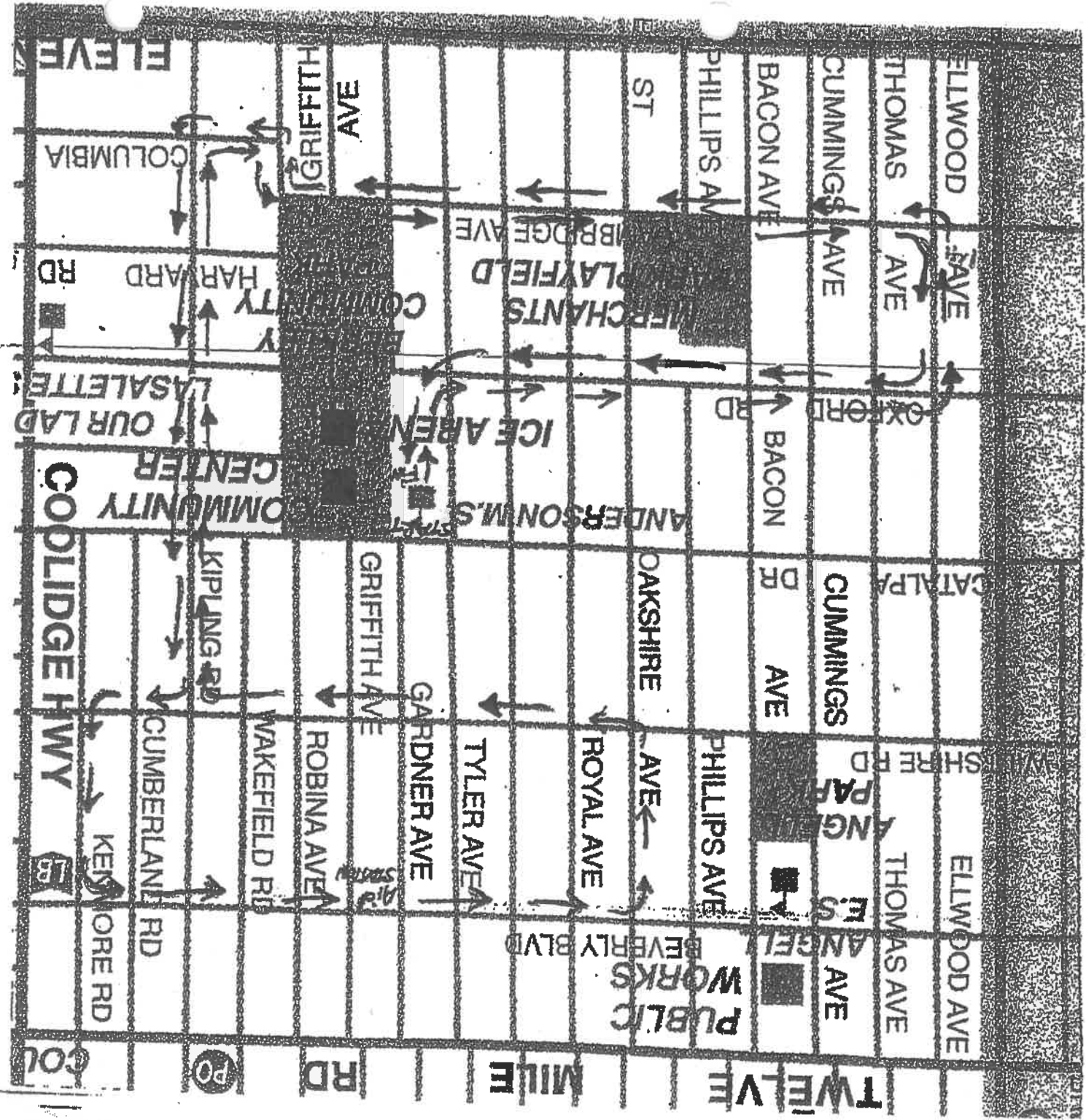
Food Booths

Beer Tent
10' X 80'

Stage

Oxford Road





Berkeley 10K
 10K
 Course



CITY OF BERKLEY, MICHIGAN TEMPORARY TRAFFIC CONTROL ORDER

City Clerk's Office
3338 Coolidge Hwy.
Berkley, MI 48072
248-658-3300
Fax: 248-658-3301
www.berklemich.org

(TCO NUMBER)

In accordance with the duly adopted Uniform Traffic Code for Cities, Townships, and Villages, the Traffic Engineer hereby issues the following Temporary Traffic Control Order.

Film Permit Applicant: Please provide the information requested in the shaded area. Submit this page with your application.

PROJECT NAME:	BERKLEY DAYS HOMETOWN FAIR
Location	2400 ROSINA BERKLEY, MI 48072 / Permit Permit Parking
DATE/S/TIMES:	MAY 11 5-11 ON SUNNY KROLL MAY 12 4-11 OXFORD MAY 13 1-11 MAY 14 12-6 MAY 13 RACE 8AM HORLEY FIELD - SEE MAP
RESPONSIBLE PARTY:	
Name:	DENISE DOWNEN
Street Address:	
City/State/ZIP:	BERKLEY, MI 48072
Contact Phone:	
Email address:	DeniseD1502@gmail.com

For Official Use Only:

Action required by City :	
<i>(Attach additional pages if needed)</i>	

Approved by: <i>(Print name and title below)</i>	Signature:	Date:
Public Safety	Mr. K...	2-27-23
Public Works		
Planning Official	KA You	2-3-23

**Original – Traffic Control File



CITY OF BERKLEY, MICHIGAN

CODE OF ORDINANCES

Chapter 34 - CHARITABLE SOLICITATIONS¹¹¹

Footnotes:

--- (1) ---

Cross reference— Businesses, ch. 30; peddlers and solicitors, § 30-431 et seq.

State Law reference— Charitable organizations and solicitations act, MCL 400.271 et seq., MSA 3.240(1) et seq.

ARTICLE I. - IN GENERAL

Sec. 34-1. - Definitions.

The following words, terms and phrases, when used in this chapter, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

Person: Any individual, firm, copartnership, corporation, company, association or joint stock association, church, religious sect, religious denomination, society, organization or league, and includes any trustee, receiver, assignee, agent or other similar representative thereof.

Solicit and solicitation: The request of money, credit, property, financial assistance or other thing of value by telephone, personal interview or otherwise on the plea or representation that such money, credit, property, financial assistance or other thing of value, or any part thereof, will be used for a charitable, religious, patriotic, civic, educational or philanthropic purpose. Such words shall also mean the placing of canisters for the receipt of money in business establishments of other public places. Such words shall also mean and include the sale or offer to sell any article, tag, ticket, emblem, publication, subscription or other thing, whether of value or not, on the plea or representation that such money, credit, property, financial assistance or other thing of value, or any part thereof, whether received by the solicitor or purchased by the buyer, will be used for a charitable, religious, patriotic, civic, educational or philanthropic purpose. Patriotic organization shall mean any veteran's organization incorporated under federal law.

(Code 1981, § 21-46; Ord. No. 7-94, § 3, 4-18-1994)

Cross reference— Definitions generally, § 1-2.

Sec. 34-2. - Exceptions to chapter provisions.

The provisions of this chapter shall not apply to solicitations conducted exclusively within the membership of an organization by its own officers and members.

(Code 1981, § 21-47)

Sec. 34-3. - Hours.

No person shall solicit between the hours of 9:00 p.m. and 8:00 a.m.

(Code 1981, § 21-48)

38-3106231TT
CLIENT'S COPY

Form **SS-4**
 (Rev. April 1991)
 Department of the Treasury
 Internal Revenue Service

Application for Employer Identification Number

(For use by employers and others. Please read the attached instructions before completing this form.)

OMB No. 1545-0003
 Expires 4-30-94

Please type or print clearly.

1 Name of applicant (True legal name) (See instructions.)
BERKLEY DAYS ASSOCIATION, INC.

2 Trade name of business, if different from name in line 1

3 Executor, trustee, "care of" name
 C/O **BARBARA J. MORRIS, CPA**

4a Mailing address (street address) (room, apt., or suite no.)
1714 WILTSHIRE

5a Address of business (See instructions.)
2400 ROBINA

4b City, state, and ZIP code
BERKLEY, MI 48072

5b City, state, and ZIP code
BERKLEY, MI 48072

6 County and state where principal business is located
OAKLAND

7 Name of principal officer, grantor, or general partner (See instructions.) ▶ **HELEN A. VanHOUSEN**

8a Type of entity (Check only one box.) (See instructions.)

Individual SSN _____ Estate Trust

REMIC Personal service corp. Plan administrator SSN _____ Partnership

State/local government National guard Other corporation (specify) _____ Farmers' cooperative

Other nonprofit organization (specify) **501(c)(3) Charitable** Federal government/military Church or church controlled organization

Other (specify) ▶ _____ non-profit organization enter GEN (if applicable) _____

8b If a corporation, give name of foreign country (if applicable) or state in the U.S. where incorporated ▶ Foreign country _____ State **MICHIGAN**

9 Reason for applying (Check only one box.)

Started new business Changed type of organization (specify) ▶ _____

Hired employees Purchased going business

Created a pension plan (specify type) ▶ _____ Created a trust (specify) ▶ _____

Banking purpose (specify) ▶ _____ Other (specify) ▶ _____

10 Date business started or acquired (Mo., day, year) (See instructions.) **MARCH 2, 1993**

11 Enter closing month of accounting year. (See instructions.) **DECEMBER**

12 First date wages or annuities were paid or will be paid (Mo., day, year). Note: If applicant is a withholding agent, enter date income will first be paid to nonresident alien. (Mo., day, year) ▶ _____

13 Enter highest number of employees expected in the next 12 months: Note: If the applicant does not expect to have any employees during the period, enter "0."

Nonagricultural	Agricultural	Household
0	0	0

14 Principal activity (See instructions.) ▶ **COMMUNITY ORGANIZATION - CHARITABLE**

15 Is the principal business activity manufacturing? Yes No

If "Yes," principal product and raw material used ▶ _____

16 To whom are most of the products or services sold? Please check the appropriate box.

Public (retail) Other (specify) ▶ _____ Business (wholesale) N/A

17a Has the applicant ever applied for an identification number for this or any other business? Yes No

Note: If "Yes," please complete lines 17b and 17c.

17b If you checked the "Yes" box in line 17a, give applicant's true name and trade name, if different than name shown on prior application.

True name ▶ _____ Trade name ▶ _____

17c Enter approximate date, city, and state where the application was filed and the previous employer identification number if known.

Approximate date when filed (Mo., day, year) _____ City and state where filed _____ Previous EIN _____

Under penalties of perjury, I declare that I have examined this application, and to the best of my knowledge and belief, it is true, correct, and complete.

Name and title (Please type or print clearly.) ▶ **HELEN A. VanHOUSEN, PRESIDENT** Telephone number (include area code) **(313) 399-2128**

Signature ▶ _____ Date ▶ _____

Note: Do not write below this line. For official use only.

Please leave blank ▶	Geo.	Ind.	Class	Size	Reason for applying

Description	Summary Amt.
Beginning bank balance as of 01/01/2022	\$ 6,953.08
Total credits	\$ 49,937.59
Total debits	\$ (38,005.46)
Ending bank balance as of 10/31/2022	\$ 18,885.21

Date	Description	Amount	Running Bal.
1/1/2022	Beginning balance as of 01/01/2022		\$ 6,953.08
1/3/2022	Tax Exempt status filing fee	\$ (40.00)	\$ 6,913.08
1/19/2022	GoDaddy website expenses	\$ (31.16)	\$ 6,881.92
1/31/2022	GoDaddy website expenses	\$ (179.88)	\$ 6,702.04
3/23/2022	PAYPAL DES:TRANSFER ID:1019131663585 INDN:BERKLEY DAYS ASSOCIATI CO ID:PAYPAL5011 PPD	\$ 1,000.00	\$ 7,702.04
4/13/2022	Check 1601 - Petty Cash for Berkley Days event	\$ (500.00)	\$ 7,202.04
4/18/2022	Insurance for Berkley Days	\$ (498.00)	\$ 6,704.04
4/25/2022	Equipment Rental for Berkley Days	\$ (100.00)	\$ 6,604.04
4/28/2022	T-Shirts for staff at Berkley Days	\$ (360.00)	\$ 6,244.04
5/2/2022	Deposit for Two (2) booths at Berkley Days	\$ 80.00	\$ 6,324.04
5/6/2022	AMZN Mktp US*1330 05/05 PURCHASE Amzn.com/bill WA DEBIT CARD *3803	\$ (39.76)	\$ 6,284.28
5/9/2022	AMZN Mktp US*1196 05/06 PURCHASE Amzn.com/bill WA DEBIT CARD *3803	\$ (88.41)	\$ 6,195.87
5/9/2022	MONGERS PROVISION 05/06 PURCHASE BERKLEY MI DEBIT CARD *3803	\$ (30.00)	\$ 6,165.87
5/9/2022	YELLOW DOOR ART M 05/06 PURCHASE BERKLEY MI DEBIT CARD *3803	\$ (21.70)	\$ 6,144.17
5/9/2022	TST* BAGGER DAVES 05/06 PURCHASE BERKLEY MI DEBIT CARD *3803	\$ (30.00)	\$ 6,114.17
5/9/2022	24 SECONDS BAR & 05/06 PURCHASE BERKLEY MI DEBIT CARD *3803	\$ (20.00)	\$ 6,094.17
5/16/2022	Proceeds from Berkley days	\$ 39,874.20	\$ 45,968.37
5/16/2022	BOUNCINGALLAROUND 05/14 PURCHASE OAK PARK MI DEBIT CARD *3803	\$ (350.50)	\$ 45,617.87
5/16/2022	Mike Shea - DJ	\$ (1,000.00)	\$ 44,617.87
5/16/2022	Erin Pitman - Band	\$ (800.00)	\$ 44,318.37
5/17/2022	Francis Higgins	\$ (600.00)	\$ 43,718.37
5/17/2022	Signs by Tomorrow	\$ (893.96)	\$ 42,824.41
5/17/2022	Tyler Roy - Band	\$ (300.00)	\$ 42,524.41
5/18/2022	Cash Deposit	\$ 1,182.00	\$ 43,706.41
5/18/2022	Cash Deposit	\$ 500.00	\$ 44,206.41
5/18/2022	Balanced Health and Wellness deposit	\$ 200.00	\$ 44,406.41
5/18/2022	All American Gutter Protection deposit	\$ 55.00	\$ 44,461.41
5/18/2022	Citadel Perpetual Learning deposit	\$ 40.00	\$ 44,501.41
5/19/2022	Cash Deposit	\$ 55.00	\$ 44,556.41
5/20/2022	Brendan Finerty - Animals	\$ (500.00)	\$ 44,056.41
5/20/2022	Rental World	\$ (3,885.95)	\$ 40,170.46
5/27/2022	Midwest Dueling Pianos	\$ (750.00)	\$ 39,420.46
5/31/2022	JAY'S SEPTIC 05/28 PURCHASE 8106648080 MI DEBIT CARD *3803	\$ (1,155.00)	\$ 38,265.46
6/1/2022	Rhonda and Bryan Grohman deposit	\$ 400.00	\$ 38,665.46
6/1/2022	Megan Mahoney - race expenses	\$ (1,096.17)	\$ 37,569.29
6/21/2022	Proceeds from 10K Race	\$ 4,865.00	\$ 42,434.29
6/27/2022	WPY*Michigan Fest 06/25 PURCHASE 855-999-3729 MI DEBIT CARD *3803	\$ (552.04)	\$ 41,882.25
6/27/2022	IN *MICHIGAN FEST 06/25 PURCHASE 989-8452080 MI DEBIT CARD *3803	\$ (125.00)	\$ 41,757.25
8/19/2022	MICHIGAN GRAPHICS 08/18 PURCHASE BERKLEY MI DEBIT CARD *3803	\$ (40.00)	\$ 41,717.25
8/19/2022	KROGER #7 2620 08/19 PURCHASE OAK PARK MI DEBIT CARD *3803	\$ (111.90)	\$ 41,605.35
9/12/2022	American Legion donation	\$ (2,500.00)	\$ 39,105.35
9/12/2022	Polw Bear Battalion donation	\$ (3,000.00)	\$ 36,105.35
9/13/2022	Youth Assistance donation	\$ (2,000.00)	\$ 34,105.35
9/13/2022	LaSalette donation	\$ (1,200.00)	\$ 32,905.35
9/14/2022	Berkley Historical Committee donation	\$ (2,000.00)	\$ 30,905.35
9/23/2022	Legion Aux donation	\$ (1,200.00)	\$ 29,705.35
9/26/2022	Leukemia donation	\$ (1,965.55)	\$ 27,839.80
9/28/2022	Steelers donation	\$ (1,000.00)	\$ 26,839.80
9/30/2022	Berkley Juniors donation	\$ (1,500.00)	\$ 25,339.80
10/3/2022	Hotel Reservation - Association event	\$ (628.25)	\$ 24,711.55
10/3/2022	THE HOME DEPOT #2 10/02 PURCHASE SOUTHFIELD MI DEBIT CARD *3803	\$ (1,646.20)	\$ 23,065.35
10/3/2022	Berkley Hoops donation	\$ (1,700.00)	\$ 21,365.35
10/6/2022	Deposit for t-shirt sales	\$ 1,686.39	\$ 23,051.74
10/6/2022	SP REALROOMS 10/01 PURCHASE WRIGHT CITY MO DEBIT CARD *3803	\$ (461.09)	\$ 22,590.65
10/7/2022	MATTRESS FIRM 008 10/06 PURCHASE SOUTHFIELD MI DEBIT CARD *3803	\$ (785.42)	\$ 21,805.23
10/11/2022	Animal House of SE Michigan donation	\$ (1,885.56)	\$ 19,939.67
10/12/2022	TARGET 000 10/11 PURCHASE SOUTHFIELD MI DEBIT CARD *3803	\$ (224.72)	\$ 19,714.95
10/12/2022	Berkley DDA	\$ (500.00)	\$ 19,214.95
10/17/2022	USPS PO BOXES ONL 10/15 PURCHASE 800-782-6724 DC DEBIT CARD *3803	\$ (182.00)	\$ 19,032.95
10/19/2022	City of Berkley - dumpster bill	\$ (147.74)	\$ 18,885.21
Checks not yet cashed			
	1613 - September 10 - Berkley Dads Club	\$	2,000.00
	1621 - September 10 - BHS Robotics	\$	800.00
	1623 - September 10 - Michigan Search and Rescue	\$	800.00

Reconciled Balance
15285.21



City of Berkley
Department of Public Safety



INTEROFFICE CORRESPONDENCE

DATE: February 28, 2023
TO: Matthew Baumgarten, City Manager
FROM: Matt Koehn, Director of Public Safety *MKL*
SUBJECT: BERKLEY DAYS 2023

The Berkley Days Association has submitted an application for "Berkley Days", with events being held:

Thursday, May 11 th , 2023:	5 PM to 11 PM
Friday, May 12 th , 2023:	4 PM to 11 PM
Saturday, May 13 th , 2023:	1 PM to 11 PM
Sunday, May 14 th , 2023:	12 PM to 6 PM

All of the events will take place and/or will start/end at, the Berkley Community Center. Events include: 10K Run, Softball Game, Beer Tent, Craft Show, carnival rides, and other games. The 10K run will take place on Saturday May 13, 2023 at 8 AM, will follow the same routes as previous years, and no road closures will take place. In addition, the "Taste of Berkley" returns this year to occur on Thursday, May 11th, 2023 from 6 PM to 9 PM in the Community Center.

This year, in honor of Berkley's 100th Anniversary as a Village, Berkley Days Association is proposing to have a fireworks display. This display would take place on Friday, May 12, 2023 shortly after dusk (with a rain date of Saturday, May 13, 2023). The show will be produced by "Pyrotecnico" and the fireworks would be launched from Community #1. Spectators will not be allowed inside the fenced in area of that field (see attached "Fireworks Proposal").

The Department of Public Safety has reviewed the application and discussed the events with Ms. Denise Downen, Chairperson for the Berkley Days Association. The Berkley Days Association has a 501(c)(3) tax exempt status (EIN 38-3106231)

and proceeds from the events will be donated to local community organizations. The event will be staffed by Berkley Days Association volunteers. Robina will be closed south of Catalpa (other than a dedicated fire lane).

It should be noted that the layout of the event has a few minor modifications (see attached).

The Department of Public Safety will collaborate with the Berkley Days Association and the Berkley Department of Public Works to work out all of the details of the various events and create an Emergency Operations Plan (EOP).

Ms. Downen has been advised that the Berkley Days Association will need to submit the following to the City Clerk's Office prior to the event:

- Proof of Commercial Liability Coverage on an "occurrence basis", naming the City of Berkley as additional insured, with no less than \$1,000,000 per occurrence and/or combined single limit, Personal injury, Bodily injury, and Property Damage
- Liquor Liability, \$500,000 per occurrence and \$500,000 aggregate
- Hold Harmless Agreements for other organizations involved in the event

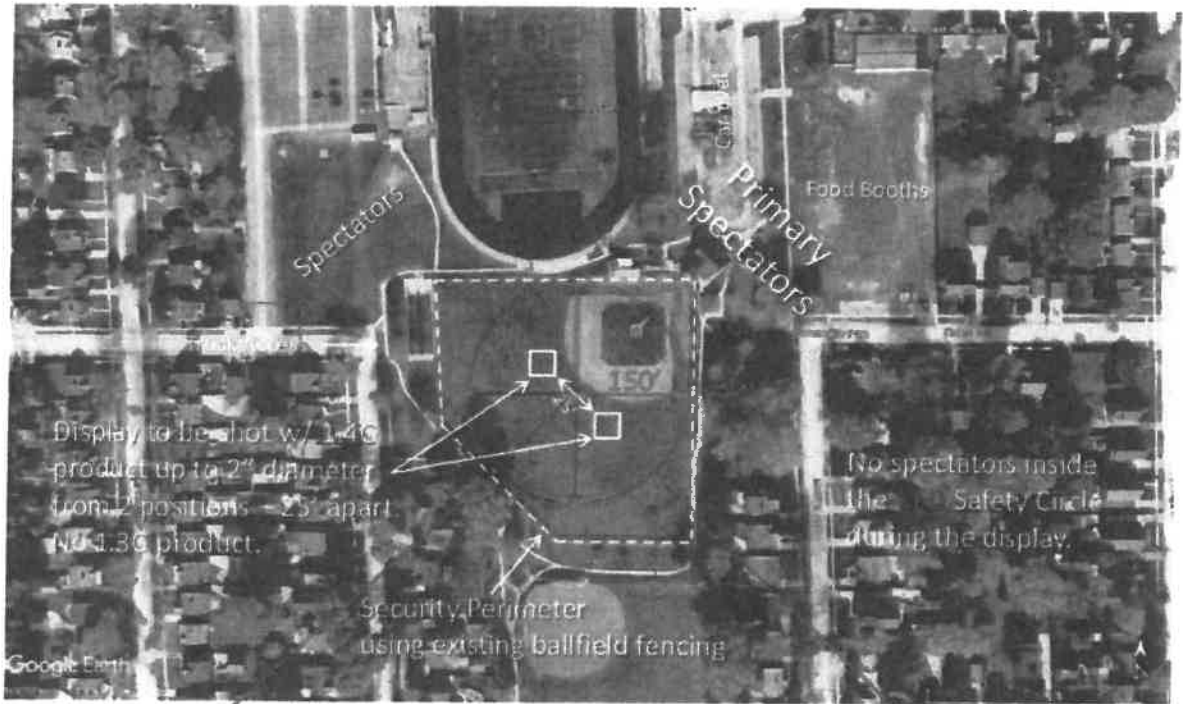
There have not been significant problems at previous Berkley Days events. The Department of Public Safety will assign personnel to monitor the event and/or monitor the event with on-duty personnel.

A Traffic Control Order (TCO) will be prepared by DPS for this event.

The Department of Public Safety recommends approval of Berkley Days 2023; contingent upon the Berkley Days Association providing proof of commercial liability coverage and additional hold harmless agreements prior to the event and approval of other city departments.

Hurley Field
 2400 Robina Ave, Berkley MI 48072

Pyrotecnico Fireworks Inc.
 2/2/2023 Michael Falk

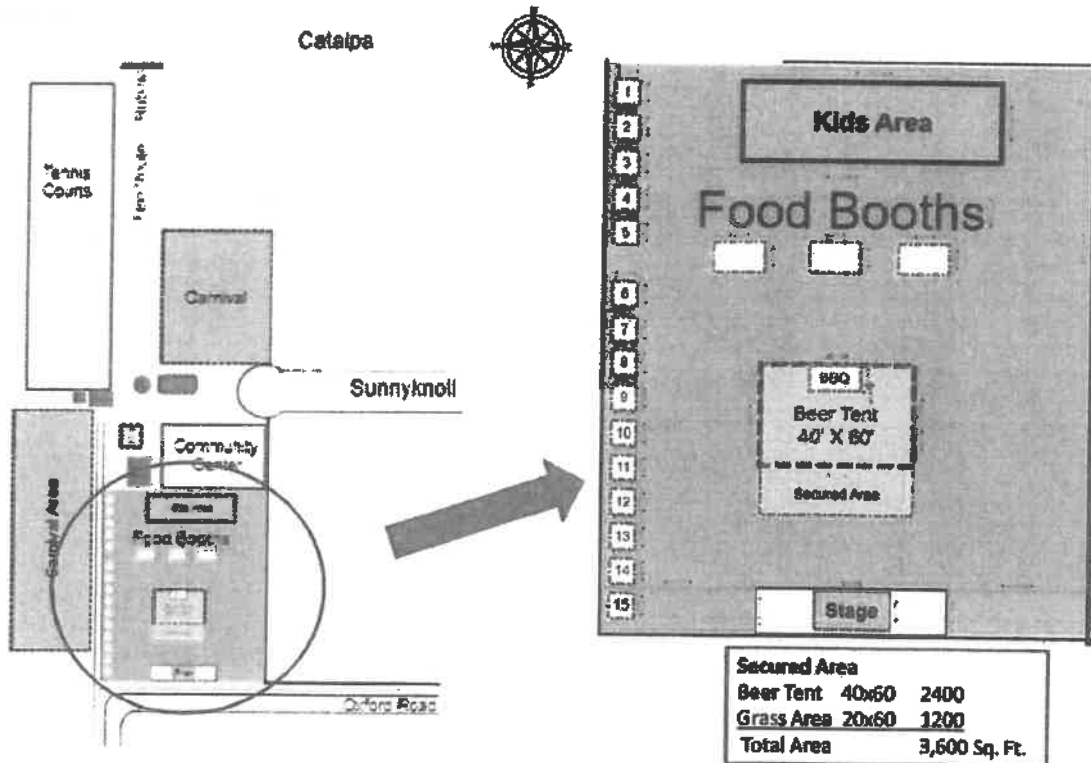


Launch Location

Setup area: 50' X 50'

Radius from setup area: 150'

Berkley Days 2023





Fireworks Proposal for Berkley Days 2023

May 12, 2023

Summary

After it was suggested at a Berkley Days meeting that a fireworks display be considered to celebrate the 100th Anniversary of the Village of Berkley work began to determine what needed to be done to get approval for the display. Two fireworks display companies were contacted for a quote; they were Pyrotecnico and American Fireworks. On February 2nd a meeting was held at the community center with Pyrotecnico Account Manager Michael Falk. The Berkley Days Board is trying to schedule a meeting with American, but has not been able to as of this time.

The proposal from Pyrotecnico was reviewed by the following personnel:

Matt Koehn	Berkley Public Safety
Corey Miller	Berkley Public Safety
John Roberts	Berkley Public Safety
Jack Blanchard	Berkley Public Safety
Denise Downen	Berkley Days
Joe Nazione	Berkley Parks & Rec
Theresa McArleton	Berkley Parks & Rec
Michael Falk	Pyrotecnico

It was determined that by using 1.4 G product up to 2" diameter the safety area could be contained inside the fenced area at Community One as shown on the included layout. At the conclusion of the meeting the attendees agreed that the proposed show could be safely conducted at Community One. Pyrotecnico proposal includes:

- Licensed Professional Pyrotechnicians
- All Fireworks Materials Necessary to the Production
- All Firing Equipment Necessary to the Production
- Computer-Designed Choreography
- Professionally engineered soundtrack
- \$5,000,000 Public Liability Insurance
- Assistance creating and submitting permits.
- Workers Compensation Insurance
- All transportation Expenses.
- Compliance with NFPA 1123, 1124 and 1126

Since the show will have a professionally engineered sound track it was suggested that Berkley School District be contacted and the use of the sound system at Hurley Field be requested to play the sound track.

The fireworks show is scheduled for Friday 12 May 2023 with a rain date of Saturday 13 May 2023.

Pyrotecnico will also provide the form to request approval, "2021 Application for Fireworks Other Than Consumer or Low Impact", SBF-417. This form will be submitted by Berkley Days to the city for approval by the City Council per MCL 750.243b Permit for use or sake of fireworks.

Berkley Code of Ordinances

• ARTICLE III. - FIREWORKS^(B)

Footnotes:

— (3) —

Editor's note— Ord. No. O-5-13, § 1, adopted June 25, 2013, repealed former Art. III, §§ 50-71—50-77, and enacted a new Art. III as set out herein. Former Art. III pertained to similar subject matter and derived from Ord. No. O-2-97, §§ 1(10-22)—1(10-28), 2-17-1997.

Cross reference— Offenses against public safety, § 82-278 et seq.

State Law reference— Fireworks, MCL 750.243e et seq.

• Sec. 50-71. - Definitions.

For purposes of this article, the following definitions shall apply:

APA Standard 87-1 means 2001 APA Standard 87-1, standard for construction and approval for transportation of fireworks, novelties, and theatrical pyrotechnics, published by the American Pyrotechnics Association of Bethesda, Maryland.

Consumer fireworks means fireworks devices that are designed to produce visible effects by combustion, that are required to comply with the construction, chemical composition, and labeling regulations promulgated by the United States Consumer Product Safety Commission under 16 CFR parts 1500 and 1507, and that are listed in APA Standard 87-1, 3.1.2, 3.1.3, or 3.5. Consumer fireworks does not include low-impact fireworks.

Display fireworks means large fireworks devices that are explosive materials intended for use in fireworks displays and designed to produce visible or audible effects by combustion, deflagration, or detonation, as provided in 27 CFR 555.11, 49 CFR 172, and APA Standard 87-1, 4.1.

Firework or fireworks means any composition or device, except for a starting pistol, a flare gun, or a flare, designed for the purpose of producing a visible or audible effect by combustion, deflagration, or detonation. Fireworks consist of consumer fireworks, low-impact fireworks, articles pyrotechnic, display fireworks, and special effects.

Low-impact fireworks means ground and handheld sparking devices as that phrase is defined under APA Standard 87-1, 3.1, 3.1.1.1 to 3.1.1.8, and 3.5.

Minor means an individual who is less than 18 years of age.

Sky lantern means a small, unmanned, untethered, balloon-like, free-floating aerial luminary, also known as a Chinese lantern, sky candle or fire balloon. Sky lanterns rely on an open flame suspended within or underneath the balloon to heat the air inside to provide lift.

(Ord. No. O-5-13, § 2, 6-25-2013)

- **Sec. 50-72. - Manufacture of fireworks.**

The manufacture of fireworks is prohibited in the city.

(Ord. No. O-5-13, § 2, 6-25-2013)

- **Sec. 50-73. - Use of consumer fireworks and sky lanterns.**

a) The ignition, discharge and use of consumer fireworks is prohibited, except on the following days after 11:00 a.m.:

(1) December 31 until 1:00 a.m. on January 1.

(2) The Saturday and Sunday immediately preceding Memorial Day until 11:45 p.m. on each of those days.

(3) June 29 to July 4 until 11:45 p.m. on each of those days.

(4) July 5, if that date is a Friday or Saturday, until 11:45 p.m.

(5) The Saturday and Sunday immediately preceding Labor Day until 11:45 p.m. on each of those days.

b) A person shall not ignite, discharge or use consumer fireworks on public property, school property, church property, or the property of another person without that organization's or person's express permission to use those fireworks on those premises.

(c) The purchase of consumer fireworks at any time by a minor, or the possession and use of consumer fireworks by a minor except while under direct parental supervision, is prohibited.

(d) A person shall not discharge, ignite or use consumer fireworks or low-impact fireworks while under the influence of alcoholic liquor, a controlled substance, or a combination of alcoholic liquor and controlled substances.

(e) The ignition, discharge and use of sky lanterns are, at all times, prohibited in the city.

(f) A violation of this section shall be a civil infraction for which a civil fine of \$1,000.00 shall be imposed.

(Ord. No. O-5-13, § 2, 6-25-2013; Ord. No. O-03-19, § 1, 3-18-2019)

- **Sec. 50-74. - Display fireworks.**

Use of display fireworks shall comply with the rules and regulations issued by the public safety department for the granting of permits for supervised public displays of fireworks. Every such use of display fireworks shall be under the control of a person competent to ensure compliance with all applicable laws, codes, rules and regulations and ensure proper safety precautions. The display fireworks shall be arranged, located, discharged or fired in a manner that, in the opinion of the public safety director will not be a hazard to property or endanger any person.

(Ord. No. O-5-13, § 2, 6-25-2013)

- **Sec. 50-75. - Exceptions.**

Nothing in this article shall be construed to prohibit any of the following:

- (1) A wholesaler, retailer, commercial manufacturer, or importer from selling, storing, using, transporting, or distributing consumer fireworks or low-impact fireworks.
- (2) The use of fireworks by railroads or other transportation agencies or law enforcement agencies for signal purposes or illumination.
- (3) The use of agricultural or wildlife fireworks.
- (4) The sale or use of blank cartridges for any of the following:
 - a. A show or play.
 - b. Signal or ceremonial purposes in athletics or sports.
 - c. A show or play.
 - d. Signal or ceremonial purposes in athletics or sports.
 - e. Use by military organizations.
 - f. Use by law enforcement agencies.
- (5) The possession, sale, or disposal of fireworks incidental to the public display of fireworks by wholesalers or other persons who possess a permit to possess, store, and sell explosives from the Bureau of Alcohol, Tobacco, Firearms, and Explosives of the United States Department of Justice.
- (6) Interstate wholesalers from selling, storing, using, transporting, or distributing fireworks.

(Ord. No. O-5-13, § 2, 6-25-2013)

• **Sec. 50-76. - Seizure of illegal fireworks.**

If the public safety department or law enforcement agency determines a violation of this article has occurred, the public safety department or law enforcement agency may seize the fireworks as evidence of the violation. Evidence seized under this subsection shall be stored pending disposition of any criminal or civil proceedings arising from a violation of this article at the expense of the person, if the person is found responsible or liable for the violation.

(Ord. No. O-5-13, § 2, 6-25-2013)



PYROTECNICO
VITALE FAMILY FIREWORKS • 1889

Berkley Days
Berkley, Michigan
May 12, 2023
(rain date of May 13, 2023)



PYROTECNICO™ fx

AMPLIFYING EXCITEMENT | SINCE 1889

800.854.4705 • WWW.PYROTECNICO.COM



OUR CORE VALUES



We produce each show with tireless dedication. We treat each employee, supplier, and regulator with respect. Individual and team initiative drives our company. Imaginative people are the core of our success. Ensuring safety is our top priority. Great performances are our passion.

WHAT THIS MEANS FOR YOUR EVENT

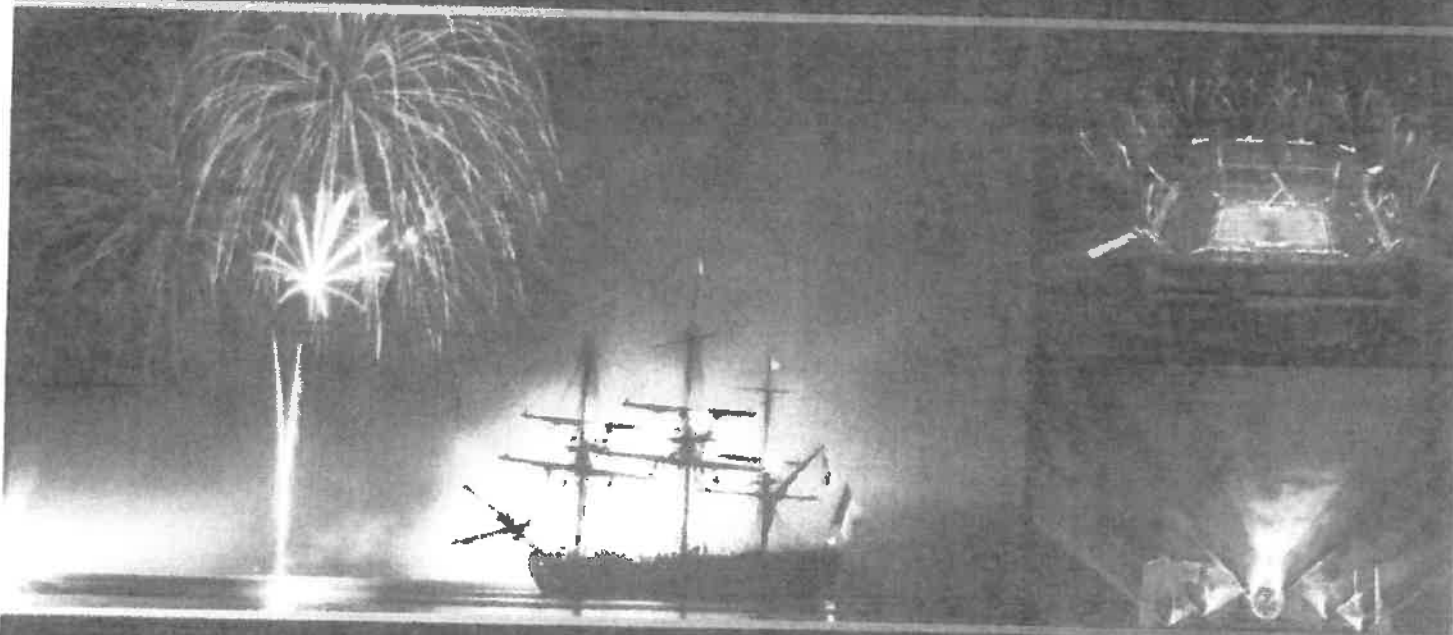
You have a vision for your event and Pyrotecnico will work tirelessly to design a spectacular display to match that vision. Our staff has an unrivaled passion for what we do and that results in superior customer service, advanced display designs, and safe certified/licensed pyrotechnicians for your event.



800.854.4705 • WWW.PYROTECNICO.COM



YOUR EVENT TEAM



Stephen Vitale - President & CEO - svitale@pyrotecnico.com

As the President and CEO of Pyrotecnico, Stephen provides the leadership for all of our employees and creates the philosophy by which we excel. Stephen has 30 years of experience in the fireworks and special effects industries.

Chris Liberatore - Vice President Director of Sales - cliberatore@pyrotecnico.com

Chris supervises the servicing of client accounts, ensuring that you are completely satisfied with our service and your crowd will experience the best show they have ever seen.

Michael Falk - Account Manager - mfalk@pyrotecnico.com

Michael services client accounts, making sure that all aspects of your program are completed in a timely manner.

Wanda Schoof - Sales Coordinator - wschoof@pyrotecnico.com

Wanda aids Michael in obtaining all permits necessary for your event and making sure every detail of the preparation process has been addressed.

Leigh Ann Hagerty - Sales Coordinator - lhagerty@pyrotecnico.com

Leigh aids Michael in obtaining all permits necessary for your event and making sure every detail of the preparation process has been addressed.

Client: City of Berkley, MI

Event Date: May 12, 2023 w/ rain date of May 13, 2023

Prepared for: Denise Brainard

Type of Show: Pyromusical firework display – 100% electronic fired, precision choreographed to music

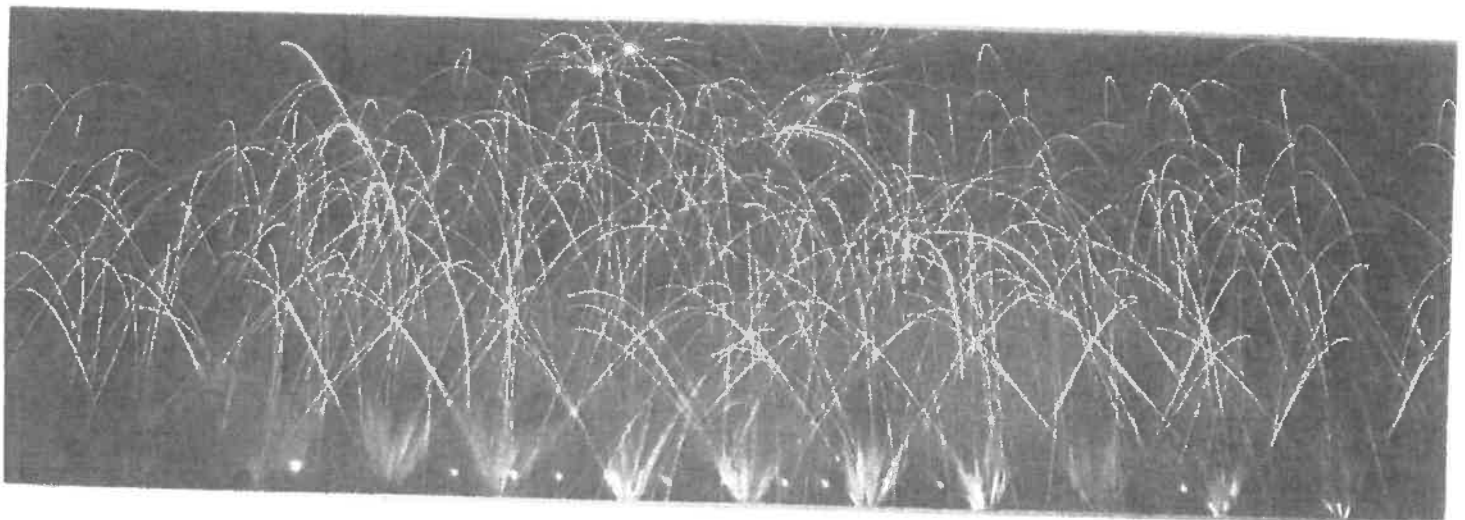
Length of Show: 15 minutes

Type of Pyrotechnic Effects: All aerial shells – Low level to 2"
1.4G product for utmost safety in limited site space

Proposal Includes:

- Licensed Professional Pyrotechnicians
- All Fireworks Material Necessary to the Production
- All Firing Equipment Necessary to the Production
- Computer-Designed Choreography
- Professionally engineered soundtrack
- \$5,000,000 Public Liability Insurance
- Assistance creating and submitting permits
- Workers Compensation Insurance
- All Transportation Expenses

Proposal Cost: \$12,500.00



DETAILS

\$12,500.00

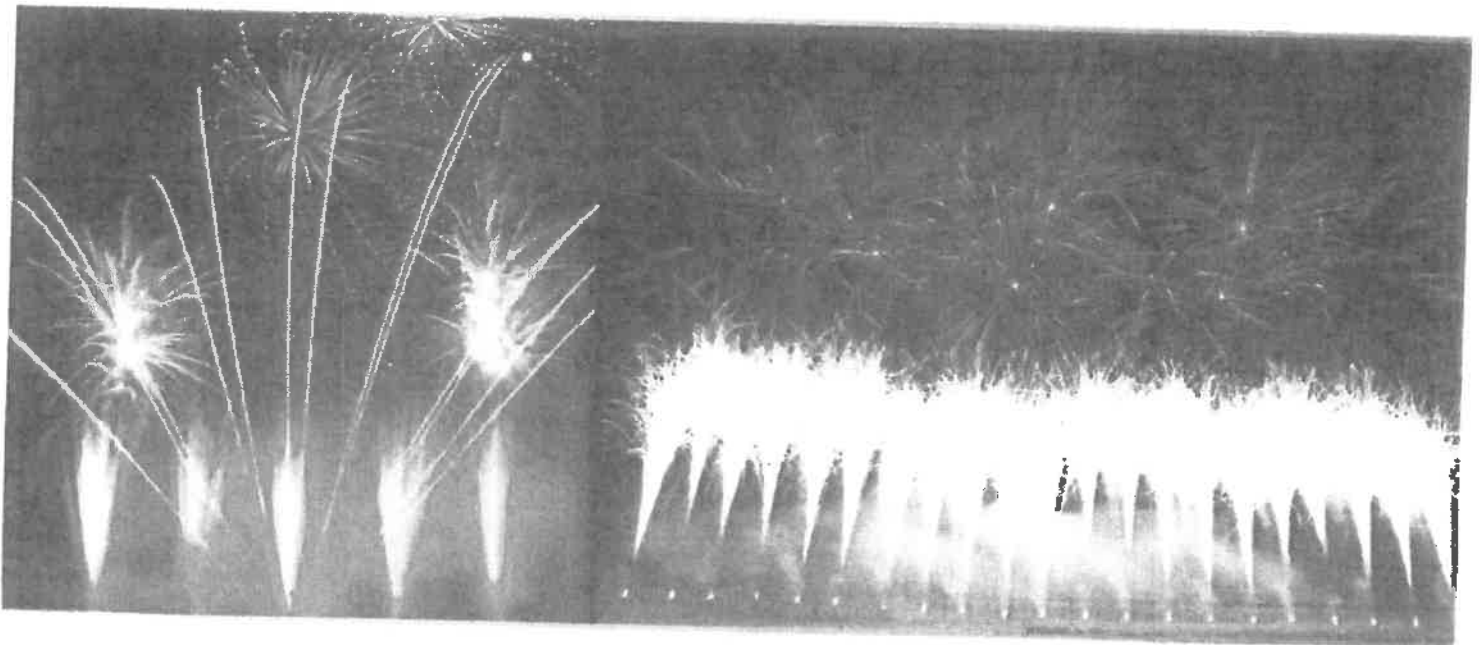
15 Minute Pyromusical Aerial Fireworks Display

Client prefers variety of Rock and Pop music for the soundtrack.

Pyrotecnico will work with Parks/Rec Department to prevent/minimize damage to outfield turf by vehicles.

GRAND TOTAL

\$12,500.00





AMPLIFYING EXCITEMENT SINCE 1889

UNMATCHED INNOVATION

Imaginative people are the core of our success, and our creative team is constantly raising the bar and scouting the globe for new technologies. You can rest assured that your display will be innovative and unforgettable in every aspect.

AWARD-WINNING DISPLAY DESIGN

Our creative team has won many international awards for our unique choreography and impeccable synchronicity, including the coveted Gold Jupiter award among others.

EXCEPTIONAL TEAM

Our exceptional team will ensure that every aspect of your show is completely taken care of from permitting and safety regulations to show execution and clean up, so you can sit back and enjoy the time leading up to your exciting event. We will have the details under control every step of the way.

125 YEARS EXPERIENCE

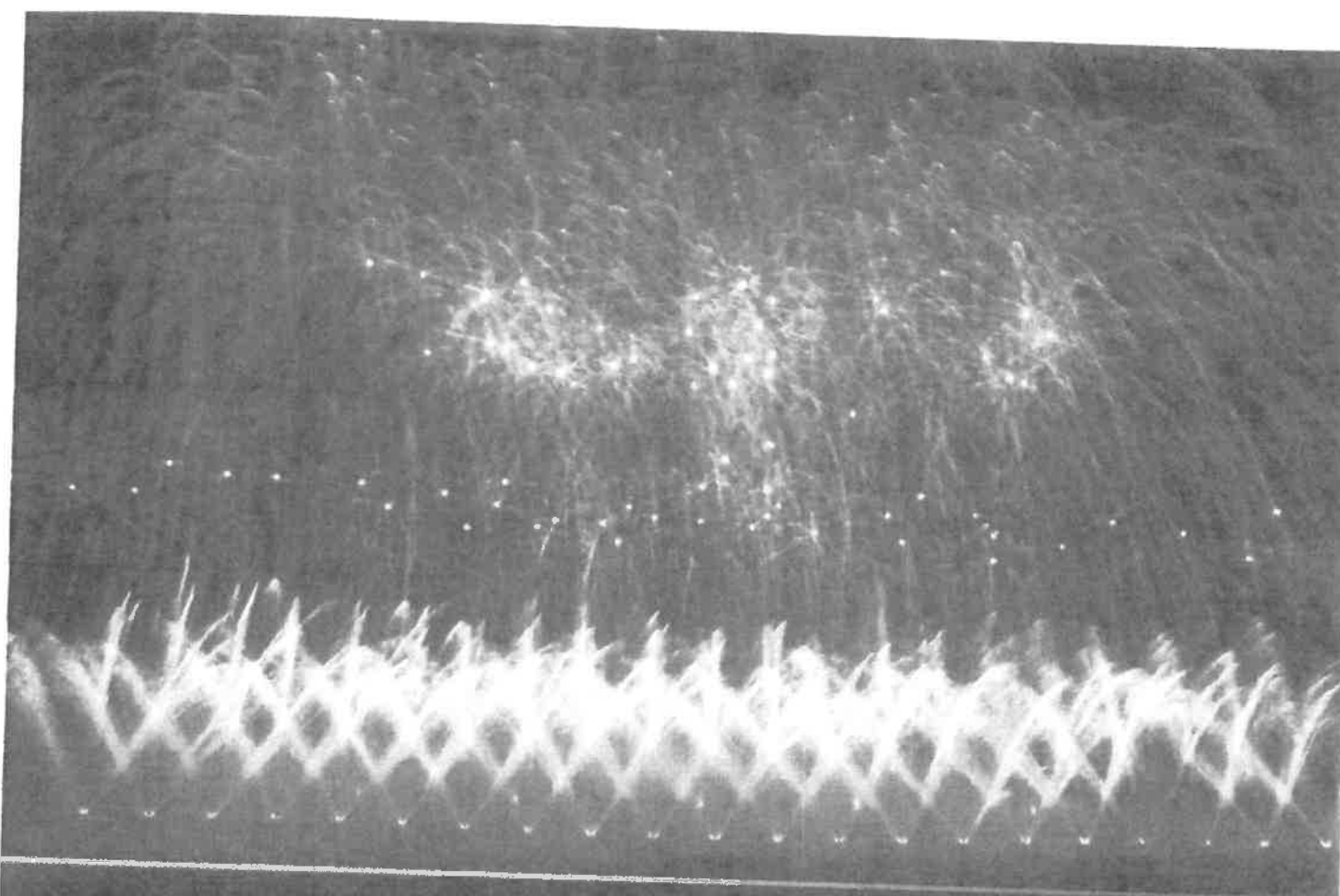
We are bringing 125 years of experience to the table, giving us the knowledge and ability to use the absolute best technology, techniques, and the most innovative products with the utmost safety. We have lived and breathed fireworks and special effects for 125 years, and we will see your show through from concept to clean up.



PYROTECNICO

800.854.4705 • WWW.PYROTECNICO.COM





THANK YOU

Thank you for the time and consideration that you have given us.

We recognize that your standards of excellence must be matched by the vendors that you select for any event. We are honored to have this opportunity to accomplish something spectacular for your organization, and will always strive to exceed expectations.

Pyrotechnico will work tirelessly throughout this process to insure that every element of the program runs smoothly. From permitting and license paperwork, to design and choreography, to the safe operation of your display, we will endeavor to provide peace-of-mind throughout our partnership.

Thank you again, and we look forward to hearing from you very soon.

Michael Falk, Account Manager
800.771.7976 (Office)
616.427.9277 (Cell)

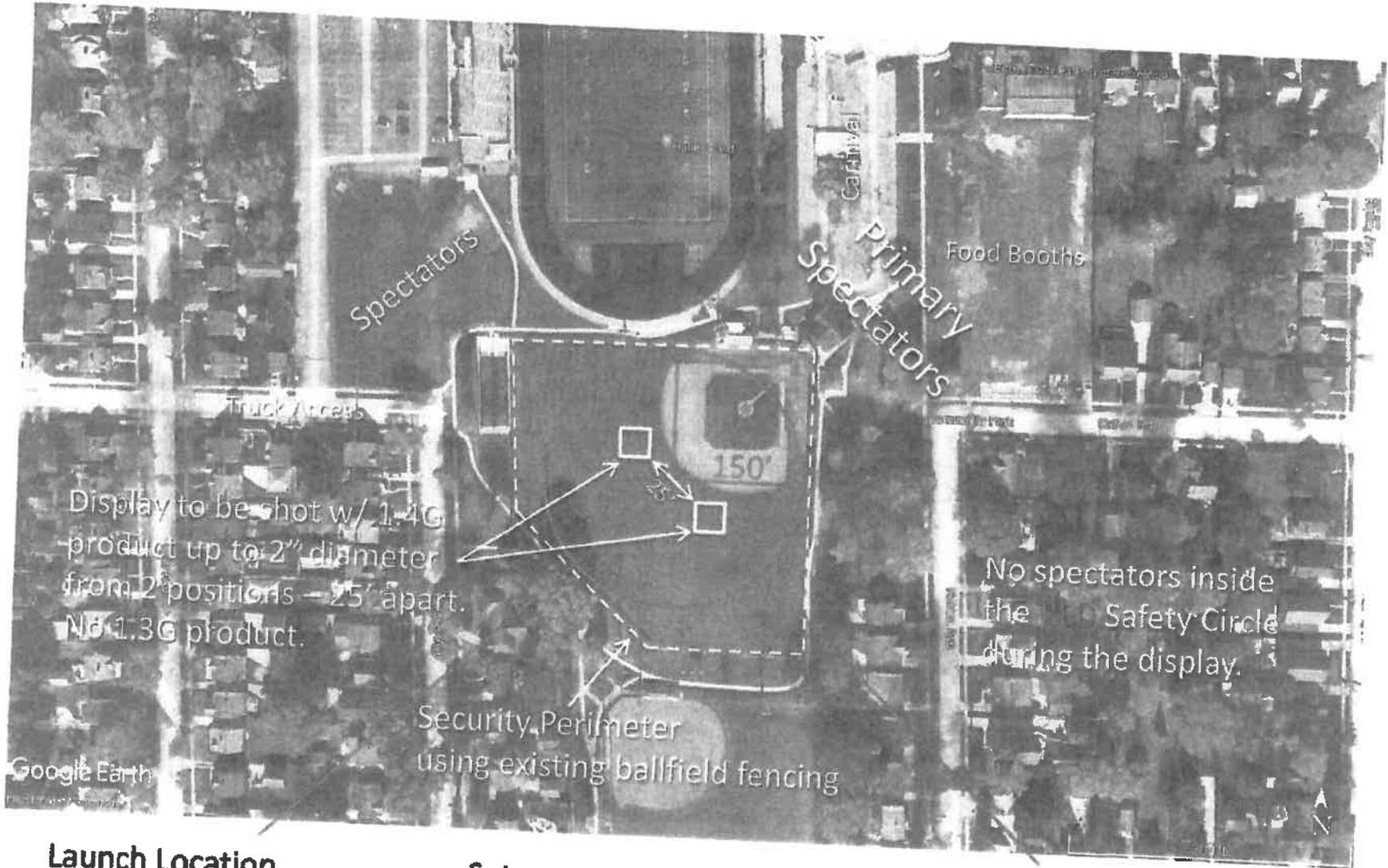

PYROTECNICO

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Hurley Field
2400 Robina Ave, Berkley MI 48072

Pyrotecnico Fireworks Inc.
2/2/2023 Michael Falk



Launch Location

Setup area: 50' X 50'

Radius from setup area: 150'

Catalpa

Fire Route Robina

Tennis Courts

Carnival

Sunnyknoll

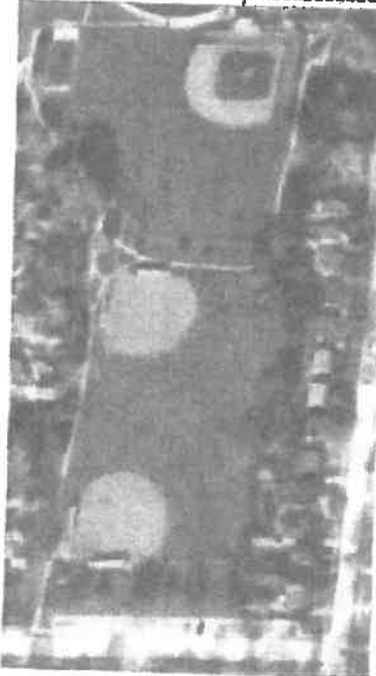
Carnival Area

Community Center

Food Booths

Stage Area
Stage Area
45' x 80'

Oxford Road





MICHIGAN REFERENCE LIST

Display	Contact	Phone / email
Grand Haven Coast Guard Festival	Mike Smith	(616) 402-0444 execdirector@coastguardfest.org
St. Joseph, MI	John Hodgson	(269) 983-5541 jhodgson@stcity.com
Muskegon, MI	Ann Marie Meisch	(231) 724-6705 ann.meisch@shorelinecity.com
South Haven, MI	Scott Smith	(269) 906-0334 scottsmith@southhavenmi.gov
Rockford, MI	Linda Southwick	(616) 866-2000 execdir@rockfordmichamber.com
Pentwater, MI	Eva Gregwer	(231) 869-4150 travelinfo@pentwater.com
Cascade Hills Country Club	Ryan Wells	(616) 949-0810 ryan@cascadehillsec.com
Petoskey, MI	Carlin Smith	(231) 838-9174 carlin@petoskey.com
Kentwood, MI	Val Romero	(616) 258-0069 romeov@kentwood.us
Allendale, MI	Adam Ellenbaas	(616) 895-6295 supervisor@allendale-twp.org
Big Rapids, MI	Brian Stearns	(989) 323-1935 brian@lernerfinancial.com
Lake City, MI	Dawn Kaminski	(989) 615-9445
Lansing, MI	Brett Kaschinske	(517) 881-0721 Brett.kaschinske@lansingmi.gov

*** More references available upon request***

Instructions for Application for Fireworks Other Than Consumer or Low Impact

Applications shall be submitted to the legislative body of a city, village or township board. A permit may be issued as a result of official action by the legislative body. A permit shall be valid only for use within the limits of the jurisdiction of the legislative body of a city, village or township board.

1. Type of Permit – check all boxes that may apply to the type of permit needed. You may select several permit types depending on your fireworks display. You may check with your legislative body of a city, village or township board for assistance when making your selection. Please review the following definitions to determine which type of permit to select:
 - Agricultural or Wildlife Fireworks – devices distributed to farmers, ranchers, and growers through a wildlife management program administered by the US Department of Interior or Michigan DNR.
 - Articles Pyrotechnic – 1.4G fireworks for professional use only that is classified as UN0431 or UN0432.
 - Display Fireworks – 1.3G fireworks for professional use only
 - Special Effects Manufactured for Outdoor Pest Control or Agricultural Purposes – devices with a combination of chemical elements or compounds capable of burning independently of the oxygen of the atmosphere and designed and intended to produce an audible, visual, mechanical or thermal effect for pest or animal control.
 - Public Display – a fireworks display that is open to all persons for viewing.
 - Private Display – a fireworks display that is not open to the general public for viewing.
2. Name of applicant – list the name of the applicant. The applicant may be a person representing an organization, group, firm or corporation, or self. If the applicant is also the operator, enter the same name in the operator's section.
3. Address of applicant – complete the address of the applicant; include the street address, city, state and zip code.
4. Name of person or resident agent representing corporation, LLC, DBA or other – list the name of the person or resident agent that represents the corporation, LLC, DBA or other.
5. Address of person or resident agent that represents the corporation, LLC, DBA or other – list the address of the person or resident agent representing the corporation, LLC, DBA or other.
6. Non-resident applicant – list the name of the non-resident applicant. A non-resident applicant shall appoint a Michigan attorney or Michigan resident agent in writing to be the applicant's legal representative upon whom all service of process in any action or proceeding may be served.
7. Name of pyrotechnic operator – list the name of the pyrotechnic operator. The pyrotechnic operator is the person in charge of the display. The legislative body of a city, village or township board shall rule on the competency and qualifications of the operator before granting a permit and may require an affidavit from the applicant as to the operator's experience, former pyrotechnic accidents, criminal record, sobriety, etc.
8. Address of pyrotechnic operator – list the address of the pyrotechnic operator; include the street address, city, state and zip code.
9. Age of the pyrotechnic operator – list the age of the pyrotechnic operator; the operator must be 18 years of age or older.
10. Name of assistant – list the name of the assistant to the pyrotechnic operator;
11. Address of assistant – list the address of the assistant; include the street address, city, state and zip code. If there is more than one assistant, please list additional assistants on a separate sheet and include the address and age of those additional assistants.
12. Age of assistant – list the age of the assistant to the pyrotechnic operator; the assistant must be 18 years or older.
13. Name of other assistant – list the name of other assistant to the pyrotechnic operator.
14. Age of other assistant – list the age of the assistant to the pyrotechnic operator; the assistant must be 18 years or older.
15. Exact location of proposed display – list the address of the exact location of the proposed fireworks display.
16. Date of proposed display – indicate the date of the proposed fireworks display; only one display date can be used per application.
17. Time of proposed display – indicate the time of the proposed fireworks display.
18. Manner and place of storage - indicate the manner and place of storage within the legislative body of a city, village or township board of fireworks that are ready for display, just prior to the display in the area of exhibition. The legislative body of a city, village or township board shall obtain approval from the local fire authorities of the manner and place of storage before any permit is issued.

19. Amount of bond or insurance - the issuing legislative body of a city, village or township board shall set the amount of and proof of bond or insurance for the protection of the public to satisfy claims for damages to property or personal injuries arising out of any act or omission on the part of the person, firm or corporation, or any agent or employee of the applicant. The applicant shall assure the bond or insurance required is provided.
20. Name of bonding corporation or insurance company – provide the name of the bonding corporation or insurance company for which the bond was issued through.
21. Address of bonding corporation or insurance company – list the address of the bonding corporation or insurance company; include the street address, city, state and zip code.
22. Number of fireworks and kind of fireworks to be displayed– indicate the total amount of fireworks proposed for the display or use and a description of the type of fireworks for display; such as 10 aerial bombs, 30 aerial rocket bursts, etc.
23. The application is valid for the calendar year in which the application was received and permit was issued.
24. Permit fees shall be established by the legislative body of a city, village or township board and shall be submitted to and retained by legislative body of a city, village or township board.
25. Permitting will be in compliance with the Michigan Fireworks Safety Act, PA 256 of 2011, MCL 28.466, Section 16.
26. Mail the application to the legislative body of a city, village or township board within the location jurisdiction of the display. DO NOT mail the application to the Bureau of Fire Services (BFS). If mailed to the BFS, it will be returned to the sender.

THE MICHIGAN PENAL CODE (EXCERPT)
Act 328 of 1931

750.243b Permit for use or sale of fireworks.

Sec. 243b. (1) The legislative body of a city, village, or township, upon application in writing, on forms provided by the bureau of fire services created in section 1b of the fire prevention code, 1941 PA 207, MCL 29.1b, may grant a permit for the use of fireworks otherwise prohibited by section 243a, within the city, village, or township, manufactured for outdoor pest control or agricultural purposes, or for public display by municipalities, fair associations, amusement parks, or other organizations or groups of individuals approved by the city, village, or township authority, if the applicable provisions of this act are complied with. The permits shall be on forms provided by the bureau of fire services. After a permit has been granted, sales, possession, or transportation of fireworks for the purposes described in the permit only may be made. A permit granted under this subsection is not transferable and shall not be issued to a person under the age of 18 years.

(2) The legislative body of a city, village, or township, upon application in writing, may grant a permit, on forms provided by the bureau of fire services, to a resident wholesale dealer or jobber to have in his possession within the city, village, or township, fireworks otherwise prohibited by section 243a, for sale only to holders of permits as provided in this section. A permit granted under this subsection is not transferable, nor shall a permit be issued to a person under the age of 18 years.

(3) Before a permit for a pyrotechnic display is issued, the person, firm, or corporation applying for the permit shall furnish proof of financial responsibility by a bond or insurance in an amount, character, and form deemed necessary by the local governing authority to satisfy claims for damages to property or personal injuries arising out of an act or omission on the part of the person, firm, or corporation, or an agent or employee thereof, and to protect the public.

(4) A permit shall not be issued under this act to a nonresident person, firm, or corporation for conduct of a pyrotechnic display in this state until the person, firm, or corporation has appointed in writing a resident member of the bar of this state or a resident agent to be the legal representative upon whom all process in an action or proceeding against the person, firm, or corporation may be served.

(5) The local governing authority shall rule on the competency and qualifications of operators of pyrotechnic displays, as the operator has furnished in his application form, and on the time, place, and safety aspects of the displays before granting permits.

History: Add. 1968, Act 358, Eff. Jan. 1, 1969;—Am. 1972, Act 14, Imd. Eff. Feb. 19, 1972;—Am. 1976, Act 36, Imd. Eff. Mar. 9, 1976;—Am. 2006, Act 209, Imd. Eff. June 19, 2006.

Compiler's note: For transfer of certain powers and duties of the department of state police, and its director, to the director of the department of labor and economic growth by type II transfer, see E.R.O. No. 2003-1, compiled at MCL 445.2011.

What Township Officials Need to Know About Michigan Fireworks Regulations

The Michigan Fireworks Law, MCL 750.243a, *et seq.*, prohibits the sale, possession, transportation and use of most fireworks—such as firecrackers, bottle rockets and roman candles—without a permit.

The only fireworks devices allowed without a permit are snap-pops and other toy trick noisemakers, toy smoke devices, sparklers, flitter sparklers, flat paper caps, cone and cylinder fountains that shoot showers of sparks, and toy snakes. Signal flares, blank cartridges and devices used by railroads for signaling purposes are also exempt from the fireworks Law.

Township boards approve fireworks permits

It is the local governmental unit's responsibility to grant permits for fireworks displays and storage. MCL 750.243b states that "the township board of a township, upon application in writing, on forms provided by the Office of the State Marshal, may grant a permit for the use of fireworks otherwise prohibited by Section 243a, within their political jurisdiction." County governmental units are not authorized to issue permits for fireworks use or storage.

Any group or township resident age 18 or older wishing to conduct a fireworks display must apply to the local governmental unit for a permit for that display. The applicant must provide proof of financial responsibility in the form of a bond or an insurance policy. The township board must determine whether it will accept a bond or require an insurance policy, and the amount of coverage.

Before issuing a permit, the township board must evaluate the competency and qualifications of the pyrotechnic operator. MCL 750.243b(5) states that "the local governing authority shall rule on the competency and qualifications of operators of pyrotechnic displays, as the operator has furnished in his application form, and on the time, place and safety aspects of the displays before granting permits."

The Michigan Department of Energy, Labor and Economic Growth, Bureau of Fire Services will supply the application and permit form only to local governments.

To obtain fireworks permit applications and permit forms, contact Tony Sanfilippo at (517) 241-8847 or Rhonda Howard at (517) 241-0691, in the state Bureau of Fire Services.

To purchase copies of NFPA 1, 1123, 1124 and 1126, visit www.nfpa.org or call (800) 344-3555.

Township boards should:

- Review MCL 750.243a, *et seq.*, the statute that addresses local governments granting fireworks permits.
- Determine if the township has adopted a nationally recognized fire code such as the International or Uniform Fire Code. If not, the township must comply with the National Fire Protection Association Pamphlet 1, 2006 Edition (NFPA 1). NFPA 1 provides standards for pyrotechnic displays by requiring compliance with NFPA 1123 (2006 edition), NFPA 1124 (2006 edition) and NFPA 1126 (2006 edition).
- Establish township standards that applicants must meet to receive fireworks permits. The township's standards must be based on MCL 750.243a, *et seq.*, and NFPA standards OR the township's nationally recognized fire prevention code.
- Require applicants to submit:
 - * A completed Application for Fireworks Display Permit;
 - * Proof of training and qualifications (competency and proper licenses or permits—See next page);
 - * Proof of financial responsibility (valid insurance or bond);
 - * A general plan outlining how the display will be conducted; and
 - * Demonstrate knowledge of recommended safety requirements outlined in NFPA 1123, 1124, and 1126
- Check with the township's insurance carrier to determine the amount of insurance an applicant should have to conduct this type of activity.
- Ask the local fire department to review the application.
- Be consistent in granting or denying pyrotechnic permits. Consider safety factors, noise and duration of display. Unless the board displayed "gross negligence" in granting an application, the township should be protected by governmental immunity. Consult with the township attorney for advice on legal issues related to fireworks displays.
- Give copies of all permits granted to local police and fire departments, including dates of displays.

What Township Officials Need to Know About Federal Fireworks Regulations

The federal **Safe Explosives Act of 2002** prohibits the purchase, transfer, transportation or receipt of explosives (including Class 1.3 display fireworks) without a license or permit from the federal Bureau of Alcohol, Tobacco, Firearms and Explosives (ATF). Beginning May 24, 2003, a federal ATF permit or license is required to receive or transfer explosives or fireworks. This now includes explosives/fireworks purchases within your own state. Previously, users who purchased and used explosives in their own states were not required to obtain permits.

Consumer fireworks, such as firecrackers, sparklers, bottle rockets and similar small fireworks, are not subject to the provisions of the federal Safe Explosives Act and remain exempt from ATF requirements. **Note:** Consumer fireworks, rated as Class 1.4 by the U.S. Department of Transportation (and previously known as Class C fireworks), still may be subject to federal, state and local laws and regulations.

To obtain a federal explosives license/permit, contact the Federal Explosives Licensing Center at (877) 283-3352 or (304) 616-4400.

The application materials can be downloaded from the ATF Web site at: www.atf.gov/forms/5000.htm — except for the fingerprint card, which can be obtained from any Michigan ATF office.

A full, three-year user permit is \$100, and a license is \$200. A limited permit that allows six purchases a year within the same state costs \$25, and it is renewable for \$12 for each additional year. Use ATF E-Form 5400.13/5400.16 to apply.

A one-time user-limit permit costs \$75 and can be used for an out-of-state purchase. Use ATF E-Form 5400.21 to apply.

Questions regarding the federal regulation of display fireworks may be referred to ATF Industry Operations in Detroit at (313) 202-3550 or Grand Rapids at (616) 301-6100.

Who is required to get a federal permit for a fireworks display under the Safe Explosives Act?

Civic groups, organizations and other private parties planning to acquire Class 1.3 display fireworks and conduct a fireworks display must get a permit (for users of fireworks) from the ATF.

Pyrotechnic operators must have an ATF-approved explosives license (for dealers in fireworks) or permit (for users of fireworks) to put on a fireworks display.

Note: Under the Safe Explosives Act, ATF has 90 days from the receipt of a completed application to process the application. This includes background checks of applicants, their responsible persons (officers, directors, etc.) and employee possessors. Anyone planning professional fireworks shows and displays for the Fourth of July and Labor Day should apply as early as possible in the year.

People who purchased display fireworks or any other regulated explosive materials prior to May 24, 2003, may not lawfully accept delivery of those materials after that date without a valid license or permit issued by ATF.

Who is not required to get a federal permit under the Safe Explosives Act?

Cities, townships or other political subdivisions are exempt from the ATF permit requirements. That means that if a township wishes to conduct its own fireworks display, it is not required to obtain an ATF permit if the display will be conducted by volunteers or by paid township employees whose job description includes setting off fireworks displays.

If a township contracts with a pyrotechnic operator to conduct the township's fireworks display, the township should verify if operator has the appropriate ATF license or permit.

However, all persons, including cities, townships and other political subdivisions, must store Class 1.3 display fireworks in accordance with ATF explosives regulations.

Does the federal ATF permit process change the Michigan requirement that local governments approve fireworks displays?

No. Under the Michigan Fireworks Law, any group or township resident age 18 or older wishing to conduct a fireworks display must still apply to the local governmental unit for a permit for that display. Before granting a fireworks display permit, a township board should require proof of ATF permit compliance from the person, group or pyrotechnic operator conducting the display.

March 20, 2023 City Council Meeting

Moved by Councilmember _____ and seconded by Councilmember _____ to authorize the Mayor to execute a third-party Specialized Services Operating Assistance contract between SMART and the City of Berkley for public transportation services primarily designed for senior citizens and persons who are handicapped. The contract period for this program is from October 1, 2022 to September 30, 2023.

Ayes:

Nays:

Motion:



Theresa McArleton
Berkley Parks & Recreation
2400 Robina
Berkley, MI 48072
248-658-3470
tmcarleton@berkleymich.net

Berkley Parks and Recreation

TO: Matthew Baumgarten, City Manager
CC: Finance Director

FROM: Theresa McArleton, Director of Parks & Recreation

DATE: March 9, 2023

SUBJECT: SMART Specialized Services Contract

Attached is the FY 2023 renewal contract from SMART for the Specialized Services Operation Assistance Program which will provide funding in the amount of \$22,880 for the city's transportation service. This is the same level of funding that the City received in 2022.

The senior transportation service is utilized by seniors throughout the City of Berkley including residents of the Oxford Park Towers. I recommend that this contract be executed in order to receive the funds available to continue this wonderful service.

As always, please do not hesitate to call me with any questions.

ATTACHMENTS

**SPECIALIZED SERVICES OPERATING ASSISTANCE PROGRAM
THIRD-PARTY CONTRACT, FY23**

THIS AGREEMENT (“Agreement” or “Contract”) is made and entered between the Suburban Mobility Authority for Regional Transportation (hereinafter referred to as “**AUTHORITY**”), whose address is 535 Griswold Suite 600, Detroit, Michigan 48226, and **CITY of BERKLEY** (hereinafter referred to as “**SUBRECIPIENT**”), whose address is **2400 Robina, Berkley, MI 48072**.

SECTION 1. - DEFINITIONS

PROGRAM	Means the Michigan Specialized Services Operating Assistance Program designed primarily for seniors and persons with disabilities as defined under Section 10e(4)(c)(i) of Act 51, of the Public Acts of 1951, as amended; MCL 247.660e(4)(c)(i).
DEPARTMENT	Means the Michigan Department of Transportation.
BUREAU	Means the Bureau of Urban and Public Transportation of the Michigan Department of Transportation.
AUTHORITY	Means the Suburban Mobility Authority for Regional Transportation (SMART).
PROJECT	Means the providing of SPECIALIZED SERVICES .
SPECIALIZED SERVICES	Means public transportation services primarily designed for persons with disabilities or who are sixty-five (65) years of age or older.
STATE	Means the State of Michigan.
SUBRECIPIENT	Means City of Berkley , which will provide the transit services with funds received under this Contract.
APPLICATION	Means the AUTHORITY ’s application, submitted in cooperation with the SUBRECIPIENT , for funding from this PROGRAM for the period from October 1, 2022 to September 30, 2023 .

SECTION 2. - PURPOSE

The purpose of this Contract is to pass through operating assistance funding received from the DEPARTMENT PROGRAM, to the SUBRECIPIENT. The transit services provided shall be as described in the APPLICATION submitted by the SUBRECIPIENT through the AUTHORITY and approved for funding by the DEPARTMENT.

SECTION 3. - FUNDING

The AUTHORITY is only obligated to provide funds under this Contract to the extent that funds for the PROGRAM are made available to it and approved by the DEPARTMENT as outlined in the Contract Authorization provided to us by the DEPARTMENT.

The SUBRECIPIENT is eligible for contract costs in the amount of **\$22,880.00**.

The maximum amount of the AUTHORITY funds to be given the SUBRECIPIENT shall not be increased without a prior written amendment to this Contract. DEPARTMENT funds made available to the AUTHORITY, through legislative appropriation, are based on projected revenue estimates. In the event that revenue actually received is insufficient to support the appropriation, it may necessitate a reduction in the maximum amount of said funds available to the SUBRECIPIENT. In such event, the AUTHORITY reserves the right, without notice, to reduce the maximum obligation of funds for the SUBRECIPIENT by the amount of any reduction by the DEPARTMENT to the AUTHORITY.

SECTION 4. - BUDGET ADJUSTMENTS

Budget adjustments must be requested in writing by the SUBRECIPIENT. Upon receipt of the request, the AUTHORITY shall have thirty-five (35) business days to provide written approval or disapproval of the budget adjustment. If no action is taken within thirty-five (35) working days, the budget adjustment shall be deemed approved. Expenditure of funds in excess of any line-item will not be considered an eligible PROJECT cost. The addition of any new line-item, or any line-item changes which represent a deviation from the PROJECT as described in the APPLICATION, shall require a prior written amendment to this Contract.

SECTION 5. - PROJECT COSTS AND REVENUES

The SUBRECIPIENT shall complete and submit to the AUTHORITY the information required by the DEPARTMENT, on the quarterly reporting form (available online at SMARTbus.org), within ten (10) days after the end of each state of Michigan fiscal year quarter. Failure to provide the quarterly report within thirty (30) days after the end of each state of Michigan fiscal year quarter, may result in a loss of a portion of or all funding. The AUTHORITY reserves the right to withhold payment of PROJECT funds if the SUBRECIPIENT fails to file reports as required in this paragraph.

If the SUBRECIPIENT also receives funding under 1951 P.A. 51, Section 10e(4)(a); MCL 247.660e(4)(a), as amended as its cost allocation plans must be submitted to the BUREAU for

approval. Any PROJECT costs in excess of revenues reported on the quarterly reporting form will **not** be eligible under any other state and federal program administered by the AUTHORITY or the DEPARTMENT.

Section 6. - BILLING, PAYMENTS AND QUARTERLY REPORTS

Notwithstanding the provisions set-forth in Section 3 of this Contract, the AUTHORITY shall provide to the SUBRECIPIENT the STATE funds designated for the eligible project costs incurred in performance of this Contract within ten (10) business days of the receipt of said funds from the DEPARTMENT.

The AUTHORITY may appropriately reduce payments if written reports submitted by the SUBRECIPIENT as required under this section indicate that the level of service described in the APPLICATION has been reduced.

Actual reimbursement shall be based on a rate per mile, or one-way passenger trips of SPECIALIZED SERVICES up to the maximum amount provided for herein.

The actual reimbursement method selected by the SUBRECIPIENT is the amount allowed – currently **\$4.07 per passenger** but subject to change.

Should the per-mile rate method be selected by SUBRECIPIENT, the actual reimbursement may be subject to change, per DEPARTMENT and/or BUREAU reimbursement rate modifications.

SECTION 7. - TERMINATION OR SUSPENSION

For any violation of this Contract or legislative change, the AUTHORITY may, by thirty (30) days written notice, suspend any and all of the rights and obligations under this Contract until such time as the event or condition resulting in such suspension has ceased or been corrected, or the AUTHORITY may, by thirty (30) days written notice to the SUBRECIPIENT, terminate any and all of the rights and obligations under this Contract.

SECTION 8. - ACCOUNTING RECORDS, AUDITS, AND DOCUMENTATION

(a) Establishment and Maintenance of Accounting Records

The SUBRECIPIENT shall maintain books, records, documents, and other accounting records in accordance with generally accepted governmental accounting principles. Said records shall be sufficient to properly reflect all costs of whatever nature claimed to have been incurred or anticipated to be incurred in the performance of the identified PROJECT. To facilitate the administration of the PROJECT, separate records shall be established and maintained. The SUBRECIPIENT shall assure that the records to support the miles traveled and the passengers carried as reported pursuant to Section 6 of this Contract are established and maintained.

(b) Audit

The SUBRECIPIENT shall permit the AUTHORITY and/or the DEPARTMENT or the authorized representatives of the AUTHORITY to audit all data and records relating to the performance of this contract. The SUBRECIPIENT shall retain and allow access to, and require its contractors to retain and allow access to all data and records pertaining to the PROJECT for a period of not less than six (6) years after the final payment by the AUTHORITY pursuant to the Contract.

The period of access, examination, and retention of data and records which relate to litigation or the settlement, of claims arising out of the performance of this Contract, or costs of this Contract as to which exception has been taken by the AUTHORITY or the DEPARTMENT or the authorized representative of the AUTHORITY or the DEPARTMENT, shall continue until such litigation, claims, or exceptions have been disposed of.

(c) Costs Supported by Documentation

PROJECT costs shall be supported by properly executed canceled checks, invoices or vouchers evidencing the nature and propriety of the charges.

(d) Accuracy of Financial Documentation

If a third-party contract is required for rendering of the services herein, then the SUBRECIPIENT is responsible for the accuracy of the financial and non-financial data and reports submitted for reimbursement.

(e) Revenue Expense Guidelines

If the SUBRECIPIENT also receives funding under 1951 P.A. 51, Section 10e(4)(a); MCL 247.660e(4)(a), as amended, determination of PROJECT costs shall be in conformity with the criteria set forth in the DEPARTMENT'S Office of Passenger Transportation's "Local Public Transit Revenue and Expense Manual." All other providers of service shall use the "Specialized Services Manual" (effective October 1, 2015, and any subsequent revisions, amendments and replacements).

SECTION 9. - THIRD-PARTY CONTRACT PROCEDURE

The SUBRECIPIENT shall **not** enter into contracts with third parties for provision of services herein without prior written approval from the AUTHORITY; notice of potential third-party contracts shall be submitted to the AUTHORITY for approval in writing. Approval or denial of said third-party contract will be submitted, in writing, to SUBRECIPIENT by the AUTHORITY. The AUTHORITY shall approve any third-party contracts at its sole discretion.

Approval does not constitute an assumption of liability, a waiver or an estoppel to enforce any of the requirements of this Contract, nor shall any such approval by the AUTHORITY be construed as a warranty of the third-party's qualifications, professional standards, ability to perform the work being subcontracted, or financial integrity.

SECTION 10 - ACCESS

SUBRECIPIENT agrees to provide, and will require its contractors to provide, access by the AUTHORITY and/or the DEPARTMENT to all technical data, reports, documents and work in progress pertaining to the PROJECT. Copies of technical data and reports shall be provided by the SUBRECIPIENT or its contractors to the AUTHORITY upon request.

SECTION 11. - INDEMNIFICATION

Notwithstanding any other provision in this Agreement, SUBRECIPIENT shall indemnify, defend and save harmless AUTHORITY, its officers, agents, employees, and members of its Board of Directors from any and all claims, losses and damages, including costs and attorney fees, occurring or resulting from any act or omission the SUBRECIPIENT or its officers, agents, employees, subcontractors, successors or assigns arising out of and/or pursuant to this Agreement without regard to the negligence of the SUBRECIPIENT.

This Agreement is not intended to alter or increase SMART or SUBRECIPIENT's liability for tort claims, to other third-parties. Nor is this indemnity provision intended to be a third-party beneficiary contract, and therefore it confers no rights or third-party status on anyone other than the parties hereto.

SECTION 12. - ENTIRE AGREEMENT

This Contract, along with any exhibits, addendums, schedules, and amendments hereto, merges and concludes the entire agreement of SUBRECIPIENT and the AUTHORITY. Any previous communications, whether oral or written, are superseded through by this document. The SUBRECIPIENT and AUTHORITY acknowledge, by executing this document that said parties have not relied on any representation, assertion, guarantee, warranty, ancillary contract or other assurance, except those set out in this AGREEMENT. SUBRECIPIENT hereby waives all rights and remedies, at law or in equity, which may arise as the result of said party's reliance on such representation, assertion, guarantee, warranty, ancillary contract or other assurance, provided that no clause herein shall be construed as a restriction or limitation of said party's right to remedies associated with the gross negligence, willful misconduct or fraud of any person or party taking place prior to, or contemporaneously with, the execution of this Agreement.

SECTION 13. - PROHIBITED DISCRIMINATION

The SUBRECIPIENT shall not discriminate against any passenger because of race, color, sex, age, handicap, religion, ancestry, marital status, national origin, place of birth or sexual orientation in accordance with the State of Michigan provisions for "Prohibition of Discrimination in State Contracts", dated August of 1985, which is hereby incorporated by reference.

The SUBRECIPIENT shall not discriminate based upon race, color, creed, national origin, sex, age, disability, height, weight, familial status, marital status, or sexual orientation, in accordance with Civil Rights Act of 1964, being P.L. 88-352, 78 Stat. 241, as amended, being Title 42 U.S.C. Sections 1971, 1975a-1975d, and 2000a-2000h-6, Section 303 of the Age Discrimination Act of

1975, Section 202 of the Americans with Disabilities Act of 1990, 49 U.S.C. Section 5332, the Michigan Elliot-Larsen Civil Rights Act, MCLA 37.2101 et seq., and SMART policy.

The SUBRECIPIENT shall comply with FTA Circular C 9070.1G, as may be amended or updated, with respect to all provisions on Civil Rights and discrimination including, but not limited to, Chapter VIII, §9.

The SUBRECIPIENT shall require similar covenants on the part of any contractor or subcontractor employed in the performance of the PROJECT for which this Contract is made.

SECTION 14. - MBE/WBE

In accordance with 1980 P.A. 278, MCL 423.321 at seq; MCL 445.901 et seq, the SUBRECIPIENT, in the performance of this Agreement, shall not enter into a Contract with a subcontractor, manufacturer, or supplier listed in the register maintained by the STATE, Department of Labor, of employers who have been found in contempt of court by a federal court of appeals, on not less than three (3) occasions involving different violations during the preceding seven (7) years, for failure to correct an unfair labor practice, as prohibited by Section 8 of Chapter 372 of the National Labor Relations Act, 29 U.S.C. 158. The AUTHORITY may void this Contract if the name of the SUBRECIPIENT, or the name of a subcontractor, manufacturer, or supplier utilized by the SUBRECIPIENT in the performance of this Contract subsequently appears in the register during the performance period of this Contract.

SECTION 15. - MISCELLANEOUS PROVISIONS

(a) If any provision of this contract is held invalid, the remainder of this Contract shall not be affected, if any such remainder continues to conform to the provisions and requirements of applicable law.

(b) The SUBRECIPIENT shall commence, carry on, and complete the PROJECT in accordance with all applicable laws. Nothing in this Contract shall require the SUBRECIPIENT to observe, comply, or do any other thing in contravention of any STATE, Local or Federal law.

(c) The SUBRECIPIENT warrants that it has no interest and shall not acquire any interest, direct or indirect, which would conflict in any manner or degree with the performance of SPECIALIZED SERVICES required to be performed under this Contract. The SUBRECIPIENT further warrants that in the performance of this Contract, no person having any such interest shall be employed.

(d) None of the funds, materials, property, or services obtained by the AUTHORITY or the SUBRECIPIENT under this Contract shall be used for any partisan political activity, or to further the election or defeat of any political activity or candidate for public office.

(e) The SUBRECIPIENT shall not assign any interest in this Contract without the prior written approval of the AUTHORITY, however, that compensation due to the SUBRECIPIENT under this Contract may be assigned to a bank, trust company, or other financial institution without such approval. Notice of any such assignment shall be furnished promptly to the AUTHORITY in

writing. Any such assignment does not relieve the SUBRECIPIENT of its obligations under this Contract.

(f) If the SUBRECIPIENT enters into any contracts with other governmental agencies for the purposes of providing SPECIALIZED SERVICES outside of its jurisdictional boundaries, as defined and provided by law, it shall immediately provide the BUREAU with a copy of any contracts and true copies of any resolutions passed by its governing board which relate to the providing of service under such contracts.

SECTION 16. - TERM OF CONTRACT

Upon execution, this Contract shall cover the period commencing **October 1, 2022**, and extending through **September 30, 2023**.

The SUBRECIPIENT agrees to notify the AUTHORITY of any event which may have significant potential impact on PROJECT progress, direction, control or cost.

SECTION 17. - EXECUTION

This Contract shall become binding on the parties hereto upon the execution thereof by the duly authorized official(s) for the SUBRECIPIENT and the AUTHORITY; and upon the adoption of a resolution approving said Contract and authorizing the signatures thereto of the respective official(s) of the SUBRECIPIENT, a certified copy of which resolution shall be attached to this Contract.

The Parties acknowledge and agree that this Agreement may be executed by electronic signature, which shall be considered as an original signature for all purposes and shall have the same force and effect as an original signature. The Parties agree that the electronic signatures appearing on this Agreement are the same as handwritten signatures for the purposes of validity, enforceability and admissibility. Without limitation, "electronic signature" shall include faxed versions of an original signature or electronically scanned and transmitted versions (e.g., via pdf) of an original signature.

THE PARTIES HEREBY ACKNOWLEDGE that they have read and understand this Agreement and that the signatories below have affixed their signatures and affirmed that they are authorized to execute this Agreement, for the purpose of binding their respective Parties.

**SUBURBAN MOBILITY AUTHORITY
FOR REGIONAL TRANSPORTATION**

CITY of BERKLEY

Signature

Signature

TIFFANY GUNTER

BRIDGET DEAN

Printed Name

Printed Name

Deputy General Manager/COO

Mayor

Title

Title

Date

Date

EEO COMPLIANCE REPORT A

FY22 COMMUNITY PARTNERSHIP FORM

Agency/Community Information		
Program Type: Community Partnership Program (CPP) <input type="checkbox"/> Specialized Service <input checked="" type="checkbox"/> New Freedom <input type="checkbox"/> JARC <input type="checkbox"/> 5310 <input type="checkbox"/>		
Name of Agency/Community: City of Berkley Parks & Recreation		
Recreation Address: 2400 Robina		
City: Berkley	State: Michigan	Zip: 48072
Agency/Community Data		
1) Has your agency/community completed in excess of \$1,000,000 in DOT federally-funded contracts from SMART in the past year? Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>		
2) Does your agency/community employ over fifty (50) transit related employees? Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>		
If the answers to the previous two questions were both "Yes", Please forward your agency's/community's Affirmative Action plan to the address below:		
<p>Buhl Building 535 Griswold Street, Suite 600 Detroit, MI 48226</p> <p>Attn: EEO Coordinator</p>		
Have all subcontractors been informed of their responsibility to file an EEO Compliance Report A form? Yes <input type="checkbox"/> No <input type="checkbox"/> N/A <input checked="" type="checkbox"/>		
Testing Program Requirements		
Does your agency/community have a DOT Drug and Alcohol testing program for Safety-sensitive employees? (Vehicle operators, dispatchers, mechanics and armed security) Yes <input checked="" type="checkbox"/> No <input type="checkbox"/>		
Who is your testing program manager? Mark Pollock		Contact Number: 248-658-3340
Please Proceed to Employment Data Section		

EEO COMPLIANCE REPORT A

FY22 COMMUNITY PARTNERSHIP FORM

Employment Data																		
Report all Transit related permanent, temporary, or part-time employees including apprentices and on-the-job trainees. Enter the appropriate figures in the boxes below relating to an employee's race and gender.																		
Job Classification	Total				Race													
					Non Minority		Minority											
	White		African American		Hispanic		Asian		Pacific Islander		American Indian		Multi Race					
	Employees	Male	Female	Minority	Male	Female	Male	Female	Male	Female	Male	Female	Male	Female	Male	Female	Male	Female
Officials/Manager	2	1	1		1	1												
Professionals	1		1			1												
Technicians																		
Sales Workers																		
Office and Clerical Staff																		
Craftsmen (Skilled)	1	1			1													
Operators (Semi-Skilled)	2	2			2													
Laborers (Unskilled)																		
Service Workers																		
Journey Workers																		
Apprentices																		
Total	6																	

Certification

How was this information obtained? Visual Survey: Yes No Employment Records: Yes No

Name of Authorizing Official (print): Theresa McArleton Title: Director of Parks & Recreation

Telephone: 248-658-3470 Ext: Email: tncarleton@berkleymich.net

A RESOLUTION**of the Council of the City of Berkley, Michigan
establishing an 'Ad Hoc Woodward Dream Cruise Committee'
Coordinating the 2023 CruiseFest events
for the City of Berkley**

- WHEREAS,** the City of Berkley recognizes the advantages of working in partnership with our neighboring cities and intends to participate in the 2023 Dream Cruise Event to be held on Saturday, August 19, 2023; and
- WHEREAS,** Resolution No. R-81-97, defined the City of Berkley's recognition of the Woodward Dream Cruise Event and expressed support for that event; and
- WHEREAS,** it is recognized that the success of the Dream Cruise has been due to the participation of all affected cities and that future success is contingent upon the cooperation and coordination of the eight cities and Oakland County; and
- WHEREAS,** The Council of the City of Berkley has appointed our Parks and Recreation Director, Theresa McArleton, as the City's official representative to the Woodward Avenue Dream Cruise Board of Directors and our Manager of Special Events and Senior Programs, Dan McMinn, as the alternate, in order to obtain information for the City regarding matters affecting the Dream Cruise Event and to convey the City's position thereupon.

NOW, THEREFORE, THE CITY OF BERKLEY RESOLVES:

- SECTION 1:** That the Council of the City of Berkley, in its intention to participate in the annual Woodward Dream Cruise event, to be held the third Saturday of August, hereby establishes an "Ad Hoc Woodward Dream Cruise "CruiseFest" Committee" comprised of the following members:

Mayor (Non-voting Member)	Bridget Dean
Councilmember (Non-voting Member)	TBA
City Manager (Non-voting Member)	Matthew C. Baumgarten
One Representative from Parks & Recreation	Theresa McArleton
One Representative from Public Safety	Matthew B. Koehn
One Representative from Public Works	Ric Chalmers
Parade Coordinators	TBA
One Member of the Chamber of Commerce	TBA
Five (5) members from Service Organizations	Betty Smith (Berkley/Huntington Woods Youth Assistance)
	Denise Downen (Berkley Days Association)
	Jes Alger (Friends of Berkley Parks and Recreation)
	Cindy Coon (Business Representative)
	Pam Mack (Berkley Junior Women's Club)
One (1) resident	Mark Coon

- SECTION 2:** The purpose of this Committee is to coordinate and manage Dream Cruise CruiseFest events held in the City of Berkley that begins on the third Friday in August; and

- SECTION 3:** This committee shall conclude its mission by September 30, 2023, unless Council extends its service; and

- SECTION 4:** The City Clerk is hereby directed to send a copy of this resolution to the Woodward Dream Cruise Board of Directors.

Introduced and Passed at a Regular City Council Meeting on Monday, March 20, 2023.

Bridget Dean, Mayor

Attest:

Victoria Mitchell, City Clerk



Theresa McArleton
Berkley Parks & Recreation
2400 Robina
Berkley, MI 48072
248-658-3470
tmcarleton@berkleymich.net

Berkley Parks and Recreation

TO: Matthew Baumgarten, City Manager

FROM: Theresa McArleton, Director of Parks & Recreation

DATE: March 9, 2023

SUBJECT: 2023 Dream Cruise Ad Hoc Committee

Every year City Council approves establishing an Ad Hoc Woodward Dream Cruise Committee. This committee made of up city staff, city organizations and public representatives' work together to produce the City's annual Cruisefest Parade as well as sells merchandise for the Woodward Dream Cruise.

The committee works hard to improve upon the previous year's event. 2022 saw the biggest crowds to date at the event and in the city's downtown. We look forward to continuing on the great numbers and experience in 2023.

The attached resolution is submitted for approval for the 2032 Dream Cruise Ad Hoc Committee.

As always, please do not hesitate to call me with any questions.

2/23/2023

To: Victoria Mitchell

CC: Berkley City Council & City Manager

From: Mark Coon

Greetings,

This letter is to communicate to you that the following people would like to be considered to serve on the Ad Hoc Committee for the Berkley CruiseFest and Woodward Dream Cruise for the 2023 event.

I have contacted everyone on the list below and they have indicated to me their willingness to serve again this year.

Betty Smith: Youth Assistance

Denise Downen: Berkley Days

Jes Alger: Friends of Parks & Rec.

Cindy Coon: Business Representative (BJWC alt)

Pam Mac: Berkley Junior Women's Club

Myself (Mark Coon): Resident representative.

Berkley Chamber: (TBD) Will have a representative: Name to come.

Thank you in advance. We look forward to a highly successful year for the Berkley CruiseFest and Woodward Dream Cruise and can't wait to get started in the planning for our City's wonderful summertime event.

Best Regards,

Mark Coon