

**MINUTES OF THE REGULAR MEETING OF THE HIGHLAND PARK CITY COUNCIL**

**October 7, 2019**

**Council convened at 7:15 p.m. with Council President Patrick presiding.**

**Present: Council Pro Tem McDonald, Councilmember Woodard, Councilmember Bates and Council President Patrick. (4).**

**Absent: Councilmember Lewis (1) (excused)**

**A quorum being present, Council was declared in session.**

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**APPROVAL OF AGENDA**

**Moved by Council Pro Tem McDonald  
Supported by Councilmember Woodard**

**To approve the agenda with the following addition of a resolution in Celebration of Highland Parks own Terry Duerod. Yeas (4), Nays (0), Absent (1)**

**\*\*\***

**APPROVAL OF MINUTES:**

**Moved by Council Pro Tem McDonald  
Supported by Councilmember Woodard**

**Approve Workshop Meeting minutes from September 16, 2019. Yeas (4), Nays (0), Absent (1).**

**Moved by Council Pro Tem McDonald  
Supported by Councilmember Woodard**

**Approve Regular Meeting minutes from September 16, 2019. Yeas (4), Nays (0), Absent (1).**

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**CITY CLERK:**

**10-7-19-V**

**The following communication was received from the Clerk.**

**I respectfully, request your approval of the rates of pay for all election workers and the establishment of polling places for the Municipal General election to be held on Tuesday, November 5, 2019.**

Moved by Councilmember Bates  
Supported by Council Pro Tem McDonald

BE IT RESOLVED, that all election inspectors serving for the Michigan General election to be held on Tuesday, November 5, 2019 shall be paid on a fee basis, and the fee to be paid for Chairperson shall be the sum of \$175.00 and the fee to be paid for inspector shall be the sum of \$150.00 each which includes the \$10 fee for attending the training session prior to the election:

BE IT RESOLVED, that the following places are hereby designated as the polling places within the City of Highland Park for each election:

PRECINCTS:	LOCATION	
1	Downes Manor	13725 John R.
2	Blackwell Municipal Complex	12050 Woodward Ave.
3	Ernest T. Ford Field House	10 Pitkin
4	Ernest T. Ford Field House	10 Pitkin
5	Faith Tabernacle Church	16548 Hamilton
6	Healing Spring MB Church	12647 Hamilton

THEREFORE, BE IT RESOLVED that pay for all election inspectors and the establishment of polling places and 2 A.V. Counting board for all precincts for the General election be approved. Yeas (4), Nays (0), Absent (1).

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FINANCE:  
10-7-19-VI-a

The following letter was submitted by the Finance Director from Michigan Department of Treasury.

Re: Corrective Action Plan

Thank you for submitting your retirement corrective action plan (s) Pursuant to Public Act 202 of 2017 (the Act). Based upon review, your corrective action plan for Public Safety Employees, Police and Fire Plan and General Employees has been approved by this Municipal Stability Board (the Board).

Next Steps (Pursuant to the Act):

You must begin to implement your corrective action plan (s) within 180 days of the date Of this letter.

Your approved corrective action plan (s) must be posted publicly on your website or in a public place. While this approved corrective action plan (s) is in effect for your local unit, you are not required to submit an additional corrective action plan for this system.

You are required to continue to file the Form 5572 Retirement System Annual Report annually, which is due six months after the end of your fiscal year.

The Board shall monitor your compliance with the Act and your corrective action plan. The Board shall detail any reasons for a determination of noncompliance. Additional guidance will be forthcoming regarding the monitoring process.

Thank you for your commitment to fiscal stability and continued compliance with the Act. If you have any questions, please email our office at [LocalRetirementReporting@michigan.gov](mailto:LocalRetirementReporting@michigan.gov) or visit [Michigan.gov/LocalRetirementReporting](http://Michigan.gov/LocalRetirementReporting).

Moved by Councilmember Bates  
Supported by Council Pro Tem McDonald

To receive and file this communication. Yeas (4), Nays (0), Absent (1).

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10-7-19-b

Moved by Councilmember Woodard  
Supported by Councilmember Bates

The following resolution was submitted for approval.

**RESOLUTION TO APPROVE CONTRACT FOR CHARLES W. LACKEY, III**

WHEREAS, a Technical Services Director provides leadership in identifying creative technical solutions ensuring that they are consistent with the vision of the City as well as the practically for use by the City; and

WHEREAS, a Technical Services Director works collaboratively with the City to use technology and include technology applications as an integral part of day-to-day operations; and

WHEREAS, a Technical Services Director provides leadership to the City for short and long-range planning for all technology initiatives; and

WHEREAS, the City entered into a contract with Charles W. Lackey, III to be the Director of Internal Affairs and Technical Services to provide the following services to the City:

- Technical support management
- Administrative Investigation management (Internal Affairs)
- CJIS management (Criminal Justice IT System Compliance);
- Policy management and enforcement (Police and Fire); and

**NOW, THEREFORE, BE IT RESOLVED, that the City authorizes that the contract for Charles W. Lackey, III be extended for one year from October 1, 2019 to October 1, 2020 at a rate of \$70,000 per year, paid monthly at \$5,633.33 per month. Yeas (4), Nays (0), Absent (1).**

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**LEGAL:  
10-7-19-VI-a**

**The following resolution was submitted for approval.**

**RESOLUTION APPROVING SETTLEMENT IN THE MATTER OF WOODWARD MANCHESTER, LLC, et.al. v. CITY OF HIGHLAND PARK Case No. 19-002582-CZ**

**Moved by Councilmember Woodard  
Supported by Councilmember Bates**

**WHEREAS, in this class action lawsuit, Plaintiffs challenged storm water charges as illegal and in violation of the City Charter; and**

**WHEREAS, the parties have agreed to fully and finally resolve any and all claims they have asserted, or could have asserted, against one another in the lawsuit; and**

**WHEREAS, the parties wish to settle the lawsuit pursuant to the terms of the Settlement Agreement attached hereto; and**

**WHEREAS, Plaintiffs shall pay the City of Highland Park the lump sum of \$242,500.00 in settlement of this matter;**

**NOW, THEREFORE, BE IT RESOLVED, that City Council approves settlement, the terms of which are more fully outlined in the attached Consent Judgment. Yeas (4), Nays (0), Absent (1).**

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**10-7-19-VI-b**

**The following resolution was submitted for approval.**

**RESOLUTION APPROVING SETTLEMENT IN THE MATTER OF MARIAN KRAMER, et al. v. CITY OF HIGHLAND PARK CASE NO. 15-014492-CZ**

**Moved by Councilmember Bates  
Supported by Council Pro Tem McDonald**

**WHEREAS, in this class action case, Plaintiffs allege certain claims arising out of Highland Park's provision of water and sewerage services; and**

**WHEREAS, Plaintiffs and the City of Highland Park desire to end, resolve, compromise, and settle any and all claims as articulated in Plaintiffs' lawsuit against the City of Highland Park; and**

**WHEREAS, the parties wish to settle the lawsuit pursuant to the terms of the Consent Judgment attached hereto; and**

**WHEREAS, settlement of this case limits the City's exposure; however, if rejected and the case proceeds to trial, the City would be exposed to a jury verdict and incur attorney fees and court costs that would far exceed the proposed settlement amount.**

**NOW, THEREFORE, BE IT RESOVED, that City Council approves settlement, the terms of which are more fully outlined in the attached Consent Judgment. Yeas (4), Nays (0), Absent (1).**

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**POLICE DEPARTMENT:  
10-7-19- VIII.**

**The following resolution was submitted for approval.**

**Moved by Councilmember Bates  
Supported by Council Pro Tem McDonald**

**RESOLUTION TO APPROVE THE PURCHASE OF A POLICE VEHICLE FROM JORGENSEN FORD TO BE FUNDED BY THE FDCVT GRANT PROGRAM**

**WHEREAS, on April 1, 2019, the City approved a resolution to accept the award of the FDCVT grant in the amount of \$42,000 for the Public Safety Enhancement thru Partial Fleet Replacement of Vehicles project for police vehicles; and**

**WHEREAS, the addition of a new patrol vehicle to replace a current aging fleet vehicle will assist: 1) the reduction of maintenance expenses, 2) improved vehicle uptime and 3) the reduction of crime; and**

**WHEREAS, the City Police Department requested a quote from a 2020 Ford Police Interceptor Utility Vehicle through the State of Michigan MI Deal program to obtain optimal pricing; and**

**WHEREAS, Jorgensen Ford 8333 Michigan Avenue, Detroit, MI 48210 (the MI Deal Ford dealer for Detroit) issued a quote for \$35,307; and**

**NOW, THEREFORE, BE IT RESOLVED, that the City approves the purchase of a 2020 Ford Police Interceptor Utility Vehicle from Jorgensen Ford for \$35,307, plus expenses for registration, licensing, etc. Yeas (4), Nays (0), Absent (1).**

**DEPARTMENT OF PUBLIC WORKS:**

**10-7-19-IX-a**

The following resolution was submitted for approval.

**RESOLUTION TO SOLICIT BIDS FOR SINKHOLE REPAIR (16 EMERGENCY REPAIRS AND 53 NON-EMERGENCY REPAIRS)**

Moved by Councilmember Bates

Supported by Council Pro Tem McDonald

WHEREAS, it's the responsibility of the City to protect the health, safety and well-being of the residents and the public at large; and

WHEREAS, the City Engineering Department in conjunction with the Department of Public Works has identified 69 sinkholes throughout the City that pose a serious threat to the safety of the residents and road users; and

WHEREAS, sinkhole repair has been broken down into three phases based on the severity of damage including 1) Phase One – 16 sinkholes that are most severe (see attached map), 2) Phase Two- 24 sinkholes that are less severe and 3) Phase Three -29 sinkholes that are the least severe; and

WHEREAS, sinkhole repair will consist of investigation pavement cut, excavation, pipe replacement, repair or replace structure and restoration; and

WHEREAS, due to the imminent onset of the end of concrete pouring season (November 1), only the 16 Phase One sinkholes will be repaired in 2019 with the balance being repaired when the spring pouring season commences in 2020; and

NOW THEREFORE BE IT RESOLVED that the City of Highland Park approves the solicitation of contractors for three phases of sinkhole repair (16 in 2019 and 53 in 2020). Yeas (4), Nays (0), Absent (1).

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**10-7-19-IX-b**

The following resolution was submitted for approval.

**RESOLUTION TO REPLACE TWO ACCESS DOORS AT THE MCGREGOR LIBRARY**

Moved by Councilmember Bates

Supported by Council Pro Tem McDonald

**WHEREAS, on July 29, 2019 it was discovered had the McGregor Library had experienced a break-in and some items such as crystal and statues had been removed and**

**WHEREAS, the primary entrance for the break-in was through the basement window facing Massachusetts after disarming the security system; and**

**WHEREAS, this break-in initiated a full police investigation which located the tools used for the break-in, which were then fingerprinted; and**

**WHEREAS, since the break-in, a new security system was installed and the basement windows have been re-boarded up and sensors were installed; and**

**WHEREAS, in order for the two doors (upstairs double doors and ground floor stairwell door facing the alley) to function with the security system, they need to be replaced; and**

**WHEREAS, given the urgency of library security and the preservation of treasures therein, Jan Door, 14351 West Warren Avenue, Dearborn, MI 48126 was called due to Highland Park's past experience and their specialty of building high-quality custom doors; and**

**WHEREAS, replacing two doors will improve security and provide ingress/egress for police, fire and workers; and**

**WHEREAS, Jan Door provided a quote of \$8,590 to replace both the upstairs double door and the stairwell door; and**

**NOW, THEREFORE, BE IT RESOLVED, that the City approves Jan Door to replace two doors at McGregor Library for cost not to exceed \$8,590. Yeas (4), Nays (0), Absent (1).**

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**The following resolution was submitted for approval.**

**10-7-19-c**

**RESOLUTION TO APPROVE CONTRACT TO REMOVE 40 DEAD TREES IN THE PUBLIC RIGHT-OF-WAY**

**Moved by Councilmember Bates**

**Supported by Councilmember Woodard**

**WHEREAS, on September 16, 2019, the City approved the solicitation of bids for the removal of dead/dying trees over a phased period of time and maintenance of select trees in the public right-of-way utilizing Act 51 funds as they become available; and**

**WHEREAS, a Request for Quote was issued for phase one (removal of 40 dead trees) identified by the City Engineering Department along with the Department of Public Works; and**

**WHEREAS, six bids were received ranging from \$69,135.60 to \$22,500; and**

**WHEREAS, these trees pose a tremendous hazard to the public as well as to the roads and water/sewer infrastructures and need to be removed; and**

**NOW, THEREFORE, BE IT RESOLVED that the City authorizes entering into a contract with CutMyTreeDown.com, 6252 Monroe Blvd., Taylor, MI 48180 for the removal of 40 dead trees in the public right-of-way for a cost not to exceed \$22,500 utilizing Act 51 funds. Yeas (4), Nays (0), Absent (1)**

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**COUNCIL AFFAIRS:**

**10-7-19**

**The following resolution was submitted for approval.**

**Moved by Council Pro Tem McDonald  
Supported by Councilmember Woodard**

**RESOLUTION IN CELEBRATION OF HIGHLAND PARK OWN "TERRY DUEROD"**

**WHEREAS, the Highland Park City Council has partnered with Soul Harvest Ministries; and**

**WHEREAS, out of this partnership the Highland Park City Council would also like to recognize the accomplishments of a "Living Legend", and**

**WHEREAS, Terry Duerod has proudly represented Highland Park in his lifelong journey throughout college and the NBA, and,**

**WHEREAS, the City of Highland Park and its City Council is equally as proud of Terry Duerod's athletic and non-athletic accomplishments; and,**

**WHEREAS, a celebration in his honor is being sponsored by Soul Harvest Ministries and supported by this Highland Park City Council, NOW,**

**THEREFORE, BE IT RESOLVED, that the Highland Park City Council now declares, Saturday, October 19<sup>th</sup>, 2019 Terry Duerod Day in the great City of Highland Park. Yeas (4), Nays (0), Absent (1)**

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**Moved by Council Pro Tem McDonald  
Supported by Councilmember Woodard**

**To declared October 10, 2019 Linsey Porter Day. Yeas (4), Nays (0), Absent (1).**

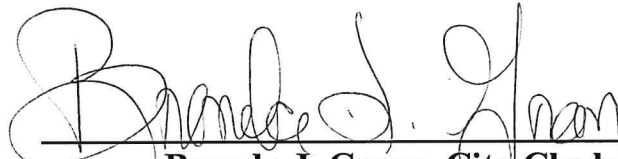
**ADJOURNMENT:**

**Moved by Councilmember Bates  
Supported by Councilmember Woodard**

**To adjourn the meeting; motion carried meeting adjourn at 8:20 p.m.**

**CERTIFICATE**

**I, hereby certify that the attached is a copy of the Proposed Minutes of a Regular Meeting held on the 7<sup>th</sup> of October 2019. Minutes are available for public inspection at the address designated on the posted public notice.**



**Brenda J. Green, City Clerk**