

**CITY OF BERKLEY PUBLIC NOTICE**  
**SPECIAL CITY COUNCIL MEETING**  
**Wednesday, May 10, 2023**  
**6:00 P.M. – City Hall**  
**248-658-3300**

**CALL 39<sup>th</sup> 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 39<sup>th</sup> City Council Special Joint Work Session on Wednesday, April 10, 2023.
2. **MOTION NO. M-28-23:** Matter of [approving the 2023 Summer Maintenance Agreement](#) between the Road Commission for Oakland County and the City of Berkley. The City will be reimbursed a total of \$1,680 which will be paid in two installments, \$1,092 due in September 2023 and \$588 due upon completion of last maintenance activity.
3. **RESOLUTION NO. R-10-23:** Matter of [approving a Resolution](#) of the Council of the City of Berkley, Michigan authorizing the West Nile Virus Expense Reimbursement Request.
4. **PROCLAMATION NO. P-14-23:** Matter of [proclaiming May 14, 2023](#) as Apraxia Awareness Day.

**Regular Agenda**

1. **MOTION NO. M-29-23:** Matter of [awarding the contract](#) for the Wiltshire Road water main and road reconstruction project to the lowest qualified bidder, Springline Excavating, in an amount of \$3,199,532.66. In addition, allocate an additional 10 percent construction contingency (\$319,953.27) and a not-to-exceed Construction Engineering amount of \$284,860.90.
2. **MOTION NO. M-30-23:** Matter of [authorizing a contract](#) with Hartwell Cement Company, 21650 Fern St. Oak Park, MI 48237, at a cost not to exceed \$495,613.80. Funds for this expenditure will come from account 614-950-974-000 (\$241,385.70), 202-464-975-100 (\$204,228.10), and account 592-537-974-000 (\$50,000 rain garden). Also, to award engineering fees of \$17,203.73 from account 202-464-821-010 and \$23,660.81 from account 614-950-821-000.
3. **MOTION NO. M-31-23:** Matter of [approving the purchase](#) of a 2023 Ford Transit Cargo Van for \$53,869.00 from Lunghammer Ford utilizing the Macomb County and MITN Cooperative Bids.
4. **ORDINANCE NO. O-08-23:** Matter of [considering the First Reading](#) of an Ordinance of the City Council of the City of Berkley, Michigan to add Section 138-199 and amend Section 138-32, Section 138-387, Section 138-388, Section 138-427, Section 138-428, Section 138-442, Section 138-443, Section 138-457 and Section 138-458 of Chapter 138 - Zoning to allow outdoor service areas as a principal permitted use and allow rooftop outdoor eating areas for restaurants and other food serving establishments as a special use.
5. **CLOSED SESSION:** Matter of considering convening in closed session at the conclusion of the special meeting to discuss a confidential attorney/client privileged communication.

**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](mailto:clerk@berkleymich.net) or call 248-658-3310 by 5 p.m. on the day of the meeting.

**THE SPECIAL WORK SESSION OF THE CITY COUNCIL OF THE CITY OF BERKLEY, MICHIGAN WAS CALLED TO ORDER AT 2:08 PM ON MONDAY, APRIL 10, 2023 BY MAYOR DEAN**

***PRESENT:***

Councilmember Steve Baker  
Mayor Pro Tem Ross Gavin  
Councilmember Dennis Hennen (Virtual from Berkley, Michigan)  
Councilmember Greg Patterson  
Councilmember Jessica Vilani  
Mayor Bridget Dean

***ABSENT:***

Councilmember Mike Dooley

***OTHER STAFF PRESENT:***

City Manager Matthew Baumgarten  
City Clerk Victoria Mitchell

***APPROVAL OF AGENDA:***

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

***PLEDGE OF ALLEGIANCE***

***PUBLIC COMMENT:***

None

***REGULAR AGENDA:***

**STRATEGIC PLANNING:** Matter of conducting a strategic planning work session with JADE Strategies, Inc.

Joscelyn A. Davis, JADE Strategies, opened the session by discussing goals and priorities for the session and subsequent work product.

**Part I Welcome & Introductions**

Ms. Davis stated champions would be identified by the end of the work session. She went on to an icebreaker activity. Everyone went around the table and stated who they would love to go to dinner with.

**Part II Objectives, Tactics, Timing & Champions**

Ms. Davis gave an example of a community she worked with and why – old guard on Council and issues with change. She stated that Council thought it should be combative.

Ms. Davis went over the definition of effective governance. She said as a trusted community steward, Berkley's City Council practices standards of excellence in government leadership and actively engages in strategies that realize priorities and achieve the City's vision.

Ms. Davis reviewed the Action Planning: SMART Metrics which entailed priorities, objectives, and tactics.

Ms. Davis reviewed preliminary Action Plans for Effective Governance:

1. Implement a strategic performance evaluation process
  - a. Complete a comprehensive three-year Strategic Plan (2023-2025) (Manage, review cycle)
  - b. Align Strategic Plan and Master Plan
  - c. Establish clear performance metrics and criteria for the City Manager that align with the Strategic Plan
  - d. Coordinate work of boards and commissions with strategic plan
2. Building Public Will
  - a. Increase community outreach as a body vs. individuals. Be present and engaged at community events
  - b. Help residents understand where to direct inquiries and concerns.
  - c. Implement a community feedback strategy
  - d. Build local partnership
3. Mitigate challenges and risks
  - a. Perform longer-term (3-7-year) economic forecasting
  - b. Implement a community feedback strategy
  - c. Address infrastructure and municipal facilities need
4. Realize a "Think Regional" Strategy
  - a. Coordinate Council's legislative "muscle" to advocate policy changes (proactive/reactive)
  - b. Identify county, state, federal grant-partnership opportunities
  - c. Collaborate and exchange best practices with other regional entities/governments/communities.
5. Cultivate a culture of leadership excellence and collaboration
  - a. Engage in ongoing (best-practice) training and development with experts, (e.g., MML, NLC)
  - b. Adopt a conflict resolution process.
  - c. Connect through regular relationship-building activities.
  - d. Onboarding activities for new councilmembers, boards and commissions (mentoring)

Ms. Davis asked everyone to look at the five categories and make notes.

Ms. Davis asked Councilmembers what they thought of the details for each of the five factors above. The consensus was that it looks good.

Councilmembers went back and forth discussing the sub-tactics and which category each subcategory should be placed under. Changes were made.

It was asked and answered that the strategic plan update will be measured and tracked – check-ins. Ms. Davis said there will be measurable check-ins. They discussed meeting rhythms. She said there will be checkpoints and why to have a strategic plan with evaluations.

The group discussed the need to look at what they want to measure. They discussed sub of a sub. Ms. Davis said right now we just need to identify that we need feedback. She stated diversity came up a lot.

Sidebar: Public Service is not personal. There was a discussion regarding public service and the vote of Council is "yes" or "no." Not individual votes. She said when Council is divisive, it creates problems with the community. She said a tip is to find something good about what was decided.

Participants broke into two groups of three to do a dial-down of the tactics lists. A quick conversation about the lists took place and what was established.

The group gathered back together and discussed their ideas to make subcategories to the tactics. They discussed accountability.

Part III Quarterly Plans & Agenda

Ms. Davis reviewed a City Council Agenda Items monthly FY 2023-2024 worksheet for planning services. She also went over a Strategic Plan Quarterly Worksheet for the fiscal year. Councilmember feedback was provided.

Ms. Davis discussed meeting with directors and boards and commission members.

Part IV Next Steps

Ms. Davis said to talk about champions for the action plans. For example, have a champion to volunteer and come back to council with how a tactic could work and the timeline. She was looking for a champion for an entire category. It was decided Councilmember Baker – 2, Councilmember Patterson – 5, Mayor Pro Tem Gavin – 4, Councilmember Hennen – 3, Councilmember Vilani – 1. Councilmember Dooley would partner up with another councilmember.

Councilmember Vilani left at 4:01 p.m.

Discussion took place as to what a reasonable due date would be for councilmembers.

**ADJOURNMENT:**

Councilmember Patterson moved to adjourn the Special Work Session at 4:15 p.m.

Seconded by Mayor Pro Tem Gavin

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

Nays: None

Absent: Dooley

Motion Approved.

\_\_\_\_\_  
Bridget Dean, Mayor

**ATTEST:**

\_\_\_\_\_  
Victoria Mitchell, City Clerk

May 10, 2023 Special City Council Meeting

Moved by Councilmember \_\_\_\_\_ and seconded by Councilmember \_\_\_\_\_ to approve the 2023 Summer Maintenance Agreement between the Road Commission for Oakland County and the City of Berkley. The City will be reimbursed a total of \$1,680 which will be paid in two installments, \$1,092 due in September 2023 and \$588 due upon completion of last maintenance activity.

Ayes:

Nays:

Motion:



# CITY OF BERKLEY

## DEPARTMENT OF PUBLIC WORKS

3238 BACON AVE, BERKLEY, MICHIGAN 48072

## Transmittal Memo

To: Matthew Baumgarten, City Manager

Cc: Laurie Fielder, Interim Finance Director (via email)  
Ric Chalmers, Assistant DPW Director (via email)

From: Shawn Young, DPW Director

Date: April 17<sup>th</sup>, 2023

Subject: 2023 Summer Maintenance Agreement between the Road Commission for Oakland County (RCOC) and the City of Berkley.

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The City of Berkley has partnered with RCOC to provide summer maintenance activities (street sweeping) on 12 Mile Road between Greenfield and Woodward for several consecutive years. While Oakland County has jurisdiction over this roadway, the City is able to provide a higher level of service including several sweepings per year.

The full agreement is attached and RCOC reimburses the City based upon current bids and the following formula:

$$\$175.00 \text{ per curb mile} \times 3.2 \text{ curb miles} \times 3 \text{ sweepings (maximum)} = \$1,680.00$$

Please note the unit pricing for 2023 is the same as 2022 as a result of current bids.

The reimbursement will be made in two installments, 65% (\$1,092.00) in September 2022 and 35% (\$588.00) upon completion of the last maintenance activity.

RCOC will be provided with updated policies and proof of liability insurance for Berkley personnel and equipment.

Feel free to call with any questions.



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

**Board of Road Commissioners**

**Ronald J. Fowkes**  
Commissioner

**Andrea LaLonde**  
Commissioner

**Nancy Quarles**  
Commissioner

**Dennis G. Kolar, P.E.**  
Managing Director

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

Highway Maintenance  
Department

2420 Pontiac Lake Road  
Waterford, MI 48328

248-858-4881

FAX  
248-858-7607

[www.rcocweb.org](http://www.rcocweb.org)

April 12, 2023

Shawn Young  
Director of Public Works  
City of Berkley  
3338 Coolidge Highway  
Berkley MI 48072

RE: 2023 Summer Maintenance Agreement

Dear Mr. Young:

Attached are two copies of a Summer Maintenance Agreement between the Road Commission for Oakland County and the City of Berkley for sweeping on Twelve Mile Road from Greenfield Road to Woodward Avenue. The frequency of the sweeping activity for this year remains at 3 sweepings.

Please note: We are requesting that the City invoice the Road Commission for 65% of the total contract amount on September 15, 2023, and invoice for the remaining 35% upon completion of the last maintenance activity.

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

Please submit your proof of liability insurance that covers this agreement and particularly covers your personnel and equipment working on county roads under the jurisdiction of the Board of Road Commissioners. As your current Certificate of Membership in the Michigan Municipal Workers Compensation Fund will expire in June, I would appreciate it if you would forward a new certificate at that time. If there are any changes in the coverage during the term of this agreement, we must be notified of these changes.

The Board of County Road Commissioners and I extend our appreciation to you, the City Council and your road employees, for the fine work that has been done in connection with past agreements, and we want to continue to cooperate with you in any way that we can.

Also, please note that the prices in Exhibit A are reflective of our current bids. If you have any questions, please call.

Sincerely,

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

DMH/gg  
attachments



2023 SUMMER MAINTENANCE AGREEMENT  
CITY OF BERKLEY

Under 1951 PA 51, As Amended

This Summer Maintenance Agreement (“Agreement”) is made this \_\_\_\_ day of \_\_\_\_\_, 2023, between the Board of County Road Commissioners of the County of Oakland, State of Michigan, a public body corporate, (hereinafter variously referred to as the “Board and as the “Road Commission for Oakland County”) and the **City of Berkley**, Oakland County Michigan, a Michigan municipal corporation hereinafter referred to as the “City.”

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

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

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

I

The City hereby agrees to be responsible for performing Summer Maintenance of certain roads under the terms of this Agreement, and the Board agrees to participate in the cost thereof as provided in Section III of this Agreement. “Summer Maintenance,” herein required to be performed by City, shall mean the work and services specified in Exhibit B hereto and this Agreement. All maintenance work and services performed by the City shall be in accordance with the Board’s minimum maintenance standards and this Agreement.

II

The Board has determined and specified the equipment and personnel necessary to provide the Summer Maintenance and the City has acquired the necessary equipment and personnel so specified. The City shall keep accurate and uniform records of all Summer Maintenance work performed pursuant to this Agreement. The Board shall have the right to audit City accounts and records insofar as such documents concern this Agreement and the work and services performed and to be performed hereunder.

III

In consideration of the Summer Maintenance by the City, the Board hereby agrees to pay to the City the sum of **\$1,680.00** as set forth in Exhibit A, attached hereto and made a part hereof. Such amounts are to be used by the City for Summer Maintenance. Payments are to be made by the Board to the City as follows:

65% on September 15, 2023  
35% upon completion of the last Summer Maintenance activity

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

IV

It is specifically understood and agreed by the City and the Board that by undertaking to perform Summer Maintenance of certain county primary roads, the City does not assume the Board’s legal duty to

keep said roads in such condition as to be in accordance with MCLA 224.21, reasonably safe and convenient for public travel, other than as may relate to the work and service to be performed as listed in Section I above, and the City hereby agrees to hold harmless, represent, defend with counsel acceptable to the Board, and indemnify the Board; the County of Oakland; the Office of the Oakland County Water Resources Commissioner and any and all applicable drainage districts(s); the Michigan State Department of Transportation and the Transportation Commission; any and all local units(s) of government within which the roads subject to this Agreement are located, and the respective officers, agents and employees of all of the foregoing, against any and all claims, charges, complaints, damages, or causes of action for (a) public or private property damage, (b) injuries to persons, or (c) other claims, charges, complaints, damages or causes of action arising out of the performance or non-performance of the activities which are the subject matter of this Agreement, both known and unknown, whether during the progress or after the completion thereof. However, this hold harmless provision does not apply in so far as any claim or suit is alleged to be, or demonstrated to be, the result of a defect in highway design or condition and not related to the Summer Maintenance activities set out in Section I. Further, since the Board has the statutory responsibility for maintenance of the roads under this Agreement, it is the intent of the parties that the delegation by this Agreement of those maintenance responsibilities to the City provide immunity to the City as an agent of the County. Therefore, the City falls within the governmental immunity protection of the County.

During that part of the year that the City is providing Summer Maintenance under Section I, the City agrees to notify the Board within 30 days, should it become aware of defects or maintenance requirements in the roads set forth in Exhibit A, if said defects or maintenance requirements are not Summer Maintenance subject to this Agreement.

#### V

The City shall acquire and maintain, during the term of the Agreement, statutory worker's compensation, employer's liability, automobile and comprehensive general liability insurance coverages, and such other insurance coverages, as described in Exhibit C attached hereto, covering the Board's liability for any and all claims arising out of the City's performance or non-performance of the activities which are the subject matter of this Agreement, and these coverages shall be obtained and maintained in accordance with the requirements set forth in Exhibit C attached hereto and made a part hereof and shall be primary and non-contributory.

#### VI

The City further agrees to comply with all applicable laws and regulations, including laws and regulations of the State of Michigan for safeguarding the air and waters of the State. In particular, City facilities and operations must meet the provisions of Part 5 (Spillage of Oil and Polluting Materials) rules promulgated pursuant to Part 31, Water Resources Protection, of the Natural Resources and Environmental Protection Act, 1994 PA 451, as amended. (Rules R324.2001 through R324.2009 address release prevention planning, secondary containment, surveillance, and release reporting requirements).

#### VII

In accordance with Michigan 1976 PA 453, as amended, and 1976 PA 220, as amended, the City covenants not to discriminate against any employee or applicant for employment with respect to hire, tenure, terms, conditions, or privileges of employment, or a matter directly or indirectly related to employment, because of race, color, religion, national origin, age, sex, height, weight, marital status or because of a disability that is unrelated to the individual's ability to perform the duties of the particular job or position, and to require a similar covenant on the part of any subcontractor employed in the performance of the Agreement. A breach of this covenant may be regarded as a material breach of this Agreement.

VIII

The City shall utilize the provisions of the Federal E-Verify Program to verify the work authorization status of all newly hired employees; and the Road Commission for Oakland County may terminate the contract for failure of City to so comply with the Federal E-Verify Program.

IX

It is the intention of the parties hereto that this Agreement is not made for the benefit of any third party. It is anticipated that subsequent agreements regarding Summer Maintenance activities will be executed annually by the parties hereto.

The terms and conditions of this Agreement shall become effective as of April 1, 2023 and shall continue in full force and effect until a subsequent Summer Maintenance agreement has been executed by the parties hereto or until this Agreement is terminated, as set forth below.

In the event that a subsequent Summer Maintenance agreement has not been executed by the parties hereto on or before October 15, 2023, either party may terminate this Agreement by providing the other party hereto with written notice of intent to terminate, at least thirty (30) days prior to the date of termination.

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

Witnesses:

**CITY OF BERKLEY**  
A Municipal Corporation

\_\_\_\_\_

By: \_\_\_\_\_

Its: \_\_\_\_\_

\_\_\_\_\_

By: \_\_\_\_\_

Its: \_\_\_\_\_

Witnesses:

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

\_\_\_\_\_

By: \_\_\_\_\_

Its: \_\_\_\_\_

\_\_\_\_\_

By: \_\_\_\_\_

Its: \_\_\_\_\_

**EXHIBIT A**

**2023 SUMMER MAINTENANCE AGREEMENT**

**CITY OF BERKLEY**

**PRIMARY ROAD(S) TO BE MAINTAINED:**

Twelve Mile Road, Greenfield Road to Woodward Avenue 3.2 Curb Miles

3.2 Curb Miles x \$175.00/Curb Mile = \$560.00 x 3 Sweepings = \$1,680.00

## **EXHIBIT B**

### **2023 SUMMER MAINTENANCE AGREEMENT**

#### **CITY OF BERKLEY**

#### **WORK TO BE PERFORMED:**

Sweep all roads listed in Exhibit A, in both directions of travel and around islands, as provided in this Agreement, three (3) times (once between April 15<sup>th</sup> and May 15<sup>th</sup>; once between July 15<sup>th</sup> and August 15<sup>th</sup> and once between September 15<sup>th</sup> and October 15<sup>th</sup>). The City may at its own expense sweep more frequently, subject to the other terms and conditions of this Agreement, including, without limitation, the indemnification and insurance provisions.

## EXHIBIT C

### 2023 SUMMER MAINTENANCE AGREEMENT

#### CITY OF BERKLEY

### SPECIAL PROVISION FOR INDEMNIFICATION, DAMAGE LIABILITY AND INSURANCE

#### Indemnification and Damage Liability

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

#### Insurance Coverage:

The City, prior to execution of the maintenance agreement, shall file with the Board of County Road Commissioners of the County of Oakland ("Board"), copies of completed certificates of insurance as evidence that it carries adequate insurance satisfactory to the Board; and, without the prior written consent of the Board, the City shall not cancel, reduce, or fail to renew the insurance coverage required by this Agreement. The City shall immediately notify the Board and cease operations upon the occurrence of any cancellation, reduction, modification or termination of insurance required hereunder, and shall not resume operations under this Agreement until all insurance as required by this Agreement is in full force and effect. The City shall provide in a form and substance acceptable to the Board an underwriter's endorsement to its comprehensive general liability insurance and auto liability insurance, including any excess umbrella insurance, in the amounts set forth on Exhibit C, naming the Board and the Office of the Oakland County Water Resources Commissioner as an additional named insured. The City shall obtain and deliver to the Board a notice of cancellation and non-renewal endorsement, acceptable to the Board, for the general liability, auto liability, and worker's compensation and employer's liability policies. Prior to commencing the work, the City shall provide to the Board evidence satisfactory to the Board of payment of the current premium for the required insurance and endorsements and shall also obtain certificates of insurance for each policy, providing for thirty (30) days actual (not "endeavor to") prior, written notice to the Board by the insurance carrier of any cancellation, termination reduction or material change of the policy. The City shall make sure that each of its subcontractors, if any, providing any of the work and services under this contract, shall obtain and maintain insurance as set forth in this Agreement.

The City shall provide the following insurance coverages which shall be primary and non-contributory:

- a. **Workmen's Compensation Insurance:** The insurance shall provide protection for the City's employees, to the statutory limits of the State of Michigan and \$500,000 employer's liability. The indemnification obligation under this section shall not be limited in any ways by any limitation on the amount or type of damages, compensation or benefits payable by or for the City under worker's disability compensation coverage established by law.
- b. **Bodily Injury and Property Damage Other than Automobile:** The insurance shall provide protection against all claims for damages to public or private property, and injuries to persons arising out of and during the progress and to the completion of the work, and with respect to product and completed operations for one year after completion of the work.

Bodily Injury Liability Each Person: \$1,000,000 Each Occurrence: \$1,000,000 Aggregate: \$2,000,000 -and- Property Damage Liability: Each Occurrence: \$250,000 Aggregate: \$250,000	Or: Single Limit: Bodily injury and Property Damage Each Occurrence: \$1,000,000 Aggregate: \$2,000,000
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Such insurance shall include: 1) explosion, collapse, and underground damage hazards (x,c,u), which shall include, but not be limited to coverage for (a) underground damage to facilities due to drilling and excavating with mechanical equipment; and (b) collapse or structural injury to structures due to blasting or explosion, excavation, tunneling, pile driving, cofferdam work, or building moving or demolition; (2) products and completed operations; (3) contractual liability; and (4) independent contractors' coverages.

- c. **Bodily Injury Liability and Property Damage Liability - Automobiles (Comprehensive Auto Liability)**  
 The minimum limits of bodily injury liability and property damage liability shall be:

Bodily Injury Liability Each Person: \$500,000 Each Occurrence: \$1,000,000 -and- Property Damage Liability: Each Occurrence: \$1,000,000	Or: Single Limit: Bodily Injury and Property Damage Each Occurrence: \$2,000,000
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Such insurance shall include coverage for all owned, hired, and non-owned vehicles.

- d. **Excess and Umbrellas Insurance** – The City may substitute corresponding excess and/or umbrella liability insurance for a portion of the above listed requirements in order to meet the specified minimum limits of liability.
- e. The City shall provide for and in behalf of the Board and all agencies specified by the Board, as their interest may appear, Owner's Protective Public Liability Insurance. Such insurance shall provide coverage and limits the same as the City's Public Liability Insurance.

**Reports** – The City or his insurance carrier shall immediately report all claims received which relate to the Contract, and shall also report claims investigations made, and disposition of claims to the County Highway Engineer.

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

**A RESOLUTION**

**of the Council of the City of Berkley, Michigan**  
**authorizing the West Nile Virus**  
**Expense Reimbursement Request**

**WHEREAS,** Upon the recommendation of the Oakland County Executive, the Oakland County Board of Commissioners has established a West Nile Virus Reimbursement Program to assist Oakland County cities, villages, and townships in addressing mosquito control activities; and

**WHEREAS,** Oakland County's West Nile Virus Fund Program authorizes Oakland County cities, villages, and townships to apply for reimbursement of eligible expenses including mosquito larvicide material charges; and

**WHEREAS,** the City of Berkley, Oakland County, Michigan has incurred expenses in connection with mosquito control activities believed to be eligible for reimbursement under Oakland County's 2023 West Nile Virus Reimbursement Program.

**NOW, THEREFORE, THE CITY OF BERKLEY RESOLVES:**

That the Mayor and City Council authorize the Director of Public Works, as an agent for the City of Berkley, to request reimbursement of eligible mosquito control material expenses under Oakland County's 2023 West Nile Virus Fund Program.

Introduced and Passed at a Special City Council Meeting on Wednesday, May 10, 2023

\_\_\_\_\_  
Bridget Dean, Mayor

Attest:

\_\_\_\_\_  
Victoria Mitchell, City Clerk

I, Victoria Mitchell, being duly appointed City Clerk of the City of Berkley, hereby certify that this is a true and correct copy of Resolution **No. R-10-23**, which was approved by the Berkley City Council at a special meeting held on Wednesday, May 10, 2023.

\_\_\_\_\_  
Victoria Mitchell, City Clerk





# CITY OF BERKLEY

## DEPARTMENT OF PUBLIC WORKS

3238 BACON AVE, BERKLEY, MICHIGAN 48072

### Transmittal Memo

To: Matthew Baumgarten, City Manager (via email)  
Victoria Mitchell, City Clerk9 via email)

From: Shawn Young, DPW Director

Date: April 14<sup>th</sup>, 2023

Subject: 2022 Oakland County West Nile Virus Reimbursement Program  
Resolution for May 16<sup>th</sup>, 2022 City Council Meeting

As part of our participation in the 2023 Oakland County West Nile Virus Reimbursement Program, we are required to provide the attached resolution to the County by mid-June. This resolution authorizes staff to request reimbursement of program supplies.

On April 13<sup>th</sup>, 2023 the DPW submitted a West Nile Project Plan to Oakland County which outlined the planned activities for the calendar year. Our program focuses on the reduction of the Culex mosquito population by limiting breeding sites within the public right-of-way. This is accomplished each spring via the placement of larvicide tablets in approximately 1,500 storm structures (catch basins).

Berkley switches product every few years to reduce the likelihood of material resistance. The current larvicide is Natular XRT as supplied by Clarke Mosquito Control. The extended release tablets have a 150 day residual providing coverage throughout the summer and early fall.

The Oakland County Program provides for a partial reimbursement of our material costs based on population and road mileage. We anticipate a reimbursement of \$1844.72 for calendar year 2023. See table below for a history of reimbursements:

#### PROGRAM FUNDING HISTORY

PROGRAM YEAR	REIMBURSEMENT
2013	\$2,010.84
2014	\$1,920.35
2015	\$1,920.35
2016	\$3,116.80
2017	\$1,920.35
2018	\$1,920.35
2019	\$1,920.35
2020	\$1,920.35
2021	\$1,920.35
2022	\$1844.72
2023	\$1844.72

Feel free to call with any questions or concerns. Thank you.





HEALTH DIVISION

**Calandra Green, Health Officer**  
(248) 858-1280 | [health@oakgov.com](mailto:health@oakgov.com)

March 20, 2023

Dear Oakland County Municipality,

The 2023 West Nile Virus (WNV) Prevention Reimbursement amount for the City of Berkley is \$1,844.72

Requirements for reimbursement are as follows:

- Project Plan due **May 1, 2023**
- Resolution due **June 9, 2023**
- Invoices and Proof of Payment due **August 11, 2023**

Specifics regarding these requirements will be covered during the training event on March 23<sup>rd</sup>, and any further questions can be answered by Genessa Doolittle at [doolittleg@oakgov.com](mailto:doolittleg@oakgov.com) or by phone at 248-496-4590.

Sincerely,

OAKLAND COUNTY HEALTH DIVISION  
Department of Health and Human Services

Calandra Green, RN, ED. D  
Health Officer

# WEST NILE VIRUS

## *What You Need to Know*



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### WHAT IS WEST NILE VIRUS (WNV)?

West Nile virus (WNV) is a seasonal epidemic in North America that flares up in the summer and continues into the fall. It can infect humans, birds, horses, and some other mammals. In a small number of people infected by the virus, the disease can be serious, even fatal.

### HOW IS WNV SPREAD?

- WNV is most often spread to humans by the bite of an infected mosquito. The mosquito becomes infected by biting a bird that carries the virus. Horses and other mammals bitten by mosquitoes that carry the virus can also become infected. Whenever mosquitoes are active, there is a risk of getting WNV; however, the risk is highest from late July through September.
- In a very small number of cases, WNV has been spread through blood transfusions, organ transplants, breastfeeding, and during pregnancy from mother to baby.
- WNV is **not** spread through casual contact such as touching or kissing a person with the virus.

### WHAT ARE THE SYMPTOMS OF WEST NILE VIRUS?

If symptoms develop, they typically appear 3 to 14 days after the bite of an infected mosquito.

- **Serious symptoms in a few people.** About one in 150 people infected with WNV will develop severe illness. Symptoms can include high fever, headache, neck stiffness, stupor, disorientation, coma, tremors, convulsions, muscle weakness, vision loss, numbness, and paralysis. These symptoms may last several weeks, and neurological effects may be permanent.
- **Mild symptoms in some people.** Up to 20% of people who become infected display symptoms such as headache, body aches, joint pains, vomiting, diarrhea, rash, and swollen lymph glands. Most people with mild illness recover completely, but fatigue and weakness can last for weeks or months.
- **No symptoms in most people.** Most people (80%) infected with WNV do not have any symptoms.

### WHAT IS THE TREATMENT FOR WNV?

There is no treatment for WNV infection. Illness may last weeks to months, even in healthy persons. In more severe cases people may need hospital care for supportive treatment such as intravenous fluids, pain medications, and nursing care.

### WHAT SHOULD I DO IF I THINK I HAVE WNV?

Mild WNV illness usually improves without medical attention. Seek medical attention immediately if symptoms of severe WNV illness develop, such as unusually severe headaches or confusion; this may indicate encephalitis (inflammation of the brain) or meningitis (inflammation of the membranes that surround the brain and spinal cord). Severe WNV illness usually requires hospitalization. Pregnant women and nursing mothers who develop symptoms that could be WNV are encouraged to see their health care provider.

### WHO IS AT RISK OF GETTING SICK FROM WNV?

- People over the age of 50 years are more likely to have serious illness with WNV and should take special care to avoid mosquito bites.

- Being outside increases the risk of being bitten by an infected mosquito. Taking steps to avoid mosquito bites when outside working, playing or relaxing will lower your risk of getting sick from WNV.
- The risk of getting WNV through blood transfusions and organ transplants is very small and should not prevent people from having surgery. All donated blood is screened for WNV (and many other viruses) before being used. If you have concerns, talk with your health care provider.
- Pregnancy and nursing do not increase the risk of becoming ill from WNV, and the risk that WNV may pass to a fetus or an infant through breastmilk is still being evaluated. Talk with your health care provider if you have concerns.

## HOW CAN WEST NILE VIRUS BE PREVENTED?

The best way to prevent EEE infection is to prevent mosquitoes from biting you.

- Use Environmental Protection Agency (EPA)-registered insect repellent.
  - All EPA-registered insect repellents are evaluated for safety and effectiveness, and will contain DEET, picaridin, IR3535, Oil of Lemon Eucalyptus or para-menthane-diol as the active ingredient. Repellents containing a higher percentage of the active ingredient typically provide longer-lasting protection. Always follow the product label instructions.
  - Be careful using repellent on the hands of children as it may irritate the eyes and mouth.
- Get rid of mosquito breeding sites by removing standing water around your home:
  - Turn over any type of container that can collect water. Once a week, empty out items that hold water such as tires, buckets, planters, toys, pools, birdbaths, pet bowls, flowerpots, and trash containers.
  - Clean clogged roof gutters, particularly if leaves tend to plug up the drains.
- Treat standing water that cannot be eliminated, such as retention ponds or drainage ditches, with a mosquito larvicide. Mosquito larvicide is easy to use and can be purchased at most home improvement stores.
- Wear protective clothing such as long-sleeved shirts and pants.
- Limit outdoor activity from dusk to dawn when mosquitoes are most active.
- Maintain window and door screens to keep mosquitoes out of buildings. Do not prop open doors.

20-001, Rev. 3/23/2022

NURSE ON CALL PUBLIC HEALTH INFORMATION  
800.848.5533 NOC@OAKGOV.COM

OAKGOV.COM/HEALTH



@PUBLICHEALTHOC

The Oakland County Health Division will not deny participation in its programs based on race, sex, religion, national origin, age or disability. State and federal eligibility requirements apply for certain programs.

**A PROCLAMATION**  
**of the Council of the City of Berkley, Michigan**  
**Proclaiming May 14, 2023, as Apraxia Awareness Day**

- WHEREAS,** May 14<sup>th</sup> marks Childhood Apraxia of Speech Day during which awareness will be raised throughout Michigan about childhood apraxia of speech, an extremely challenging speech disorder that affects 1-in-1,000 children; and
- WHEREAS,** Childhood apraxia of speech (CAS) causes children to have significant difficulty learning to speak and is among the most severe speech deficits in children; and
- WHEREAS,** The act of learning to speak comes effortlessly to most children, those with apraxia require early, appropriate, and intensive speech therapy, often for many years to learn to speak; and
- WHEREAS,** Without appropriate speech therapy intervention, children with apraxia will have diminished communication skills, but are also placed at high risk for secondary impacts in reading, writing, spelling, and other school-related skills; and
- WHEREAS,** Such primary and secondary impacts diminish future independence and employment opportunities and challenge the ability to become productive, contributing citizens if not resolved or improved; and
- WHEREAS,** Public awareness about childhood apraxia of speech in Michigan is essential for families of children with this neurological disorder and the professionals who support them to achieve the needed services for those learning to use their own voice; and
- WHEREAS,** Our highest respect goes to these children, as well as their families, for their effort, determination, and resilience in the face of such obstacles.

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

- SECTION 1:** That May 14, 2023, shall be recognized as *Apraxia Awareness Day* in the City of Berkley.
- SECTION 2:** The City Council 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 apraxia disorders and the need for appropriate and accessible services for all people with apraxia disorders.

*Proclaimed this 10<sup>th</sup> day of May 2023 at a Special Meeting of the Berkley City Council.*

\_\_\_\_\_  
*Bridget Dean, Mayor*

Attest:

\_\_\_\_\_  
*Victoria Mitchell, City Clerk*

May 10, 2023 Special City Council Meeting

Moved by Councilmember \_\_\_\_\_ and seconded by Councilmember \_\_\_\_\_ to award the contract for the Wiltshire Road water main and road reconstruction project to the lowest qualified bidder, Springline Excavating, in an amount of \$3,199,532.66. In addition, allocate an additional 10 percent construction contingency (\$319,953.27) and a not-to-exceed Construction Engineering amount of \$284,860.90.

Ayes:

Nays:

Motion:

# Transmittal Memo

To: Matthew Baumgarten, City Manager (via email)

From: Shawn Young, Director of Public Works

Cc: Laurie Fielder, Interim Finance Director (via email)  
Ric Chalmers, Assistant Director of Public Works

Date: April 14<sup>th</sup>, 2023

Subject: Wiltshire Rd Water Main and Pavement Replacement Project Coolidge to Woodward  
Recommendation for Award & Construction Engineering Services

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Since the passing of the Berkley Infrastructure Millage in 2018 the City of Berkley has been generating approximately \$1 million each year for infrastructure improvements. During the first two years (2020 & 2021) we chose to use this revenue on Citywide concrete road repairs. This citywide program addressed roughly 200 locations throughout the city. Year three (2022) we chose to combine both mileage revenue along with Water funds to complete a ½ mile of road and water main replacement on Kenmore/Cornwall.

For 2023 we are looking to instead combine Major Road and Water Funds to potentially address the needs of Wiltshire Road from Coolidge to Woodward. This change should the available Infrastructure Millage Funds for future projects.

This project would have two very distinct scopes that could be awarded independently based on cost:

1. Woodward to Mortenson: Complete Road and Water Main/service Removal and Replacement
2. Mortenson to Coolidge: Mill and overlay of the existing pavement along with minor curb and driveway replacement, as required. Existing water main and services to remain.

As a result of the above, the City Council previously approved moving forward with the design phase of the Wiltshire RD Project. Hubbell, Roth & Clark (HRC) has completed the plans and specifications and the project was publicly bid in late March.

Sealed hard-copy bids were received via BidNet Direct on March 27th from a total of four (6) contractors (see attached bid tab). HRC has reviewed the bids and verified references. We concur with the recommendation of HRC and propose awarding the bid to the lowest-qualified bidder, Springline Excavating, Inc, of Farmington Hills, Mi in an amount of \$3,199,532.66. Please note the low bid was above the engineer's estimate of \$2,810,490.00.

At this time, we also recommend \$284,860.90 be approved for construction engineering services in accordance with the attached detailed proposal from HRC. Construction engineering covers many components including preconstruction/progress meetings, resident assistance and field coordination, shop drawing review and approval, contract alterations, material testing and certification, construction layout/staking, supplemental observation/inspection, pay estimates review and approval, record/as-built drawings and project closeout. HRC has also recommended a 10% construction contingency of \$319,953.27 be added to the low bid amount for any unforeseen construction modifications.

Please note this project will cross fiscal years with a late fall 2023 targeted completion date.

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





April 7, 2023

City of Berkley  
3338 Coolidge Highway  
Berkley, Michigan 48072

Attn: Mr. Matthew Baumgarten, City Manager  
Mr. Shawn Young, Public Works Director

Re: Recommendation for Award and Bid Tabulation  
Wiltshire Road Water Main Replacement and Pavement Reconstruction

HRC Job No. 20220797

Gentlemen:

We have reviewed the bids received on Tuesday, March 27, 2022 for the Wiltshire Road Water Main Replacement and Pavement Reconstruction project and have found them to be in order. There were six (6) bids received, and the low bidder was Springline Excavating, Inc. of Farmington Hills, Michigan, with a total base bid of **\$3,199,532.66** and a total alternate bid of **\$3,163,132.66**, both of which are above the Engineer's Preliminary Construction Estimate of \$2,810,490.00 and \$2,775,910.00, respectively. The only difference between the two (2) bids is that the base bid entails the installation of CL 54 DI open cut pipe for the water main, while the alternate bid entails the installation of HDPE SDR 11 open cut/HDD pipe. Although ductile iron is the City's preferred choice for water main pipe material, the alternate bid was offered to provide the City with another option for water main material and installation method in the event ductile iron would not be readily available or substantially higher in unit price. In light of this and after discussion with the City DPW, though the ductile iron was quoted at only a nominally higher unit price, it is our understanding of the preference to award the base bid, or ductile iron water main pipe installation, in lieu of the HDPE pipe because of the DPW's extensive experience with as well as their stocked supplies and appurtenances as it relates to ductile iron pipe.

The scope of works is as follows:

Mortenson to Woodward – Full Reconstruction (Division 1)

The project includes the complete removal and replacement of existing pavement, curbs, driveway approaches and sidewalks. Improvements include new concrete curb and gutter, HMA pavement, installation of new stormwater drainage structures and structure cover adjustments, concrete driveway approaches, concrete sidewalks, ADA ramps and new landscaping. The existing 6" and 12" water main will be abandoned in place and the new 8" water main will be installed along with new public water services and stop boxes. Existing water services and hydrants will be connected to the new water main. The approximate length of roadway to be installed is 1,850 feet. The total low bid amount for Division I was **\$2,382,959.56**.

Coolidge Hwy to Mortenson – Mill and Overlay (Division 2)

This section of work includes milling of existing asphalt from Coolidge to Mortenson, replacement of driveway approaches, curb repairs, sidewalk ADA improvements, structure cover adjustments and final restoration. The approximate length of roadway for mill and overlay is 2,300 feet. The total low bid amount for Division II was **\$816,573.10**.

The low bidder has submitted satisfactory references for similar road improvement projects completed for the Cities of Farmington Hills, Huron Township, and Southfield. In addition, this office has administered several other successful projects with Springline Excavating over the years.

Based on the above, this office recommends award of the Contract to Springline Excavating, Inc. of Farmington Hills, Michigan, with a total base bid of **\$3,199,532.66** subject to the submission of the necessary bonds and insurance, which comply with the contract specifications. We also recommend that an additional 10% construction contingency (**\$319,953.27**) be added to the low bid amount. In addition, HRC proposes a not-to-exceed Construction Engineering budget of **\$284,860.90** also be adopted. A breakdown of the construction engineering costs is included in an attachment with this letter.

Based on the above, HRC recommends the City approve the total project construction budget for the Wiltshire Road Water Main Replacement and Pavement Reconstruction of **\$3,804,346.83** (not-to-exceed maximum, including costs for contingencies and construction engineering).

Enclosed, please find a copy of the Bid Tabulation for your records. If you have any questions or require any additional information, please contact the undersigned.

Very truly yours,

HUBBELL, ROTH & CLARK, INC.



Roland N. Alix, P.E.  
Vice President



Edward Zmich  
Project Manager

EDZ/edz

Attachment: Bid Tabulation  
pc: City of Berkley; Ric Chalmers  
HRC; M. Stark, R. Debono, C. McCue, R. Defrain, W. Pennycook, S. Jacobi, M. Grazioli, W. West, File

Hubbell, Roth & Clark, Inc.  
555 Hulet Dr.  
Bloomfield Hills, MI 48302

Springline Excavating, Inc.  
32945 Folsom Road  
Farmington Hills, MI 48336

Aielli Construction Company, Inc.  
47742 Van Dyke Ave.  
Shelby Township, MI 48317

DiPonio Contracting, LLC  
51251 Simone Industrial Dr.  
Shelby Township, MI 48316

Item	Quantity	Unit Price	Total Cost	Unit Price	Total Cost	Unit Price	Total Cost	Unit Price	Total Cost		
<b><u>DIVISION 1 - WILTSHIRE RD (WOODWARD TO MORTENSON)</u></b>											
1	Mobilization Division 1 (Max. 5%)	1	LS	\$ 99,400.00	\$ 99,400.00	\$ 118,000.00	\$ 118,000.00	\$ 76,891.05	\$ 76,891.05	\$ 123,000.00	\$ 123,000.00
2	Erosion Control, Inlet Protection, Fabric Drop	16	EA	\$ 120.00	\$ 1,920.00	\$ 255.00	\$ 4,080.00	\$ 118.47	\$ 1,895.52	\$ 90.00	\$ 1,440.00
3	Tree Protection Fence	1,910	LFT	\$ 4.00	\$ 7,640.00	\$ 5.00	\$ 9,550.00	\$ 2.93	\$ 5,596.30	\$ 3.00	\$ 5,730.00
4	Exploratory Excavation and Utility Location	1	LS	\$ 10,000.00	\$ 10,000.00	\$ 20,000.00	\$ 20,000.00	\$ 17,073.06	\$ 17,073.06	\$ 4,500.00	\$ 4,500.00
5	Traffic Maintenance, Incl. Flag Control, Division 1	1	LS	\$ 20,000.00	\$ 20,000.00	\$ 75,000.00	\$ 75,000.00	\$ 6,822.61	\$ 6,822.61	\$ 20,000.00	\$ 20,000.00
6	Barricade, Type III, High Intensity, Furn, Special	5	EA	\$ 125.00	\$ 625.00	\$ 90.00	\$ 450.00	\$ 102.34	\$ 511.70	\$ 90.00	\$ 450.00
7	Barricade, Type III, High Intensity, Oper, Special	5	EA	\$ 5.00	\$ 25.00	\$ 0.01	\$ 0.05	\$ 0.01	\$ 0.05	\$ 0.01	\$ 0.05
8	Plastic Drum, Fluorescent, Furn	50	EA	\$ 25.00	\$ 1,250.00	\$ 24.00	\$ 1,200.00	\$ 27.29	\$ 1,364.50	\$ 24.00	\$ 1,200.00
9	Plastic Drum, Fluorescent, Oper	50	EA	\$ 1.00	\$ 50.00	\$ 0.01	\$ 0.50	\$ 0.01	\$ 0.50	\$ 0.01	\$ 0.50
10	Channelizing Device, 42-inch, Furn	75	EA	\$ 25.00	\$ 1,875.00	\$ 20.00	\$ 1,500.00	\$ 22.74	\$ 1,705.50	\$ 20.00	\$ 1,500.00
11	Channelizing Device, 42-inch, Oper	75	EA	\$ 1.00	\$ 75.00	\$ 0.01	\$ 0.75	\$ 0.01	\$ 0.75	\$ 0.01	\$ 0.75
12	Sign, Type B, Temp, Prismatic, Furn	200	SFT	\$ 10.00	\$ 2,000.00	\$ 6.00	\$ 1,200.00	\$ 6.82	\$ 1,364.00	\$ 6.00	\$ 1,200.00
13	Sign, Type B, Temp, Prismatic, Oper	200	SFT	\$ 1.00	\$ 200.00	\$ 0.01	\$ 2.00	\$ 0.01	\$ 2.00	\$ 0.01	\$ 2.00
14	Sign, Type B, Temp, Prismatic, Furn, Special	25	SFT	\$ 15.00	\$ 375.00	\$ 12.00	\$ 300.00	\$ 13.65	\$ 341.25	\$ 12.00	\$ 300.00
15	Sign, Type B, Temp, Prismatic, Oper, Special	25	SFT	\$ 1.00	\$ 25.00	\$ 0.01	\$ 0.25	\$ 0.01	\$ 0.25	\$ 0.01	\$ 0.25
16	Sign Cover	5	EA	\$ 50.00	\$ 250.00	\$ 25.00	\$ 125.00	\$ 28.43	\$ 142.15	\$ 25.00	\$ 125.00
17	Lighted Arrow, Type C, Furn	1	EA	\$ 750.00	\$ 750.00	\$ 500.00	\$ 500.00	\$ 568.55	\$ 568.55	\$ 500.00	\$ 500.00
18	Lighted Arrow, Type C, Oper	1	EA	\$ 100.00	\$ 100.00	\$ 0.01	\$ 0.01	\$ 0.01	\$ 0.01	\$ 0.01	\$ 0.01
19	Color Audio-Video Route Survey	1	LS	\$ 5,000.00	\$ 5,000.00	\$ 950.00	\$ 950.00	\$ 3,411.31	\$ 3,411.31	\$ 700.00	\$ 700.00
20	Dust Palliative, Applied	3	TON	\$ 300.00	\$ 900.00	\$ 400.00	\$ 1,200.00	\$ 641.91	\$ 1,925.73	\$ 150.00	\$ 450.00
21	Pavt, Rem, MOD	6,170	SYD	\$ 15.00	\$ 92,550.00	\$ 18.00	\$ 111,060.00	\$ 18.06	\$ 111,430.20	\$ 25.00	\$ 154,250.00
22	Driveway, Rem	490	SYD	\$ 10.00	\$ 4,900.00	\$ 20.00	\$ 9,800.00	\$ 7.55	\$ 3,699.50	\$ 20.00	\$ 9,800.00
23	Sidewalk, Rem	2,070	SYD	\$ 10.00	\$ 20,700.00	\$ 11.00	\$ 22,770.00	\$ 4.60	\$ 9,522.00	\$ 15.00	\$ 31,050.00
24	Dr Structure, Rem	10	EA	\$ 800.00	\$ 8,000.00	\$ 1,300.00	\$ 13,000.00	\$ 680.29	\$ 6,802.90	\$ 1,000.00	\$ 10,000.00
25	Dr Structure, Rem, MOD	1	EA	\$ 4,000.00	\$ 4,000.00	\$ 1,400.00	\$ 1,400.00	\$ 679.54	\$ 679.54	\$ 1,500.00	\$ 1,500.00
26	Storm Sewer, Rem	250	LFT	\$ 30.00	\$ 7,500.00	\$ 37.00	\$ 9,250.00	\$ 72.01	\$ 18,002.50	\$ 30.00	\$ 7,500.00
27	Tree, Rem, Less than 19-inch (if needed)	2	EA	\$ 1,500.00	\$ 3,000.00	\$ 800.00	\$ 1,600.00	\$ 1,705.66	\$ 3,411.32	\$ 450.00	\$ 900.00
28	Tree, Rem, 19-inch to 36-inch (if needed)	2	EA	\$ 2,500.00	\$ 5,000.00	\$ 2,500.00	\$ 5,000.00	\$ 2,842.76	\$ 5,685.52	\$ 2,800.00	\$ 5,600.00
29	Station Grading, MOD	18.5	STA	\$ 3,000.00	\$ 55,500.00	\$ 7,000.00	\$ 129,500.00	\$ 2,009.29	\$ 37,171.87	\$ 6,200.00	\$ 114,700.00
30	Subgrade Undercutting, Type 1, MOD	450	CYD	\$ 50.00	\$ 22,500.00	\$ 75.00	\$ 33,750.00	\$ 61.27	\$ 27,571.50	\$ 75.00	\$ 33,750.00
31	Maintenance Gravel, Special	2,800	TON	\$ 30.00	\$ 84,000.00	\$ 38.00	\$ 106,400.00	\$ 36.34	\$ 101,752.00	\$ 45.00	\$ 126,000.00
32	Hand Patching, HMA	10	TON	\$ 250.00	\$ 2,500.00	\$ 185.00	\$ 1,850.00	\$ 341.13	\$ 3,411.30	\$ 350.00	\$ 3,500.00
33	Aggregate Base, MDOT 21AA, 8.5-inch	3,200	TON	\$ 30.00	\$ 96,000.00	\$ 39.00	\$ 124,800.00	\$ 45.79	\$ 146,528.00	\$ 45.00	\$ 144,000.00
34	Aggregate Base, 1"x3", 8-inch	3,000	TON	\$ 25.00	\$ 75,000.00	\$ 30.00	\$ 90,000.00	\$ 45.79	\$ 137,370.00	\$ 45.00	\$ 135,000.00
35	Tensar TX150L Triaxial Geogrid	6,400	SYD	\$ 5.00	\$ 32,000.00	\$ 5.00	\$ 32,000.00	\$ 5.80	\$ 37,120.00	\$ 5.00	\$ 32,000.00
36	Void Reducing Asphalt Membrane (Spray, J-Band Type)	1,800	LFT	\$ 5.00	\$ 9,000.00	\$ 5.25	\$ 9,450.00	\$ 4.78	\$ 8,604.00	\$ 5.50	\$ 9,900.00
37	2-inch MDOT 5EML, MOD Mix (Wearing)	550	TON	\$ 150.00	\$ 82,500.00	\$ 132.85	\$ 73,067.50	\$ 187.89	\$ 103,339.50	\$ 140.00	\$ 77,000.00
38	2.5-inch MDOT 4EML, MOD Mix (Leveling/Base)	700	TON	\$ 135.00	\$ 94,500.00	\$ 115.75	\$ 81,025.00	\$ 156.86	\$ 109,802.00	\$ 128.00	\$ 89,600.00
39	Concrete Pavement w/ Integral Curb & Gutter, 8-inch (incl. agg base)	390	SYD	\$ 95.00	\$ 37,050.00	\$ 106.00	\$ 41,340.00	\$ 136.34	\$ 53,172.60	\$ 87.00	\$ 33,930.00

BID TABULATION  
WILTSHIRE ROAD WATER MAIN REPLACEMENT AND PAVEMENT RECONSTRUCTION  
CITY OF BERKLEY  
OAKLAND COUNTY, MICHIGAN

Bids Due: 03/27/2022  
HRC Job # 20220797

Hubbell, Roth & Clark, Inc.  
555 Hulet Dr.  
Bloomfield Hills, MI 48302

Springline Excavating, Inc.  
32945 Folsom Road  
Farmington Hills, MI 48336

Aielli Construction Company, Inc.  
47742 Van Dyke Ave.  
Shelby Township, MI 48317

DiPonio Contracting, LLC  
51251 Simone Industrial Dr.  
Shelby Township, MI 48316

Item	Quantity	Unit Price	Total Cost	Unit Price	Total Cost	Unit Price	Total Cost	Unit Price	Total Cost
40 Driveway, Nonreinf Conc, 6-inch (incl. agg base)	560 SUD	\$ 55.00	\$ 30,800.00	\$ 70.00	\$ 39,200.00	\$ 93.03	\$ 52,096.80	\$ 75.00	\$ 42,000.00
41 Curb, Conc, MDOT Det F4	3,700 LFT	\$ 25.00	\$ 92,500.00	\$ 25.00	\$ 92,500.00	\$ 34.51	\$ 127,687.00	\$ 24.00	\$ 88,800.00
42 Sidewalk, Conc, 4-inch, Special (incl. sand base)	15,600 SFT	\$ 7.00	\$ 109,200.00	\$ 6.50	\$ 101,400.00	\$ 10.31	\$ 160,836.00	\$ 8.00	\$ 124,800.00
43 Sidewalk, Conc, 6-inch, Special (incl. sand base)	2,300 SFT	\$ 8.00	\$ 18,400.00	\$ 8.00	\$ 18,400.00	\$ 12.27	\$ 28,221.00	\$ 9.00	\$ 20,700.00
44 Sidewalk Ramp, Conc, 6-inch, Special (incl. sand base)	1,900 SFT	\$ 8.00	\$ 15,200.00	\$ 12.50	\$ 23,750.00	\$ 20.23	\$ 38,437.00	\$ 13.00	\$ 24,700.00
45 Detectable Warning Surface (5-foot x 2-foot)	16 EA	\$ 400.00	\$ 6,400.00	\$ 400.00	\$ 6,400.00	\$ 511.70	\$ 8,187.20	\$ 300.00	\$ 4,800.00
46 Underdrain, Subgrade, 6-inch, Special	4,100 LFT	\$ 18.00	\$ 73,800.00	\$ 23.00	\$ 94,300.00	\$ 19.46	\$ 79,786.00	\$ 24.00	\$ 98,400.00
47 12-inch C76 CL-IV Sewer, Tr. Det "B"	310 LFT	\$ 100.00	\$ 31,000.00	\$ 90.00	\$ 27,900.00	\$ 151.53	\$ 46,974.30	\$ 120.00	\$ 37,200.00
48 4-foot Diameter Manhole	3 EA	\$ 3,500.00	\$ 10,500.00	\$ 2,600.00	\$ 7,800.00	\$ 5,489.32	\$ 16,467.96	\$ 3,500.00	\$ 10,500.00
49 4-foot Diameter Catch Basin	7 EA	\$ 3,500.00	\$ 24,500.00	\$ 2,600.00	\$ 18,200.00	\$ 3,940.87	\$ 27,586.09	\$ 3,500.00	\$ 24,500.00
50 2-foot Diameter Catch Basin	7 EA	\$ 2,500.00	\$ 17,500.00	\$ 1,900.00	\$ 13,300.00	\$ 2,147.62	\$ 15,033.34	\$ 2,000.00	\$ 14,000.00
51 Drainage Structure Tap, 12-inch	4 EA	\$ 750.00	\$ 3,000.00	\$ 1,000.00	\$ 4,000.00	\$ 653.36	\$ 2,613.44	\$ 1,000.00	\$ 4,000.00
52 Dr Structure Frame & Cover, EJ 1040	8 EA	\$ 800.00	\$ 6,400.00	\$ 620.00	\$ 4,960.00	\$ 750.00	\$ 6,000.00	\$ 800.00	\$ 6,400.00
53 Dr Structure Frame & Cover, EJ 5000	14 EA	\$ 800.00	\$ 11,200.00	\$ 615.00	\$ 8,610.00	\$ 750.00	\$ 10,500.00	\$ 800.00	\$ 11,200.00
54 Dr Structure Cover, Adjust	15 EA	\$ 600.00	\$ 9,000.00	\$ 1,600.00	\$ 24,000.00	\$ 352.09	\$ 5,281.35	\$ 1,100.00	\$ 16,500.00
55 Water Structure Cover, Adjust	2 EA	\$ 600.00	\$ 1,200.00	\$ 1,600.00	\$ 3,200.00	\$ 352.09	\$ 704.18	\$ 1,100.00	\$ 2,200.00
56 Sanitary Sewer Lead Repair (if needed)	3 EA	\$ 750.00	\$ 2,250.00	\$ 1,750.00	\$ 5,250.00	\$ 1,085.53	\$ 3,256.59	\$ 1,000.00	\$ 3,000.00
57 Hydrant Assembly, Rem	3 EA	\$ 650.00	\$ 1,950.00	\$ 1,300.00	\$ 3,900.00	\$ 488.39	\$ 1,465.17	\$ 1,000.00	\$ 3,000.00
58 Gate Valve and Well, Rem	4 EA	\$ 750.00	\$ 3,000.00	\$ 1,300.00	\$ 5,200.00	\$ 464.89	\$ 1,859.56	\$ 1,000.00	\$ 4,000.00
59 Water Main, 6-inch, Rem	72 LFT	\$ 30.00	\$ 2,160.00	\$ 70.00	\$ 5,040.00	\$ 34.88	\$ 2,511.36	\$ 25.00	\$ 1,800.00
60 Water Main, 12-inch, Rem	60 LFT	\$ 50.00	\$ 3,000.00	\$ 70.00	\$ 4,200.00	\$ 39.33	\$ 2,359.80	\$ 40.00	\$ 2,400.00
61 Abandon 6-inch Water Main in Place & Grout	1,470 LFT	\$ 4.00	\$ 5,880.00	\$ 4.00	\$ 5,880.00	\$ 4.79	\$ 7,041.30	\$ 4.00	\$ 5,880.00
62 Abandon 12-inch Water Main in Place & Grout	290 LFT	\$ 7.00	\$ 2,030.00	\$ 20.00	\$ 5,800.00	\$ 9.03	\$ 2,618.70	\$ 10.00	\$ 2,900.00
63 Water Main, 6-inch, Cut & Plug	10 EA	\$ 1,000.00	\$ 10,000.00	\$ 1,000.00	\$ 10,000.00	\$ 359.02	\$ 3,590.20	\$ 1,100.00	\$ 11,000.00
64 Water Main, 12-inch, Cut & Plug	2 EA	\$ 2,000.00	\$ 4,000.00	\$ 1,200.00	\$ 2,400.00	\$ 403.58	\$ 807.16	\$ 1,300.00	\$ 2,600.00
65 Water Main Break Repair (12-inch & Less) (if needed)	3 EA	\$ 3,000.00	\$ 9,000.00	\$ 6,750.00	\$ 20,250.00	\$ 3,217.74	\$ 9,653.22	\$ 3,000.00	\$ 9,000.00
66 Water Main , 8-inch Dia. CL 54 DI, Open Cut	1,820 LFT	\$ 185.00	\$ 336,700.00	\$ 186.00	\$ 338,520.00	\$ 152.35	\$ 277,277.00	\$ 162.00	\$ 294,840.00
67 Water Main Connection, 6-inch	1 EA	\$ 5,000.00	\$ 5,000.00	\$ 6,500.00	\$ 6,500.00	\$ 7,756.86	\$ 7,756.86	\$ 5,900.00	\$ 5,900.00
68 Water Main Connection, 8-inch	2 EA	\$ 5,500.00	\$ 11,000.00	\$ 6,500.00	\$ 13,000.00	\$ 8,143.53	\$ 16,287.06	\$ 8,300.00	\$ 16,600.00
69 Water Main Connection, 12-inch	1 EA	\$ 6,500.00	\$ 6,500.00	\$ 6,500.00	\$ 6,500.00	\$ 9,644.71	\$ 9,644.71	\$ 10,100.00	\$ 10,100.00
70 Gate Valve & Well , 8-inch	6 EA	\$ 6,000.00	\$ 36,000.00	\$ 5,600.00	\$ 33,600.00	\$ 5,853.65	\$ 35,121.90	\$ 8,000.00	\$ 48,000.00
71 Water Structure Cover, EJIW No. 1040	9 EA	\$ 750.00	\$ 6,750.00	\$ 620.00	\$ 5,580.00	\$ 803.43	\$ 7,230.87	\$ 800.00	\$ 7,200.00
72 Short Water Service Lead to New Main, Polyethylene, 1-inch, Open Cut	11 EA	\$ 1,500.00	\$ 16,500.00	\$ 2,475.00	\$ 27,225.00	\$ 1,522.75	\$ 16,750.25	\$ 2,700.00	\$ 29,700.00
73 Long Water Service Lead to New Main, Polyethylene, 1-inch, Directional Drill	15 EA	\$ 2,000.00	\$ 30,000.00	\$ 3,500.00	\$ 52,500.00	\$ 1,895.64	\$ 28,434.60	\$ 4,300.00	\$ 64,500.00
74 Long Line Water Service Replacement (Private) (if needed)	3 EA	\$ 5,000.00	\$ 15,000.00	\$ 6,000.00	\$ 18,000.00	\$ 2,013.43	\$ 6,040.29	\$ 8,500.00	\$ 25,500.00
75 Water Service Stop Box	26 EA	\$ 500.00	\$ 13,000.00	\$ 700.00	\$ 18,200.00	\$ 1,063.86	\$ 27,660.36	\$ 350.00	\$ 9,100.00
76 Hydrant Assembly, 5BR250 Model	3 EA	\$ 8,500.00	\$ 25,500.00	\$ 6,500.00	\$ 19,500.00	\$ 7,479.43	\$ 22,438.29	\$ 7,500.00	\$ 22,500.00
77 4-inch Topsoil	3,700 SYD	\$ 5.00	\$ 18,500.00	\$ 5.05	\$ 18,685.00	\$ 5.69	\$ 21,053.00	\$ 5.05	\$ 18,685.00
78 Sodding (incl. 14-day watering)	3,700 SYD	\$ 10.00	\$ 37,000.00	\$ 6.50	\$ 24,050.00	\$ 13.64	\$ 50,468.00	\$ 6.50	\$ 24,050.00
79 Seed & Mulch Blanket (incl. 14-day watering)	925 SYD	\$ 10.00	\$ 9,250.00	\$ 4.00	\$ 3,700.00	\$ 13.85	\$ 12,811.25	\$ 4.00	\$ 3,700.00

BID TABULATION  
WILTSHIRE ROAD WATER MAIN REPLACEMENT AND PAVEMENT RECONSTRUCTION  
CITY OF BERKLEY  
OAKLAND COUNTY, MICHIGAN

Bids Due: 03/27/2022  
HRC Job # 20220797

Hubbell, Roth & Clark, Inc.  
555 Hulet Dr.  
Bloomfield Hills, MI 48302

Springline Excavating, Inc.  
32945 Folsom Road  
Farmington Hills, MI 48336

Aielli Construction Company, Inc.  
47742 Van Dyke Ave.  
Shelby Township, MI 48317

DiPonio Contracting, LLC  
51251 Simone Industrial Dr.  
Shelby Township, MI 48316

Item	Quantity		Unit Price	Total Cost		Unit Price	Total Cost		Unit Price	Total Cost		Unit Price	Total Cost
80 Sign, Type III, Erect, Salv	22	EA	\$ 220.00	\$ 4,840.00		\$ 50.00	\$ 1,100.00		\$ 56.86	\$ 1,250.92		\$ 50.00	\$ 1,100.00
81 Sign, Type III, Rem	32	EA	\$ 22.00	\$ 704.00		\$ 10.00	\$ 320.00		\$ 11.37	\$ 363.84		\$ 10.00	\$ 320.00
82 Sign, Type IIIA	72	SFT	\$ 16.50	\$ 1,188.00		\$ 19.50	\$ 1,404.00		\$ 22.17	\$ 1,596.24		\$ 19.50	\$ 1,404.00
83 Sign, Type IIIB	3	SFT	\$ 20.00	\$ 60.00		\$ 19.50	\$ 58.50		\$ 22.17	\$ 66.51		\$ 19.50	\$ 58.50
84 Sign, Type VB	8	SFT	\$ 35.00	\$ 280.00		\$ 19.50	\$ 156.00		\$ 56.86	\$ 454.88		\$ 19.50	\$ 156.00
85 Reflective Panel for Permanent Sign Support, 6-foot	10	EA	\$ 35.00	\$ 350.00		\$ 40.00	\$ 400.00		\$ 45.48	\$ 454.80		\$ 40.00	\$ 400.00
86 Sign, Type III, Rem, Salv	22	EA	\$ 65.00	\$ 1,430.00		\$ 25.00	\$ 550.00		\$ 28.43	\$ 625.46		\$ 25.00	\$ 550.00
87 Ground Mtd Sign Support, Rem	21	EA	\$ 250.00	\$ 5,250.00		\$ 10.00	\$ 210.00		\$ 11.37	\$ 238.77		\$ 10.00	\$ 210.00
88 Steel Post System	21	EA	\$ 550.00	\$ 11,550.00		\$ 140.00	\$ 2,940.00		\$ 227.42	\$ 4,775.82		\$ 140.00	\$ 2,940.00
89 Pavt Mrkg, Ovly Cold Plastic, 24-inch Stop Bar	12.0	LFT	\$ 15.00	\$ 180.00		\$ 25.00	\$ 300.00		\$ 22.74	\$ 272.88		\$ 25.00	\$ 300.00
90 Permit Allowance	1	DLR	\$ 7,000.00	\$ 7,000.00		\$ 7,000.00	\$ 7,000.00		\$ 7,000.00	\$ 7,000.00		\$ 7,000.00	\$ 7,000.00
91 Observation Crew Days	120	DAY	\$ 800.00	\$ 96,000.00	120	\$ 800.00	\$ 96,000.00	130	\$ 800.00	\$ 104,000.00	155	\$ 800.00	\$ 124,000.00
<b>SUBTOTAL AMOUNT - DIVISION I</b>				<b>\$ 2,088,062.00</b>		<b>\$ 2,382,959.56</b>			<b>\$ 2,366,342.32</b>		<b>\$ 2,476,172.06</b>		



BID TABULATION  
WILTSHIRE ROAD WATER MAIN REPLACEMENT AND PAVEMENT RECONSTRUCTION  
CITY OF BERKLEY  
OAKLAND COUNTY, MICHIGAN

Bids Due: 03/27/2022  
HRC Job # 20220797

Hubbell, Roth & Clark, Inc.  
555 Hulet Dr.  
Bloomfield Hills, MI 48302

Springline Excavating, Inc.  
32945 Folsom Road  
Farmington Hills, MI 48336

Aielli Construction Company, Inc.  
47742 Van Dyke Ave.  
Shelby Township, MI 48317

DiPonio Contracting, LLC  
51251 Simone Industrial Dr.  
Shelby Township, MI 48316

Item	Quantity	Unit Price	Total Cost	Unit Price	Total Cost	Unit Price	Total Cost	Unit Price	Total Cost		
<b><u>DIVISION II - WILTSHIRE RD (MORTENSON TO COOLIDGE)</u></b>											
1	Mobilization Division II (Max. 5%)	1	LS	\$ 34,400.00	\$ 34,400.00	\$ 40,000.00	\$ 40,000.00	\$ 34,285.69	\$ 34,285.69	\$ 46,000.00	\$ 46,000.00
2	Erosion Control, Inlet Protection, Fabric Drop	6	EA	\$ 120.00	\$ 720.00	\$ 255.00	\$ 1,530.00	\$ 118.47	\$ 710.82	\$ 90.00	\$ 540.00
3	Tree Protection Fence	432	LFT	\$ 4.00	\$ 1,728.00	\$ 5.00	\$ 2,160.00	\$ 2.93	\$ 1,265.76	\$ 3.00	\$ 1,296.00
4	Traffic Maintenance, Incl. Flag Control, Division II	1	LS	\$ 15,000.00	\$ 15,000.00	\$ 18,500.00	\$ 18,500.00	\$ 6,822.61	\$ 6,822.61	\$ 15,000.00	\$ 15,000.00
5	Barricade, Type III, High Intensity, Furn, Special	10	EA	\$ 125.00	\$ 1,250.00	\$ 90.00	\$ 900.00	\$ 102.34	\$ 1,023.40	\$ 90.00	\$ 900.00
6	Barricade, Type III, High Intensity, Oper, Special	10	EA	\$ 5.00	\$ 50.00	\$ 0.01	\$ 0.10	\$ 0.01	\$ 0.10	\$ 0.01	\$ 0.10
7	Channelizing Device, 42-inch, Furn	75	EA	\$ 25.00	\$ 1,875.00	\$ 20.00	\$ 1,500.00	\$ 25.02	\$ 1,876.50	\$ 20.00	\$ 1,500.00
8	Channelizing Device, 42-inch, Oper	75	EA	\$ 1.00	\$ 75.00	\$ 0.01	\$ 0.75	\$ 0.01	\$ 0.75	\$ 0.01	\$ 0.75
9	Sign, Type B, Temp, Prismatic, Furn	200	SFT	\$ 10.00	\$ 2,000.00	\$ 6.00	\$ 1,200.00	\$ 6.82	\$ 1,364.00	\$ 6.00	\$ 1,200.00
10	Sign, Type B, Temp, Prismatic, Oper	200	SFT	\$ 1.00	\$ 200.00	\$ 0.01	\$ 2.00	\$ 0.01	\$ 2.00	\$ 0.01	\$ 2.00
11	Sign, Type B, Temp, Prismatic, Furn, Special	25	SFT	\$ 15.00	\$ 375.00	\$ 12.00	\$ 300.00	\$ 13.65	\$ 341.25	\$ 12.00	\$ 300.00
12	Sign, Type B, Temp, Prismatic, Oper, Special	25	SFT	\$ 1.00	\$ 25.00	\$ 0.01	\$ 0.25	\$ 0.01	\$ 0.25	\$ 0.01	\$ 0.25
13	Sign Cover	5	EA	\$ 50.00	\$ 250.00	\$ 25.00	\$ 125.00	\$ 28.43	\$ 142.15	\$ 25.00	\$ 125.00
14	Color Audio-Video Route Survey	1	LS	\$ 5,000.00	\$ 5,000.00	\$ 1,050.00	\$ 1,050.00	\$ 3,411.31	\$ 3,411.31	\$ 700.00	\$ 700.00
15	Cold Milling, HMA Surface	6400	SYD	\$ 6.00	\$ 38,400.00	\$ 9.00	\$ 57,600.00	\$ 12.11	\$ 77,504.00	\$ 15.00	\$ 96,000.00
16	Driveway, Rem	1230	SYD	\$ 10.00	\$ 12,300.00	\$ 20.00	\$ 24,600.00	\$ 7.55	\$ 9,286.50	\$ 23.00	\$ 28,290.00
17	Sidewalk, Rem	530	SYD	\$ 10.00	\$ 5,300.00	\$ 11.00	\$ 5,830.00	\$ 4.59	\$ 2,432.70	\$ 22.00	\$ 11,660.00
18	Curb, Rem	2710	LFT	\$ 15.00	\$ 40,650.00	\$ 25.00	\$ 67,750.00	\$ 8.66	\$ 23,468.60	\$ 20.00	\$ 54,200.00
19	Pavt Repair, Nonreinf Conc, 6-inch, MOD	520	SYD	\$ 125.00	\$ 65,000.00	\$ 90.00	\$ 46,800.00	\$ 142.39	\$ 74,042.80	\$ 130.00	\$ 67,600.00
20	Maintenance Gravel, Special	1200	TON	\$ 30.00	\$ 36,000.00	\$ 38.00	\$ 45,600.00	\$ 36.34	\$ 43,608.00	\$ 45.00	\$ 54,000.00
21	Hand Patching, HMA	2	TON	\$ 250.00	\$ 500.00	\$ 185.00	\$ 370.00	\$ 341.13	\$ 682.26	\$ 350.00	\$ 700.00
22	Aggregate Base, MDOT 21AA, 2-inch	780	TON	\$ 30.00	\$ 23,400.00	\$ 47.00	\$ 36,660.00	\$ 47.61	\$ 37,135.80	\$ 60.00	\$ 46,800.00
23	Void Reducing Asphalt Membrane (Spray, J-Band Type)	2300	LFT	\$ 5.00	\$ 11,500.00	\$ 5.25	\$ 12,075.00	\$ 4.78	\$ 10,994.00	\$ 5.50	\$ 12,650.00
24	1.5-inch MDOT 5EML, MOD Mix (Wearing)	540	TON	\$ 150.00	\$ 81,000.00	\$ 132.85	\$ 71,739.00	\$ 187.89	\$ 101,460.60	\$ 140.00	\$ 75,600.00
25	2-inch MDOT 4EML, MOD Mix (Leveling/Base)	740	TON	\$ 135.00	\$ 99,900.00	\$ 115.75	\$ 85,655.00	\$ 145.32	\$ 107,536.80	\$ 128.00	\$ 94,720.00
26	Driveway, Nonreinf Conc, 6-inch (incl. sand base)	1300	SYD	\$ 55.00	\$ 71,500.00	\$ 70.00	\$ 91,000.00	\$ 93.03	\$ 120,939.00	\$ 85.00	\$ 110,500.00
27	Curb, Conc, MDOT Det F4	2700	LFT	\$ 25.00	\$ 67,500.00	\$ 35.00	\$ 94,500.00	\$ 47.71	\$ 128,817.00	\$ 33.00	\$ 89,100.00
28	Sidewalk, Conc, 4-inch, Special (incl. sand base)	2600	SFT	\$ 7.00	\$ 18,200.00	\$ 6.50	\$ 16,900.00	\$ 10.31	\$ 26,806.00	\$ 10.00	\$ 26,000.00
29	Sidewalk, Conc, 6-inch, Special (incl. sand base)	470	SFT	\$ 8.00	\$ 3,760.00	\$ 8.00	\$ 3,760.00	\$ 12.23	\$ 5,748.10	\$ 11.00	\$ 5,170.00
30	Sidewalk Ramp, Conc, 6-inch, Special (incl. sand base)	1200	SFT	\$ 8.00	\$ 9,600.00	\$ 12.50	\$ 15,000.00	\$ 20.23	\$ 24,276.00	\$ 16.00	\$ 19,200.00
31	Detectable Warning Surface (5-foot x 2-foot)	16	EA	\$ 400.00	\$ 6,400.00	\$ 400.00	\$ 6,400.00	\$ 511.70	\$ 8,187.20	\$ 300.00	\$ 4,800.00
32	Dr Structure Frame & Cover, EJ 1040	1	EA	\$ 800.00	\$ 800.00	\$ 620.00	\$ 620.00	\$ 803.44	\$ 803.44	\$ 900.00	\$ 900.00
33	Dr Structure Frame & Cover, EJ 5000	6	EA	\$ 800.00	\$ 4,800.00	\$ 615.00	\$ 3,690.00	\$ 803.44	\$ 4,820.64	\$ 900.00	\$ 5,400.00
34	Dr Structure Cover, Adjust	8	EA	\$ 600.00	\$ 4,800.00	\$ 1,600.00	\$ 12,800.00	\$ 352.09	\$ 2,816.72	\$ 1,100.00	\$ 8,800.00
35	Water Structure Cover, EJIW No. 1040	1	EA	\$ 750.00	\$ 750.00	\$ 620.00	\$ 620.00	\$ 803.44	\$ 803.44	\$ 900.00	\$ 900.00
36	Water Structure Cover, Adjust	1	EA	\$ 600.00	\$ 600.00	\$ 1,600.00	\$ 1,600.00	\$ 352.09	\$ 352.09	\$ 1,100.00	\$ 1,100.00
37	4-inch Topsoil	400	SYD	\$ 5.00	\$ 2,000.00	\$ 5.05	\$ 2,020.00	\$ 5.69	\$ 2,276.00	\$ 5.05	\$ 2,020.00
38	Sodding (incl. 14-day watering)	400	SYD	\$ 10.00	\$ 4,000.00	\$ 6.50	\$ 2,600.00	\$ 13.63	\$ 5,452.00	\$ 6.50	\$ 2,600.00
39	Seed & Mulch Blanket (incl. 14-day watering)	100	SYD	\$ 10.00	\$ 1,000.00	\$ 4.00	\$ 400.00	\$ 13.86	\$ 1,386.00	\$ 4.00	\$ 400.00

BID TABULATION  
WILTSHIRE ROAD WATER MAIN REPLACEMENT AND PAVEMENT RECONSTRUCTION  
CITY OF BERKLEY  
OAKLAND COUNTY, MICHIGAN

Bids Due: 03/27/2022  
HRC Job # 20220797

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Bloomfield Hills, MI 48302

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47742 Van Dyke Ave.  
Shelby Township, MI 48317

DiPonio Contracting, LLC  
51251 Simone Industrial Dr.  
Shelby Township, MI 48316

Item	Quantity	Unit Price	Total Cost	Unit Price	Total Cost	Unit Price	Total Cost	Unit Price	Total Cost
40 Sign, Type III, Rem	14 EA	\$ 22.00	\$ 308.00	\$ 10.00	\$ 140.00	\$ 11.37	\$ 159.18	\$ 10.00	\$ 140.00
41 Sign, Type IIIA	28 SFT	\$ 16.50	\$ 462.00	\$ 19.50	\$ 546.00	\$ 22.17	\$ 620.76	\$ 19.50	\$ 546.00
42 Reflective Panel for Permanent Sign Support, 6-foot	2 EA	\$ 35.00	\$ 70.00	\$ 40.00	\$ 80.00	\$ 45.49	\$ 90.98	\$ 40.00	\$ 80.00
43 Ground Mtd Sign Support, Rem	11 EA	\$ 250.00	\$ 2,750.00	\$ 10.00	\$ 110.00	\$ 11.37	\$ 125.07	\$ 10.00	\$ 110.00
44 Steel Post System	11 EA	\$ 550.00	\$ 6,050.00	\$ 140.00	\$ 1,540.00	\$ 227.42	\$ 2,501.62	\$ 140.00	\$ 1,540.00
45 Pavt Mrkg, Ovly Cold Plastic, 24-inch Stop Bar	12 LFT	\$ 15.00	\$ 180.00	\$ 25.00	\$ 300.00	\$ 22.74	\$ 272.88	\$ 25.00	\$ 300.00
46 Observation Crew Days	50 DAY	\$ 800.00	\$ 40,000.00	\$ 800.00	\$ 40,000.00	\$ 800.00	\$ 36,000.00	\$ 800.00	\$ 48,000.00

**SUBTOTAL AMOUNT - DIVISION II** \$ 722,428.00 \$ 816,573.10 \* \$ 912,652.77 \$ 937,390.10

**TOTAL AMOUNT OF BID (DIVISION I AND DIVISION II)** \$ 2,810,490.00 \$ 3,199,532.66 \* \$ 3,278,995.09 \$ 3,413,562.16

**ALTERNATE BID (HDPE Water Main)**

TOTAL AMOUNT - DIVISION I		\$ 2,088,062.00		\$ 2,382,959.56		\$ 2,366,342.32		\$ 2,476,172.06	
<b>Subtract (Item #66 in Division I of Proposal)</b>									
1. Water Main, 8-inch Dia., CL 54 DI, Open Cut	1,820 LFT	\$ (185.00)	\$ (336,700.00)	\$ (186.00)	\$ (338,520.00)	\$ (152.35)	\$ (277,277.00)	\$ (162.00)	\$ (294,840.00)
<b>Add in lieu of:</b>									
2. Water Main, 8-inch Dia., HDPE SDR 11, Open Cut / HDD	1,820 LFT	\$166.00	\$ 302,120.00	\$166.00	\$ 302,120.00	\$142.70	\$ 259,714.00	\$192.00	\$ 349,440.00
<b>TOTAL AMOUNT - DIVISION I ALTERNATE BID</b>			\$ 2,053,482.00		\$ 2,346,559.56		\$ 2,348,779.32		\$ 2,530,772.06

**BID SUMMARY**

**TOTAL BID AMOUNT - BASE BID + ADD. 1** \$ 2,810,490.00 \$ 3,199,532.66 \* \$ 3,278,995.09 \$ 3,413,562.16

**TOTAL BID AMOUNT - ALTERNATE BID** \$ 2,775,910.00 \$ 3,163,132.66 \* \$ 3,261,432.09 \$ 3,468,162.16

\* Corrected By Engineer

**ADDITIONAL BIDS:**

V.I.L. Construction	\$ 3,796,225.76
F.D.M. Contracting	\$ 4,047,066.00
Pamar Enterprises	\$ 4,359,526.16

ENGINEER:  
Hubbell, Roth & Clark, Inc.  
555 Hulet Drive  
P.O. Box 824  
Bloomfield Hills, MI 48083-0824





**MAILING:** PO Box 824  
Bloomfield Hills, MI 48303-0824  
**SHIPPING:** 555 Hulet Drive  
Bloomfield Hills, MI 48302-0360  
**PHONE:** 248-454-6300  
**WEBSITE:** hrcengr.com

April 07, 2023

City of Berkley  
3338 Coolidge Highway  
Berkley, Michigan 48072

Attn: Mr. Matthew Baumgarten, City Manager  
Mr. Shawn Young, Director of Public Works

Re: Proposal for **Construction Engineering Services**  
Wilshire Road Water Main Replacement and Road Reconstruction  
(Woodward to Coolidge Highway)

HRC Job No. 20220797

Dear Mr. Baumgarten and Mr. Young:

Thank you for the opportunity to allow Hubbell, Roth & Clark, Inc. (HRC) to submit this proposal for professional Construction Engineering Services. This proposal encompasses construction engineering related services for the reconstruction of Wiltshire Road between Woodward and Coolidge Highway.

This Wilshire Road Reconstruction Project was bid as two (2) separate sections of reconstruction. The scope of works is as follows:

Mortenson to Woodward – Full Reconstruction (Division 1)

- The project includes the complete removal and replacement of existing pavement, curbs, driveway approaches and sidewalks. Improvements include new concrete curb and gutter, HMA pavement, installation of new stormwater drainage structures and structure cover adjustments, concrete driveway approaches, concrete sidewalks, ADA ramps and new landscaping. The existing 6” and 12” water main will be abandoned in place and the new 8” water main will be installed along with new public water services and stop boxes. Existing water services and hydrants will be connected to the new water main. The approximate length of roadway to be installed is 1,850 feet. The total low bid amount for Division I was **\$2,382,959.56**.

Coolidge Hwy to Mortenson – Mill and Overlay (Division 2)

- This section of work includes milling of existing asphalt from Coolidge to Mortenson, replacement of driveway approaches, curb repairs, sidewalk ADA improvements, structure cover adjustments and final restoration. The approximate length of roadway for mill and overlay is 2,300 feet. The total low bid amount for Division II was **\$816,573.10**.

After reviewing the received bids, the City has elected to move forward with reconstructing both sections of Wiltshire. Therefore, HRC’s services outlines in this proposal encompass both sections of Wiltshire reconstruction.

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

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

Grand Rapids  
1925 Breton Road SE  
Suite 100  
Grand Rapids, MI 49506  
616-454-4286

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

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

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

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



**Scope of Construction Engineering Services:**

- Coordination of, and Attendance at Pre-Construction Meeting
- Coordination of, and Attendance at Bi-Weekly Progress Meetings, as required
- Review of Shop Drawing Submittals
- Review of RFI Requests
- Review of Contract Modification Requests
- Review of Material Certifications
- Completion of Layout / Construction Staking
- Completion of Quality Control Materials Testing
- Supplemental On-Site Construction Observation
- Construction Observation Office Assistance
- Preparation/Review of Pay Requests
- HRC Project Representative to act as Resident's First Point of Contact
- HRC Project Representative to field Resident Questions & Concerns
- Preparation of Record Drawings
- Project Closeout and Punch-list

**Schedule:**

April 17, 2023	Award of Project to Lowest Responsive Bidder
Early May 2023	Approximate Pre-Construction Meeting
Late May 2023	Start of Construction
Late November 2023	Substantial Completion of Construction (weather & materials dependent)

**Clarifications:**

1. HRC's costs to provide one (1) full-time Construction Observer are included in the Construction Bid Documents as Observation Crew Days and therefore are not included in this proposal.
2. This proposal includes one (1) Supplemental Construction Observer. It is assumed an extra observer will be needed for 20 weeks of the project for those times when multiple construction crews are onsite.
3. This proposal includes one (1) full-time Material Testing Technician plus related laboratory support staff. It is assumed a full-time Material Testing Technician will be needed for 20 weeks during construction.
4. For the purposes of this proposal, HRC has assumed the total duration of construction will be 34 weeks, as stated in the contractor's bid documents. If for an unforeseen reason the construction period is significantly longer, additional compensation may be requested.

**Construction Engineering Fees:**

Task 1 – Contract Administration, Construction Engineering and Meetings	\$ 77,076078
Task 2 – Construction Layout	\$ 62,942.18
Task 3 – Supplemental Onsite Construction Observation	\$ 63,034.40
Task 4 – Materials Testing and Quality Control	\$ 59,926.46
Task 5 – Project Closeout, Punch-list & Record Drawings	<u>\$ 21,881.08</u>
<b>Total Not-to-Exceed Fee</b>	<b>\$ 284,860.90</b>

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

If this proposal is deemed acceptable to the City, please sign and return one copy to this office. Thank you for this exciting opportunity to serve the City on this project. If you have any questions or require any additional information, please feel free to contact Roland Alix at 248-736-8704 or Edward Zmich at 248-535-3358.

Very truly yours,

Accepted By:

HUBBELL, ROTH & CLARK, INC.

City of Berkley



Roland N. Alix, P.E.  
 Vice President

Signature: \_\_\_\_\_



Edward Zmich  
 Project Manager

Written Name: \_\_\_\_\_

Title: \_\_\_\_\_

Date: \_\_\_\_\_

pc: HRC; R. DeFrain, M. Grazioli, W. West, S. Jacobi, A. Mickalich, Business Office, File

2022 DESIGN-PROJECT BUDGET AND FEE ESTIMATING FORM

JOB NUMBER: 20220797  
 PROJECT NAME: WILTSHIRE WATERMAIN REPLACEMENT AND PAVEMENT RECONSTRUCTION  
CONSTRUCTION ENGINEERING SERVICES  
 PRINCIPAL: R. ALIX  
 PROJECT MANAGER: E. ZMICH  
 DATE: April 7, 2023

HRC																			
TASK	Partner in Charge		Field Department Manager		Project Manager		Project Engineer		Graduate Engineer		Survey Crew Chief		Field Department Office Tech		Survey Field Tech		Field Supervisor		
	HRS	FEE	HRS	FEE	HRS	FEE	HRS	FEE	HRS	FEE	HRS	FEE	HRS	FEE	HRS	FEE	HRS	FEE	
<b>TASK NO. Construction Engineering</b>																			
1 Contract Administration & Pay Applications	40	\$6,380.00			128	\$19,191.04	4	\$491.84	80	\$8,247.60									
1 Meetings - Pre-Construction & bi-weekly Progress	4	\$638.00	8	\$1,324.72	24	\$3,598.32	4	\$491.84	40	\$4,123.80							32	\$3,995.04	
1 Shop Drawing Reviews, Contractor Submittal Reviews & Modification Requests			4	\$662.36	20	\$2,998.60	16	\$1,967.36	20	\$2,061.90									
1 Public Outreach / Office Staff Resident Coordination					8	\$1,199.44			40	\$4,123.80							8	\$998.76	
1 Construction Engineering / Resolve Field Construction Issues - Office Staff			20	\$3,311.80	8	\$1,199.44	24	\$2,951.04	40	\$4,123.80							24	\$2,996.28	
2 Construction Layout / Staking			40	\$6,623.60			8	\$983.68	20	\$2,061.90	300	\$34,365.00	60	\$5,568.00	200	\$13,340.00			
3 Supplemental on-Site Construction Observation																			
3 Construction Observation - Field Supervisor																	240	\$29,962.80	
3 Construction Observation - Office Support			40	\$6,623.60									60	\$5,568.00					
4 Review of Material Certifications			16	\$2,649.44	2	\$299.86	2	\$245.92											
4 Quality Control Materials Testing			16	\$20.00	2	\$299.86											4	\$499.38	
5 Project Closeout Meeting and Punch-list	4	\$638.00			8	\$1,199.44			24	\$2,474.28							24	\$2,996.28	
5 Prepare Record Drawings and incorporation into GIS Data Base							2	\$245.92	48	\$4,948.56	20	\$2,291.00	32	\$2,969.60	20	\$1,334.00			
<b>SUBTOTAL CONSTRUCTION ENGINEERING SERVICES</b>	<b>48</b>	<b>\$7,656.00</b>	<b>144</b>	<b>\$21,215.52</b>	<b>200</b>	<b>\$29,986.00</b>	<b>60</b>	<b>\$7,377.60</b>	<b>312</b>	<b>\$32,165.64</b>	<b>320</b>	<b>\$36,656.00</b>	<b>152</b>	<b>\$14,105.60</b>	<b>220</b>	<b>\$14,674.00</b>	<b>332</b>	<b>\$41,448.54</b>	

2022 DESIGN-PROJECT BUDGET AND FEE ESTIMATING FORM

JOB NUMBER: 20220797  
 PROJECT NAME: WILTSHIRE WATERMAIN REPLACEMENT AND PAVEMENT RECONSTRUCTION  
CONSTRUCTION ENGINEERING SERVICES  
 PRINCIPAL: R. ALIX  
 PROJECT MANAGER: E. ZMICH  
 DATE: April 7, 2023

TASK	Supplemental Field Observer		Testing Technician		Testing Coordinator		GIS Technical Specialist		TOTAL	
	HRS	FEE	HRS	FEE	HRS	FEE	HRS	FEE	HRS	FEE
<b>TASK NO. Construction Engineering</b>										
1 Contract Administration & Pay Applications									252	\$34,310.48
1 Meetings - Pre-Construction & bi-weekly Progress									112	\$14,171.72
1 Shop Drawing Reviews, Contractor Submittal Reviews & Modification Requests									60	\$7,690.22
1 Public Outreach / Office Staff Resident Coordination									56	\$6,322.00
1 Construction Engineering / Resolve Field Construction Issues - Office Staff									116	\$14,582.36
2 Construction Layout / Staking									628	\$62,942.18
3 Supplemental on-Site Construction Observation	400	\$20,880.00							400	\$20,880.00
3 Construction Observation - Field Supervisor									240	\$29,962.80
3 Construction Observation - Office Support									100	\$12,191.60
4 Review of Material Certifications									20	\$3,195.22
4 Quality Control Materials Testing			600	\$41,760.00	160	\$14,152.00			782	\$56,731.24
5 Project Closeout Meeting and Punch-list									60	\$7,308.00
5 Prepare Record Drawings and incorporation into GIS Data Base							40	\$2,784.00	162	\$14,573.08
<b>SUBTOTAL CONSTRUCTION ENGINEERING SERVICES</b>	<b>400</b>	<b>\$20,880.00</b>	<b>600</b>	<b>\$41,760.00</b>	<b>160</b>	<b>\$14,152.00</b>	<b>40</b>	<b>\$2,784.00</b>	<b>2,988</b>	<b>\$284,860.90</b>

May 10, 2023 Special City Council Meeting

Moved by Councilmember \_\_\_\_\_ and seconded by Councilmember \_\_\_\_\_ to authorize a contract with Hartwell Cement Company, 21650 Fern St. Oak Park, MI 48237, at a cost not to exceed \$495,613.80. Funds for this expenditure will come from account 614-950-974-000 (\$241,385.70), 202-464-975-100 (\$204,228.10), and account 592-537-974-000 (\$50,000 rain garden). Also, to award engineering fees of \$17,203.73 from account 202-464-821-010 and \$23,660.81 from account 614-950-821-000.

Ayes:

Nays:

Motion:

# Memo

To: Matthew Baumgarten, City Manager  
Cc: Shawn Young, Director of Public Works  
Finance Department  
From: Theresa McArleton, Director of Parks & Recreation  
Date: 4/27/2023  
Subject: Award of Contract for the 2023 Sidewalk/Path Program

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The Parks & Recreation Department and Department of Public Works worked together to bid out three separate sidewalk/path projects scheduled to be completed during the Spring and early Summer of 2023. Public Works and Parks & Recreation felt that partnering to bid these projects out would provide the most cost beneficial response.

Four bids were received on March 27, 2023 for the work to be performed. All bids and award of bid were reviewed by both Department Directors, Hubbell, Roth & Clark, Inc. (HRC), the City Manager and City Attorney. The low bidder was Hartwell Cement Company of Oak Park, MI. The low bidder has performed satisfactory work for the City of Berkley and has performed similar work for the Cities of Farmington Hills and Clawson. Due to these factors, it is the recommendation of HRC and the Public Works and Parks & Recreation Departments that award of contract for the 2023 Sidewalk/Path Program be given to Hartwell Cement Company of Oak Park, Michigan for construction costs of \$450,558.00 with additional 10% contingencies of \$45,055.80. The cost for contingencies will be broken into the two construction budget accounts.

The first division of the project consists of sidewalk replacement work on Coolidge Highway. Work to be completed here consists of the removal and removal of an existing 5' wide asphalt path with an 8' wide concrete sidewalk along the east side of Coolidge Highway north of 12 Mile Road to the city limits. The total for this division is \$189,209.50 and will come from account 202-464-975-100.

Division 2 consists of improvements to Jaycee Park pathways to be constructed throughout the park and around the new inclusive playground. The total for this division after modifications is \$142,613.50 and will come from account 614-950-974-000.

Division 3 consists of the construction of an HMA Path Extension to Oxford Road along with additional HMA paths to connect park features. This work continues the development of Oxford Park and totals \$68,735 and will come from account 614-950-974-000. Additionally, a rain garden is included in this division and will be established at Oxford Park at a cost of \$50,000 and from account 592-537-974-000.

The attached memorandum and bid tabulation provided by HRC outlines the work to be performed as well as the costs broken down for each division. The memorandum also includes an engineering budget not to exceed \$40,864.54. \$17,203.73 of that budget will come from account 202-464-821-010 and the remaining \$23,660.81 will come from account 614-950-821-000.

In total, out of the accounts listed both in this memorandum, HRC memorandum and the Council Agenda Item Submission Form, a total not-to exceed amount of \$536,478.34 is to be approved. This includes construction fees, construction contingencies and engineering fees. The total amount to be awarded to Hartwell Cement Company of Oak Park is \$495,613.80 and to be awarded to Hubbell, Roth & Clark, Inc. of Bloomfield Hills is \$40,864.54.

Many of the projects outlined here have been discussed and planned for in the City of Berkley for a number of years. All of the projects focus on an increased need in making Berkley more accessible. What the city may lack in trail space can be improved upon by creating desirable walking paths. Whether in our parks or around the city, increasing accessibility and adding spaces for people to walk, gather and move around positively improves Berkley.

The addition of the rain garden continues the city's goal to remain environmentally progressive in our spaces. There are multiple benefits that rain gardens add to a public space and park. These include helping with water drainage and flooding, increasing wildlife such as song birds and butterflies and beautifying spaces.

The Department of Public Works Director, Shawn Young and I both support award of the work presented in this memorandum. We are available for questions and will be present at the City Council Meeting to answer any questions you may have there.

Please do not hesitate to contact either of us with any questions you may have.

ATTACHMENTS



April 27, 2023

City of Berkley  
3338 Coolidge Hwy  
Berkley, Michigan 48072

Attn: Matt Baumgarten, City Manager  
Theresa McArleton, Director of Parks and Recreation  
Shawn Young, DPW Director

Re: Recommendation for Award and Bid Tabulation  
2023 Sidewalk/Path Improvement Program

HRC Job No. 20220933.09

Dear Mr. Baumgarten, Ms. McArleton and Mr. Young:

We have reviewed the bids received on Monday, March 27, 2023, for the 2023 Sidewalk/Path Program and have found them to be in order. There were four (4) bids received and the low bidder was Hartwell Cement Company of Oak Park, Michigan with a total bid of **\$463,943**. The Engineer's Estimate for the project was \$535,357.00. The total bid was comprised of the three (3) Divisions with the associated bid amounts shown below.

• Division I – Coolidge Highway Sidewalk Replacement	\$189,209.50
• Division II – Jaycee Park Path Improvements	\$155,998.50
• Division III – Oxford Park Path Extension	\$118,735.00
<b>Initial Total Project Construction Costs</b>	<b>\$463,943.00</b>

Division I consists of the removal and replacement of an existing 5' wide concrete sidewalk with a 8' wide concrete sidewalk along the east side of Coolidge Highway north of 12 Mile Road to the City limits. The proposal also included a Division I, Alternate, which specified 8' wide HMA sidewalk in lieu of concrete. Division II consists of the removal and replacement of a 6' wide concrete path in Jaycee Park along with the construction of new ADA-compliant sidewalk ramps. Division III consists of the construction of an HMA Path Extension to Oxford Road along with additional HMA paths to connect park features and a rain garden in Oxford Park.

Following our review of the bids and discussion with the City Parks and Recreation Department, because the bid amount for Division II – Jaycee Park Path Improvements, exceeded the budget for this project, minor modifications had to be made the project which included the reduction of the quantity for the proposed concrete knee walls. The modifications reduced the Division II bid amount to \$142,613.50, thus reducing the total bid amount (of the three (3) Base Divisions) to a **revised value \$450,558**. We understand that the City intends to award all divisions of the Base Bid.

The low bidder has provided satisfactory municipal references for similar work in the Cities of Farmington Hills and Clawson. They have also performed successfully on previous projects for HRC and for the City of Berkley, most recently the 2019 CDBG Sidewalk Replacement Program.

On the basis of the above, this office recommends award of the 2023 Sidewalk/Path Improvement Program to Hartwell Cement Company of Oak Park, Michigan, with a total estimated cost of **\$450,558.00**, subject to the submission of the necessary bonds and insurance. We recommend that an additional 10% contingency (**\$45,055.80**) be added to the low bid amount. Further, the total construction engineering budget would be a not-to-exceed maximum of **\$40,864.54**, please refer to the attached Construction Engineering Services Fees table which breaks this fee down per Division.



Based on the above, the total budget for the 2023 Sidewalk/Path Improvement Program, including costs for contingencies and construction engineering, is a **not-to-exceed maximum amount of \$536,478.34**. If you have any questions or comments or require any additional information, please do not hesitate to call.

Very truly yours,

HUBBELL, ROTH & CLARK, INC.



Edward Zmich  
Project Manager/Engineer



Roland N. Alix, P.E.  
Vice President

EDZ/mas

Attachment: Bid Tabulation  
HRC Construction Engineering Services Fee

pc: HRC; M. Stark, B. Defrain, W. Pennycook, S. Walsh, W. West, File

Hubbell, Roth & Clark, Inc.  
 555 Hulet Dr.  
 Bloomfield Hills, MI 48302

Hartwell Cement Company  
 21650 Fern St.  
 Oak Park, MI 48237

Olson Cement Work, Inc.  
 20135 Ecorse Rd.  
 Taylor, MI 48180

Warren Contractors & Development Inc.  
 14979 Technology Dr.  
 Shelby Township, MI 48315

Item	Quantity			Unit Price	Total Cost			Unit Price	Total Cost			Unit Price	Total Cost
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**DIVISION I - COOLIDGE HIGHWAY SIDEWALK REPLACEMENT**

1	Mobilization (Max. 5%)	1	LS		\$ 15,000.00	\$ 15,000.00		\$7,000.00	\$7,000.00			\$2,600.00	\$2,600.00	\$16,000.00	\$16,000.00	
2	Erosion Control, Inlet Protection, Fabric Drop	10	Ea		\$ 150.00	\$ 1,500.00		\$50.00	\$500.00			\$155.00	\$1,550.00	\$115.00	\$1,150.00	
3	Sidewalk, Rem	1,625	Syd		\$ 15.00	\$ 24,375.00		\$12.50	\$20,312.50	*		\$14.00	\$22,750.00	\$20.00	\$32,500.00	
4	Sidewalk, Conc, Mix 3500, 4 inch	20,095	Sft		\$ 8.00	\$ 160,760.00		\$5.10	\$102,484.50			\$7.30	\$146,693.50	\$8.50	\$170,807.50	
5	Sidewalk, Conc, Mix 3500, 6 inch	525	Sft		\$ 12.00	\$ 6,300.00		\$6.50	\$3,412.50			\$8.90	\$4,672.50	\$11.00	\$5,775.00	
6	Station Grading, MOD	27	Sta		\$ 3,000.00	\$ 81,000.00		\$1,000.00	\$27,000.00			\$2,400.00	\$64,800.00	\$1,900.00	\$51,300.00	
7	Restoration (incl. 3" Topsoil, Seed, Mulch Blanket; 14-Day	1	LS		\$ 15,000.00	\$ 15,000.00		\$2,000.00	\$2,000.00			\$525.00	\$525.00	\$2,900.00	\$2,900.00	
8	Tree Trimming (if needed)	1	LS		\$ 5,000.00	\$ 5,000.00		\$3,500.00	\$3,500.00			\$3,725.00	\$3,725.00	\$10,000.00	\$10,000.00	
9	Maintaining Traffic	1	LS		\$ 10,000.00	\$ 10,000.00		\$15,000.00	\$15,000.00			\$20,475.00	\$20,475.00	\$15,000.00	\$15,000.00	
10	Observation Crew Days		Days	15	\$ 800.00	\$ 12,000.00	10	\$800.00	\$ 8,000.00	12		\$800.00	\$ 9,600.00	35	\$800.00	\$ 28,000.00
<b>TOTAL AMOUNT - DIVISION I</b>						<b>\$ 330,935.00</b>			<b>\$189,209.50</b>	*		<b>\$277,391.00</b>		<b>\$333,432.50</b>		

**DIVISION II - JAYCEE PARK PATH IMPROVEMENTS**

1	Mobilization (Max. 5%)	1	LS		\$ 6,000.00	\$ 6,000.00		<b>\$6,000.00</b>	<b>\$6,000.00</b>			\$2,600.00	\$2,600.00	\$11,000.00	\$11,000.00	
2	Erosion Control, Inlet Protection, Fabric Drop	4	Ea		\$ 200.00	\$ 800.00		\$50.00	\$200.00			\$155.00	\$620.00	\$115.00	\$460.00	
3	Sidewalk, Rem	270	Syd		\$ 18.00	\$ 4,860.00		\$12.50	\$3,375.00			\$7.10	\$1,917.00	\$25.00	\$6,750.00	
4	Tree, Rem, 19 to 36 inch	3	Ea		\$ 1,400.00	\$ 4,200.00		\$2,000.00	\$6,000.00			\$5,000.00	\$15,000.00	\$2,150.00	\$6,450.00	
5	Excavation Earth	60	Cyd		\$ 25.00	\$ 1,500.00		\$40.00	\$2,400.00			\$200.00	\$12,000.00	\$150.00	\$9,000.00	
6	Sidewalk, Conc, Mix 3500, 4 inch	<b>4,530</b>	Sft		\$ 8.00	\$ 36,240.00		\$7.75	<b>\$35,107.50</b>			\$7.35	\$33,295.50	\$10.00	\$45,300.00	
7	Sidewalk Ramp, Conc, Mix 3500, 6 inch	501	Sft		\$ 12.00	\$ 6,012.00		\$31.00	\$15,531.00			\$8.90	\$4,458.90	\$17.00	\$8,517.00	
8	Detectable Warning Surface	8	Ea		\$ 450.00	\$ 3,600.00		\$200.00	\$1,600.00			\$300.00	\$2,400.00	\$400.00	\$3,200.00	
9	Water Service Lead, Complete, Poly, 1.5 inch	1	Ea		\$ 3,000.00	\$ 3,000.00		\$6,000.00	\$6,000.00			\$16,900.00	\$16,900.00	\$6,500.00	\$6,500.00	
10	Aggregate Base, MDOT 21AA	<b>70</b>	Ton		\$ 35.00	\$ 2,450.00		\$45.00	<b>\$3,150.00</b>			\$36.75	\$2,572.50	\$70.00	\$4,900.00	
11	Conc Pavt w/ Integral Curb, Nonreinf, 7 inch	30	Syd		\$ 100.00	\$ 3,000.00		\$110.00	\$3,300.00			\$117.00	\$3,510.00	\$104.00	\$3,120.00	
12	Concrete Knee Wall	<b>37</b>	Cyd		\$ 800.00	\$ 29,600.00		\$800.00	<b>\$29,600.00</b>			\$435.00	\$16,095.00	\$1,500.00	\$55,500.00	
13	Sanitary Sewer Lead, PVC, 6 inch	90	Lft		\$ 80.00	\$ 7,200.00		\$75.00	\$6,750.00			\$303.33	\$27,300.00	\$150.00	\$13,500.00	
14	Sanitary Sewer Cleanout, 6 inch	1	Ea		\$ 300.00	\$ 300.00		\$300.00	\$300.00			\$650.00	\$650.00	\$1,400.00	\$1,400.00	
15	Sewer Tap, 6 inch	1	Ea		\$ 500.00	\$ 500.00		\$300.00	\$300.00			\$3,400.00	\$3,400.00	\$2,000.00	\$2,000.00	
16	Restoration (incl. 3" Topsoil, Seed, Mulch Blanket; 14-Day	1	LS		\$ 15,000.00	\$ 15,000.00		\$15,000.00	\$15,000.00			\$5,800.00	\$5,800.00	\$10,000.00	\$10,000.00	
17	Observation Crew Days		Days	15	\$ 800.00	\$ 12,000.00	10	\$800.00	\$ 8,000.00	12		\$800.00	\$ 9,600.00	30	\$800.00	\$ 24,000.00
<b>TOTAL AMOUNT - DIVISION II</b>						<b>\$ 136,262.00</b>			<b>\$142,613.50</b>	*		<b>\$158,118.90</b>		<b>\$211,597.00</b>		

**DIVISION III - OXFORD PARK PATH EXTENSION**

1	Mobilization (5% Max.)	1	LS		\$ 2,200.00	\$ 2,200.00		\$3,000.00	\$3,000.00			\$2,600.00	\$2,600.00	\$4,200.00	\$4,200.00
2	Erosion Control, Inlet Protection, Fabric Drop	2	Ea		\$ 200.00	\$ 400.00		\$50.00	\$100.00			\$155.00	\$310.00	\$115.00	\$230.00
3	Excavation, Earth	85	Cyd		\$ 20.00	\$ 1,700.00		\$125.00	\$10,625.00			\$53.00	\$4,505.00	\$150.00	\$12,750.00

Hubbell, Roth & Clark, Inc.  
 555 Hulet Dr.  
 Bloomfield Hills, MI 48302

Hartwell Cement Company  
 21650 Fern St.  
 Oak Park, MI 48237

Olson Cement Work, Inc.  
 20135 Ecorse Rd.  
 Taylor, MI 48180

Warren Contractors & Development Inc.  
 14979 Technology Dr.  
 Shelby Township, MI 48315

Item	Quantity		Unit Price	Total Cost	Unit Price	Total Cost	Unit Price	Total Cost		
4 Aggregate Base, MDOT 21AA, 6 inch	300 Syd		\$ 25.00	\$ 7,500.00	\$50.00	\$15,000.00	\$18.00	\$5,400.00	\$20.00	\$6,000.00
5 HMA, 36A, 4 inch	71 Ton		\$ 90.00	\$ 6,390.00	\$310.00	\$22,010.00	\$350.00	\$24,850.00	\$400.00	\$28,400.00
6 Rain Garden, Complete	1 LS		\$ 25,000.00	\$ 25,000.00	\$50,000.00	\$50,000.00	\$24,000.00	\$24,000.00	\$20,000.00	\$20,000.00
7 Restoration (incl. 3" Screened Topsoil, Seed, Mulch Blanket, 14-Day Watering, as required)	1 LS		\$ 5,000.00	\$ 5,000.00	\$10,000.00	\$10,000.00	\$4,200.00	\$4,200.00	\$5,000.00	\$5,000.00
8 Observation Crew Days	8 Days	10	\$ 800.00	\$ 6,400.00	\$800.00	\$ 8,000.00	\$800.00	\$ 4,800.00	\$800.00	\$ 12,000.00

**TOTAL AMOUNT - DIVISION III** \$ 54,590.00 \$118,735.00 \$70,665.00 \$88,580.00

**TOTAL AMOUNT OF BASE BID** \$ 521,787.00 \$450,558.00 \* \$506,174.90 \$633,609.50

**ALTERNATE DIVISION I BID (HMA SIDEWALK)**

TOTAL AMOUNT OF BID (DIVISION I)

**Subtract (Item #4 in Division I of Proposal)**

Sidewalk, Conc, Mix 3500, 4 inch 20,095 Sft \$5.10 \$102,484.50 \$7.30 \$146,693.50 \$8.50 \$170,807.50

**Add in lieu of:**

HMA, 36A, MOD 520 Ton \$195.50 \$101,660.00 \$231.00 \$120,120.00 \$145.00 \$75,400.00  
 Aggregate Base, MDOT 21AA, 6 inch 2,233 Syd \$5.00 \$11,165.00 \$11.70 \$26,126.10 \$20.00 \$44,660.00

**TOTAL AMOUNT - DIVISION I ALTERNATE BID** \$460,898.50 \* \$505,727.50 \$582,862.00

**BID SUMMARY**

**TOTAL BID AMOUNT - BASE BID** \$ 521,787.00 \$450,558.00 \* \$506,174.90 \$633,609.50  
**TOTAL BID AMOUNT - BASE BID WITH ALTERNATE** \$460,898.50 \* \$505,727.50 \$582,862.00

\* Price Corrected By Engineer

**ADDITIONAL BIDS:**

Luigi Ferdinandi & Son Cement Co. **BASE** \$591,529.89 **ALTERNATE** \$654,908.65

**ENGINEER:**

Hubbell, Roth & Clark, Inc.  
 555 Hulet Drive  
 P.O. Box 824  
 Bloomfield Hills, MI 48083-0824

2023 DESIGN-PROJECT BUDGET AND FEE ESTIMATING FORM

JOB NUMBER: 20230361  
 PROJECT NAME: 2023 Sidewalk/Path Improvement Program  
CONSTRUCTION ENGINEERING SERVICES  
 PRINCIPAL R. ALIX  
 PROJECT MANAGER: E. ZMICH  
 DATE April 27, 2023

		HRC Staff																					
		Partner in Charge		Project Manager		Graduate Engineer		Field Department Manager / Supervisor		Supplemental Field Observer		Survey Crew Chief		Field Department Office Tech		GIS Technical Specialist		Testing Technician		TOTAL			
TASK NO.	TASK	HRS	FEE	HRS	FEE	HRS	FEE	HRS	FEE	HRS	FEE	HRS	FEE	HRS	FEE	HRS	FEE	HRS	FEE	HRS	FEE		
<b>Division I - Coolidge Highway Sidewalk Replacement</b>																							
1A	Contract Administration & Pay Applications	2	\$319.00	8	\$1,199.44	12	\$1,210.34	4	\$643.80											26	\$3,372.58		
1B	Meetings			2	\$299.86	4	\$403.45	6	\$965.70											12	\$1,669.01		
2A	Construction Engineering & Field Services			4	\$599.72	8	\$806.90	10	\$1,609.50											22	\$3,016.12		
2B	Supplemental Construction Observation									24	\$1,600.80									24	\$1,600.80		
3	Construction Layout / Staking					4	\$403.45	2	\$321.90			20	\$2,291.00	8	\$788.80					34	\$3,805.15		
4	Material Testing					2	\$201.72	2	\$321.90									20	\$1,450.00	24	\$1,973.62		
5	As-Builts and Incorporation into GIS Data Base					4	\$403.45					8	\$916.40			4	\$446.60			16	\$1,766.45		
																				<b>Subtotal Division I</b>		<b>\$17,203.73</b>	
<b>Division II – Jaycee Park Path Improvements</b>																							
1A	Contract Administration & Pay Applications	2	\$319.00	4	\$599.72	8	\$806.90	2	\$321.90											16	\$2,047.52		
1B	Meetings			2	\$299.86	4	\$403.45	6	\$965.70											12	\$1,669.01		
2A	Construction Engineering & Field Services			2	\$299.86	4	\$403.45	8	\$1,287.60											14	\$1,990.91		
2B	Supplemental Construction Observation									16	\$1,067.20									16	\$1,067.20		
3	Construction Layout / Staking					2	\$201.72	2	\$321.90			16	\$1,832.80	4	\$394.40					24	\$2,750.82		
4	Material Testing							2	\$321.90									20	\$1,450.00	22	\$1,771.90		
5	As-Builts and Incorporation into GIS Data Base					4	\$403.45					8	\$916.40			4	\$446.60			16	\$1,766.45		
																				<b>Subtotal Division II</b>		<b>\$13,063.80</b>	
<b>Division III – Oxford Park Path Extension</b>																							
1A	Contract Administration & Pay Applications	2	\$319.00	4	\$599.72	8	\$806.90	2	\$321.90											16	\$2,047.52		
1B	Meetings			2	\$299.86	4	\$403.45	4	\$643.80											10	\$1,347.11		
2A	Construction Engineering & Field Services			2	\$299.86	2	\$201.72	6	\$965.70											10	\$1,467.28		
2B	Supplemental Construction Observation									12	\$800.40									12	\$800.40		
3	Construction Layout / Staking					2	\$201.72					12	\$1,374.60	2	\$197.20					16	\$1,773.52		
4	Material Testing							2	\$321.90									16	\$1,160.00	18	\$1,481.90		
5	As-Builts and Incorporation into GIS Data Base					2	\$201.72					9	\$1,030.95			4	\$446.60			15	\$1,679.27		
																				<b>Subtotal Division III</b>		<b>\$10,597.01</b>	
<b>TOTAL CONSTRUCTION ENGINEERING SERVI</b>		<b>6</b>	<b>\$957.00</b>	<b>30</b>	<b>\$4,497.90</b>	<b>74</b>	<b>\$7,463.79</b>	<b>58</b>	<b>\$9,335.10</b>	<b>52</b>	<b>\$3,468.40</b>	<b>73</b>	<b>\$8,362.15</b>	<b>14</b>	<b>\$1,380.40</b>	<b>12</b>	<b>\$1,339.80</b>	<b>56</b>	<b>\$4,060.00</b>	<b>375</b>	<b>\$40,864.54</b>		

May 10, 2023 Special City Council Meeting

Moved by Councilmember \_\_\_\_\_ and seconded by Councilmember \_\_\_\_\_ to approve the purchase of a 2023 Ford Transit Cargo Van for \$53,869.00 from Lunghammer Ford utilizing the Macomb County and MITN Cooperative Bids.

Ayes:

Nays:

Motion:

# Transmittal Memo



To: Matthew Baumgarten, City Manager  
Cc: Laurie Fielder, Interim Finance Director  
Ric Chalmers, Assistant DPW Director  
From: Shawn Young, DPW Director  
Date: April 14<sup>th</sup>, 2023  
Subject: Recommendation for Award-2023 Ford Transit 350 DRW EL Cargo Van  
Macomb County & MITN Cooperative Bid Programs

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Funds were allocated in the 2020-2021 budget for the purchase of a high roof cargo van and buildout. This chassis and other third-party equipment were originally ordered in June of 2021. The originally ordered chassis is both not currently scheduled for production and subject to model year increases which would bring the chassis as ordered price to an amount of \$56,276.00.

We propose to instead utilize both the Macomb County and MITN cooperative bid contract to purchase an in-stock 2023 unit that will accept the third-party equipment that was previously ordered and received at the installer. The base in stock cargo van would be purchased from Lunghammer Ford of Owosso, Michigan in accordance with the Macomb County program for a price of \$53,869.00.

The Installer of the third party equipment, Truck and Trailer Specialties, has indicated that there will be no price increases over the initial amount that was previously approved in June of 2021 of \$27,450.

The vehicle comes with a 36,000 miles or 36 months factory bumper-to-bumper warranty and a 60,000 miles or 60 months powertrain warranty with service handled by any local Ford dealer. All of the body components come with a minimum one-year warranty for parts and labor (no deductible).

We recommend moving forward with the 2023 Ford Transit Cargo Van purchase and previously approved buildout at a total cost of \$81,319 from Signature Ford and Truck & Trailer Specialties utilizing the Macomb County and MITN cooperative bids.

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

# City of Berkley

3238 Bacon, Berkley, MI 48072



Department of Public Works  
248-658-3490 phone  
248-658-3491 fax

June 22, 2021

Bill Campbell (via email)  
Signature Ford  
1960 E. Main St.  
Owosso, Michigan 48867

Jon Luea (via email)  
Truck & Trailer Specialties, Inc.  
1200 Victory Drive  
Howell, Michigan 49316

Subject: Purchase Authorization-2021 Ford Transit 250 EL & Buildout

Dear Mr. Campbell & Mr. Luea:

The City Council approved the purchase of a 2021 Ford Transit 250 EL and Buildout at their Monday, June 21, 2021 regular meeting.

Pricing is per the Macomb County and MITN cooperative bids and is summarized briefly below with itemized orders also attached:

2021 Ford Transit 250 EL with Options	\$42,815
Storage, Mounts, Lighting, Electrical, Inverter, Air Compressor & Misc.	\$27,450
Warranty on Vehicle and Body Components	Included
<b>Total Cost</b>	<b>\$70,265</b>

We understand the final delivery time commitment is 120-180 days. Please contact our foreman, Shawn Young, when a delivery date is known. The City of Berkley cuts checks twice a month and the invoices will be processed upon acceptance of the new vehicle.

If you have any questions, please do not hesitate to contact me at (248) 658-3499.

Sincerely,

---

Derrick Schueller, Director of Public Works

cc: Shawn Young, DPW Foreman (via email)  
File

Attachments  
DLS

J:\Vehicles and Equipment\Meter Van\2021\2021 Ford Transit 250 EL and Buildout Authorization to Purchase 6-22-21.doc



March 31, 2023

City of Berkley  
Attn: Shawn Young  
3338 Coolidge Highway  
Berkley, MI 48072

Dear Shawn Young:

Price on 2023 Vehicle State of Michigan Contract# 071B7700180 and Macomb County Contract# 21-18 Bid:

**2023 Ford Transit 250 EL High Roof Cargo Van in White** **\$56,276.00 ea**

**Due to current computer chip shortage and various other supply chain issues, Ford Motor Company Current lead times to order is estimated at 30 + weeks from receipt of Purchase Order.**

**Order Cutoff Date: Vehicle on Order.**

Ford Motor Company does not guarantee delivery---Ford Motor Company will make reasonable efforts to schedule orders received prior to fleet order cut-off date.

**Payment requirements:** All departments to pay on delivery of vehicle. 10-day grace period will be given if previous arrangements have been made. A \$9.50 per day floor plan will be charged if payment is not at the dealership within 10 days of delivery of the vehicle (s).

If you have any questions please call me, 888-92-FLEET (923-5338)

Respectfully Submitted,

*Bill Campbell*

Bill Campbell  
Government & Fleet Sales



## 2023 Transit 250 Cargo Van 9,070# GVWR Major Standard Equipment

### POWERTRAIN

- Engine 3.5L PFDi V6 Includes port injection and E-85 Flex-Fuel Capable capability.
- Transmission 10-Speed Automatic Overdrive with SelectShift

### FUNCTIONAL

- Alternator – 250 amp (3.5L PFDi V6 and 3.5L EcoBoost® V6 engines only)
- Horn – Single-note
- Air Conditioning Front only
- Antenna – Fender Mounted
- AM/FM stereo with 4.0" multi-function display, Bluetooth, and Dual USB ports
- Single AGM Battery – 70 amp-hr
- Brakes – 4-wheel Anti-lock Disc Brakes
- Parking Brake
- FordPass™ Connect / Telematics Essentials
- Instrumentation Tachometer, Fuel Level and Coolant Temperature
- PowerPoint – 12V One is located in the instrument panel and one in center console.
- Electric Power Assisted Steering (EPAS)
- Steering Wheel – Power Rack and Pinion
- Steering Wheel – Tilt and Telescoping
- Front – Independent MacPherson-strut, Stabilizer Bar
- Rear – Leaf Springs, Heavy-duty Gas Shock Absorbers

### EXTERIOR

- Body Side Moldings – Carbon Black
- Front License Plate Bracket
- Front Bumper – Carbon Black, Body Colored with Lower Valance
- Rear Bumper – Carbon Black, without Integral Step
- 50/50 Hinged Rear Door, 180-degree Opening (Regular Length)
- Sliding Passenger-side Door
- Halogen Headlamps with Autolamp
- Headlamp Courtesy Delay
- Center High Mount Stop Lamp (CHMSL)
- Taillamps
- Auxiliary Fuel Port
- Fuel Tank – Capless Fuel Fill, 25 U.S. gallons (midship)
- Honeycomb Mesh Grille with Carbon Black Surround
- Mirrors, Short-Arm, Power Adjusting, Manual-Folding
- Tires – 235/65R16C 121/119 R BSW allseason
- Rear Recovery Tow Hook
- Wheels – 16" Silver Steel Wheel with Black Hubcap (Standard Front Axle configurations only)
- 16" Silver Steel Wheel with Exposed Lug Nuts (Heavy-Duty Front Axle configurations only)
- Full-size Spare Tire and Wheel
- No Cargo Area Windows
- High-Strength Laminated Glass (Sliding Doors)
- Tinted Glass

### INTERIOR

- Step Well Pads – Black
- Medium Center Console with integrated shifter and a dual cup holder
- Glove Box – Locking
- Rear Cargo Door – Interior Exit Handle
- Rear Cargo Door – Exterior Lock Cylinder

- Power Equipment Group (Power Locks and Windows) with Remote Keyless-Entry
- Floor Covering Vinyl, Front only
- Rearview Mirror Delete (When Equipped Without Rear Glass)
- Front Dome Lamp with Map Lights and Theater Dimming
- Partial Rear Compartment Lighting (2 LED lights located in C-pillar)
- Accessory Delay – 30 minutes
- Front Overhead Shelf Delete
- A-Pillar Assist Handles (Driver and Passenger-side)
- B-Pillar Assist Handle (Passenger-side)
- D-Pillar Weld Nuts
- Headliner – Cloth, Front only
- Seating – Driver and Front-passenger Manual Reclining Bucket Seats with Adjustable Headrest (Includes driver-side and passenger-side inboard armrest)
- Sunvisors

### SAFETY/SECURITY

- Autolocking Drive Away with Crash Unlocking.
  - AdvanceTrac® w/Roll Stability Control™ (RSC®)
  - Safety Belts – 3-point, All Positions
- Note: Belt minder is included on the driver and front passenger seat(s).
- SecuriLock® Passive Anti-Theft System (PATS) with engine immobilizer
  - SOS Post-Crash Alert System
  - Tire Pressure Monitoring System (TPMS). Standard on SRW and DRW configurations.
  - Driver and Passenger Airbags
  - Passenger-side Airbag Cut-off Switch. Not available with Passenger Seat Delete (21J, 21K and 211) or Right Hand Door Delete (60X) configurations
  - Safety Canopy® Side-curtain Airbags

### CO-PILOT350 TECHNOLOGY

- Forward Collision Warning
- Hill Start Assist
- Post-Collision Braking

Note: Can potentially lessen the severity of a secondary collision by automatically applying moderate brake pressure when an initial collision event is detected.

- Side Wind Stabilization
  - Pre-Collision with Automatically Emergency Braking
- Note: If a potential collision is detected, a warning flashes and an alert sound, and if the driver's response is not sufficient, the system can automatically apply the brakes to help minimize a frontal collision.
- Lane-Keeping System

Note: Includes Lane-Keeping Alert and Driver Alert. This feature can alert the driver, during day or night, if their vehicle is unintentionally leaving its intended lane.

- Auto High-Beam Headlamps
  - Rear View Camera with Trailer Hitch Assist.
- Note: Camera will be high-mount for Medium Roof and High Roof.
- Automatic Rain-Sensing Windshield Wipers

**Option Included in Base Price: Front and Rear Vinyl Floor Covering (16E) and Rear Step Bumper (43E)**

**Base Prices Low Roof (83.6")**

<input type="checkbox"/>	Transit 250 (R1Y/101A/43E) 130" Regular Wheelbase	\$41,052.00
<input type="checkbox"/>	Transit 250 (R2Y/101A/43E) 130" Regular Wheelbase All –Wheel Drive	\$45,289.00
<input type="checkbox"/>	Transit 250 (R1Y/101A/43E) 148" Long Wheelbase (V.2)	\$42,198.00
<input type="checkbox"/>	Transit 250 (R2Y/101A/43E) 148" Long Wheelbase All –Wheel Drive	\$46,440.00

**Base Prices Medium Roof (100.8")**

<input type="checkbox"/>	Transit 250 (R1C/101A/43E) 130" Regular Wheelbase	\$41,796.00
<input type="checkbox"/>	Transit 250 (R2C/101A/43E) 130" Regular Wheelbase All –Wheel Drive	\$46,033.00
<input type="checkbox"/>	Transit 250 (R1C/101A/43E) 148" Long Wheelbase (V.2)	\$42,947.00
<input type="checkbox"/>	Transit 250 (R2C/101A/43E) 148" Long Wheelbase All –Wheel Drive	\$47,184.00

**Base Prices High Roof (110.1")/EL (109.4")**

<input type="checkbox"/>	Transit 250 (R1X/101A) 148" Long Wheelbase	\$44,887.00
<input type="checkbox"/>	Transit 250 (R2X/101A) 148" Long Wheelbase All –Wheel Drive	\$49,120.00
<input type="checkbox"/>	Transit 250 EL (R3X/101A) 148" Extended Length	\$45,989.00
<input checked="" type="checkbox"/>	Transit 250 EL (R3U/101A) 148" Extended Length All –Wheel Drive	\$50,226.00

**Available Options**

	<u>Code</u>	<u>Price</u>
<input type="checkbox"/>	3.5L EcoBoost V-6 Engine	99G/44U 1775.00
<input checked="" type="checkbox"/>	Vehicle Maintenance Monitor	61C 45.00
<input checked="" type="checkbox"/>	Heater, Engine Block	41H 75.00
<input type="checkbox"/>	Axle, Limited Slip	X_L 325.00
<input type="checkbox"/>	Dual Batteries 70 amp-hr (ea)	63E 295.00
<input type="checkbox"/>	Dual Batteries 70 amp-hr (ea) and Dual Alternators 250 Amps (ea)	63E/63C 1320.00
	<b><u>(Available only with 3.5L Eco Boost Engine)</u></b>	
<input type="checkbox"/>	Seats Cloth, 2-way manual driver and Passenger Seats	21L/21M 115.00
<input type="checkbox"/>	Seats Cloth 10-way power Heated Driver and Passenger Seats	21Q/21R 990.00
<input type="checkbox"/>	Heavy Duty Front Axle (Standard on All-Wheel Drive)	41E 315.00
<input type="checkbox"/>	Front Fog Lamps	55D 105.00
<input type="checkbox"/>	Perimeter Anti-Theft Alarm	59D 155.00
<input type="checkbox"/>	Daytime Running Lights	942 45.00
<input type="checkbox"/>	License Plate Bracket Front	153 N/C
<input checked="" type="checkbox"/>	Short Arm Manual Folding Power Heated with Turn Signals	545 160.00
<input type="checkbox"/>	Long Arm Non Telescoping Mirrors-Power	543 65.00
<input type="checkbox"/>	Long Arm Non Telescoping Mirrors-Power Heated with Turn Signals	544 220.00
<input type="checkbox"/>	Trailer Tow Package-Heavy Duty	53B 485.00
<input checked="" type="checkbox"/>	Integrated Trailer Brake Controller ( <u>Inc. Trailer Tow Pkg. &amp; Cruise</u> )	67D/53B/60C 1215.00
<input checked="" type="checkbox"/>	Back Up Alarm	43B 150.00
<input type="checkbox"/>	Keyless-Entry Pad	52C 95.00
<input checked="" type="checkbox"/>	Remote Start.	68B 495.00
<input checked="" type="checkbox"/>	50/50 Hinged Rear Door 253-degree Opening (148" Wheelbase)	18P 75.00
<input type="checkbox"/>	60/40 Hinged Passenger Side Door ( <u>Low Roof Only</u> )	59A N/C
<input type="checkbox"/>	Glass, Fixed Rear-Door	17A 250.00
<input type="checkbox"/>	Glass, Fixed Passenger Side/Fixed Rear-Door	17B 425.00
<input type="checkbox"/>	Windows-All-Around, fixed	17F 625.00
<input type="checkbox"/>	Air Conditioning Front/Rear (Driver controlled).	57G 860.00
	<b><u>(Not Available with Rear Vinyl, Packages 96D &amp; 96C)</u></b>	



<input type="checkbox"/>	AM/FM Stereo, Bluetooth, Dual USB Ports, SYNC3, and a 4.0 inch Multi-Function display	58V	280.00
<input type="checkbox"/>	SYNC 4 with 12-inch Display	58B/61E	930.00
<input type="checkbox"/>	SYNC 4 with Sirius XM with 360L, HD Radio, & 12-inch Display	58C/61E	1165.00
<input type="checkbox"/>	SYNC 4 with Sirius XM with 360L, HD Radio, Navigation Cruise Control & 12-inch Display	58E/61E/60C	1780.00
<input type="checkbox"/>	SYNC 4 with Sirius XM with 360L, HD Radio, Navigation Intelligent Adaptive Cruise Control & 12-inch Display	58F/61E	2050.00
<input type="checkbox"/>	Cruise Control	60C	325.00
<input type="checkbox"/>	Dual-Note Horn	85D	20.00
<input type="checkbox"/>	Full Rear Compartment Lighting	15F	75.00
<input type="checkbox"/>	Cargo Tie-Down Hooks (6 Tie-Down Hooks)	17P	25.00
<input type="checkbox"/>	<b>Heavy Duty Cargo Flooring and Heavy Duty Scuff Plate Kit</b>	<b>60B</b>	<b>875.00</b>
	<b>(Not Available w/Rear Air Conditioning)</b>		
<input checked="" type="checkbox"/>	<b>Upfitter Package</b> (High Capacity Upfitter Switches, Large Center Console, Auxiliary Fuse Panel with High Spec Interface Connector, Dual AGM Batteries (63E), and Modified Vehicle Wiring System (53K))	<b>67C</b>	<b>610.00</b>
<input checked="" type="checkbox"/>	<b>Load Area Protection Package</b> (Full Height Polypropylene Cargo area panels)	<b>96D</b>	<b>395.00</b>
<input checked="" type="checkbox"/>	<b>Exterior Upgrade Package</b> (Chrome-trimmed, HID Headlamps, Wiper Activated Headlamps, Honeycomb Mesh Grill with Chrome Surround, and 16" Steel Wheel)	<b>18D</b>	<b>535.00</b>
<input checked="" type="checkbox"/>	<b>Interior Upgrade Package</b> (Cruise control, Vinyl Front and Rear Flooring, Vinyl Sunvisor Illuminated Vanity Mirror, Cloth driver and passenger Seats (21L/21M), and Full Height Polypropylene Cargo area panels.)	<b>96C</b>	<b>1435.00</b>
<input type="checkbox"/>	Vinyl Sun Visors with Illuminated Vanity Mirror	85C	75.00
<input checked="" type="checkbox"/>	<b>(2) Additional Keys w/FOBS</b>	<b>86F</b>	<b>75.00</b>
<input checked="" type="checkbox"/>	<b>Power Outlet 110V/400W</b>	<b>90D</b>	<b>475.00</b>
<input checked="" type="checkbox"/>	<b>Power Point – 12V rear</b>	<b>87A</b>	<b>15.00</b>
<input checked="" type="checkbox"/>	<b>Reverse Sensing System</b>	<b>43R</b>	<b>295.00</b>
<input type="checkbox"/>	Blind Spot Assist 1.0	65A/58B	1725.00
<input type="checkbox"/>	Bulkhead with Window <b>(Low and Medium Roof Only)</b>	47U	900.00
<input type="checkbox"/>	Bulkhead with Lockable Door <b>(Medium and High Roof Only)</b>	47T	1350.00

**Total Price \$56,276.00 ea**

### Colors for Transit 250 Cargo Van

<u>Solid</u> <u>Exterior Colors</u>	<u>Interior Colors</u>	
	<u>Pewter (VK/CK)</u>	<u>Charcoal (CB) (Cloth Only)</u>
School Bus Yellow	[BY] [ ]	[ ]
Race Red	[PQ] [ ]	[ ]
<b>Oxford White</b>	<b>[YZ] [x]</b>	[ ]
<b>Extra Cost Paint (add \$200.00)</b>		
Agate Black Metallic	[UM] [ ]	[ ]
Ingot Silver	[UX] [ ]	[ ]
Carbonized Gray Metallic	[M7] [ ]	[ ]
Blue Metallic	[FT] [ ]	[ ]
Avalanche Gray Metallic	[DR] [ ]	[ ]
Abyss Gray Metallic	[ME] [ ]	[ ]
Blue Mist	[MT] [ ]	[ ]



March 31, 2023

City of Berkley  
Attn: Shawn Young  
3338 Coolidge Highway  
Berkley, MI 48072

Dear Shawn Young:

Price on 2023 Vehicle State of Michigan Contract# 071B7700180 and Macomb County Contract# 21-18 Bid:

**2023 Ford Transit 350 DRW EL High Roof Cargo Van in White      \$53,869.00 ea**

**Due to current computer chip shortage and various other supply chain issues, Ford Motor Company Current lead timeS to order is estimated at 30 + weeks from receipt of Purchase Order.**

## **Order Cutoff Date: In Stock Unit.**

Ford Motor Company does not guarantee delivery---Ford Motor Company will make reasonable efforts to schedule orders received prior to fleet order cut-off date.

**Payment requirements:** All departments to pay on delivery of vehicle. 10-day grace period will be given if previous arrangements have been made. A \$9.50 per day floor plan will be charged if payment is not at the dealership within 10 days of delivery of the vehicle (s).

If you have any questions please call me, 888-92-FLEET (923-5338)

Respectfully Submitted,

*Bill Campbell*

Bill Campbell  
Government & Fleet Sales



# 2023 Transit 350 HD Dual Rear Wheel (DRW) Extended Length (EL) Cargo Van 9,950/10,360 GVWR Major Standard Equipment

## POWERTRAIN

- Engine 3.5L PFDi V6 Includes port injection and E-85 Flex-Fuel Capable capability and Auto Start-Stop technology
- Transmission 10-Speed Automatic Overdrive with SelectShift. Auxiliary Transmission Oil Cooler is Standard.

## FUNCTIONAL

- Alternator – 250 amp (3.5L PFDi V6 and 3.5L EcoBoost® V6 engines only)
- Horn – Single-note
- Air Conditioning Front only
- Antenna – Fender Mounted
- AM/FM stereo with 4.0" multi-function display, Bluetooth, and Dual USB ports
- Single AGM Battery – 70 amp-hr
- Brakes – 4-wheel Anti-lock Disc Brakes
- Parking Brake
- FordPass™ Connect / Telematics Essentials
- Instrumentation Tachometer, Fuel Level and Coolant Temperature
- PowerPoint – 12V One is located in the instrument panel and one in center console.
- Electric Power Assisted Steering (EPAS)
- Steering Wheel – Power Rack and Pinion
- Steering Wheel – Tilt and Telescoping
- Front – Independent MacPherson-strut, Stabilizer Bar
- Rear – Leaf Springs, Heavy-duty Gas Shock Absorbers

## EXTERIOR

- Body Side Moldings – Carbon Black
- Front License Plate Bracket
- Front Bumper – Carbon Black, Body Colored with Lower Valence
- Rear Bumper – Carbon Black, without Integral Step
- 50/50 Hinged Rear Door, 180-degree Opening (Regular Length)
- Sliding Passenger-side Door
- Halogen Headlamps with Autolamp
- Headlamp Courtesy Delay
- Roof Marker Lamps
- Center High Mount Stop Lamp (CHMSL)
- Taillamps
- Auxiliary Fuel Port
- Fuel Tank – Capless Fuel Fill, 25 U.S. gallons (midship)
- Honeycomb Mesh Grille with Carbon Black Surround
- Mirrors, Short-Arm, Power Adjusting, Manual-Folding
- Tires – 195/75R16C 107/105 R BSW all-season RWD
- Tires – 205/75R16C 113/111 R BSW all-season AWD, 11,000lb GVWR or RWD with Heavy Duty Front Axle Configurations only
- Rear Tow Hook
- 16" Silver Steel Wheel with Exposed Lug Nuts (Center Ornaments only come on front wheels)
- Full-size Spare Tire and Wheel
- No Cargo Area Windows
- High-Strength Laminated Glass (Sliding Doors)
- Step Well Pads – Black
- Medium Center Console with integrated shifter and a dual cup holder
- Glove Box – Locking
- Rear Cargo Door – Interior Exit Handle

- Rear Cargo Door – Exterior Lock Cylinder
- Power Equipment Group (Power Locks and Windows) with Remote Keyless-Entry
- Floor Covering Vinyl, Front only
- Rearview Mirror Delete (When Equipped Without Rear Glass)
- Front Dome Lamp with Map Lights and Theater Dimming
- Partial Rear Compartment Lighting (2 LED lights located in C-pillar)
- Accessory Delay – 30 minutes
- Front Overhead Shelf Delete
- A-Pillar Assist Handles (Driver and Passenger-side)
- D-Pillar Weld Nuts
- Headliner – Cloth, Front only
- Seating – Driver and Front-passenger Manual Reclining Bucket Seats with Adjustable Headrest (Includes driver-side and passenger-side inboard armrest)
- Sunvisors

## SAFETY/SECURITY

- Autolocking Drive Away with Crash Unlocking.
  - AdvanceTrac® w/Roll Stability Control™ (RSC®)
  - Safety Belts – 3-point, All Positions
- Note:** Belt minder is included on the driver and front passenger seat(s).
- SecuriLock® Passive Anti-Theft System (PATS) with engine immobilizer
  - SOS Post-Crash Alert System
  - Tire Pressure Monitoring System (TPMS). Standard on SRW and DRW configurations.
  - Driver and Passenger Airbags
  - Passenger-side Airbag Cut-off Switch. Not available with Passenger Seat Delete (21J, 21K and 211) or Right Hand Door Delete (60X) configurations
  - Safety Canopy® Side-curtain Airbags

## CO-PILOT350 TECHNOLOGY

- Forward Collision Warning
  - Hill Start Assist
  - Post-Collision Braking
- Note:** Can potentially lessen the severity of a secondary collision by automatically applying moderate brake pressure when an initial collision event is detected.
- Side Wind Stabilization
  - Pre-Collision with Automatically Emergency Braking
- Note:** If a potential collision is detected, a warning flashes and an alert sound, and if the driver's response is not sufficient, the system can automatically apply the brakes to help minimize a frontal collision.
- Lane-Keeping System
- Note:** Includes Lane-Keeping Alert and Driver Alert. This feature can alert the driver, during day or night, if their vehicle is unintentionally leaving its intended lane.
- Auto High-Beam Headlamps
  - Rear View Camera with Trailer Hitch Assist.
- Note:** Camera will be high-mount for Medium Roof and High Roof.
- Automatic Rain-Sensing Windshield Wipers

**Option Included in Base Price: Front and Rear Vinyl Floor Covering (16E) and Rear Step Bumper (43E)**

**Base Prices High Roof (109.4"), 9,950# GVWR**

<input type="checkbox"/> Transit 350 DRW EL (F4X/101A) 148" Wheelbase (V.4)	\$47,979.00
<input type="checkbox"/> Transit 350 DRW EL All-Wheel Drive (F4U/101A) 148" Wheelbase	\$52,568.00

**Base Prices High Roof (109.4"), 10,360# GVWR**

<input type="checkbox"/> Transit 350 DRW EL (S4X/101A) 148" Wheelbase	\$48,294.00
<input type="checkbox"/> Transit 350 DRW EL All-Wheel Drive (S4U/101A) 148" Wheelbase (3.5L EcoBoost)	\$54,191.00

**Base Prices High Roof (109.4"), 11,000# GVWR**

<input checked="" type="checkbox"/> Transit 350 DRW EL (U8X/101A) 148" Wheelbase	\$50,094.00
<input type="checkbox"/> Transit 350 DRW EL All-Wheel Drive (U8U/101A) 148" Wheelbase (3.5L EcoBoost)	\$55,291.00

**Available Options**

	<b>Code</b>	<b>Price</b>
<input type="checkbox"/> 3.5L EcoBoost V-6 Engine	99G/44U	1775.00
<input type="checkbox"/> Vehicle Maintenance Monitor	61C	45.00
<input type="checkbox"/> Heater, Engine Block	41H	75.00
<input checked="" type="checkbox"/> Axle, Limited Slip	<b>X L</b>	<b>325.00</b>
<input checked="" type="checkbox"/> Dual Batteries 70 amp-hr (ea)	<b>63E</b>	<b>295.00</b>
<input type="checkbox"/> Dual Batteries 70 amp-hr (ea) and Dual Alternators 250 Amps (ea)	63E/63C	1320.00
<b>(Available only with 3.5L Eco Boost Engine)</b>		
<input type="checkbox"/> Seats Cloth, 2-way manual driver and Passenger Seats	21L/21M	115.00
<input type="checkbox"/> Seats Cloth 10-way power Heated Driver and Passenger Seats	21Q/21R	990.00
<input type="checkbox"/> Heavy Duty Front Axle (Standard on All-Wheel Drive)	41E	315.00
<input type="checkbox"/> Front Fog Lamps	55D	105.00
<input type="checkbox"/> Perimeter Anti-Theft Alarm	59D	155.00
<input type="checkbox"/> Daytime Running Lights	942	45.00
<input type="checkbox"/> License Plate Bracket Front	153	N/C
<input type="checkbox"/> Short Arm Manual Folding Power Heated with Turn Signals	545	160.00
<input type="checkbox"/> Long Arm Non Telescoping Mirrors-Power	543	65.00
<input type="checkbox"/> Long Arm Non Telescoping Mirrors-Power Heated with Turn Signals	544	220.00
<input checked="" type="checkbox"/> Trailer Tow Package-Heavy Duty	<b>53B</b>	<b>485.00</b>
<input checked="" type="checkbox"/> Integrated Trailer Brake Controller ( <u>Inc. Trailer Tow Pkg. &amp; Cruise</u> )	<b>67D/53B/60C</b>	<b>1215.00</b>
<input checked="" type="checkbox"/> Back Up Alarm	<b>43B</b>	<b>150.00</b>
<input type="checkbox"/> Keyless-Entry Pad	52C	95.00
<input type="checkbox"/> Remote Start.	68B	495.00
<input checked="" type="checkbox"/> 50/50 Hinged Rear Door 253-degree Opening (148" Wheelbase)	<b>18P</b>	<b>75.00</b>
<input type="checkbox"/> 60/40 Hinged Passenger Side Door ( <u>Low Roof Only</u> )	59A	N/C
<input type="checkbox"/> Glass, Fixed Rear-Door	17A	250.00
<input type="checkbox"/> Glass, Fixed Passenger Side/Fixed Rear-Door	17B	425.00
<input type="checkbox"/> Windows-All-Around, fixed	17F	625.00
<input checked="" type="checkbox"/> Air Conditioning Front/Rear (Driver controlled). <b>(Not Available with Rear Vinyl, Packages 96D &amp; 96C)</b>	<b>57G</b>	<b>860.00</b>
<input checked="" type="checkbox"/> AM/FM Stereo, Bluetooth, Dual USB Ports, SYNC3, and a 4.0 inch Multi-Function display	<b>58V</b>	<b>280.00</b>
<input type="checkbox"/> SYNC 4 with 12-inch Display	58B/61E	930.00
<input type="checkbox"/> SYNC 4 with Sirius XM with 360L, HD Radio, & 12-inch Display	58C/61E	1165.00
<input type="checkbox"/> SYNC 4 with Sirius XM with 360L, HD Radio, Navigation Cruise Control & 12-inch Display	58E/61E/60C	1780.00
<input type="checkbox"/> SYNC 4 with Sirius XM with 360L, HD Radio, Navigation Intelligent Adaptive Cruise Control & 12-inch Display	58F/61E	2050.00
<input type="checkbox"/> Cruise Control	60C	325.00
<input type="checkbox"/> Dual-Note Horn	85D	20.00
<input type="checkbox"/> Full Rear Compartment Lighting	15F	75.00



<input type="checkbox"/>	Cargo Tie-Down Hooks (6 Tie-Down Hooks)	17P	25.00
<input type="checkbox"/>	<b>Heavy Duty Cargo Flooring and Heavy Duty Scuff Plate Kit</b> (Not Available w/Rear Air Conditioning)	60B	875.00
<input type="checkbox"/>	<b>Upfitter Package</b> (High Capacity Upfitter Switches, Large Center Console, Auxiliary Fuse Panel with High Spec Interface Connector, Dual AGM Batteries (63E), and Modified Vehicle Wiring System (53K))	67C	610.00
<input type="checkbox"/>	<b>Load Area Protection Package</b> (Full Height Polypropylene Cargo area panels)	96D	395.00
<input type="checkbox"/>	<b>Exterior Upgrade Package</b> (Chrome-trimmed, HID Headlamps, Wiper Activated Headlamps, Honeycomb Mesh Grill with Chrome Surround, and 16" Steel Wheel)	18D	535.00
<input type="checkbox"/>	<b>Interior Upgrade Package</b> (Cruise control, Vinyl Front and Rear Flooring, Vinyl Sunvisor Illuminated Vanity Mirror, Cloth driver and passenger Seats (21L/21M), and Full Height Polypropylene Cargo area panels.)	96C	1435.00
<input type="checkbox"/>	Vinyl Sun Visors with Illuminated Vanity Mirror	85C	75.00
<input checked="" type="checkbox"/>	<b>(2) Additional Keys w/FOBS</b>	86F	75.00
<input type="checkbox"/>	Power Outlet 110V/400W	90D	475.00
<input checked="" type="checkbox"/>	<b>Power Point – 12V rear</b>	87A	15.00
<input type="checkbox"/>	Reverse Sensing System	43R	295.00
<input type="checkbox"/>	Blind Spot Assist 1.0	65A/58B	1725.00
<input type="checkbox"/>	Bulkhead with Lockable Door ( <b>Medium and High Roof Only</b> )	47T	1395.00
<input type="checkbox"/>	Side Sensing System (Includes Reverse Sensing and Fog Lamps)	94A	475.00

**Total Price \$53,869.00 ea**

### Colors for Transit 350 Cargo Van

<u>Solid</u> <u>Exterior Colors</u>	<u>Interior Colors</u>	
	<u>Pewter (VK/CK)</u>	<u>Charcoal (CB) (Cloth Only)</u>
School Bus Yellow	[BY] [ ]	[ ]
Race Red	[PQ] [ ]	[ ]
<b>Oxford White</b>	[YZ] [x]	[ ]
<b>Extra Cost Paint (add \$200.00)</b>		
Agate Black Metallic	[UM] [ ]	[ ]
Ingot Silver	[UX] [ ]	[ ]
Carbonized Gray Metallic	[M7] [ ]	[ ]
Blue Metallic	[FT] [ ]	[ ]
Avalanche Gray Metallic	[DR] [ ]	[ ]
Abyss Gray Metallic	[ME] [ ]	[ ]
Blue Mist	[MT] [ ]	[ ]

**AN  
ORDINANCE**

**of the City Council of the City of Berkley, Michigan to Add Sec. 138-199, and to Amend Sec. 138-32, Section 138-387, Sec. 138-388, Sec. 138-418, Sec. 138-427, Sec. 138-428, Sec. 138-442, Sec. 138-443, Sec. 138-457, and Sec. 138-458 of Chapter 138 – Zoning to allow outdoor service areas as a principal permitted use and allow rooftop outdoor eating areas for restaurants and other food serving establishments as a special use.**

**THE CITY OF BERKLEY  
ORDAINS:**

**SECTION 1:** Section 138-32 of Chapter 138 of the Berkley City Code must be amended, as follows:

*Outdoor service area:* A porch, patio, deck, sidewalk, parking lot, parking space, or other public or private land area used for seated dining and beverage service, which is adjacent and accessory to, but not located within the interior building walls of food and/or beverage establishments. Rooftop outdoor eating areas are not considered outdoor service areas.

*Rooftop outdoor seating area:* A temporary, exterior area, located on the roof of a building at least one story above grade, that is used for seated consumption of food and/or beverages, is operated by and is accessory to a food and/or beverage establishment within the building.

**SECTION 2:** Section 138-199 must be added to Division 6 of Chapter 138 of the Berkley City Code, as follows:

**Sec. 138-199. – Outdoor service areas.**

Outdoor service areas are permitted when in compliance with the following regulations:

- (a) Permit. An outdoor service area may be permitted only upon the approval of an outdoor service permit by the Zoning Administrator. All outdoor service area permits will expire on December 31st of the current year unless another time frame is specified in the permit or by the requirements of this Section. Outdoor service area permits are required to be renewed annually, subject to administrative review.

All applications for an outdoor service area permit or permit renewal must include the following:

- (1) Sketch Plan: A sketch plan (top-view drawing of the outdoor service area) with:
  - a. The location of an outdoor service area in relation to the business it will serve; the entrance to the business; adjacent properties (include addresses) and their building entrances; and existing landscaping, road, trees, catch basins, fire hydrants, and other utilities.
  - b. The dimensions of the outdoor service area footprint.
  - c. The location of the access ramps, platforms, and enclosures.



- d. Details of any hardware such as fasteners to be used in the construction of ramps and platforms.
  - e. The location and dimensions of all street furniture and furnishings, including, but not limited to tables, chairs, trash receptacles, benches, and sun shading.
  - f. The location of outdoor lighting fixtures, if proposed, as well as the location of wiring and a description of how the wiring will be secured to prevent tripping or electrical hazards.
  - g. Location of on-site driveways and adjacent alleys.
  - h. If using on-site parking spaces, the setback dimensions of the enclosure from traffic lanes, vehicle circulation aisles, alleys, and adjacent parking spaces not used in the outdoor service area.
- (2) Photographs, drawings, or manufacturer's brochures fully describing the appearance of all proposed tables, chairs, umbrellas, awnings, canopies, lighting, or other furnishings/fixtures related to the outdoor service area, including but not limited to portable heaters, and other fixtures used during colder weather.
- (3) A signed Hold Harmless Agreement as provided by the City.
- (4) For an outdoor service area proposed in a public right-of-way or on other public property, a Certificate of Liability Insurance, in an amount acceptable to the City, and naming the City as an additionally insured.
- (5) For an outdoor service area in which alcohol is served, a liquor liability policy or certificate of insurance naming the City as an additionally insured.
- (6) If outdoor lighting is proposed, the Zoning Administrator may require a photometric plan.
- (7) If temporary shelters are proposed, a separate sketch plan must be submitted with the following:
- a. The location and dimensions of all temporary shelters within the permitted outdoor service area.
  - b. A dimensioned interior seating layout.
  - c. The materials of which the shelters are fabricated.
  - d. The type, size and location of portable heating elements, fuel tanks, and decorative lighting.
  - e. The type and location of lighting to be used.
  - f. The power source for portable heating elements and lighting, with description of how the wiring will be secured to prevent tripping or electrical hazards.

- (b) Location. Outdoor service areas are allowed in on-site parking spaces or lots, sidewalks, and similar areas, with the following limitations:
- (1) When located in the side or rear yard of a site, an outdoor service area must be a minimum 50 feet from the property line of any single-family or multiple-family zoning district.
  - (2) Outdoor service areas must be setback at least 2 feet from adjacent vehicle traffic lanes, vehicle circulation aisles, or alleys.
  - (3) Outdoor service areas must be at least 3 feet from adjacent parking spaces not used as an outdoor service area.
  - (4) Outdoor service areas only may be allowed in on-site parking spaces or parking lots when parking provided without the spaces to be used for the outdoor service area still meets the minimum parking requirements for the principal building on-site as well as for any existing parking agreements.
- (c) Time of Operation. Permitted outdoor service areas may be operated all year. However, outdoor service areas in the public right-of-way are limited to April 1<sup>st</sup> through October 31<sup>st</sup>.
- (d) Temporary Shelters. Outdoor service area permittees may be allowed to erect temporary shelters, such as tents, igloos, bubbles, garden sheds, or similar type when in compliance with the following regulations:
- (1) Non-electric heating elements are prohibited inside any temporary shelters.
  - (2) The location of all non-electric portable heating elements must be a minimum of ten (10) feet from temporary shelters.
- (e) Access. All outdoor services areas, whether located on a sidewalk or accessed from a sidewalk, must allow a minimum of five (5) feet of unobstructed pedestrian access along the sidewalk, as well as ingress/egress to the principal use for which the outdoor service area is accessory. Unobstructed pedestrian access along the sidewalk may be reduced to no less than three (3) feet when street furnishings, such as but not limited to street trees, fire hydrants, benches or trash receptacles, are present and dedicated passing areas are immediately adjacent.
- Outdoor service areas must comply with Michigan Barrier Free Code, including but not limited to the following:
- (1) Entrances must be a minimum of 48 inches wide.
  - (2) Connections between platforms, ramps, sidewalks, or parking spaces must be flush, and must not leave a horizontal gap greater than 1/2 inch, or a vertical separation greater than a quarter inch. 1:4 bevels are required for vertical differences that exceed a quarter inch.
  - (3) For outdoor service areas proposed on parking spaces with grades that exceed 5%, level platforms must be provided.

- (4) Ramps must be provided for parking space outdoor service areas that are accessed from curbed sidewalks.
- (f) Ramps and Platforms. Ramps and platforms for outdoor service areas must comply with the following regulations:
- (1) Bolting of ramps and platforms into the road or penetrating the surface of the road/parking space is prohibited. Ramps and platforms may be bolted to the existing curb, but curbs must be restored to the satisfaction of the City of Berkeley DPW.
  - (2) Ramps and platforms must be designed and constructed to maintain unobstructed drainage flow along the gutter.
  - (3) Platform and ramp substructures must be made of quality materials: i.e., wood, treated wood or composite materials. Platform and ramp surfaces must be of a non-slip, composite material.
- (g) Enclosures. Enclosures are required for outdoor service areas in the following circumstances: when alcohol is served, when outdoor service areas on the sidewalk are within one foot of the back of the curb, and when using parking spaces. Enclosures must comply with the following regulations:
- (1) The enclosures must be clearly marked, using railings, planters, fencing, or similar materials.
  - (2) Enclosures must not block the view of traffic, including pedestrian traffic, or block the view of traffic control devices such as traffic signs, traffic signals, and other traffic warning devices.
  - (3) The minimum height of an enclosure is 36 inches and maximum height is 42 inches.
  - (4) For outdoor service areas serving alcohol, the enclosure must define and secure the outdoor service area for alcohol consumption.
  - (5) For sidewalk outdoor service areas within one foot of the back of the curb, the enclosure must be located along the curb separating the outdoor service area from the roadway.
  - (6) For outdoor service areas using parking spaces, the enclosure must be a continuous, rigid physical separation with a height of 42 inches on all sides of the outdoor service area adjacent to vehicle traffic lanes, vehicle circulation aisles, alleys, and parking spaces not used as an outdoor service area.
- (h) Alcohol service. Alcoholic beverages may be served in an outdoor service area, as licensed by the State, for consumption by customers of the licensee.
- (i) Street furniture and furnishings. Street furniture and furnishings are allowed in outdoor service areas when the following regulations are met:

- (1) Outdoor service area street furniture/fixtures must not block the view of traffic, including pedestrian traffic, or block the view of traffic control devices such as traffic signs, traffic signals, and other traffic warning devices.
  - (2) All outdoor service area street furniture/fixtures must be of substantial weight so that at no time could the outdoor service area furniture present an obstruction or risk to public safety, especially during inclement weather. All umbrellas must be closed or removed each evening.
  - (3) Hanging or overhead objects, including umbrellas, must have a minimum clearance of at least 7 feet.
  - (4) All outdoor service area furniture/fixtures must be maintained in a state of good repair. Any outdoor service area furniture/fixtures having broken, peeling, or rusting features or are showing other signs of disrepair must be promptly removed and replaced.
  - (5) All sun shading must be constructed of fire-retardant materials.
- (j) Lighting. Temporary, decorative outdoor lighting, such as string lights or electric candles, may be permitted in outdoor services areas when such lighting is limited to the hours of operation of the outdoor service area, does not create glare that negatively impacts public safety or adjacent properties, and is secured in a manner to prevent trip or electrical hazard. All other lighting must meet the requirements in Section 138-143(b).
- (k) Heating elements. Electric and non-electric heating elements may be permitted in outdoor services areas. Non-electric heating elements must be placed a minimum of 10 feet from all permanent or temporary structures. Electric heating elements must be secured in a manner to prevent tripping or electrical hazard.
- (l) Maintenance. The maintenance of an outdoor service area is the responsibility of the establishment. Maintenance includes, but is not limited to surface treatment and cleaning, litter control, sweeping, and snow and ice removal. Any sidewalk or public property permitted to be used as an outdoor service area must be kept neat and clean at all times and free from any substance that may cause pedestrian injury or damage to the sidewalk or public property.

**SECTION 4:** Section 138-387 of Chapter 138 of the Berkley City Code must be amended, as follows:

**Sec. 138-387. – Principal Uses permitted.**

Principal uses permitted in the LB district are as follows:

- (1) Any generally recognized retail business whose principal activity is the sale of commodities on the premises, in a completely enclosed building including, but not limited to, the sale of groceries, meats, dairy products, baked goods and other food items dispensed for consumption off the site, drugs, pharmaceutical, apothecary items, flowers, dry goods, furnishings, jewelry, clothing millinery, shoes, books and periodicals, stationery and office supplies and hardware.

- (2) Specialty shops such as, but not limited to, antique shops, craft shops and shops for the sale of gifts and notions.
- (3) Personal service establishments which perform services on the premises directly for the consumer such as, but not limited to, repair shops (shoes, watches, jewelry, radios, televisions, small appliances, vacuum and sewing machines, etc.), beauty salons, hair salons, barber shops, manicuring studios, tanning salons, massage facilities, spa service facilities, self-service laundries, reproduction/copy centers, printing, mailing/shipping centers, while prohibiting service facilities of package shipping providers, but which may require a retail adjunct.
- (4) Any service establishments including a showroom or workshop of an electrician, decorator, caterer, baker, painter, upholsterer, tailor, seamstress/dressmaker, photography studios and similar service establishments that require a retail adjunct.
- (5) Dry cleaning establishments of a retail nature. Strictly wholesale dry cleaning establishments must be prohibited.
- (6) Business establishments which perform services on the premises such as, but not limited to, banks, credit unions, savings and loan associations, loan companies, insurance offices, travel services, and real estate offices. Bank, savings and loan associations and credit unions may include drive-up facilities only as an accessory use subject to the required provisions for stacking or waiting space, apart from required off street parking areas, at the rate of 4 car spaces for each service window or pedestal, in addition to providing a full car length space at the window or pedestal.
- (7) Offices for any of the following occupations: executive, administrative, manufacturer representatives, building/construction company or contract sales headquarters, professional, accounting, writing, clerical, stenographic, drafting and real estate sales, subject to the limitations contained in section 138-390.
- (8) Professional offices for medical (doctors, osteopaths, chiropractors, psychologists, and psychiatrists) dental and optical, including clinics (outpatient service only); and other similar or allied professions subject to the limitations contained in section 138-390.
- (9) Professional offices for lawyers, architects, landscape architects, urban planners, engineers and other similar or allied professions, subject to the limitations contained in section 138-390.
- (10) Theaters, assembly halls, concert halls or similar places of assembly when conducted completely within enclosed buildings.
- (11) Places of worship.
- (12) Commercial recreational uses such as bowling alleys, billiard halls, indoor archery ranges, indoor skating rinks, indoor tennis courts, athletic or health clubs, schools of dance, schools of martial arts, or similar forms of indoor commercial recreation.
- (13) Restaurants, bars, lounges or other places serving food or beverage within enclosed buildings, not including drive-in ~~or~~ drive-through ~~or outdoor service~~ eating establishments.

- (14) Single-family, two-family and multiple-family dwellings when located on the second floor or above a first floor permitted or special use. Single-family detached dwellings and first floor dwelling units are prohibited.
- (15) Accessory structures and uses customarily incidental to the above permitted uses.
- (16) Marihuana retailers and medical marihuana provisioning centers.

**SECTION 5:** Section 138-388 of Chapter 138 of the Berkley City Code must be amended, as follows:

**Sec. 138-388. Special uses.**

The following special uses must be permitted in the LB local business district, subject to the regulations in article VI, division 6, Special Uses, of this chapter:

- (1) Automobile service stations, subject to the requirements of section 138-389.
- (2) Drive-in and drive-through eating establishments.
- (3) Drive-through retail/service establishments.
- (4) Open air business uses when developed as uses accessory to primary uses and structures in the LB local business district as follows:
  - a. [Rooftop](#) outdoor seating areas for restaurants or other food serving establishments.
  - b. Outdoor retail sales of fruits, vegetables and plant materials not grown on site and sales of lawn furniture, playground equipment, hardware supplies and other home garden supplies.
  - c. Businesses in the character of open store fronts.
- (5) Commercial amusement device centers.
- (6) Nursery schools, day nurseries and child care centers, provided:
  - a. Applicants are licensed through the Michigan Department of Licensing and Regulatory Affairs (LARA). Proof of licensing must be provided to the city when submitting an application for a business license.
  - b. Facilities meet the minimum requirements established by the Michigan Department of Licensing and Regulatory Affairs (LARA) and meet the minimum standards of section 138-391 Area and bulk requirements and section 138-392 Building design requirements.
  - c. Facilities meet screening requirements as deemed reasonable by the planning commission, including masonry walls up to six feet in height, decorative fencing or landscaping.
  - d. Applicants, staff, and facilities meet the minimum standards established by the Michigan Child Care Organizations, MCL 722.111 et seq., as amended.

**SECTION 6:** Section 138-418 of Chapter 138 of the Berkley City Code must be amended, as follows:

**Sec. 138-418. Special uses.**

The following special uses must be permitted in the downtown district, subject to the regulations in article VI administration and enforcement, division 6 special uses, of this chapter:

- (1) Offices or agencies, when located on the first floor.
- (2) Banks.
- (3) Convenience stores.
- (4) Outdoor sales or [rooftop outdoor](#) eating areas, when developed as accessory to primary uses and structures.
- (5) Repair shops or workshops such as, but not limited to, clothing, shoes, watches, televisions, small appliances, electrician, painter, and upholstery.
- (6) Resale shops.

**SECTION 7:** Section 138-427 of Chapter 138 of the Berkley City Code must be amended, as follows:

**Sec. 138-427. Principal uses permitted.**

Principal uses permitted in the Gateway district are as follows:

- (1) Any generally recognized retail business whose principal activity is the sale of commodities on the premises, in a completely enclosed building including, but not limited to, the sale of groceries, meats, dairy products, baked goods and other food items dispensed for consumption off the site, drugs, pharmaceutical, apothecary items, flowers, dry goods, furnishings, jewelry, clothing millinery, shoes, books and periodicals, stationery and office supplies and hardware.
- (2) Specialty shops such as, but not limited to, antique shops, craft shops and shops for the sale of gifts and notions.
- (3) Personal service establishments which perform services on the premises directly for the consumer such as, but not limited to, repair shops (shoes, watches, jewelry, radios, televisions, small appliances, vacuum and sewing machines, etc.), beauty salons, hair salons, barber shops, manicuring studios, tanning salons, massage facilities, spa service facilities, self-service laundries, reproduction/copy centers, printing, mailing/shipping centers, while prohibiting service facilities of package shipping providers, but which may require a retail adjunct.
- (4) Any service establishments including a showroom or workshop of an electrician, decorator, caterer, baker, painter, upholsterer, tailor, seamstress/dressmaker, photography studios and similar service establishments that require a retail adjunct.
- (5) Dry cleaning establishments of a retail nature. Strictly wholesale dry cleaning establishments must be prohibited.



- (6) Business establishments which perform services on the premises such as, but not limited to, banks, credit unions, savings and loan associations, loan companies, insurance offices, travel services, and real estate offices. Bank, savings and loan associations and credit unions may include drive-up facilities only as an accessory use subject to the required provisions for stacking or waiting space, apart from required off street parking areas, at the rate of 4 car spaces for each service window or pedestal, in addition to providing a full car length space at the window or pedestal.
- (7) Offices for any of the following occupations: executive, administrative, manufacturer representatives, building/construction company or contract sales headquarters, professional, accounting, writing, clerical, stenographic, drafting and real estate sales, subject to the limitations contained in section 138-410.
- (8) Professional offices for medical (doctors, osteopaths, chiropractors, psychologists, and psychiatrists) dental and optical, including clinics (outpatient service only); and other similar or allied professions subject to the limitations contained in section 138-410.
- (9) Professional offices for lawyers, architects, landscape architects, urban planners, engineers and other similar or allied professions, subject to the limitations contained in section 138-410.
- (10) Theaters, assembly halls, concert halls or similar places of assembly when conducted completely within enclosed buildings.
- (11) Places of worship.
- (12) Commercial recreational uses such as bowling alleys, billiard halls, indoor archery ranges, indoor skating rinks, indoor tennis courts, athletic or health clubs, schools of dance, schools of martial arts, or similar forms of indoor commercial recreation.
- (13) Restaurants, bars, lounges or other places serving food or beverage within enclosed buildings, not including drive-in; ~~or drive-through~~ ~~or outdoor service~~ eating establishments.
- (14) Single-family, two-family and multiple-family dwellings when located on the second floor or above a first floor permitted or special use. Single-family detached dwellings and first floor dwelling units are prohibited.
- (15) Accessory structures and uses customarily incidental to the above permitted uses.
- (16) Marihuana retailers and medical marihuana provisioning centers.

**SECTION 8:** Section 138-428 of Chapter 138 of the Berkley City Code must be amended, as follows:

**Sec. 138-428. Special uses.**

The following special uses must be permitted in the Gateway district, subject to the regulations in article IV, division 6, special uses, of this chapter:

- (1) Automobile service stations, subject to the requirements of section 138-429.
- (2) Drive-in and drive-through eating establishments.
- (3) Drive-through retail/service establishments.
- (4) Commercial amusement device centers.



- (5) Open air business uses when developed as uses accessory to primary uses and structures in the Gateway district as follows:
  - a. [Rooftop](#) outdoor seating areas for restaurants or other food serving establishments.
  - b. Outdoor retail sales of fruits, vegetables and plant materials not grown on site and sales of lawn furniture, playground equipment, hardware supplies and other home garden supplies.
  - c. Businesses in the character of open store fronts.

**SECTION 9:** Section 138-442 of Chapter 138 of the Berkley City Code must be amended, as follows:

**Sec. 138-442. Principal uses permitted.**

Principal uses permitted in the Coolidge Districts are as follows:

- (1) Any generally recognized retail business whose principal activity is the sale of commodities on the premises, in a completely enclosed building including, but not limited to, the sale of groceries, meats, dairy products, baked goods and other food items dispensed for consumption off the site, drugs, apothecary items, flowers, dry goods, furnishings, jewelry, clothing, shoes, books and periodicals, stationery and office supplies and hardware.
- (2) Specialty shops such as, but not limited to, antique shops, craft shops and shops for the sale of gifts and notions.
- (3) Personal service establishments which perform services on the premises directly for the consumer such as, but not limited to, repair shops (shoes, watches, jewelry, small appliances, etc.), hair salons, barber shops, manicuring studios, spa service facilities, self-service laundries, reproduction/copy centers, printing, mailing/shipping centers, while prohibiting service facilities of package shipping providers, but which may require a retail adjunct.
- (4) Any service establishments including a showroom or workshop of an electrician, decorator, caterer, baker, painter, upholsterer, tailor, photography studios and similar service establishments that require a retail adjunct.
- (5) Dry cleaning establishments of a retail nature. Strictly wholesale dry cleaning establishments must be prohibited.
- (6) Business establishments which perform services on the premises such as, but not limited to, banks, credit unions, savings and loan associations, insurance offices, travel services and the like. Banks and other financial institutions may include drive-up facilities only as an accessory use subject to the required provisions for stacking spaces.
- (7) Offices for any of the following occupations: executive, administrative, manufacturer representatives, building/construction company or contract sales headquarters, professional, accounting, writing, clerical, stenographic, drafting and real estate sales.
- (8) Professional offices for medical (doctors, osteopaths, chiropractors, psychologists, and psychiatrists) dental and optical, including clinics (outpatient service only); and other similar or allied professions.
- (9) Professional offices for lawyers, architects, landscape architects, urban planners, engineers and other similar or allied professions.

- (10) Theaters, assembly halls, concert halls or similar places of assembly when conducted completely within enclosed buildings.
- (11) Places of worship.
- (12) Commercial recreational uses such as bowling alleys, billiard halls, indoor archery ranges, indoor skating rinks, indoor tennis courts, athletic or health clubs, schools of dance, schools of martial arts, or similar forms of indoor commercial recreation.
- (13) Restaurants, bars, lounges or other places serving food or beverage within enclosed buildings, not including drive-in, ~~or drive-through or outdoor service~~ eating establishments.
- (14) Dwellings above a business use.
- (15) Accessory structures and uses customarily incidental to the above permitted uses.
- (16) Marihuana retailers and medical marihuana provisioning centers.

**SECTION 10:** Section 138-443 of Chapter 138 of the Berkley City Code must be amended, as follows:

The following special uses must be permitted in the Coolidge district, subject to the regulations in article VI, division 6, special uses, of this chapter:

- (1) Automobile service stations, subject to the requirements of section 138-444.
- (2) Drive-in and drive-through eating establishments.
- (3) Drive-through retail/service establishments.
- (4) Open air business uses when developed as uses accessory to primary uses and structures in the Coolidge district as follows:
  - a. [Rooftop](#) outdoor seating areas for restaurants or other food serving establishments.
  - b. Outdoor retail sales of fruits, vegetables and plant materials not grown on site and sales of lawn furniture, playground equipment, hardware supplies and other home garden supplies.
  - c. Businesses in the character of open store fronts.
- (5) Commercial amusement device centers.

**SECTION 11:** Section 138-457 of Chapter 138 of the Berkley City Code must be amended, as follows:

**Sec. 138-457. Principal uses permitted.**

Principal uses permitted in the twelve mile district are as follows:

- (1) Any generally recognized retail business whose principal activity is the sale of commodities on the premises, in a completely enclosed building including, but not limited to, the sale of groceries, meats, dairy products, baked goods and other food items dispensed for consumption off the site, pharmaceuticals, apothecary items, flowers, dry goods, furnishings, jewelry, clothing, shoes, books and periodicals, stationery and office supplies and hardware.

- (2) Specialty shops such as, but not limited to, antique shops, craft shops and shops for the sale of gifts and notions.
- (3) Personal service establishments which perform services on the premises directly for the consumer such as, but not limited to, repair shops (shoes, watches, jewelry, small appliances, etc.), hair salons, barber shops, manicuring studios, spa service facilities, self-service laundries, reproduction/copy centers, printing, mailing/shipping centers, while prohibiting service facilities of package shipping providers, but which may require a retail adjunct.
- (4) Any service establishments including a showroom or workshop of an electrician, decorator, caterer, baker, painter, upholsterer, tailor, photography studios and similar service establishments that require a retail adjunct.
- (5) Dry cleaning establishments of a retail nature. Strictly wholesale dry cleaning establishments must be prohibited.
- (6) Offices for any of the following occupations: executive, administrative, manufacturer representatives, building/construction company or contract sales headquarters, professional, accounting, writing, clerical, stenographic, drafting and real estate sales.
- (7) Professional offices for medical (doctors, osteopaths, chiropractors, psychologists, and psychiatrists) dental and optical, including clinics (outpatient service only); and other similar or allied professions.
- (8) Professional offices for lawyers, architects, landscape architects, urban planners, engineers and other similar or allied professions.
- (9) Theaters, assembly halls, concert halls or similar places of assembly when conducted completely within enclosed buildings.
- (10) Places of worship.
- (11) Commercial recreational uses such as bowling alleys, billiard halls, indoor archery ranges, indoor skating rinks, indoor tennis courts, athletic or health clubs, schools of dance, schools of martial arts, or similar forms of indoor commercial recreation.
- (12) Restaurants, bars, lounges or other places serving food or beverage within enclosed buildings, not including drive-in, ~~or drive-through~~ ~~or outdoor service~~ eating establishments.
- (13) Apartments or townhouses,
- (14) Dwellings above a business use.
- (15) Accessory structures and uses customarily incidental to the above permitted uses.
- (16) Marihuana retailers and medical marihuana provisioning centers.

**SECTION 12:** Section 138-458 of Chapter 138 of the Berkley City Code must be amended, as follows:

**Sec. 138-458. Special uses.**

The following special uses must be permitted in the twelve mile district, subject to the regulations in article VI, division 6, special uses, of this chapter:

- (1) Automobile service stations, subject to the requirements of section 138-409.

- (2) Drive-in and drive-through eating establishments.
- (3) Open air business uses when developed as uses accessory to primary uses and structures in the twelve mile district as follows:
  - a. [Rooftop](#) outdoor seating areas for restaurants or other food serving establishments.
  - b. Outdoor retail sales of fruits, vegetables and plant materials not grown on site and sales of lawn furniture, playground equipment, hardware supplies and other home garden supplies.
  - c. Businesses in the character of open store fronts.

**SECTION 13: Severability Clause**

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

**SECTION 14: Penalty**

All violations of this ordinance shall be municipal civil infractions and upon determination of responsibility therefore shall be punishable by a civil fine of not more than \$500, and/or such other sanctions and remedies as prescribed in Article IX of Chapter 82 of the Code of Ordinances.

**SECTION 15: Effective Date**

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

**SECTION 16: Publication**

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

Introduced on the First Reading at a Special City Council Meeting on May 10, 2023 .

Adopted on the Second Reading at the Regular City Council Meeting on \_\_\_\_\_ .

\_\_\_\_\_  
Bridget Dean, Mayor

Attest:

\_\_\_\_\_

Victoria Mitchell, City Clerk



# CITY OF BERKLEY COMMUNITY DEVELOPMENT

3338 COOLIDGE HWY, BERKLEY, MICHIGAN 48072

## MEMORANDUM

**To:** City Council

**From:** Kristen Kapelanski, Community Development Director

**Subject:** **Outdoor Seating Amendments First Reading**

**Date:** May 2, 2023

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Over the past several months, the Planning Commission has been working with the City's planning consultant Carlisle Wortman to develop a zoning ordinance amendment to allow outdoor seating primarily as a principal permitted use with specific requirements and regulations and to allow rooftop outdoor seating as a special land use.

Detailed requirements provide businesses with a clear expectation of the information they will need to provide and the standards they will need to meet as part of the administrative approval process and for continued maintenance and upkeep. This would be subject to a yearly renewal, expiring at the end of each calendar year. Standards have been provided for the following:

- Application requirements;
- Hold Harmless Agreement;
- Certificate of Liability Insurance;
- Photometrics (if lighting is proposed);
- Temporary shelters (i.e. cabanas, igloos, etc.);
- Permitted locations;
- Access;
- Enclosures (i.e. moveable fencing);
- Street furniture and furnishings; and
- Maintenance

The Planning Commission held the required public hearing and recommended approval of the amendment at the April 25, 2023 regular meeting.

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THE CITY OF BERKLEY  
Community Development Department  
3338 Coolidge Hwy. Berkley, Michigan 48072  
(248) 658-3320

**NOTICE OF PUBLIC MEETING**  
**BERKELY PLANNING COMMISSION**

NOTICE IS HEREBY GIVEN, in accordance with the Berkley City Code, Section 138-584 and Section 138-522, that there will be a meeting of the Berkley Planning Commission to be held at the City of Berkley in the Council Chambers, 3338 Coolidge Hwy., Berkley, Michigan on **Tuesday, April 25, 2023** at 7:00 PM.

An ordinance of the City Council of the City of Berkley, Michigan to add Section 138-199 and to amend Section 138-32, Section 138-387, Section 138-388, Section 138-418, Section 138-427, Section 138-428, Section 138-442, Section 138-443, Section 138-457 and Section 138-458 of Chapter 138 – Zoning to allow outdoor service areas as a principal permitted use and allow rooftop outdoor eating areas for restaurants and other food serving establishments as a special use.

The draft ordinance is available for review at: [www.berkleymich.org/urbanplanning](http://www.berkleymich.org/urbanplanning).

Comments regarding the amendment may be made in person on the night of the meeting or may be made in writing. All written comments must be submitted to the Community Development Department or emailed to [planning@berkleymich.net](mailto:planning@berkleymich.net) before 4:30 pm on the date of the Planning Commission meeting.

KRISTEN KAPELANSKI  
COMMUNITY DEVELOPMENT DIRECTOR

**Publish Once:**  
Royal Oak Tribune  
Friday, March 24, 2023

**THE REGULAR MEETING OF THE BERKLEY CITY PLANNING COMMISSION WAS CALLED TO ORDER AT 7:00 PM, April 25, 2023 AT BERKLEY CITY HALL BY CHAIR LISA KEMPNER.**

*The minutes from this meeting are in summary form capturing the actions taken on each agenda item. To view the meeting discussions in their entirety, this meeting is broadcasted on the city's government access channel, WBRK, every day at 9AM and 9PM. The video can also be seen, on-demand, on the city's YouTube channel: <https://www.youtube.com/user/cityofberkley>*

**PRESENT:** Michael Woods Lisa Hamameh  
Shiloh Dahlin Joe Bartus  
Lisa Kempner Matteo Passalacqua

**ABSENT:** None

**ALSO, PRESENT:** Kristen Kapelanski, Community Development Director  
Matt Baumgarten, City Manager

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**APPROVAL OF AGENDA**

Community Development Director Kapelanski asked the Planning Commission to consider one modification to the agenda to add a discussion of a potential text amendment to add massage and skincare uses as permitted accessory uses in the office district.

Motion by Commissioner Bartus to approve the agenda with the suggested amendment and supported by Commissioner Woods.

Voice vote to approve the agenda

AYES: 6  
NAYS: 0  
ABSENT: 0

**MOTION CARRIED**

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**APPROVAL OF THE MINUTES**

Motion by Commissioner Dahlin to approve the minutes of regular Planning Commission meeting on January 24, 2023 and supported by Commissioner Bartus.

Voice vote to approve the meeting minutes of January 24, 2023.

AYES: 6  
NAYS: 0  
ABSENT: 0

**MOTION CARRIED**

Motion by Commissioner Bartus to approve the minutes of the work session of the Planning Commission and City Council on February 28, 2023 and supported by Commissioner Woods.

Voice vote to approve the meeting minutes of February 28, 2023.

AYES: 6  
NAYS: 0  
ABSENT: 0

**MOTION CARRIED**

Motion by Commissioner Woods to approve the minutes of the joint work session of the Planning Commission and City Council on April 5, 2023 and supported by Commissioner Dahlin.

Voice vote to approve the meeting minutes of April 5, 2023.

AYES: 6  
NAYS: 0  
ABSENT: 0

**MOTION CARRIED**

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**COMMUNICATIONS**

Community Development Director Kapelanski stated the Michigan Planner was provided and staff received one email on the CIP, which appears later in the agenda.

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**CITIZEN COMMENTS**

NONE

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**OLD BUSINESS**

1. **PUBLIC HEARING:** An ordinance of the City Council of the City of Berkley, Michigan to add Section 138-199 and to amend Section 138-32, Section 138-387, Section 138-388, Section 138-418, Section 138-427, Section 138-428, Section 138-442, Section 138-443, Section 138-457 and Section 138-458 of Chapter 138 – Zoning to allow outdoor service areas as a principal permitted use and allow rooftop outdoor eating areas for restaurants and other food serving establishments as a special use.

Community Development Director Kapelanski introduced the amendment and thanked the Commission for their work on this ordinance and stated she has received positive feedback from interested businesses.

Chair Kempner opened the public hearing at 7:05 PM and closed the public hearing at 7:05 PM, there being no members of the public present and no comments received.

Commissioner Bartus confirmed the City would not be liable for damage caused by permittees.

Commissioner Hamameh confirmed the Planning Commission should act on this tonight and asked that future public hearings also include 'consideration' so that the intent of the agenda is clear.

Motion by Commissioner Hamameh to recommend approval to the City Council of the proposed ordinance amendments as presented by staff.

Motion supported by Commissioner Woods.

Roll call vote to recommend approval of the proposed amendment.

AYES: 6  
NAYS: 0  
ABSENT: 0

**MOTION CARRIED**

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**NEW BUSINESS**

**1. Capital Improvement Plan:**

City Manager Baumgarten went over the proposed expenditures of the proposed Capital Improvement Plan. The Planning Commission had several inquiries related to:

- Needed updates to City Hall;
- Electric vehicle charging stations;
- Tree removals for sidewalk replacements;
- Sidewalk replacements generally;
- Light fixture replacements;
- Lead service replacements;
- RCOC's role in road improvements;
- Alley maintenance and conversion; and
- The proposed timeline of the plan in light of the proposed Headlee Override.

Motion by Commissioner Hamameh to approve the Capital Improvement Plan, as presented.  
Motion supported by Commissioner Passalacqua.

Roll call vote to approve the Capital Improvement Plan.

AYES: 6  
NAYS: 0  
ABSENT: 0

MOTION CARRIED  
\*\*\*\*\*

**2. Site Plan Extension – Berkley BP PSP-05-22: 2576 Coolidge:**

Community Development Director Kapelanski noted the applicant is asking for an extension of the existing approved site plan for one year.

Commissioner Passalacqua confirmed the reasons for the extension as outlined in the applicant provided letter.

Motion by Commissioner Hamameh to approve the site plan extension for Berkley BP PSP-05-22 at 2576 Coolidge.  
Motion supported by Commissioner Dahlin.

Roll call vote to approve the site plan extension.

AYES: 6  
NAYS: 0  
ABSENT: 0

MOTION CARRIED  
\*\*\*\*\*

**3. Discussion of Massage and Skincare Uses in the Office District**

Community Development Director Kapelanski introduced a proposed text amendment by a potential business owner who would like to have an accessory massage use and skincare use at a permitted medical office use in the Office District. She noted massage is listed as a personal service use in other districts.

The Commission discussed the change and felt that they would like additional time to study such an amendment and were not prepared to move forward at this time with an amendment. They suggested the petitioner explore a use interpretation by the Zoning Board of Appeals.

**4. Election of Vice-Chair**

Motion by Commissioner Passalacqua to nominate Commissioner Bartus as the Vice-Chair of the Planning Commission.

Motion supported by Commissioner Woods.

Voice vote to approve Commissioner Bartus as Vice-Chair.

AYES: 6  
NAYS: 0  
ABSENT: 0

**MOTION CARRIED**

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**LIAISON REPORT**

Commissioner Passalacqua noted the DDA is moving forward with updates to the Coolidge crosswalks. Chair Kempner added the crosswalks should be open soon and the DDA is exploring changes to the mural program.

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**COMMISSIONER COMMENTS**

NONE  
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**STAFF COMMENTS**

Community Development Director Kapelanski asked the Commission to get any comments they may on the Zoning Ordinance Audit to her by May 1. Excused absences will be discussed with the City Council at the summer work sessions. A social district on Twelve Mile Rd. was approved by the City Council. The Commission had some general operational questions on the social district. Director Kapelanski previewed an upcoming site plan/special land use request for the former Smith Counseling Center.

Councilmember Patterson reminded everyone of the upcoming Headlee Override election question on May 2. City Council will be holding budget work sessions on May 8 and 9. The City Council approved the amendment to the Zoning Ordinance regulating vape shops.

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**ADJOURNMENT**

Motion to adjourn by Commissioner Dahlin supported by Commissioner Woods.

Voice vote for adjournment

AYES: 6  
NAYS: 0  
ABSENT: 0

**With no further business, the meeting was adjourned at 8:56 at p.m.**