

**CITY OF BERKLEY PUBLIC NOTICE
REGULAR CITY COUNCIL MEETING
Monday, September 18, 2023
7:00 P.M. – City Hall
248-658-3300**

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

Consent Agenda

1. **APPROVAL OF THE MINUTES:** Matter of [approving the minutes](#) of the 39th Regular City Council meeting on Monday, August 14, 2023 and Special City Council meeting on Monday, August 28, 2023.
2. **WARRANT:** Matter of [approving Warrant No. 1390](#).
3. **PROCLAMATION NO. P-27-23:** Matter of [proclaiming October 2023](#) as Berkley Area Chamber of Commerce Month.
4. **PROCLAMATION NO. P-28-23:** Matter of [proclaiming October 2023](#) as National Breast Cancer Awareness Month.
5. **PROCLAMATION NO. P-29-23:** Matter of [proclaiming October 2023](#) as National Cybersecurity Awareness Month.
6. **PROCLAMATION NO. P-30-23:** Matter of [proclaiming October 2023](#) as National Disability Employment Awareness Month.
7. **PROCLAMATION NO. P-31-23:** Matter of [proclaiming September 2023](#) as Uterine Cancer Awareness Month.

Regular Agenda

1. **RECOGNITIONS/PRESENTATIONS:** Matter of any recognitions or presentations from the Consent Agenda.
2. **MOTION NO. M-62-23:** Matter of [authorizing the Berkley Instrumental Boosters/Orchestra Association](#), 2325 Catalpa Drive, Berkley, Michigan, to conduct Berkley Tag Days 2023 in the City of Berkley on Friday, October 6th from 4-8 p.m., Saturday, October 7th from 9 a.m.-5 p.m., and Sunday, October 8th from 9 a.m.-5 p.m.
3. **MOTION NO. M-63-23:** Matter of [approving the purchase](#) of a 2023 EL250 Ford Transit Van from Lunghammer Ford in the amount of \$56,276 to replace a damaged 2008 GMC Van.
4. **MOTION NO. M-64-23:** Matter of [approving the purchase](#) of a 2023 Combination Sewer Cleaning Machine from Jack Doheny Company in the amount of \$551,542.27 with the remaining budgeted funds to be held in contingency.
5. **RESOLUTION NO. R-21-23:** Matter of [adopting a resolution](#) of the Council of the City of Berkley, Michigan to formally rename Jaycee Park to Bacon Park.
6. **ORDINANCE NO. O-09-23:** Matter of [considering the Second Reading](#) and Adoption of an Ordinance of the City Council of the City of Berkley, Michigan to Add Article V, Retail Pet Store Sales, in Chapter 2, Animals, of the Berkley City Code to Prohibit Retail Pet Stores in the City from Selling Dogs, Cats, or Rabbits.
7. **MOTION NO. M-65-23:** Matter of [considering a 180-day extension](#) of Marihuana Business License #PMA20-0029 for Seven Point Dispensing, 28557 Woodward Ave.

8. **MOTION NO. M-66-23**: Matter of [considering a 180-day extension](#) of Marihuana Business License #PMA-PMA-200007 for Yellow Tail Ventures LLC #1, 3120 11 Mile Road.
9. **RESOLUTION NO. R-22-23**: Matter of [considering a resolution](#) in support and funding commitment of the joint application of the Reconnecting Communities grant program.
10. **MOTION NO. M-67-23**: Matter of [approving the joint Agreement](#) for Election Services between Oakland County, City of Berkley, City of Huntington Woods, City of Oak Park, and City of Pleasant Ridge.
11. **MOTION NO. M-68-23**: Matter of [considering amendments](#) to the Fiscal Year 2023/24 Budget.

COMMUNICATIONS

ADJOURN

Note: The City of Berkley will provide necessary reasonable auxiliary aids and services, such as signers for the hearing impaired and audio tapes of printed materials being considered at the meeting, to individuals with disabilities at the meeting upon four working days' notice to the City. Individuals with disabilities requiring auxiliary aids or services should contact the City by writing or calling: Victoria Mitchell, ADA Contact, Berkley City Hall, 3338 Coolidge Highway, Berkley, MI 48072 (1-248-658-3310).

Note: Official minutes of City Council Meetings and supporting documents for Council packets are available for public review in the City Clerk's Office during normal working hours. Anyone wishing to submit correspondence for the meeting may send an email to clerk@berkleymich.net or call 248-658-3310 by 5 p.m. on the day of the meeting.

**THE REGULAR MEETING OF THE THIRTY-NINTH COUNCIL OF THE CITY OF BERKLEY, MICHIGAN
WAS CALLED TO ORDER AT 7:00 PM ON MONDAY, AUGUST 14, 2023 BY MAYOR DEAN**

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

ABSENT: Councilmember Steve Baker

OTHER STAFF PRESENT:

City Manager Matt Baumgarten
City Attorney John Staran
City Clerk Victoria Mitchell
Community Development Director Kristen Kapelanski
Chief Innovation Officer Stan Lisica
Facilities Manager Alex Brown
Emergency Management Liaison Jack Blanchard

APPROVAL OF AGENDA

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

PLEDGE OF ALLEGIANCE

PUBLIC COMMENT

Jeffery Tong, Berkley Historical Committee, said there is so much going on in the museum, including:

1. To commemorate the 100th anniversary of Berkley as a village, the Berkley Historical Museum is now selling house plaques with the year the house was constructed. Strong and long-lasting, they're only \$40 each and sold at the Berkley Historical Museum. Mayor Dean added if you don't know the year your house was built, the Historical Committee can help you determine that.
2. We are still looking for suggestions of what to put into the time capsule. The time capsule will be buried and opened in 100 years. Looking for suggestions from residents, city agencies and all of you. Public Safety donated the arm bands they are wearing this year in honor of the anniversary. He borrowed some menus from local restaurants to put inside. The idea is to show people 100 years from now what life in Berkley was like in this period.
3. Sept. 29th this year marks, sadly, the 30th year since Berkley Theatre sold. They want to commemorate this event. With the Palmer family and Redford Theatre, there will be a special program on September 29th at the Redford Theatre. The family that owned the theater will discuss being the last owners and there will be displays in the lobby. A movie will be shown, selected by the Palmers. They picked, "Butch Cassidy and the Sundance

Kid", which ran for 104 straight nights at the Berkley Theatre. Let's celebrate the Berkley Theatre. Buy tickets online at redfordtheatre.com/events or at the box office for \$8.

Dale Carlson, Berkley Historical Committee Secretary, said there are several events upcoming:

- Berkley Kit Home Tour Saturday, September 30th from 11-5 p.m. Sponsored by BHC and Berkley Area Chamber of Commerce. It will include walkthroughs of 6-10 kit homes within the city limits, constructed between the years of 1915 and 1930. Tickets are \$30 and available for purchase at the Museum. If interested, residents who would like to contribute are encouraged to reach out to Dale Carlson or Tim Murad.
- The Museum will be hosting an unveiling of a Michigan State historical marker at the old Berkley Village & Fire Hall on the afternoon of October 14th. The official historical marker is expected to arrive at city hall this month or next. The event date is tentative, but hope that delivery of the plaque is taken on time. Track developments on the Museum website and Facebook page.
- There will be an upcoming unveiling of a historical marker at Pattengill School coming up later this year, financed solely by the Historical Committee. Constructed in 1921, Pattengill will turn 100 in 2025. He acknowledge the work of Don Callihan on both the Pattengill marker and the recently unveiled Angell School historical marker.

Laura Buus, 1820 Beverly, said she sent an email to Council regarding chipper service and asked who read it. She asked if there were any flaws in her calculations. She said this is something that needs to be on a formal agenda to discuss. She said the chipper service costs \$10 per household every year. She said she called companies and the only one who returned her call said they wouldn't come out for less than \$350. She said this is an inherently governmental function like snow plowing streets or collecting garbage. She said some people will stack yard waste in their yard and it will attract vermin. She said how can we get it back. She asked if it was vindictive. She said she wants to get on the agenda and wants to get the service back.

Chuck Tyrrell, Berkley, said last meeting he talked about the waste fee and asked how a tax could be added to the water bill without a Headlee vote. He said he hasn't heard back. He said since then he learned it was also applied to houses of worship, the VFW, and the American Legion. He said the DPW is saying the charge is \$41.05 per month, but the resolution says the charge is \$41.05 per week. He said that's disinformation. He discussed the cost of yard collection and said it will attract rats. He said it is wrong from inception and wrong in its implementation. He said it is an illegal tax, and most of these places already have agreements with private companies. He implores them to look back at R-12-23 and anyone who has been taxed, reimburse. He said it is not just hitting commercial, industrial and business sites but also hitting churches and social organizations.

Mike Wiacek, Berkley, clarified that the chipper service is in the current operating budget but the service has been cut. Said he wanted to clarify for anyone not in the room or for anyone in the room who didn't know all that it is currently in the operating budget. Said Council is just choosing not to provide the service.

Greg Duross, Berkley, said he didn't see any financial reports in the council meeting packet. He asked if Council receives periodic financial reports and why they are not included in materials with the agenda. He said he looked back for two years. He asked about a variance report. He said that report compares actual spending to the original budget document. He said it is a summary report. He passed out a copy. He said the question is: is the software of our computer system able to produce a variance report and if yes, how often is that given to Council. And if it is not given to Council then why not and what is Council using for oversight.

Clerk Mitchell read the following Emails into the record:

Lois Henry, Berkley, would like to use the crossing light near the library. She states there has been black tape on the button since it was installed. She described the medical reasons using the button is

necessary along with her love for Berkley and need for accessible access for those in need of help to cross the street safely in in order to utilize city services.

Miles Handy, CEO of Puppygram, stated he reached out to city officials back in September about Puppygram coming to Berkley. He said after looking at two locations, he chose the Woodward spot to breathe life back into the building. He stated he met all zoning requirements. He hired an engineer in December and began demo and remodeling in January. He said they redid the interior with no concerns from the City. He said after the full renovation and passing the final inspection, he was notified that 3 Berkley officials were meeting to shut him down. He said after that point, they opened in February and then were shut down due to not having a business license after he was told it would come in the mail. He stated he was closed down to obtain a rental license and lost his trained staff. He said he reopened on March 2 to then learn about the ordinance that would put regulations in place above what the state requires and ultimately shut him down. He wants to know why the City didn't tell him last year he wasn't welcome. He wants to know why we are letting outside special interest groups help draft the city's ordinance and said people should have their rights to choose where they get their puppies.

Kate McAllister, Berkley resident and Puppygram employee, stated she loves animals and wants to be a veterinarian one day. She loves being at Puppygram learning about all of the breeds. She said the store is clean, well-organized and welcoming. She said the staff takes great care of the dogs and always puts their health first. She said people have been judgmental based on what they hear before having a full understanding of the store.

Rumiana Georgiev, DVM, Southfield, said they have been servicing Puppygram since March 2023. The entire staff is impressed with the Puppygram owner and his staff regarding their affection and concern for the puppies. The email states Rumiana was skeptical at first, but puppies seen at 9/Tel Animal Hospital have been well-selected with no congenital defects. Puppies presented clean, in good health and good spirits. Rumiana is proud to serve this shop.

Linda Carroll, mother of Puppygram volunteer, stated her daughter has learned so much about taking care of puppies from her opportunity at Puppygram. She stated her interaction with the puppies and also the customers has taught her young daughter so much about life. She said she would never let her daughter work somewhere that mistreats animals. She asks you don't take away this opportunity from her daughter. She said we should be honored to have Puppygram in our community.

Ally Bertling, Berkley resident and Puppygram employee, states that they take very well care of their puppies in a clean environment and treat them as their own. She states all puppies are up-to-date on vaccines and vet-checked twice. She said she provides transportation to the vets herself. She said she has a passion for animals and would never work anywhere where animals are mistreated.

Don Drier, Berkley resident, stated he is against the proposed legislation aimed at Puppygram. He would like to know if Council ran the proposed ordinance through a legal professional. He states his biggest issue with the ordinance is that it opens the City up to being involved in a preventable lawsuit. He would like a response of what the liability will be to the City and taxpayers.

CONSENT AGENDA:

Councilmember Hennen moved to approve the following Consent Agenda including two changes to the July 17, 2023 minutes:

Seconded by Councilmember Dooley:

APPROVAL OF THE MINUTES: Matter of approving the minutes of the 39th Regular City Council meeting on Monday, July 17, 2023 and Special City Council meetings on Monday, June 19, 2023 and

Tuesday, July 27, 2023. Changes included properly recording Councilmember Baker's Aye votes to Nay votes on O-09-23 and tabling M-56-23 instead of approving it.

WARRANT: Matter of approving Warrant No. 1389.

RESOLUTION NO. R-18-23: Matter of approving participation in the "Tie Michigan Teal" campaign to promote awareness of ovarian cancer and its symptoms.

PROCLAMATION NO. P-23-23: Matter of proclaiming September 2023 as National Suicide Prevention Month.

PROCLAMATION NO. P-24-23: Matter of proclaiming September 2023 as National Recovery Month.

PROCLAMATION NO. P-25-23: Matter of proclaiming September 2023 as Childhood Cancer Awareness Month.

PROCLAMATION NO. P-26-23: Matter of proclaiming September 2023 as National Preparedness Month.

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

Nays: None.

Absent: Baker

Motion Approved.

Regular Agenda

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

Councilmember Vilani read R-18-23 in its entirety.

Councilmember Hennen read P-23-23 in its entirety.

Councilmember Patterson P-24-23 in its entirety.

Mayor Pro Tem Gavin read P-25-23 in its entirety.

MOTION NO. M-53-23: Matter of accepting and receiving a presentation from Fishbeck on the recommendations of the City of Berkley Parking Study.

Councilmember Patterson moved to approve Motion No. M-53-23

Seconded by Councilmember Vilani

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

Nays: None

Absent: Baker

Motion No. M-53-23 Approved.

John Forrester from Fishbeck presented; he said they have a few slides and forwarded a great deal of information to Community Development Director Kristen Kapelanski.

Mr. Forrester's presentation included details regarding:

- Goals of the study at the beginning of the process:
 - A parking system that supports livability in the neighborhoods and development in downtown and along the commercial corridors;
 - A realistic plan for effective use and management of Downtown parking; and
 - Provide recommendations for updating the zoning ordinance regarding parking requirements.

- Multi-day site visit including a public open house at Berkley High School, 50% workshop with steering committee and a 95% review with the Steering Committee as well as recommendations.
- Context: Berkley is a driving city; much of the public parking supply is privately-owned. Corridor health is vital for business attraction and retention. Corridors create difficulty in creating shared parking assets.
- Issues Identified:
 - Residents: Overnight parking prohibition; encroachment of parkers from corridors into residential areas; consistency of enforcement; drivers finding available parking behind buildings; improve pedestrian movement across corridors
 - Property Owners: Easier site plan approval process; Shared spots and parking requirements
- Zoning and Policy
 - Effective zoning is a great tool, however, there is not a “set it and forget it” policy or platform when it comes to parking
 - Growing activity along the corridors will cause more parking issues
 - Parking problems are a sign of success, means more people are coming.
 - Rules and policies are irrelevant if they cannot be easily understood, adhered to, and enforced
 - Berkley is an urban environment
- The Cost of Free Parking
 - No such thing as free parking – someone is paying for: Construction costs; Maintenance (lights, snow plowing, asphalt repair/stripping); Insurance, liability; Traffic, congestion, reduced walkability
 - Berkley City Budget: \$14 Million - \$9 Million from taxes
 - New lot (\$900,000) – 10% of Annual Tax Budget
- Parking Paradigm
 - What are the highest priorities or harshest realities? Plentiful; close proximity; low cost, etc.
- Parking Supply
 - Anything more than plentiful, free, lightly regulated parking requires planning and operational attention
 - Parking supply is most efficient at 80% - 90% occupancy of ALL parking supply
 - Below 80% undervalues the land use
 - Too little parking availability(<95% occupancy) may diminish economic activity
 - It takes diligence to maintain 80% - 90%
- There are no Easy Solutions: Building enough parking so that it is not a concern; Convince private parking owners to share their parking; Keep things the way they are; Regardless of policies, not everyone will be happy.
- Recommendations - Purposeful Action
 - Things are going to change, manage the change
 - Strong policy focused on meeting stated objectives can shape Berkley in the direction desired
 - Being true to Berkley and the goals established in the Master Plan
 - Operational consistency assures residents and visitors the City has a plan
 - MONEY ALWAYS MATTERS – PRIORITIES AND BUDGETS WILL DETERMINE OUTCOMES
- Zoning Code: Overall Recommendations
 - Rework the purpose (intent) section to clearly express Berkley’s goals
 - Create more administrative/Planning Commission flexibility: Count on-street parking; increase waiver thresholds
 - Modernize parking requirements to reflect Berkley today: Driving habits change; Berkley changes
- Zoning Code: Parking Use Table
 - Adjustments needed for many uses to update for current conditions

	Current	Proposed
Multiple Family	2 per unit	.85 per bedroom
Restaurant (sit down)	1 per 60 UFA	2 per 100 UFA, plus 1 per employee
Retail sales	1 per 225 UFA	1 per 500 UFA, plus 1 per employee
Professional office	1 per 225 UFA	1 per 300 UFA
Manufacturing facility	1 per 250 UFA+ company vehicles	1 per 750 UFA
Nursery/Garden Center	1 per 300 UFA+ 1 per 300 outdoor	1 per 800 UFA + 1 per employee

- Overnight Parking Prohibition Recommendations
 - Continue with prohibition
 - Enforce regularly – not every vehicle, every night but often enough that the rule is respected
 - Make getting an overnight permit significantly easier
 - Online application approved immediately (someone decides to stay that day)
 - Individual properties or vehicles allowed 20 nights per year (assess over time to determine an amount that best supports the residents)
 - No commercial properties
 - Have discussion again in 2026 to see if conditions have changed
 - Allow overnight parking in municipal lots
- Corridor Parking on Neighborhood Street Recommendations
 - Continue to allow parking on public streets
 - Encourage organizations to park employees on-site to reduce 8+ hour parking on-street
 - No valet storage on-street
 - Clearly explain benefits and urge dialogue among City staff, resident and corridor business/organizations
 - Measure on-street occupancy quarterly to measure impact on neighborhoods
 - No need for daytime or evening residential permit program (not including overnight permits for residents)
 - Review every three years to see if policy is still meeting goals
- Free Parking Recommendations
 - Maintain free parking in municipal lots and on-street
 - Review policy over time to determine if/when it is time to change – every three years
 - Encourage owners of private parking to rent spaces to other businesses/organizations at reasonable costs
 - Add EV charging stations (patron paid) in Municipal lots
- Who Owns Parking?
 - Complaints – City Manager
 - Supply – Community Development
 - Enforcement – Police
 - Maintenance – DPW
 - Economic Development – DDA
 - Policy – City Council
- Leadership Recommendations
 - One department leads parking administration effort
 - City Council provides direction on goals and guiding principles
 - Chosen department has staff to support effort
 - Assign contact points in other departments
 - Develop metrics to measure success
 - Communicate with residents and businesses
 - Test new opportunities: Parklets; Shared parking arrangements; New technology; Adding parking supply
- Funding Recommendation
 - Start a parking fund for future needs and maintenance
 - Sources: TIF, special assessments, general fund budgeting, grants from state or federal sources, all of the above
- Recommendations Summary:
 - Update zoning code
 - Define responsibility for parking and mobility planning, policy and operations
 - Conduct parking occupancy counts to understand use and demand patterns
 - Add public parking supply where needed
 - Implement operation changes
 - Review policies regularly to determine if/when changes are necessary

- Communicate with the community regularly through a Parking Committee and updated webpage
- Update alternative transportation plan
- Keep It Going
 - Administrating parking is an ongoing process. The city will need to regularly assess the results and adjust as needed.
 - Travel modes
 - Mix of businesses along corridors
 - Patron desires
 - City leadership and direction
 - Business environment
 - Resident satisfaction
 - Only plentiful parking (<80% occupancy everywhere) avoids the need to actively manage the parking supply.

Councilmember Vilani said she attended the public session at the high school. She thought it was very well run, very interactive, and a good opportunity for residents to share their two cents, and she appreciated it. She said she liked the online features too.

Mayor Dean asked if BS&A has a module that could handle overnight parking applications. Fishbeck said there are several programs that would be beneficial, such as GIS. He said that through the Public Safety programs there should be a way to add that module.

Community Development Director Kristen Kapelanski said she already discussed this with Chief Koehn. City Manager Matt Baumgarten said Lt. Kobernick is already working on researching what our peer communities are doing as well as platforms that would make it easier for officers on the ground to be able to determine who is in or out of compliance quickly.

Councilmember Hennen thanked the consultants, staff, and everyone who volunteered their time to help put these recommendations together. He said these are recommendations. He said the vast majority he approves of but one that gives him heartburn is moving the multifamily residential requirement as low as recommended. As usual, the normal zoning process includes an opportunity for the community to provide input. He said this is not a done deal but a direction to start aiming in.

Public Comment:

Laura Buus, Berkley, said she would like to suggest that residents could phone in rather than using exclusively an app for applying for a parking permit.

Charlene Condrat, Berkley, said one of the reasons she and her husband moved to Berkley from Royal Oak was the prohibition of overnight parking. Said she is strongly in favor of maintaining the current overnight parking limits.

MOTION NO. M-54-23: Matter of approving the special land use for the occupation of 2790 Coolidge Highway to be used as a law office in the Downtown District, on the east side of Coolidge Highway, south of Franklin Road requested by applicant Bradley Devries on behalf of Pinch Law.

Councilmember Patterson moved to approve Motion No. M-54-23

Seconded by Councilmember Dooley.

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

Nays: None

Absent: Baker

Motion M-54-23 Approved.

Bradley Devries and Rachel Pinch were in attendance.

Rachel Pinch, applicant, said she is an attorney specializing in social security. Said she hopes to be a good steward of the building as well as a good neighbor.

Councilmember Hennen said these requests come before Council as the City wants to avoid becoming all offices. He said that he thinks in this case this is a reasonable use for a building that is currently vacant, meets all criteria necessary, and has a Planning Commission recommendation.

Councilmember Patterson said as Planning Commission liaison, he said they were excited to make this recommendation and welcome a new business to Berkley.

MOTION NO. M-55-23: Matter of awarding a (1) one-year contract for janitorial services to LGC Global Energy FM LLC, 7310 Woodward Ave, Detroit, MI in the amount of \$79,440.

Councilmember Vilani moved to approve Motion No. M-55-23

Seconded by Mayor Pro Tem Gavin

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

Nays: None

Absent: Baker

Motion M-55-23 Approved.

MOTION NO. M-56-23: Matter of approving the continuing partnership with DG Energy Company LLC, 42690 Woodward Ave., Suite 360, Bloomfield Hills, MI 48304 to provide and install one (1) EV charger at Oxford Park, at a cost not to exceed \$33,335. Funds for this expenditure will come from account 101-265-971-150.

Mayor Pro Tem Gavin moved to approve Motion No. M-56-23

Seconded by Councilmember Vilani

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

Nays: None

Absent: Baker

Motion M-56-23 Approved.

Joshua Hunter, Berkley, stated he saw the cords over the sidewalk and wanted to make sure that with the correct placement, the sidewalk would not be obstructed.

Councilmember Hennen said looking at the handicapped spot and the obstructions, he's comfortable it would be ok in the correct location. He said we are at the point where it is a sunk cost and the most prudent thing to do at this point is to approve and start generating revenue to begin recouping those costs.

Councilmember Patterson asked about estimated produced revenue. Facilities Director Alex Brown said the Library is north of the \$650 mark since May and is optimistic it would generate a decent amount of revenue. City Manager Matt Baumgarten said they forecast this station would generate about \$2,500.

MOTION NO. M-57-23: Motion to approve the purchase of Google Workspace in the amount of \$25,560.60 from account 101-228-760-000.

Councilmember Hennen moved to approve Motion No. M-57-23

Seconded by Councilmember Dooley

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

Nays: None

Absent: Baker

Motion M-57-23 Approved.

Chuck Tyrrell, Berkley, said in terms of wording, the City is not purchasing Google Workspace, you are obtaining a license. He said we need to change the language in the resolution to make it accurate to what the City actually plans to do.

Councilmember Vilani thanked Chief Innovation Officer Stan Lisica for finding the cost savings. She asked what would happen in year two regarding the rate charged. Mr. Lisica said the City was offered an introductory rate, reduced by about 15%. He said this was the most cost-effective. He explained the department applications and users and then described the evaluation process.

Councilmember Hennen said another avenue regarding cost-savings has been discussed, in which some of the accounts are archival in nature and charged at a lesser rate but will still enable the City to meet FOIA obligations.

ORDINANCE NO. O-09-23: Matter of postponing to the September 11, 2023 Regular City Council meeting the Second Reading and Adoption of an Ordinance of the City Council of the City of Berkley, Michigan to Add Article V, Retail Pet Store Sales, in Chapter 2, Animals, of the Berkley City Code to Prohibit Retail Pet Stores in the City from Selling Dogs, Cats, or Rabbits.

Mayor Pro Tem Gavin motioned to approve as amended Ordinance O-09-23

Seconded by Councilmember Patterson

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

Nays: Hennen

Absent: Baker

Motion Approved.

City Attorney John Staran said there have been multiple conversations last week and the past several days up to two hours ago regarding the pet store ordinance.

John shared with Council the nature of those conversations and what the takeaway was:

- Several changes and tweaks have been made to the ordinance since Council last saw it, most notable of which is that we changed the existing retail pet store section; the change was editing one year to two years.
- They also talked about input and feedback and opposition received from the pet store operator and his attorney. He said it was a long process and it would have been preferable to have that feedback earlier, but we have it and need to take everything into consideration.
- He spoke with the Mayor regarding liabilities, insurance, and the potential for legal challenge. He said based on the feedback he just referred to, legal action went from possible to highly probable.
- City Attorney Staran said we started out with an ordinance where our purpose and goals were laudable. He said no one in this room favors inhumane treatment. He said this Council decided they weren't going to wait for Feds, or the state, but will do what they can to combat puppy mills and an overabundance of strays and improperly bred animals.
- He said the response was the ordinance, which has two parts. He said the first part goes a long way to accomplishing that purpose and goal, but the second part is more troublesome. The first part will prevent and prohibit any future dog and cat retail sellers from locating in the city, the second part is what do we do with the existing business, Puppygram. He said they bounced all over the place with options ranging from immediately banning them, six months, two years, etc.
- He said that what we were trying to do is find a proper balance between achieving laudable objectives with the balance of the legal rights and civil rights of the business and recognition of the investments and commitments they may have made. He said they are trying to get there, but have not gotten there yet. He said that be as it may, it is before Council tonight for a second reading. He said they could vote it up, vote it down, or tap the brakes on it.
- He said he knows they have been at it a long time. He said the urgency is self-imposed. He suggested to tap the brakes to review the information received in the past two days. He asked is there another way to do this where we can see the finish line and eliminate the existing sale of dogs and cats, but do it in a way that we are respecting the property rights and avoiding legal challenge. Not because we are afraid, but we have a responsibility to minimize our risk; litigation is expensive.
- He said they could tap the brakes to see if there is another way to do this. He said they could consider throwing out setting a date certain to amortize the sale of dogs and cats out of business and instead tie it to the business owners current lease term of five years. He said he is throwing it out as an option. He said they have admirable goals but he wants to make sure Council understands it is important to avoid illegal challenges.

Public Comment:

Molly Handy, Indiana, wife of Miles Handy, said she really wanted to come tonight to say thank you that there is still a lot of discussion to have. She said her family has a long history here and her grandfather was the head custodian of Berkley schools. She said when they opened in Berkley she felt things were coming full circle. She said she didn't feel welcomed, she said they've been waiting for people to reach out to them to find out who they are and what they want to do and it's disappointing because she doesn't feel that has been the case. She said they are ready and willing to have an open discussion. She said not one of us wants to see animals coming from inhumane conditions. She said she is a huge dog lover and their business is a pride thing. She said it's a warm feeling when a dog goes home with a family; she said her mother came and bought a puppy recently. She said she knows there's a lot of opinions on the matter but she wants theirs heard as well.

Tom Callus, attorney for Puppygram, said letters from employees of Puppygram were read regarding the health of the puppies. They did submit a letter stating their legal position. He said he would like to open up the dialogue and perhaps have some reconsideration regarding the sunset date of July 2025. He said they are a pet service store and 85-90 percent of the business is related to selling puppies. He said there was a significant monetary investment in the store. He said the puppies are fed well, they have areas to exercise, he said the store does provide a service to the local community for those who want to buy a puppy. He said it serves a purpose, a community and is a legitimate and good business. He said his client came to town, they wanted to be in Berkley, and have invested more than \$400,000 into the building; they came in with a permitted use and did everything right and everything was approved and inspected and ready to go. He said they do have a lease in place with an initial term of 5 years. He said if they are prevented from selling puppies or given a sunset date that will lead to the demise of his business. He said come July 1st, 2025 without the ability to sell puppies, there will be no revenue, his client will be unable to meet expenses including financing for improvements, lease agreement and contractual agreements as well as unable to pay the rent and will be sued by their financier. He said his client would be in litigation through no choice of his own. He said he knows Mr. Staran. He said both of them are reasonable and there is a happy medium that can be met. He said his client's business is very highly regulated by the state. He said they must be allowed to operate as long as the lease allows them to. He asked to tap the brakes and sit down with them to come to a reasonable provision to avoid litigation. He said his client would be involved in lawsuits that aren't under their control. He said his client deserves to run his business. He mentioned a letter sent by Mr. Baumgarten that was given to Council. He said they would never entertain a puppy mill or misuse of animals. He said the city's animal control officer found the dogs appeared well-cared for by good staff. He said it is a great location, a beautiful site, and provides the opportunity for people to come and buy a puppy. He asked to table the ordinance and work out a provision for a sunset date.

Carla Osborne, Berkley, said as far as outside influencers coming in, these concerns were brought forward from those that elected Council and direct them what to do. She said Council did not go out of its way to push a business out, but rather is doing what members were elected to do. She said the ordinance is a ban and lists states that have adopted the state-wide ban. She discussed a new ban that is being voted on in Louisville where the other Puppygram is located. She said we, the constituents, are advising Council. She said this ordinance mimics Bill 4838 that is being presented in the State House and has the same sunset date of when the sales of pets has to stop. She said no one is saying the business has to completely shut down, just stop the sale of puppies. She said no one is telling him he has to completely go out of business.

Courtney Wooten, Berkley, said she is shocked by what she is hearing. She said she wanted to talk about sense of urgency – she said Councilmember Baker said every day matters. She said they having been working on this for eight months. She said citizens have been contacting Council and dedicating hours to research legality, enforcement, etc. She said they have asked the existing business on multiple occasions to be transparent; she said transparency in this business is all we are asking for. She said that transparency would enable the business to build trust in the community and trust in their business. She said if they are operating legal and humanely, they should have no qualms. She said there is a little bit of

a red herring happening here. She said this is nothing about closing down a business. She said the Michigan Director of the Humane Society of the United States brought to the last meeting statistics of businesses that are successful without the sale of puppies but rather supplies. She said they could sell supplies. She looked at the cities that have banned the retail sale of pets and only two had a two-year transition process.

Don Drier, Berkley, said he is part of the “no” group. He asked if anyone on Council has been to the store or talked with the owner. He wants them to look into the store; he said he read in the Woodward Talk that no one had visited from Council. He thinks they should have done that first. He said they are opening the city to another needless lawsuit.

Lilly Osborne, Berkley, said she is someone who has always been interested in the care of animals. She said she has taken the time to protest and do the research and she thanked members of Council who did research. She said maybe the store looks nice, but look at the physical and mental effects on the animals. She said she knows they have heard the research. She said the urgency is every day counts, especially when it comes to those who need to be advocated for.

Lauren Delega, Franklin, thanked Council for its months of research and consideration. She said community advocates in the area have supplied Council with as much research and documentation as possible. She said this ordinance is supported by the residents. She said a ‘yes’ vote is not only a step to protect these animals but also a protection of the health and financial safety of Berkley residents as well as residents of surrounding communities. She said she hopes that we don’t waste anymore time and she hopes they can pass this today.

Thad Dickinson, Berkley, said he is a volunteer for Humane Society of United States. He said every morning Monday through Sunday he feeds a feral cat. He said he is a distance runner and runs around Berkley 5/7 days a week; he eats at the local restaurants and shops at the local stores and is a regular election inspector. He said he is a part of the community. He said he lives and breathes the motto “Adopt, Don’t Shop”; he has been an animal shelter volunteer for the past 13 years. He said the cruelties of puppy mills and the welfare issues those puppies face getting to and living in retail pet stores are real and well-documented. He said he doesn’t think Berkley should be a part of that; he said he’d rather our local pet stores continue supporting the adoption of homeless cats and dogs and he hopes that Council will approve the ordinance prohibiting pet stores from selling dogs, cats and rabbits in Berkley.

Blake Goodman, Lansing, said he is the Michigan State Director for the Humane Society of the United States; he said he doesn’t know he will say anything better or more than residents have already said over the last eight months and tonight. He said this is an evening of choices. He said he unequivocally urges Council to pass this ordinance this evening in it’s current format. He said he feels this ordinance is hugely defensible because not one single lawsuit brought against a single city ordinance has been overturned at any level. Not a single one. He said the City has the case law on their side across this country. He said this ordinance will not stop this business from continuing to function and serve residents for food, toys, grooming, etc. He said it is about business models and not businesses. He said it’s also about the choice by this business to threaten Council with litigation. He said their lawyer is telling Council that they’re forced into closing by their actions but they’re not because Council is not closing them but rather telling them that this part of their business does not belong in the city because that’s what residents are asking Council to do. He said that Berkley would be joining many other cities in doing this and hopefully the whole state. He said that the proposed two-year phase in is much more generous than other municipalities have done. He said their threats to Council should not influence whether or not the ordinance is passed. He said the Humane Society urges them to pass this ordinance to protect animals for them and for residents. He said if they sue, it will not matter as the ordinance is sound.

Chuck Tyrell, Berkley, said he comes down on the “no” part of this issue on the part of the ordinance that does not grant unlimited grandfathering to the business in question. He said at this time we don’t have that money; we can’t afford to spend money on litigation. He said to go with the first part of ordinance. He said we don’t have the jurisdiction to regulate and check his papers. He said that is the job of the Department of Agriculture. He said it is not city staff’s responsibility. He said please don’t encourage

another lawsuit. He said Mr. Staran has brought up some great points as to why we should back down. He said there is no complaints as far as he can see by the Department of Agriculture. He said we are part and parcel on why he is here. He said it is not a universal feeling that he has to go, but the opinion of a vocal minority.

Tiffany Perkins, Royal Oak, said she is here to support Berkley's ordinance. She said she's been at every meeting on this issue. She said Mr. Handy has still not answered the question of how many puppies have been sold in the past eight months. She said there is the USDA label attached to what they're doing but that factory farming also has that label attached to what they're doing and that's not ethical. She said she has a nonprofit for disabled pets; she has to be completely transparent regarding her process, mortality rates, success rates, etc. She said she is on the board of many animal-related organizations and all maintain this transparency and satisfy very thorough checks and balances. She said it is not unheard of to have this level of transparency, it's encouraged.

Miranda, Hazel Park, said she has some questions for the puppy mill or Puppygram. She asked if inspectors inspect the building or the mills. She said you have to think about how these people are thinking, do they care about money or the mental well-being of the puppies.

Gavin Taylor, Michigan, said he is supporting friends who live in Berkley. He said there is a lot of talk and back-and-forth about the terminology of selling puppies and rehoming puppies. He said they want to make it seem like they are the same but that rehoming is not in it for the money or profit. He said their attorney already said they wouldn't make a profit if closed. He said it comes down to transparency and word choice.

Tim Dillon, Farmington Hills, longtime friend and supporter of Miles and Molly, said he would never support someone who got puppies from puppy mills. He said earlier tonight Council reviewed a proposal for a building to be used for a disability law practice; some would say that they are bad lawyers and therefore that business shouldn't be allowed in Berkley. He said it was a loose analogy but that it fits. He said he thinks the pause is a prudent step and grandfathering is as well.

Rachel Shuler, Royal Oak, pointed out that for the second time Jim Dillon has not properly identified himself as the CFO of Puppygram, as per the Puppygram website. She thanked Council for its time and emails back and forth and said that she appreciates all of the time spent by concerned community members and those outside the community. She said they are now having to navigate last minute feedback on the ordinance from the store in question. She said brakes have been tapped for months and now in the 11th hour they show up to Council meetings and engage. She said she wanted to reiterate that inhumane treatment is a big part of this but what also is a big part of this is misleading the consumer with information and exploitative prices. She said the narrative Puppygram has that we, the concerned community members, are against giving people free choice of where to purchase a dog from is unsubstantiated if where consumers are purchasing a dog from are not being accurately transparent about the following: the parents of the dog, especially the mother; the breeder in the context of that breeder; how many puppies they are breeding at one time; what volume; inconsistent and blatant lies about vaccination records; an example of over vaccinating dogs at Puppygram locations so they appear healthy in store and are sick seven days later when people take them home.

Councilmember Hennen said this is just a stalling tactic from Puppygram. He said the claim that no one's reached out to Puppygram is false. He said he reached out to Miles Handy before any ordinance was introduced and asked for information to support the claims on humane treatment along the entire chain of the process. He said his concern is not just animals here in Berkley, but all animals including the ones that don't make it here. He said Miles Handy was evasive. He said he reached out again after the first draft of the ordinance was introduced and asked for feedback. He said there were ample opportunities to participate and they chose not to. He said this is just an 11th hour attempt to stall further. He said if they are going to sue us, they will sue us. He said they have talked endlessly and it's time to make a decision.

Mayor Pro Tem Gavin said Councilmember Hennen and Ms. Shuler accurately expressed his frustration with the 11th hour aspect of this issue. He said given what the City Attorney talked about he is irritated, but is also of the mind that Council has a responsibility to let the City Attorney talk about this a bit more. He said he thinks it needs a date certain. He said he is willing to give time until the next council meeting and that is it. He said a decision does need to be made on this; he said he will give the attorney that window to hear more about it next month.

Mayor Pro Tem Gavin moved to postpone to allow City Attorney Staran more time to discuss with Council the things that he mentioned during the meeting but have a date certain of the next meeting to make a final decision. Councilmember Patterson said the reason he will support is the date certain. He said that the decision needs to be made but considering the 11th hour and emails coming in all weekend even up to three hours ago they need a chance to review everything.

Councilmember Hennen said he doesn't know what will change between now and then and two years is an exceptionally long time to give them. He said if they are going to sue us, they are going to find a reason to sue us. He said the letter from their attorney spoke about the requirements being onerous, will those be on the table too? He said this is opening the barn door, he said he thinks they are afraid of transparency because they are afraid of what people will find. He said they are trying to water this down to give themselves a long runway to continue to hide behind opaque practices. He said maybe we will all be surprised and they are operating completely ethically, but the fact that they have refused every step along the way to do or show anything in any good faith leads him to believe that outcome is extraordinarily unlikely and he doesn't see what any delay on this is going to change.

Councilmember Vilani asked City Attorney Staran about ordinances in other cities that are trying to do something similar that were not overturned. She asked if he would comment on that and additionally even if they were successful in defending, is there a cost to the city to defend.

City Attorney John Staran said there definitely would be a cost. He said suffice it to say that he has been practicing for 40 years, and he has yet to see a bullet-proof case. He said to go into this case thinking that some lower-court cases make this a completely defensible bullet-proof case in Michigan, he's not going to say that because it is not responsible. He said the best path is to avoid it if it can be avoided in a way where Council can achieve its goals and objectives. He said further discussion would be for a closed session. He said there have been no cases in Michigan and no Michigan ordinances have been challenged.

MOTION NO. M-58-23: Matter of approving the appointments to various boards and commissions.

Councilmember Hennen motioned to approve M-58-23.

Seconded by Mayor Pro Tem Gavin.

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

Nays: None

Absent: Baker

Motion M-58-23 Approved.

MOTION NO. M-59-23: Matter of approval to join the Michigan Emergency Management Assistance Compact (MEMAC).

Councilmember Patterson motioned to approve M-59-23.

Seconded by Councilmember Vilani.

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

Nays: None

Absent: Baker

Motion M-59-23 Approved.

RESOLUTION NO. R-19-23: Matter of adopting a resolution of the Council of the City of Berkley, Michigan establishing a Mayor's Academy on Services and Budget.

Mayor Pro Tem Gavin motioned to approve Resolution No. R-19-23

Seconded by Councilmember Patterson.
Ayes: Dooley, Gavin, Hennen, Patterson, Vilani, and Dean
Nays: None
Absent: Baker
Resolution R-19-23 Approved.

Mike Wiacek, Berkley, said it is a great idea although he thinks it has morphed into something else from an interactive budget determination, and now it's more of a schooling. He is perplexed by that. He said it was supposed to be a diverse group, but half of the committee is current or former Planning Commission members; he said that to him that is not a balanced committee. He hopes they keep an open mind and are open to suggestions and recommendations. He said that his concern has always been that the committee is stacked and that they would then disregard sound financial and operational recommendations. He said he thinks he knows a thing or two and he hopes any sound recommendation is not shot down as it is half Planning Commission members.

Joshua Hunter, Berkley, said he wanted a Citizen's Finance Committee to be formed since January and is looking forward to participating but he says he is surprised that there isn't a mandate for recommendation or deliverable in the resolution. He said it seems now to be purely educational. He said the way he reads the resolution the committee could meet for 10 weeks and not be required to produce an end deliverable. He said he will be present.

Greg Duross, Berkley, thanked Council for the opportunity to serve on the committee, he said he won't repeat what was said although he is a bit surprised by what he saw in the resolution. He asked if the Council has expectations that this committee after 10 weeks will go on to make specific recommendations for improvements in financial reporting, service priorities, cuts or changes to operations, millage proposals, etc. He asked what happens at the end of 16 weeks to tackle the spending and revenue problems we have in the city.

Councilmember Vilani said she saw some questions online about if there are people not members of the group to watch and learn. The Mayor said that they are open meetings and the public is allowed to attend.

Councilmember Hennen said he would like to clarify if they are seeking recommendations; the Mayor said they are looking for recommendations and that this is not a policy-setting academy. She said the conversations that they, as a Council were having with residents, showed that there was a need for education about not only the services the city provides but specifically within the context of the city budget. She said this academy did not come about due to any agitator or agitation. She thanked Council and City Manager Baumgarten for taking this opportunity to educate residents. She acknowledged department heads and staff who are putting forth time and effort in developing a curriculum. She said she is surprised to get such pushback from these educated people. She said in order to understand fund-based budgeting, they need to understand every department in the city, what services they provide within the context of the budget, any unfunded mandates that each department is responsible for, and then a conversation about revenue-sharing is possible.

MOTION NO. M-60-23: Matter of approving a Cost-Sharing Agreement regarding 2022 Safe Streets and Roads For All ("SA4A") Grant Program.

Mayor Pro Tem Gavin motioned to approve Motion No. M-60-23
Seconded by Councilmember Vilani
Ayes: Gavin, Hennen, Patterson, Vilani, Dooley, and Dean
Nays: None
Absent: Baker
Motion M-60-23 Approved.

MOTION NO. M-61-23: Matter of considering participation in the Teva, Allergan, CVS, Walgreens, and Walmart National Opioid Settlements and Authorize the City Manager to sign the Participation Agreements on the City's behalf.

Councilmember Vilani motioned to approve Motion No. M-61-23

Seconded by Councilmember Dooley.

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

Nays: None

Absent: Baker

Motion M-61-23 Approved.

COMMUNICATIONS

COUNCILMEMBER PATTERSON

- Planning Commission met last month. A member resigned for an unsubstantiated conflict. Now seeking another member of the Planning Commission. No meeting for August as that was cancelled due to a lack of quorum. The next meeting will be on September 26th at 7 p.m. in Council Chambers.
- Overdose Awareness Day is August 31st; wear purple in remembrance of over 100,000 lives lost due to overdose.
- Thanked the City Clerk and her team for the election she and her team put together.

COUNCILMEMBER HENNEN

- Tree Board is off for the summer, next meeting will be on September 25th.
- Zoning Board of Appeals will meet tomorrow, August 15th, to consider a dimensional variance on a lot split.
- Asked city manager to give an update to the public on downtown crosswalks.

MAYOR PRO TEM GAVIN

- Environmental Advisory Committee's next meeting will be tomorrow, August 15th at 6:30 p.m. in the second-floor conference room in the Public Safety building. There will be no July meeting, the next meeting will be on August 15th.
- Fall programs are out and registration is open for Parks & Recreation programs. Visit recreation.berkleymich.org for more information.
- One concert left in the summer Berkley Beat series, on August 30th at 7 p.m. in Oxford Park. Harmonic Swell and the Bridge of Reverberation will be playing.
- Summer outdoor movies continue on August 24th at Oxford Park with an ice cream social and additional recreation activities from Oakland County. "The Super Mario Bros. Movie" will be shown.
- Make sure to come out on Friday night for Berkley's Classic CruiseFest Parade on the 18th. The Parade begins at 6:30 p.m. and travels west on 12 Mile Road through downtown. Stay for activities including live music, food vendors, and other activities to take place along 12 Mile in downtown.
- The next meeting of the Parks and Recreation Advisory Board is on October 12th at 7 p.m. at the Community Center.

COUNCILMEMBER VILANI

- Technology Advisory Committee/ Citizen's Engagement Advisory Committee has not met and has no updates. On pause waiting for the new Communications Director to onboard.
- Berkley Area Chamber Chat is on Friday, August 18th at 8:30 a.m. It will be held at Quality Roots on 11 Mile. No need to register, you can just show up.
- CruiseFest is this Friday; you can buy your limited-edition T-shirt at Vitrine Gallery, Michigan State Federal Credit Union, or Dog & Pony Brewing. They will also be available the day of under the theater marquee.
- Saturday Sept. 30th is the Kit Home Tour; more details to come soon!

- Friendly reminder to buy your Berk Perk card. Available for \$30 at Woodward Corners and other stores as well. One of the featured retailers is The Neighbor's Shoppe where cardholders get a free cookie. Other discounts they offer include 10% off of gift items and 10% off of four bottles of wine. Support local retail with a Berk Perk card.

COUNCILMEMBER DOOLEY

- BAC next meeting is the 23rd, at Coffee & Bark on Coolidge at 6:30 p.m.
- No updates from the library board. Library is starting updated hours on Labor Day: Monday - Wednesday, beginning September 5th, open from 10 a.m.-8 p.m.; Thursday 10 a.m.-6 p.m.; Friday 1-6; Saturday 10 a.m.-3 p.m.

CITY MANAGER MATT BAUMGARTEN

- Said he was informed of a large watermain break during the meeting; the county is working on a transmission line that broke on Webster between Royal and Buckingham. No one should be without water, but there could be some discoloration. Our DPW crew has been on hand assisting with road closures. Our crews stand ready at any point.
- Between now and our next meeting kiddos will be headed back to school so please keep your eyes open for them and stay free of distractions. Let's make sure the little ones can get to and from school safely.
- Jaycee Park work is almost complete. Work is beginning at Oxford park to connect the park and play area to Oxford Road itself. After that, work will begin on the trail project along 12 Mile up to Webster, on the cemetery side. That will be replacing the broken-up asphalt pathway that's there.
- We do have work that is happening on Coolidge in order to facilitate better crossings for both drivers and pedestrians. Said that we did not get favorable bids back on some of the work for the crosswalks and the restriping of the intersection at 12 Mile and Coolidge so what we're going to do is change tactics; instead of having an all-in-one bid package we're going to try to make them more specialized so that the individual elements of the project can be bid on by the individuals doing the work. Pavement work, relocating flashers for crosswalk, and some of the curb line drainage work would be largely under one bid and then the restriping portions at 12 Mile and Coolidge would be under another bid. In total there will be four great projects going on to help people move around our community and visit all the great things it has to offer whether in a car or on foot. It should be noted that these projects are not general-fund projects but out of our Major Local Road Fund, which is an allocation that we get from the state through the gas tax but we are required to spend at least 1% each year or the cumulative of 10% of those revenues in a 10-year period on non-motorized mobility. We continue to invest in every single portion of our road or sidewalk network.
- Last but not least, thanked the City Clerk. We had an election last week and even though it wasn't for the benefit of the city government, it was our city government that stood ready to do a fantastic job in the administration of elections. He said our City Clerk is on the cutting edge. He said our City Clerk is second to no-one and runs a mean election that largely happens on the backs of dedicated poll workers and volunteers. Said that it is a pleasure to watch her in action.

CITY ATTORNEY JOHN STARAN

- As he was racing to get here from another meeting, he heard them talking about a flood watch, he had no idea they were talking about a water main break and not the incoming rain.
- Has been working on a number of things day to day. He said he spent a lot of time on the pet store ordinance and now work is beginning on the zoning rewrite effort. He is looking forward to reading that draft. He looks forward to getting that ready so Planning Commission and City Council will soon have something to review and will hopefully be an effort to advance and move the community forward.

MAYOR DEAN

- Councilmember Patterson teed it up nicely; she had the pleasure to meet Secretary of State Benson during Tuesday's election. It was exciting to meet her. She was doing a mini multi-city tour on that day. She specifically came here because of the great job our City Clerk does. She said Oakland County has a reputation for setting the bar for elections in terms of safety and transparency but even within Oakland County our City Clerk rises to the top.
- Gave a shout-out to Morgan Krasenga from Chemistry Salon, which received the 2023 We Sustain Beauty Award from Davinus Beauty, a world leader in sustainable beauty products. She said they work so hard and are at the forefront of everything. They transformed a former transmission shop and are committed to low-waste services. Good job Morgan!
- Had the pleasure of attending the Michigan Association of Mayor's summer workshop. She spent time with other mayors from across the state. She said every community is different and different sized. They took a bus tour of Northville; their Mayor makes the Energizer bunny look lazy. He spoke about how the town has changed over time; they had wooden pipes not that long ago. They too have a large number of kit homes in Northville. They were updated on news from the legislature by the Michigan Municipal League; she said she didn't want to go through all of the things, because it's already late. They went over Headlee reform; said she is encouraged by the conversation that there is reform talk going on. She said at the end of the day we really, all the Mayors and our City Council, want our residents to feel proud about where they live.

ADJOURNMENT:

Councilmember Vilani moved to adjourn the Regular Meeting at 9:55 p.m.

Seconded by Councilmember Patterson.

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

Nays: None

Absent: Baker

Motion Approved.

Bridget Dean, Mayor

ATTEST:

Victoria Mitchell, City Clerk

**THE SPECIAL MEETING OF THE THIRTY-NINTH COUNCIL OF THE CITY OF BERKLEY, MICHIGAN
WAS CALLED TO ORDER AT 6 PM ON THURSDAY, AUGUST 28, 2023 BY MAYOR DEAN**

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

ABSENT: Councilmember Jessica Vilani

OTHER STAFF PRESENT:
City Manager Matt Baumgarten
City Attorney Daniel Christ

APPROVAL OF AGENDA

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

PUBLIC COMMENT:

None

CLOSED SESSION: Matter of considering whether to convene in closed session to discuss an attorney-client privileged communication.
Mayor Pro Tem Gavin moved to enter into closed session
Seconded by Councilmember Baker
Ayes: Gavin, Hennen, Patterson, Baker, Dooley, and Dean
Absent: Vilani
Nays: None
Motion Approved.

**THE CLOSED SESSION OF THE THIRTY-NINTH COUNCIL OF THE CITY OF BERKLEY, MICHIGAN
WAS CALLED TO ORDER AT 6:03 PM ON MONDAY, AUGUST 28, 2023 BY MAYOR DEAN**

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

ABSENT: Councilmember Jessica Vilani

OTHER STAFF PRESENT:

City Manager Matt Baumgarten

City Attorney Daniel Christ

ADJOURNMENT:

Councilmember Hennen moved to adjourn the Closed Session at 7:06 p.m.

Seconded by Mayor Pro Tem Gavin

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

Absent: Vilani

Nays: None

Motion Approved.

Bridget Dean, Mayor

ATTEST:

Victoria Mitchell, City Clerk



**CITY OF BERKLEY
CHECK WARRANT
#1390
AUGUST 2023**

Check Date	Check #	Vendor	Description	Amount
08/03/2023	72857	AIELLI CONSTRUCTION COMPANY, INC.	CONSTRUCTION - ROAD PROJECT CONSTRUCTION	100,118.62 170,472.24 270,590.86
08/03/2023	72858	CMV LANDSCAPE & EQUIPMENT COMPANY	CONCRETE REPAIR	7,808.00
08/03/2023	72859	MISDU	PAYROLL DEDUCTIONS	1,240.69
08/03/2023	72860	MISSION SQUARE RETIREMENT-107930	ICMA 457 W/H 401 ICMA DEFERRED	243.64 438.54 682.18
08/03/2023	72861	MISSION SQUARE RETIREMENT-303792	ICMA 457 W/H	2,864.22
08/03/2023	72862	MISSION SQUARE RETIREMENT-706259	ICMA ROTH IRA	110.00
08/03/2023	72863	NATIONWIDE RETIREMENT SOLUTIONS	NATIONWIDE 457 W/H	6,251.99
08/03/2023	72864	SPRINGLINE EXCAVATING, LLC	CONSTRUCTION - ROAD PROJECT	531,289.29

08/07/2023	72865	ADDYSON SKIPTON	CONTRACTUAL SERVICES	75.00
08/07/2023	72866	ALLISON KROPF BENGHIAT	CONTRACTUAL SERVICES	2,047.50
08/07/2023	72867	AMAZING ATHLETES OF METRO DETROIT	CONTRACTUAL SERVICES	192.00
08/07/2023	72868	BEN BANCROFT	CONTRACTUAL SERVICES	1,704.28
08/07/2023	72869	BERKLEY SCHOOL DISTRICT	CONTRACTUAL SERVICES	2,280.00
08/07/2023	72870	BLUE CROSS BLUE SHIELD OF MICHIGAN	ACCRUED HEALTH CARE	111,729.08
08/07/2023	72871	BRENDEL'S SEPTIC TANK SERVICE, LLC	CONTRACTUAL SERVICES	1,415.00
08/07/2023	72872	CITY OF HUNTINGTON WOODS	CONTRACTUAL SERVICES	166.66
08/07/2023	72873	CLAIRE MCCOY	CONTRACTUAL SERVICES	75.00
08/07/2023	72874	COLEEN PARSONS	CONTRACTUAL SERVICES	1,760.00
08/07/2023	72875	EMMA GONDA	CONTRACTUAL SERVICES	75.00
08/07/2023	72876	ERIC OSTROWSKI	CONTRACTUAL SERVICES	295.40
08/07/2023	72877	EVELYN WATTS	CONTRACTUAL SERVICES	45.00

08/07/2023	72878	FAITH CABALUM	CONTRACTUAL SERVICES	300.00
08/07/2023	72879	FOUR WAY PARTY RENTALS	CONTRACTUAL SERVICES	576.70
08/07/2023	72880	FOUR WAY PARTY RENTALS	CONTRACTUAL SERVICES	956.18
08/07/2023	72881	HERITAGE CHRISTIAN SCHOOL	CONTRACTUAL SERVICES	942.00
08/07/2023	72882	IAN KINDER LLC	CONTRACTUAL SERVICES	1,365.00
08/07/2023	72883	JADEN REITHEL	CONTRACTUAL SERVICES	45.00
08/07/2023	72884	JOSEPH SERMO	CONTRACTUAL SERVICES	2,793.17
08/07/2023	72885	JUMP-A-RAMA, INC.	CONTRACTUAL SERVICES	1,764.00
08/07/2023	72886	JUSTIN WEEKS	PROGRAM SUPPLIES	331.50
08/07/2023	72887	KIRA TALLEY	CONTRACTUAL SERVICES	75.00
08/07/2023	72888	LAILA MILLER	CONTRACTUAL SERVICES	45.00
08/07/2023	72889	MIKE SWANTEK	CONTRACTUAL SERVICES	500.00
08/07/2023	72890	SADIE DAGENAIS	CONTRACTUAL SERVICES	75.00

08/07/2023	72891	SANCHIN SYSTEMS INC. & THE O.S.K.A.	CONTRACTUAL SERVICES	434.00
08/07/2023	72892	SWANK MOTION PICTURES, INC.	CONTRACTUAL SERVICES	1,485.00
08/07/2023	72893	THERESA CABALUM	CONTRACTUAL SERVICES	1,626.80
08/07/2023	72894	THERESA MCARLETON	CONTRACTUAL SERVICES	1,000.00
08/07/2023	72895	TRINITY TRANSPORTATION	CONTRACTUAL SERVICES	2,092.50
08/15/2023	72896	21ST CENTURY MEDIA - MICHIGAN	ADVERTISING	1,220.99
08/15/2023	72897	A REA CONSTRUCTION INC	BBP23-0014 - PUT23-0061	5,000.00
08/15/2023	72898	ABBY KUTNER	OAKLAND COUNTY ASSESSORS	215.00
08/15/2023	72899	ABR ALPINE DESIGN	BBA23-0066 - PB23-0111	15.00
08/15/2023	72900	AIRGAS USA, LLC	VEHICLE SUPPLIES	44.39
08/15/2023	72901	AIS CONSTRUCTION EQUIPMENT	VEHICLE SUPPLIES	2,748.44
08/15/2023	72902	ALEX BROWN	OAKLAND COUNTY ASSESSORS	200.00
08/15/2023	72903	ALLIANCE MOBILE HEALTH	BLOOD DRAWS	156.00

08/15/2023	72904	AMAZON CAPITAL SERVICES	STATIONARY	19.92
			EQUIPMENT SUPPLIES	111.43
			OFFICE SUPPLIES	21.87
			BUILDING MAINTENANCE	30.49
			FIRE EQUIPMENT	465.13
			MAINTENANCE SUPPLIES	65.00
			VEHICLE SUPPLIES	308.01
			TOOLS	179.92
			OFFICE SUPPLIES	78.96
				1,280.73
08/15/2023	72905	AMERICAN FIRE PROTECTION SERVICES	BUILDING MAINTENANCE	153.00
08/15/2023	72906	AMY BESSLER	OAKLAND COUNTY ASSESSORS	306.00
			PART TIME EMPLOYEES	702.00
				1,008.00
08/15/2023	72907	AMY ORTH	PLUMBING PERMITS	45.00
08/15/2023	72908	ANNABELLE VOLLMAR	OAKLAND COUNTY ASSESSORS	185.00
08/15/2023	72909	ANTHONY BELCUORE	BBA21-0074 - PB21-0157	30.00
08/15/2023	72910	AT&T	CONTRACTUAL SERVICES	164.41
08/15/2023	72911	AT-LESS DRAIN CLEANING	BSW23-0023 - PUT23-0104	500.00
08/15/2023	72912	ATOMIC CLEANING SYSTEMS, LLC	FUEL & OIL	42.04

08/15/2023	72913	BALDWIN PUBLIC LIBRARY	LIBRARY COOP	24.00
08/15/2023	72914	BASIC	CONSULTANT	55.00
08/15/2023	72915	BCM HOME IMPROVEMENT	BBB23-0022 - PB23-0118	75.00
08/15/2023	72916	BELFOR USA GROUP INC.	BUILDING MAINTENANCE	557.81
08/15/2023	72917	BERNADETTE M. THEBOLT	OAKLAND COUNTY ASSESSORS	205.00
08/15/2023	72918	BIG D LOCK CITY	BUILDING MAINTENANCE	269.98
			EQUIPMENT MAINTENANCE	85.00
				354.98
08/15/2023	72919	BILLINGS LAWN EQUIPMENT	VEHICLE SUPPLIES	612.73
08/15/2023	72920	BISON PLUMBING INC.	BSW23-0024 - PUT23-0105	500.00
08/15/2023	72921	BLAKE WOODRUFF	OAKLAND COUNTY ASSESSORS	205.00
08/15/2023	72922	BLUE CROSS BLUE SHIELD OF MICHIGAN	ACCRUED HEALTH CARE	111,729.08
08/15/2023	72923	BLUUM OF MINNESOTA LLC	OFFICE EQUIPMENT MAINTENANCE	114.45
08/15/2023	72924	BRENDEL'S SEPTIC TANK SERVICE, LLC	CONTRACTUAL SERVICES	240.00

08/15/2023	72925	BRIAN & ANGELA TOLLY	BBB18-0111 - PB18-0443	75.00
08/15/2023	72926	BRIAN GOTHARD	UNIFORMS-CLEANING & PURCHASES	45.05
08/15/2023	72927	BRIAN MARKHAM	OAKLAND COUNTY ASSESSORS	185.00
08/15/2023	72928	BRODART CO.	OFFICE SUPPLIES	219.23
08/15/2023	72929	BRS FIELD OPS	BBA23-0065 - PB23-0110	50.00
08/15/2023	72930	BRUCE A BANKS	BSP20-0005 - PB20-0312	50.00
08/15/2023	72931	BRUTTELL ROOFING COMPANY INC.	BBA22-0232 - PB22-0466	100.00
08/15/2023	72932	CAMELOT CLEANERS	PRISONER BOARD	119.35
08/15/2023	72933	CAPONE'S CONSTRUCTION LLC	BBA23-0053 - PB23-0094	100.00
08/15/2023	72934	CARDCONNECT	CONTRACTUAL SERVICES	25.00
08/15/2023	72935	CARLISLE / WORTMAN	CONTRACTUAL SERVICES	5,285.00
08/15/2023	72936	CARMEN KEHR	OAKLAND COUNTY ASSESSORS	205.00
08/15/2023	72937	CATHERINE DUGALIN	OAKLAND COUNTY ASSESSORS	185.00

08/15/2023	72938	CDW GOVERNMENT, INC.	EQUIPMENT SUPPLIES	350.55
08/15/2023	72939	CHET'S RENT-ALL	EQUIPMENT SUPPLIES	72.78
08/15/2023	72940	CHRISTINE WILSON	OAKLAND COUNTY ASSESSORS	205.00
08/15/2023	72941	CINTAS	CUSTODIAL SERVICES	141.28
			CUSTODIAL	141.27
				282.55
08/15/2023	72942	CINTAS	CONTRACTUAL SERVICES	142.99
08/15/2023	72943	CINTAS CORPORATION	BUILDING MAINTENACE	203.33
08/15/2023	72944	CLOG-BUSTERS	BBP23-0004 - PUT23-0010	5,000.00
08/15/2023	72945	CMV LANDSCAPE & EQUIPMENT COMPANY	BBE22-0021 - PB22-0281	800.00
			CONTRACTUAL SERVICES	700.00
			CONCRETE REPAIR	33,992.00
				35,492.00
08/15/2023	72946	CONTRACTORS CLOTHING CO.	UNIFORMS	548.00
			UNIFORMS	110.89
			UNIFORMS	264.95
			UNIFORMS	445.56
			UNIFORMS	628.83
			UNIFORMS	639.96
				2,638.19
08/15/2023	72947	CONTRACTORS CONNECTION	EQUIPMENT	936.00

08/15/2023	72948	CREGGER PLUMBING	BBP22-0071 - PSW22-0225	5,000.00
08/15/2023	72949	CRFPRO	BBA23-0095 - PB23-0166	100.00
08/15/2023	72950	CSI CHRIS'S SEWER INSPECTIONS	BSW23-0019 - PUT23-0072	500.00
08/15/2023	72951	CYNTHIA DAVIS	CONTRACTUAL SERVICES	1,000.00
08/15/2023	72952	DALE A. CARLSON	OAKLAND COUNTY ASSESSORS	160.00
08/15/2023	72953	DALE GOODCOURAGE	BD22-0004 - PB22-0187	1,000.00
			BBE22-0018 - PB22-0200	800.00
				1,800.00
08/15/2023	72954	DANIEL SCHEWE	PUBLIC SAFETY FIRE/MEDICAL TRAINING	50.00
08/15/2023	72955	DAVID LAMBERTI	OAKLAND COUNTY ASSESSORS	205.00
08/15/2023	72956	DEALER AUTO PARTS SALES	VEHICLE MAINTENANCE - DPW	404.72
			VEHICLE SUPPLIES	303.92
			VEHICLE SUPPLIES	540.98
				1,249.62
08/15/2023	72957	DELANG FLUID POWER, INC.	VEHICLE SUPPLIES	688.64
08/15/2023	72958	DELUXE	STATIONARY	2,119.84

08/15/2023	72959	DETROIT BUILD, INC.	BBA23-0025 - PB23-0040	100.00
08/15/2023	72960	DETROIT ZOOLOGICAL SOCIETY	CONTRACTUAL SERVICES	3,311.00
08/15/2023	72961	DIANE DUNCAN	OAKLAND COUNTY ASSESSORS	185.00
08/15/2023	72962	DISCOUNT ROOFING	BBA22-0137 - PB22-0271	100.00
08/15/2023	72963	DONNA TOMASZYCKI	OAKLAND COUNTY ASSESSORS	195.00
08/15/2023	72964	DTE ENERGY COMPANY	CONTRACTUAL SERVICES	456.47
08/15/2023	72965	DURST LUMBER	MAINTENANCE SUPPLIES	94.96
			VEHICLE SUPPLIES	40.92
			MAINTENANCE SUPPLIES	9.99
			EQUIPMENT	79.96
				225.83
08/15/2023	72966	DURST LUMBER CO	BUILDING MAINTENANCE	29.96
			EQUIPMENT SUPPLIES	435.22
			EQUIPMENT	7.59
				472.77
08/15/2023	72967	EJ USA, INC.	EQUIPMENT	138.60
08/15/2023	72968	ELIZABETH SWANCHARA	OAKLAND COUNTY ASSESSORS	225.00
08/15/2023	72969	ERC-LED, LLC	LAND IMPROVEMENTS	** VOIDED **

08/15/2023	72970	ETHNIC ARTWORK	CONTRACTUAL SERVICES	24,649.00
08/15/2023	72971	EVA MITCHELL	OAKLAND COUNTY ASSESSORS PART TIME EMPLOYEES	150.00 75.00 225.00
08/15/2023	72972	EVAN CARTER	OAKLAND COUNTY ASSESSORS	225.00
08/15/2023	72973	EVERDRY WATERPROOFING	BBA23-0085 - PB23-0146	100.00
08/15/2023	72974	FERGUSON WATERWORKS #3386	EQUIPMENT	14,622.77
08/15/2023	72975	FIRE DEFENSE EQUIPMENT COMPANY	BUILDING MAINTENANCE	28.40
08/15/2023	72976	FISHMAN STEWART PLLC	CITY ATTORNEY	2,129.40
08/15/2023	72977	FOUNDATION AUTHORITY LLC	BBB23-0028 - PB23-0152	** VOIDED **
08/15/2023	72978	FOUNDATION SYSTEMS OF MICHIGAN	BBA22-0242 - PB22-0480	50.00
08/15/2023	72979	FRANKS LANDSCAPING & SUPPLIES LLC.	FLOWER BASKET PROGRAM	2,584.17
08/15/2023	72980	GALLAGHER BENEFIT SERVICES, INC.	CONSULTANT	20,337.89
08/15/2023	72981	GALLAGHER BENEFIT SERVICES, INC.	CONSULTANT	276.50

08/15/2023	72982	GDI SERVICES INC.	CUSTODIAL SERVICES	1,666.45
			CUSTODIAL	1,703.19
			CUSTODIAL SERVICES	261.35
			CUSTODIAL SERVICES	1,601.37
			CUSTODIAL SERVICES	1,252.80
			CUSTODIAL	261.35
				6,746.51
08/15/2023	72983	GIBB SERVICES LLC	BBB23-0029 - PB23-0157	75.00
08/15/2023	72984	GINA HAROLD	OAKLAND COUNTY ASSESSORS	75.00
08/15/2023	72985	GORDON FOOD SERVICE INC.	CONTRACTUAL SERVICES	55.24
08/15/2023	72986	GREAT LAKES PEST CONTROL CO	BUILDING MAINTENANCE	60.00
			BUILDING MAINTENANCE	75.00
			PEST CONTROL	40.00
				175.00
08/15/2023	72987	GREAT LAKES WATER AUTHORITY	NONRESIDENTIAL SURCHARGE	3,182.62
08/15/2023	72988	GUNNERS METERS & PARTS INC.	EQUIPMENT	1,362.00
08/15/2023	72989	H2O PLUMBING	BBP23-0023 - PUT23-0094	5,000.00
08/15/2023	72990	HAFELI, STARAN, & CHRIST, P.C.	CITY ATTORNEY	6,302.50
08/15/2023	72991	HEANEY PLUMBING & HEATING, INC	BBP22-0043 - PSW22-0115	5,000.00

08/15/2023	72992	HERSCH'S INC.	PROGRAM SUPPLIES	364.98
			PROGRAM SUPPLIES	364.97
				729.95
08/15/2023	72993	HONORS	OFFICE SUPPLIES	29.25
08/15/2023	72994	HUBBELL, ROTH & CLARK	PROJECT ESCROW-ENGINEERING QUALITY ROOTS	663.14
			PROJECT ESCROW ENGINEER PHILLIPS ROWHOME	3,374.10
			PROJECT ESCROW ENGINEERING IVY	548.69
			EATON/OXFORD PARKING LOT	9,400.22
			BUTTER PROVISIONING CENTER	1,432.79
			MOSES ROSES - 3120 11 MILE	916.84
			PROJECT ESCROW ENGINEERING-LUME	11,865.68
			PROJECT ESCROW ENGIN-2400 GREENFIELD	1,179.17
			BUILDING ESCROW-ENGINEERING REVIEW	1,300.00
			HEAT/COOLING	3,787.41
			CONTRACTUAL SERVICES	682.95
			CONSULTANT	412.69
			ENGINEERING	6,777.99
			ENGINEER - ROAD PROJECT	14,101.89
			CONTRACTUAL SERVICES	8,944.58
			ENGINEER	23,441.92
			ENGINEER	5,964.21
				94,794.27
08/15/2023	72995	VOID	** VOIDED **	** VOIDED **
08/15/2023	72996	HUNT SIGN CO LTD	FIRE EQUIPMENT	27.00
			EQUIPMENT	621.00
				648.00
08/15/2023	72997	HUSKY HOMES LLC	BBA23-0064 - PB23-0109	100.00

08/15/2023	72998	HYDROCORP	CROSS CONNECTIONS	3,316.00
08/15/2023	72999	IAN KINDER LLC	CONTRACTUAL SERVICES	399.00
08/15/2023	73000	INTEGRATED SUPPLY NETWORK	VEHICLE SUPPLIES	1,936.73
			TOOLS	798.60
				2,735.33
08/15/2023	73001	INTERNATIONAL BRONZE PLAQUE CO.	HISTORIC COMMITTEE	1,849.00
08/15/2023	73002	ITALY AMERICAN CONSTRUCTION	BBA23-0024 - PB23-0039	100.00
08/15/2023	73003	J.H. HART URBAN FORESTRY	CONTRACTUAL SERVICES	9,653.90
			CONTRACTUAL SERVICES	22,525.73
				32,179.63
08/15/2023	73004	JACK DOHENY COMPANIES, INC.	VEHICLE MAINTENANCE	558.79
08/15/2023	73005	JAMES ALLEN	OAKLAND COUNTY ASSESSORS	205.00
08/15/2023	73006	JAMES HABROWSKI	OAKLAND COUNTY ASSESSORS	205.00
08/15/2023	73007	JCR SUPPLY INC.	PROGRAM SUPPLIES	316.10
08/15/2023	73008	JEFFREY NOWAK	OAKLAND COUNTY ASSESSORS	205.00
08/15/2023	73009	JENNINGS CONSTRUCTION SERVICES LLC	BBB23-0020 - PB23-0098	75.00

08/15/2023	73010	JOSEPH SERMO	CONTRACTUAL SERVICES	1,319.50
08/15/2023	73011	JOSEPHINE BERG	OAKLAND COUNTY ASSESSORS	225.00
08/15/2023	73012	JUDY HARNOIS	OAKLAND COUNTY ASSESSORS	157.50
08/15/2023	73013	K&A SIGN	BSB21-0008 - PS21-0008	50.00
08/15/2023	73014	KANOPY, INC.	DOWNLOADABLE CONTENT	184.45
08/15/2023	73015	KATEY WAGNER	YOUTH CAMP	860.00
08/15/2023	73016	KATHERINE BELL	OAKLAND COUNTY ASSESSORS	225.00
08/15/2023	73017	KBJ GROUP LLC	BBP22-0023 - PSW22-0051	5,000.00
			BBP22-0028 - PSW22-0073	5,000.00
			BBP22-0027 - PSW22-0072	5,000.00
			BBP22-0012 - PSW22-0033	3,894.31
			BBE22-0013 - PB22-0156	800.00
			BE22-0003 - PR22-0004	850.00
				20,544.31
08/15/2023	73018	KENNETH J. OZANICH	SUNDRY REVENUE	20.00
08/15/2023	73019	KEVIN MCLAUGHLIN	OAKLAND COUNTY ASSESSORS	195.00
08/15/2023	73020	KONICA MINOLTA BUSINESS SOLUTIONS	OFFICE EQUIPMENT RENTAL	9.10

OFFICE EQUIPMENT MAINTENANCE	10.93
OFFICE EQUIPMENT RENTAL	531.43
	<hr style="border-top: 1px dashed black;"/>
	551.46

08/15/2023	73021	KROLL CONSTRUCTION CO.	BBA22-0087 - PB22-0154	100.00
08/15/2023	73022	LAKE POINTE CONSTRUCTION INC	BBB23-0034 - PB23-0170	75.00
08/15/2023	73023	LARRY'S WELDING SUPPLY	VEHICLE SUPPLIES	62.65
08/15/2023	73024	LINDA MORRISON	OAKLAND COUNTY ASSESSORS	205.00
08/15/2023	73025	LISA DOMBROSKI	CONTRACTUAL SERVICES	800.00
08/15/2023	73026	LUNGHAMER FORD OF OWOSSO	VEHICLE	52,706.00
08/15/2023	73027	MALONEY TRUCKING	DPW CONTRACTUAL	4,215.00
08/15/2023	73028	MARCEL DIJKERS	OAKLAND COUNTY ASSESSORS	205.00
08/15/2023	73029	MARIE BESSLER	OAKLAND COUNTY ASSESSORS	225.00
08/15/2023	73030	MARK KEEGAN	OAKLAND COUNTY ASSESSORS	185.00
08/15/2023	73031	MARY DALEY	OAKLAND COUNTY ASSESSORS	205.00
08/15/2023	73032	MARY JANISH	OAKLAND COUNTY ASSESSORS	205.00

08/15/2023	73033	MARY KOSTER	OAKLAND COUNTY ASSESSORS	185.00
08/15/2023	73034	MATTHEW CHURCH	OAKLAND COUNTY ASSESSORS	150.00
08/15/2023	73035	MCCHESENEY ELECTRIC, INC.	EQUIPMENT MAINTENANCE	320.00
08/15/2023	73036	MCKENNA	INSPECTIONS - BUILDING	19,218.00
			HOUSE INSPECTIONS-RENTALS	5,036.25
			CONTRACTUAL INSPECTIONS	7,069.13
			BUSINESS LICENSE INSPECTION-ALL	5,265.00
			VACANT HOUSING INSPECTION	150.00
				----- 36,738.38
08/15/2023	73037	MD SOLUTIONS, INC.	PROGRAM SUPPLIES	390.00
			PROGRAM SUPPLIES	910.00
				----- 1,300.00
08/15/2023	73038	MEGAN MITCHELL	OAKLAND COUNTY ASSESSORS	100.00
08/15/2023	73039	MELISSA TWISS	OAKLAND COUNTY ASSESSORS	215.00
08/15/2023	73040	METRO PUMP SERVICE	FUEL & OIL	430.00
08/15/2023	73041	MICHAEL SMITH	OAKLAND COUNTY ASSESSORS	50.00
08/15/2023	73042	MICHELLE KREBS	OAKLAND COUNTY ASSESSORS	185.00

08/15/2023	73043	MICHIGAN GRAPHICS & AWARDS	OFFICE SUPPLIES	40.00
08/15/2023	73044	MICHIGAN MUNICIPAL LEAGUE	LEGAL SERVICES - GENERAL LIABILITY	8,148.00
08/15/2023	73045	MICHIGAN PETROLEUM	FUEL & OIL	1,857.00
08/15/2023	73046	MICHIGAN STATE POLICE	CONTRACTUAL SERVICES	** VOIDED **
08/15/2023	73047	MIDWEST TAPE	DOWNLOADABLE CONTENT	522.99
08/15/2023	73048	MINUTEMAN PRESS	PROGRAM SUPPLIES	1,598.50
08/15/2023	73049	MJ GLYNN INC.	BBD18-0009 - PB18-0113	** VOIDED **
08/15/2023	73050	MORBARK, LLC	VEHICLE SUPPLIES	3,575.92
08/15/2023	73051	MPARKS	MEMBERSHIPS AND DUES	1,150.00
08/15/2023	73052	MR ROOF HOLDING COMPANY	BBB23-0024 - PB23-0120	75.00
08/15/2023	73053	NANCY KEEGAN	OAKLAND COUNTY ASSESSORS	225.00
08/15/2023	73054	NARRATIVE 4, INC	PROGRAM SUPPLIES-CONTRIBUTIONS - LIBRARY	150.00
08/15/2023	73055	NATALIE SMITH	OAKLAND COUNTY ASSESSORS	150.00

08/15/2023	73056	NELSON BROTHERS SEWER & PLUMBING	BBP22-0004 - PSW22-0007	5,000.00
			BUILDING MAINTENANCE	994.00
			BUILDING MAINTENANCE	702.00
			EQUIPMENT MAINTENANCE	205.00
				6,901.00
08/15/2023	73057	NEW GENERATION SIGN, LLC	BSB22-0030 - PS22-0028	50.00
08/15/2023	73058	NINA YOSKOVICH	OAKLAND COUNTY ASSESSORS	185.00
08/15/2023	73059	NORMAN MORRIS	OAKLAND COUNTY ASSESSORS	195.00
08/15/2023	73060	NORTH STAR BUILDING CO.	BBA23-0072 - PB23-0123	100.00
08/15/2023	73061	NYE UNIFORM	UNIFORMS-CLEANING & PURCHASES	2,960.90
08/15/2023	73062	O'REILLY AUTOMOTIVE, INC.	BERKLEY CRUISEFEST EXPENSES	170.53
			BUILDING MAINTENANCE	21.99
			VEHICLE MAINTENANCE - DPW	13.96
			VEHICLE SUPPLIES	55.84
			VEHICLE MAINTENANCE	13.96
				276.28
08/15/2023	73063	OAKES ROOFING SIDING & WINDOWS INC.	BBB23-0041 - PB23-0189	75.00
08/15/2023	73064	OAKLAND COUNTY TREASURER	INTEREST EXPENSE	6,717.99
08/15/2023	73065	OAKLAND COUNTY TREASURER	INTEREST EXPENSE	352.67

08/15/2023	73066	ON DUTY GEAR	UNIFORMS-CLEANING & PURCHASES	7,580.00
08/15/2023	73067	P. A. MORRIS COMPANY	SECRETARIAL SERVICES	150.00
08/15/2023	73068	PACE M	RANGE/TRAINING SUPPLIES	795.00
08/15/2023	73069	PAMELA MACK	OAKLAND COUNTY ASSESSORS	370.00
08/15/2023	73070	PARRIS M. LINING	UNIFORMS-CLEANING & PURCHASES	80.35
			PUBLIC SAFETY FIRE/MEDICAL TRAINING	189.73
				270.08
08/15/2023	73071	PATRICE VON LISKI	CONTRACTUAL SERVICES	105.00
08/15/2023	73072	PCI INDUSTRIES INC.	BF23-0001 - PB22-0451	1,000.00
			BBE22-0027 - PB22-0403	800.00
			BBE22-0030 - PB22-0451	595.00
				2,395.00
08/15/2023	73073	PELLERITO & SONS CONSTRUCTION	BBA23-0092 - PB23-0155	100.00
08/15/2023	73074	PITNEY BOWES INC.	OFFICE EQUIPMENT RENTAL	10.00
			POSTAGE-PRINTING-MAILING	99.24
				109.24
08/15/2023	73075	POMP'S TIRE SERVICE, INC.	VEHICLE MAINTENANCE - DPW	420.80
08/15/2023	73076	PRINT MASTERS PRINTING CO.	BERKLEY BUZZ	8,920.00

08/15/2023	73077	PRO IMAGE DESIGN	BSB23-0001 - PS23-0001 BSB23-0011 - PS23-0011	50.00 50.00 <hr/> 100.00
08/15/2023	73078	QUALITY ROOTS INC	PROJECT ESCROW-ENGINEERING QUALITY ROOTS	10,444.19
08/15/2023	73079	QUANTUM SERVICES GROUP, LLC	CONTRACTUAL SERVICES	1,442.00
08/15/2023	73080	RAD HATTER MARKETING	ADVERTISING/MARKETING	4,200.00
08/15/2023	73081	RAL LAWN & SHRUB CARE	BUILDING MAINTENANCE BUILDING MAINTENANCE CONTRACTUAL SERVICES	135.60 75.00 265.00 <hr/> 475.60
08/15/2023	73082	REBECCA STOUT	PROGRAM SUPPLIES-CONTRIBUTIONS - LIBRARY	49.79
08/15/2023	73083	RED WING SHOE STORE	UNIFORMS UNIFORMS UNIFORMS UNIFORMS	223.98 559.17 347.98 638.35 <hr/> 1,769.48
08/15/2023	73084	REHRIG PACIFIC COMPANY	RUBBISH CARTS/RECYCLE BINS	12,800.00
08/15/2023	73085	RKA PETROLEUM COS, INC	INVENTORY - FUEL & OIL	1,751.76
08/15/2023	73086	ROBERT CLANCY CONTRACTING INC.	BBP23-0013 - PUT23-0060	** VOIDED **

08/15/2023	73087	ROBERT MOON	OAKLAND COUNTY ASSESSORS	205.00
08/15/2023	73088	ROBERT WILLIAMS	OAKLAND COUNTY ASSESSORS	125.00
08/15/2023	73089	ROCKET ENTERPRISE INC.	EQUIPMENT	800.00
08/15/2023	73090	ROYAL OAK FORD	VEHICLE MAINTENANCE	313.42
			VEHICLE MAINTENANCE - DPW	551.14
			VEHICLE SUPPLIES	183.52
			VEHICLE SUPPLIES	85.63
			VEHICLE MAINTENANCE	205.59

				1,339.30
08/15/2023	73091	ROYAL PLUMBING LLC	PLUMBING PERMITS	495.00
08/15/2023	73092	S/E OAK. CTY WATER AUTHORITY	CONTRACTUAL SERVICES	83,813.40
			BULK WATER	84,567.53

				168,380.93
08/15/2023	73093	SABISTON BUILDERS SUPPLY	PROGRAM SUPPLIES	162.36
			PROGRAM SUPPLIES	378.82

				541.18
08/15/2023	73094	SABO PR	CONTRACTUAL SERVICES	25,686.45
08/15/2023	73095	SARA COVATTA	PROGRAM SUPPLIES-CONTRIBUTIONS - LIBRARY	200.00
08/15/2023	73096	SCOTT A ROWLETT	BSP21-0002 - PB21-0265	50.00

08/15/2023	73097	SEMCOG	MEMBERSHIPS	1,805.00
08/15/2023	73098	SHIFMAN FOURNIER	LEGAL SERVICES	2,421.50
08/15/2023	73099	SIGNS & MORE	BSB23-0014 - PS23-0014	50.00
08/15/2023	73100	SMOLYANOV HOME IMPROVEMENT	BBA23-0056 - PB23-0099	100.00
			BBA23-0093 - PB23-0159	100.00
				200.00
08/15/2023	73101	SOCRRA	RUBBISH COLLECTION	66,763.76
			TRASH DISPOSAL	37,722.24
				104,486.00
08/15/2023	73102	SPONSORSHIP SOLUTIONS LLC	CONTRACTUAL SERVICES	750.00
			CONTRACTUAL SERVICES	750.00
				1,500.00
08/15/2023	73103	SPROUT SOCIAL, INC.	CONTRACTUAL SERVICES	6,445.75
08/15/2023	73104	ST CLAIR ROOFING	BBB23-0030 - PB23-0160	75.00
08/15/2023	73105	STAPLES	STATIONARY	162.90
			SUPPLIES	299.59
			OFFICE SUPPLIES	336.54
			OFFICE SUPPLIES	50.54
				849.57
08/15/2023	73106	STEPHANIE SPUNT	OAKLAND COUNTY ASSESSORS	185.00

08/15/2023	73107	SUE WILLIAMS	OAKLAND COUNTY ASSESSORS	125.00
08/15/2023	73108	SYSTEMP CORPORATION	BUILDING MAINTENANCE	793.94
			BUILDING MAINTENANCE	1,565.00
				----- 2,358.94
08/15/2023	73109	T & F CONSTRUCTION INC.	BBA21-0053 - PB21-0104	100.00
08/15/2023	73110	T-MOBILE	DOWNLOADABLE CONTENT	229.60
08/15/2023	73111	TERRY WENDZINSKI	OAKLAND COUNTY ASSESSORS	195.00
08/15/2023	73112	THAD DICKINSON	OAKLAND COUNTY ASSESSORS	185.00
08/15/2023	73113	THE KITCHEN INC.	PRISONER BOARD	330.42
08/15/2023	73114	THE LIBRARY NETWORK	LIBRARY COOP	11,370.64
			RENTED MATERIALS	5,041.84
			CDBG EXPENSES-PROGRAM YEAR 2022-2023	507.48
				----- 16,919.96
08/15/2023	73115	THE ORIGINAL PRINT SHOPPE	DDA - EVENTS	96.00
08/15/2023	73116	THE PRINT STOP, INC	ADVERTISING	199.00
08/15/2023	73117	THE RAPID GROUP, LLC	CONSULTANT	25.00

08/15/2023	73118	THERESA GAUTHIER	OAKLAND COUNTY ASSESSORS	185.00
08/15/2023	73119	THOMAS KUHN	BBD19-0007 - PB19-0143	500.00
08/15/2023	73120	THOMAS MURPHY	OAKLAND COUNTY ASSESSORS	185.00
08/15/2023	73121	THOMAS PLUMBING & HEATING	BSW23-0021 - PUT23-0074 BBP23-0018 - PUT23-0074	500.00 4,500.00 5,000.00
08/15/2023	73122	THORNTON & GROOMS INC.	BBP23-0021 - PUT23-0092	5,000.00
08/15/2023	73123	TITTLE BROTHERS CONSTRUCTION LLC	BBA20-0156 - PB20-0294	100.00
08/15/2023	73124	TRANSUNION RISK AND ALTERNATIVE	MEMBERSHIPS	117.20
08/15/2023	73125	TRINITY STAR LLC	BBA23-0060 - PB23-0104	100.00
08/15/2023	73126	UNIQUE MANAGEMENT SERVICES, INC.	CONTRACTUAL SERVICES	11.65
08/15/2023	73127	UNITED FACILITY SUPPLIES	VEHICLE SUPPLIES MAINTENANCE SUPPLIES	492.00 62.56 554.56
08/15/2023	73128	VERIZON WIRELESS	TELEPHONE TELEPHONE CONTRACTUAL SERVICES	76.02 38.01 152.04 266.07

08/15/2023	73129	WEX BANK	FUEL & OIL	0.93
08/15/2023	73130	WILLIAM BALDWIN	OAKLAND COUNTY ASSESSORS	205.00
08/15/2023	73131	WINDSTREAM	TELEPHONE	486.23
			TELEPHONE	69.46
			TELEPHONE	34.73
			TELEPHONE	34.73
			TELEPHONE	69.46
				694.61
08/15/2023	73132	WOW! BUSINESS	CONTRACTUAL SERVICES	806.98
08/15/2023	73133	XEROX CORPORATION	OFFICE EQUIPMENT MAINTENANCE	104.96
08/17/2023	73134	MISDU	PAYROLL DEDUCTIONS	1,240.69
08/17/2023	73135	MISSION SQUARE RETIREMENT-107930	ICMA 457 W/H	243.64
			401 ICMA DEFERRED	438.54
				682.18
08/17/2023	73136	MISSION SQUARE RETIREMENT-303792	ICMA 457 W/H	2,996.36
08/17/2023	73137	MISSION SQUARE RETIREMENT-706259	ICMA ROTH IRA	110.00
08/17/2023	73138	NATIONWIDE RETIREMENT SOLUTIONS	NATIONWIDE 457 W/H	6,268.58

08/31/2023	73139	1-800-HANSONS LLC	BBB23-0001 - PB23-0008	75.00
08/31/2023	73140	21ST CENTURY BUILDING COMPANY	ADVERTISING	318.15
08/31/2023	73141	21ST CENTURY MEDIA - MICHIGAN	ADVERTISING	438.21
			ADVERTISING	178.05
				616.26
08/31/2023	73142	ADN ADMINISTRATORS, INC.	CONSULTANT	1,012.00
08/31/2023	73143	ADORAMA	PUBLIC SAFETY FIRE/MEDICAL TRAINING	130.00
08/31/2023	73144	AERKO INTERNATIONAL MICH INC	RANGE/TRAINING SUPPLIES	838.00
08/31/2023	73145	AIRGAS USA, LLC	VEHICLE SUPPLIES	1,053.63
08/31/2023	73146	AIS CONSTRUCTION EQUIPMENT	FUEL & OIL	240.82
			VEHICLE SUPPLIES	4,025.68
				4,266.50
08/31/2023	73147	ALLIANCE MOBILE HEALTH	BLOOD DRAWS	1,092.00
08/31/2023	73148	AMAZON CAPITAL SERVICES	OFFICE SUPPLIES	26.99
			OFFICE SUPPLIES	30.36
			MAINTENANCE SUPPLIES	19.18
			SUPPLIES	180.36
			RANGE/TRAINING SUPPLIES	170.04
			BERKLEY CRUISEFEST EXPENSES	108.45
			VEHICLE SUPPLIES	136.98
			EQUIPMENT	219.98

			OFFICE SUPPLIES	43.48
				935.82
08/31/2023	73149	AMERICAN PUBLIC WORKS ASSOC.	MEMBERSHIPS	864.00
08/31/2023	73150	AMY BESSLER	PART TIME EMPLOYEES	432.00
08/31/2023	73151	APPLIED INNOVATION	OFFICE EQUIPMENT RENTAL	0.21
			OFFICE EQUIPMENT RENTAL	0.21
				0.42
08/31/2023	73152	BARBARA J. BLANCHARD	BERKLEY CRUISEFEST EXPENSES	50.00
08/31/2023	73153	BENJAMIN F. WOLGAST	BB03-0010 - PB03-0011	65.00
08/31/2023	73154	BERKLEY BBQ	BERKLEY CRUISEFEST EXPENSES	925.00
08/31/2023	73155	BIG D LOCK CITY	VEHICLE SUPPLIES	4.00
08/31/2023	73156	BILLINGS LAWN EQUIPMENT	VEHICLE SUPPLIES	55.73
08/31/2023	73157	BLUE CROSS BLUE SHIELD OF MICHIGAN	HEALTH CARE-BC/BS RETIREE-MED ADVANTAGE	1,051.32
			HEALTH CARE-BC/BS RETIREE-MED ADVANTAGE	2,803.52
				3,854.84
08/31/2023	73158	BLUE CROSS BLUE SHIELD OF MICHIGAN	HEALTH CARE-BC/BS RETIREE-MED ADVANTAGE	11,340.00
			HEALTH CARE-BC/BS RETIREE-MED ADVANTAGE	7,938.00
				19,278.00

08/31/2023	73159	BRAD DAUGHERTY	PROFESSIONAL DEVELOPMENT	70.00
08/31/2023	73160	BRENDEL'S SEPTIC TANK SERVICE, LLC	CONTRACTUAL SERVICES	2,990.00
08/31/2023	73161	BRIAN LAPINE	PROFESSIONAL DEVELOPMENT	70.00
08/31/2023	73162	BRYX INC.	DATA PROCESSING	500.00
08/31/2023	73163	CARLESIMO PRODUCTS, INC.	EQUIPMENT	2,326.00
08/31/2023	73164	CINTAS	MEDICAL SUPPLIES	87.89
08/31/2023	73165	CMV LANDSCAPE & EQUIPMENT COMPANY	CONTRACTUAL SERVICES	1,692.00
			CONTRACTUAL SERVICES	15,278.00
			CONCRETE REPAIR	45,894.00
				62,864.00
08/31/2023	73166	CONTRACTORS CLOTHING CO.	UNIFORMS	85.48
08/31/2023	73167	CONTRACTORS CONNECTION	VEHICLE SUPPLIES	235.10
			PROGRAM SUPPLIES	750.00
			EQUIPMENT	215.00
				1,200.10
08/31/2023	73168	CORELOGIC	SUNDRY REVENUE	41,963.73
08/31/2023	73169	CREGGER PLUMBING	BSW23-0025 - PUT23-0110	500.00
			BBP23-0033 - PUT23-0107	5,000.00
				5,000.00

				5,500.00
08/31/2023	73170	CSI CHRIS'S SEWER INSPECTIONS	BBP23-0030 - PUT23-0102	5,000.00
08/31/2023	73171	CUMMINS SALES AND SERVICE	BUILDING MAINTENANCE	1,114.49
08/31/2023	73172	D & S CONTRACTORS INC.	BBE23-0003 - PB23-0017	800.00
08/31/2023	73173	DAVID LEE SMITH	CONTRACTUAL SERVICES	216.00
08/31/2023	73174	DEALER AUTO PARTS SALES	VEHICLE MAINTENANCE - DPW	56.01
08/31/2023	73175	DELANG FLUID POWER, INC.	VEHICLE SUPPLIES	3,515.27
08/31/2023	73176	DURST LUMBER	VEHICLE SUPPLIES	18.58
			EQUIPMENT SUPPLIES	178.87
			EQUIPMENT	41.56
				239.01
08/31/2023	73177	DURST LUMBER CO	EQUIPMENT	24.99
08/31/2023	73178	EJ USA, INC.	EQUIPMENT	130.49
08/31/2023	73179	ERC-LED, LLC	LAND IMPROVEMENTS	4,002.33
08/31/2023	73180	ETHNIC ARTWORK	CONTRACTUAL SERVICES	719.75

08/31/2023	73181	EVA MITCHELL	PART TIME EMPLOYEES	150.00
08/31/2023	73182	EVERDRY WATERPROOFING	BBA23-0098 - PB23-0177	100.00
08/31/2023	73183	FERGUSON WATERWORKS #3386	EQUIPMENT	410.34
08/31/2023	73184	FIRST SERVE	CONTRACTUAL SERVICES	7,078.40
08/31/2023	73185	FOUNDATION AUTHORITY LLC	BBB23-0028 - PB23-0152	75.00
08/31/2023	73186	FRONT LINE SERVICES, INC.	FIRE EQUIPMENT	932.53
08/31/2023	73187	GALLAGHER FIRE EQUIPMENT COMPANY	BUILDING MAINTENANCE	375.00
08/31/2023	73188	GREAT LAKES PEST CONTROL CO	BUILDING MAINTENANCE	60.00
			BUILDING MAINTENANCE	75.00
			PEST CONTROL	40.00
				175.00
08/31/2023	73189	GREAT LAKES WATER AUTHORITY	NONRESIDENTIAL SURCHARGE	3,235.96
08/31/2023	73190	GUNNERS METERS & PARTS INC.	EQUIPMENT	150.00
08/31/2023	73191	HADLEY CONSTRUCTION	BD23-0008 - PB23-0140	1,000.00
08/31/2023	73192	HILLAN HOMES INC.	BBP22-0017 - PSW22-0041	5,000.00

08/31/2023	73193	HOME DEPOT CREDIT SERVICES	TOOLS	78.94
08/31/2023	73194	HUBBELL, ROTH & CLARK	CONTRACTUAL SERVICES	760.53
			CONSULTANT	1,448.11
			ENGINEERING	2,120.04
			ENGINEERING	4,946.75
			ENGINEERING	5,808.16
			ENGINEER - ROAD PROJECT	45,847.26
			CONTRACTUAL SERVICES	572.63
			ENGINEER	81,580.60
			ENGINEER	9,618.92
				152,703.00
08/31/2023	73195	VOID	** VOIDED **	** VOIDED **
08/31/2023	73196	HUNT SIGN CO LTD	PROGRAM SUPPLIES	38.50
			STREETSCAPE IMPROVEMENTS	220.00
				258.50
08/31/2023	73197	HUNT SIGN COMPANY	EQUIPMENT SUPPLIES	1,860.00
08/31/2023	73198	INLINER SOLUTIONS, LLC	IMPROVEMENTS-SEWER	28,266.00
08/31/2023	73199	INTEGRATED SUPPLY NETWORK	VEHICLE SUPPLIES	162.27
08/31/2023	73200	J.H. HART URBAN FORESTRY	CONTRACTUAL SERVICES	15,149.48
			CONTRACTUAL SERVICES	35,348.77
				50,498.25
08/31/2023	73201	JACK BLANCHARD	BERKLEY CRUISEFEST EXPENSES	48.74

08/31/2023	73202	JACK DOHENY COMPANIES, INC.	CONTRACTUAL SERVICES	1,528.53
08/31/2023	73203	JAY'S SEPTIC TANK SERVICE	CONTRACTUAL SERVICES	3,585.00
08/31/2023	73204	JOHN BEACH	PROFESSIONAL DEVELOPMENT	70.00
08/31/2023	73205	JVK CONSTRUCTION	BBB23-0039 - PB23-0186	75.00
08/31/2023	73206	KENT HERRIMAN	UNIFORMS-CLEANING & PURCHASES	71.53
08/31/2023	73207	KEVIN PALMER	UNIFORMS-CLEANING & PURCHASES	243.80
08/31/2023	73208	KHANSA GROUP	BBB23-0015 - PB23-0079	75.00
08/31/2023	73209	KONICA MINOLTA BUSINESS SOLUTIONS	OFFICE EQUIPMENT RENTAL	717.36
			OFFICE EQUIPMENT RENTAL	43.60
			OFFICE EQUIPMENT RENTAL	43.61
				804.57
08/31/2023	73210	KROLL CONSTRUCTION CO.	BBA23-0017 - PB23-0031	100.00
			BBA23-0052 - PB23-0093	65.00
				165.00
08/31/2023	73211	LARRY'S WELDING SUPPLY	VEHICLE SUPPLIES	246.75
08/31/2023	73212	LEE-DORISE EWING	SENIOR PROGRAMS	15.00

08/31/2023	73213	LEISURE UNLIMITED, LLC	CONTRACTUAL SERVICES	367.50
08/31/2023	73214	MALONEY TRUCKING	DPW CONTRACTUAL	2,000.00
08/31/2023	73215	MCKENNA	INSPECTIONS - BUILDING	27,153.75
			HOUSE INSPECTIONS-RENTALS	4,980.00
			CONTRACTUAL INSPECTIONS	6,318.75
			BUSINESS LICENSE INSPECTION-ALL	2,070.00
				40,522.50
08/31/2023	73216	MICHIGAN CAT	VEHICLE MAINTENANCE	681.86
08/31/2023	73217	MICHIGAN GRAPHICS & AWARDS	PROGRAM SUPPLIES	114.00
			EQUIPMENT SUPPLIES	95.00
				209.00
08/31/2023	73218	MICHIGAN MUNICIPAL LEAGUE	MEETINGS & CONFERENCES	15.00
08/31/2023	73219	MICHIGAN MUNICIPAL LEAGUE	MEETINGS & CONFERENCES	95.00
08/31/2023	73220	MICHIGAN PETROLEUM	FUEL & OIL	563.40
			VEHICLE SUPPLIES	256.97
				820.37
08/31/2023	73221	MICHIGAN RURAL WATER ASSOCIATION	PROFESSIONAL DEVELOPMENT	1,700.00
08/31/2023	73222	MICHIGAN STATE POLICE	CONTRACTUAL SERVICES	30.00
08/31/2023	73223	MICHIGAN'S BEST DECK BUILDERS	BBA20-0192 - PB20-0364	100.00

08/31/2023	73224	MINUTEMAN PRESS	PROGRAM SUPPLIES	1,598.50
08/31/2023	73225	MiSDU	PAYROLL DEDUCTIONS	1,240.69
08/31/2023	73226	MISSION SQUARE RETIREMENT-107930	ICMA 457 W/H	243.64
			401 ICMA DEFERRED	438.54
				682.18
08/31/2023	73227	MISSION SQUARE RETIREMENT-303792	ICMA 457 W/H	3,582.47
08/31/2023	73228	MISSION SQUARE RETIREMENT-706259	ICMA ROTH IRA	110.00
08/31/2023	73229	MNC & ANC PROFESSIONAL SERVICES	BUILDING MAINTENANCE	3,358.50
			STREETSCAPE IMPROVEMENTS	3,358.50
				6,717.00
08/31/2023	73230	MORBARK, LLC	VEHICLE SUPPLIES	2,155.77
08/31/2023	73231	MR. KABOB	BERKLEY CRUISEFEST EXPENSES	170.01
08/31/2023	73232	NATIONWIDE RETIREMENT SOLUTIONS	NATIONWIDE 457 W/H	6,614.99
08/31/2023	73233	NCS CONSTRUCTION SERVICES, LLC	BBA23-0011 - PB23-0018	55.00
08/31/2023	73234	NELSON BROTHERS SEWER & PLUMBING	BUILDING MAINTENANCE	210.00
			EQUIPMENT	1,048.00
				1,258.00

08/31/2023	73235	NYE UNIFORM	UNIFORMS-CLEANING & PURCHASES	357.00
08/31/2023	73236	OAKLAND COUNTY	BULK SEWAGE STORM FLOW	96,015.16 163,485.27 ----- 259,500.43
08/31/2023	73237	OAKLAND COUNTY TACTICAL TRAINING	MEMBERSHIPS	500.00
08/31/2023	73238	OAKLAND COUNTY TREASURER	PROPERTY TAXES - CHARGEBACKS MISC INTEREST/TAX/FEES	121.43 2.13 ----- 123.56
08/31/2023	73239	PITNEY BOWES INC.	OFFICE EQUIPMENT RENTAL POSTAGE-PRINTING-MAILING	5.00 190.28 ----- 195.28
08/31/2023	73240	PLANTE & MORAN, PLLC	CONTRACTUAL SERVICES - FD	2,110.00
08/31/2023	73241	PREMIERE ROOFING & CONSTRUCTION LLC	BBB23-0026 - PB23-0147	75.00
08/31/2023	73242	PRINTING SYSTEMS	STATIONARY	69.73
08/31/2023	73243	PUBLIC FLEET ADVISORS LLC	PROFESSIONAL DEVELOPMENT	350.00
08/31/2023	73244	RAL LAWN & SHRUB CARE	BUILDING MAINTENANCE	67.80
08/31/2023	73245	ROAD COMMISSION OF OAKLAND CO	EQUIPMENT MAINTENANCE	744.07

			EQUIPMENT MAINTENANCE	82.68
				826.75
08/31/2023	73246	ROBERT CLANCY CONTRACTING INC.	BBP23-0013 - PUT23-0060	5,000.00
08/31/2023	73247	ROBERT JOHN PROTHERO	BBB23-0005 - PB23-0028	75.00
08/31/2023	73248	ROYAL OAK FORD	VEHICLE MAINTENANCE	92.59
08/31/2023	73249	ROYAL PLUMBING LLC	BBP23-0034 - PUT23-0108	5,000.00
08/31/2023	73250	SAFELITE AUTOGLASS	VEHICLE MAINTENANCE	382.97
08/31/2023	73251	SEHI COMPUTER PRODUCTS	SOFTWARE MAINT AND SUBSCRIPTIONS	1,128.75
08/31/2023	73252	SEILER INSTRUMENT & MFG. CO. INC.	COMPUTER SOFTWARE	2,205.00
08/31/2023	73253	SMOLYANOV HOME IMPROVEMENT	BBA23-0067 - PB23-0113	100.00
08/31/2023	73254	SOCRRA	RUBBISH COLLECTION	33,381.88
			TRASH DISPOSAL	16,600.22
				49,982.10
08/31/2023	73255	SOCWA	CONTRACTUAL SERVICES	18,806.00
08/31/2023	73256	SONIC FREEWAY LLC	CONTRACTUAL SERVICES	560.00

08/31/2023	73257	SOS NOW BUILDING AND CONTRACTING	BS23-0003 - PZC23-0063	200.00
08/31/2023	73258	SPRINGLINE EXCAVATING, LLC	CONSTRUCTION - MAJOR STREETS CONSTRUCTION - ROAD PROJECT	307,042.92 307,042.92 ----- 614,085.84
08/31/2023	73259	SPROUT SOCIAL, INC.	CONTRACTUAL SERVICES	6,445.75
08/31/2023	73260	STAPLES	EQUIPMENT MAINTENANCE OFFICE SUPPLIES	193.05 274.44 ----- 467.49
08/31/2023	73261	STATE WIRE & TERMINAL INC.	VEHICLE SUPPLIES	286.60
08/31/2023	73262	STREET DUTY	RANGE/TRAINING SUPPLIES	858.00
08/31/2023	73263	SWEETWATER SPRINKLERS	BUILDING IMPROVEMENTS	328.08
08/31/2023	73264	SYSTEMP CORPORATION	EQUIPMENT MAINTENANCE	450.00
08/31/2023	73265	THE GLYNN TRUST, THE FOUNDER	BBD18-0009 - PB18-0113	395.00
08/31/2023	73266	THE PRINT STOP, INC	PROGRAM SUPPLIES	240.00
08/31/2023	73267	THORNTON & GROOMS INC.	BBP23-0008 - PUT23-0018 BBP23-0022 - PUT23-0093	5,000.00 5,000.00 ----- 10,000.00

08/31/2023	73268	TRUCK & TRAILER SPECIALTIES, INC.	VEHICLE SUPPLIES	454.40
08/31/2023	73269	UNCLE ANDY'S PIZZA	BERKLEY CRUISEFEST EXPENSES	60.00
08/31/2023	73270	UNITED FACILITY SUPPLIES	MAINTENANCE SUPPLIES	523.83
			BUILDING MAINTENANCE	133.55
			MAINTENANCE SUPPLIES	196.69
				854.07
08/31/2023	73271	VERIZON WIRELESS	TELEPHONE	131.02
			TELEPHONE	45.34
			TELEPHONE	80.68
			SOFTWARE MAINT AND SUBSCRIPTIONS	123.75
			TELEPHONE	130.69
			OFFICE EQUIPMENT	49.99
			TELEPHONE	80.68
			TELEPHONE	307.99
			CAR COMPUTERS	60.39
			TELEPHONE	40.34
			TELEPHONE	115.10
			TELEPHONE	45.34
			TELEPHONE	45.34
			CONTRACTUAL SERVICES	45.41
			TELEPHONE	263.87
			CONTRACTUAL SERVICES	183.80
			TELEPHONE	40.95
			TELEPHONE	40.34
			TELEPHONE	271.17
				2,102.19
08/31/2023	73272	VILLAGE OF BEVERLY HILLS	PUBLIC SAFETY FIRE/MEDICAL TRAINING	333.73
08/31/2023	73273	VIP RESTORATION LLC	BBA23-0090 - PB23-0154	100.00

08/31/2023	73274	WELL WISHES TATTOO	BSB23-0018 - PS23-0018	50.00
08/31/2023	73275	WENDI ZABRAMSKI	DREAM CRUISE/CRUISEFEST	100.00
		TOTAL - ALL FUNDS	TOTAL OF 412 CHECKS	<u><u>\$3,447,989.92</u></u>

**CITY OF BERKLEY
ACH TRANSACTIONS**

DATE	VENDOR	AMOUNT
8/2/2023	INTERNAL REVENUE SERVICE	\$16,002.47
8/3/223	THE HARTFORD	357.75
8/3/2023	THE HARTFORD	5,441.23
8/3/2023	DTE ENERGY	579.20
8/4/2023	UNION DUES	400.00
8/4/2023	UNION DUES	270.00
8/4/2023	UNION DUES	760.00
8/4/2023	DTE ENERGY	409.88
8/7/223	INTERNAL REVENUE SERVICE	53,468.46
8/7/2023	ALERUS	1,982.87
8/7/2023	CONSUMERS ENERGY	492.38
8/7/2023	DTE ENERGY	9,201.40
8/10/2023	CREDIT CARD STATEMENT	22,794.49
8/11/2023	ALERUS	8,413.67
8/11/2023	MERS	98,609.54
8/14/2023	ALERUS	3,635.06
8/14/2023	DTE ENERGY	18,285.82
8/17/2023	ALERUS	31.72
8/18/2023	UNION DUES	760.00
8/18/2023	UNION DUES	400.00
8/18/2023	ALERUS	9,475.91
8/18/2023	STATE OF MICHIGAN P/R TAXES	3,973.30
8/18/2023	STATE OF MICHIGAN P/R TAXES	25,387.94
8/21/2023	INTERNAL REVENUE SERVICE	53,337.90
8/25/2023	A.D.N. DENTAL	25,000.00

8/30/2023	PITNEY BOWES POSTAGE	4,000.00
8/31/2023	UNION DUES	800.00
8/31/2023	UNION DUES	400.00
		<hr/>
		\$364,670.99
		<hr/> <hr/>

We hereby certify that the foregoing is a true and correct list of bills and that they have been approved by the City Council and this is the authority to issue checks in the amounts stated and charge them in the various accounts.

Bridget Dean, Mayor

Victoria Mitchell, City Clerk

A PROCLAMATION

P-27-23

of the Council of the City of Berkley, Michigan

Proclaiming October 2023 as Berkley Area Chamber of Commerce Month

- WHEREAS,** The Berkley Area Chamber of Commerce works with the Berkley Area business community to advance the civic, economic, personal, social, and cultural systems of our area; and
- WHEREAS,** The Berkley Area Chamber of Commerce has contributed to the protection of commerce and the Berkley business climate for over 35 years since its incorporation; and
- WHEREAS,** The Berkley Area Chamber of Commerce, under the guidance of its Board of Directors, works to promote the region's business community through education, information, and the many networking and training opportunities that are developed by the Chamber; and
- WHEREAS,** The Berkley Area Chamber of Commerce and its members provide citizens with a strong business environment that increases employment, retail trade and commerce, and business growth to make the City of Berkley a better place to live; and
- WHEREAS,** In the wake of COVID-19, the Berkley Area Chamber of Commerce has remained adaptable and resilient in planning Art Bash and Street Art Fest, two momentous events that help our local economy flourish; and
- WHEREAS,** The Berkley Area Chamber of Commerce supports the municipalities by hosting the State of the Cities event which provides updates from the City of Berkley, the City of Huntington woods, the Berkley School District, the Downtown Development Authority, and the Chamber itself to the citizens; and
- WHEREAS,** The Berkley Area Chamber of Commerce encourages the growth of existing services and commercial firms, and encourages new firms and individuals to locate in the City of Berkley; and
- WHEREAS,** The Berkley Area Chamber of Commerce is supported by the financial and volunteer resources of over 150 small and medium-sized businesses located and operating in the Berkley and Huntington Woods area.

NOW, THEREFORE, THE CITY OF BERKLEY HEREBY PROCLAIMS

SECTION 1: That the month of October 2023 is hereby proclaimed as *Berkley Area Chamber of Commerce Month* in the City of Berkley.

Proclaimed this 18th day of September 2023 at a Regular Meeting of the Berkley City Council.

Bridget Dean, Mayor

Attest:

Victoria Mitchell, City Clerk

A PROCLAMATION
of the Council of the City of Berkley, Michigan
Proclaiming October 2023 as National Breast Cancer Awareness Month

P-28-23

- WHEREAS,** October 2023 is National Breast Cancer Awareness Month; and
- WHEREAS,** National Breast Cancer Awareness Month (NBCAM) educates women and men about early breast cancer detection, diagnosis, and treatment; and
- WHEREAS,** National Breast Cancer Awareness Month is dedicated to increasing public knowledge about the importance of early detection of breast cancer with national public service organizations, professional associations, and government agencies, who work together to ensure that the NBCAM message is heard by thousands of women, men and their families; and
- WHEREAS,** October 20, 2023, is National Mammography Day, and on this day, or throughout the month, women are encouraged to make a mammography appointment; and
- WHEREAS,** Mammograms are the best method to detect breast cancer early when it is easier to treat; and
- WHEREAS,** Breast cancer is the most common cancer except for skin cancers and it is estimated that in 2023 there will be more than 287,850 new cases of female breast cancer and an estimated 43,250 people will die of this disease; and
- WHEREAS,** although breast cancer in men is rare, in 2021 an estimated 2,650 men were diagnosed with breast cancer in the United States; and
- WHEREAS,** there are over 3.8 million breast cancer survivors in the United States; and
- WHEREAS,** the statistics are staggering, yet we are encouraged to know that survival rates have drastically improved in recent years due to increased awareness and innovative advancements in early detection and treatment; and
- WHEREAS,** physicians, researchers, public health professionals, and advocates have made tremendous progress in the fight against breast cancer, which is evident by the decline in mortality rates from this disease nationwide.

NOW, THEREFORE, THE CITY OF BERKLEY HEREBY PROCLAIMS

SECTION 1: That the month of October 2023 is hereby proclaimed as *National Breast Cancer Awareness Month* in the City of Berkley.

Proclaimed this 18th day of September 2023 at a Regular Meeting of the Berkley City Council.

Bridget Dean, Mayor

Attest:

Victoria Mitchell, City Clerk

A PROCLAMATION
of the Council of the City of Berkley, Michigan
Proclaiming October 2023 as National Cybersecurity Awareness Month

P-29-23

- WHEREAS,** since 2004, the President of the United States and Congress have declared October to be Cybersecurity Awareness Month, helping individuals protect themselves online as threats to technology and confidential data become more commonplace; and
- WHEREAS,** the Cybersecurity and Infrastructure Security Agency (CISA) and the National Cybersecurity Alliance (NCA) lead a collaborative effort between government and industry to raise cybersecurity awareness nationally and internationally; and
- WHEREAS,** the City of Berkley plays a vital role in identifying, protecting residents from, and responding to cyber threats that may have a significant impact on our individual and collective security and privacy; and
- WHEREAS,** critical infrastructure sectors are increasingly reliant on information systems and technology to support financial services, energy, telecommunications, transportation, utilities, health care, and emergency response systems; and
- WHEREAS,** monitoring your accounts, being conscientious of what you share online, keeping computer software up to date, creating unique passwords and changing them regularly, installing anti-virus programs and firewalls, and using mobile devices safely are all ways you can protect yourself from phishing, viruses, malware, and loss of sensitive data; and
- WHEREAS,** this year’s campaign theme — “*20 Years of Cyber Security Awareness Month*” — demonstrates that while cybersecurity may seem like a complex subject, ultimately, it’s all about people, and this October will focus on the “people” part of cybersecurity, providing information and resources to help educate CISA partners and the public, and ensure all individuals and organizations make smart decisions whether on the job, at home or school – now and in the future.

NOW, THEREFORE, THE CITY OF BERKLEY HEREBY PROCLAIMS

SECTION 1: That the month of October 2023 is hereby proclaimed as *National Cybersecurity Awareness Month* in the City of Berkley.

Proclaimed this 18th day of September 2023 at a Regular Meeting of the Berkley City Council.

Bridget Dean, Mayor

Attest:

Victoria Mitchell, City Clerk

A PROCLAMATION
of the Council of the City of Berkley, Michigan
Proclaiming October 2023 as National Disability Employment Awareness Month

- WHEREAS,** Recognition of the contributions of persons with disabilities is an effective way to overcome negative stereotypes and eliminate physical and attitudinal barriers to full participation in all aspects of community life, including education, recreation, and employment; and
- WHEREAS,** People with disabilities are important, vital parts of our community as valued workers, civic leaders, business owners, veterans, family members, and friends, and they are innovative and valued contributors in the workplace, the classroom, and the community; and
- WHEREAS,** the City of Berkley is committed to ensuring that City programs and employment practices effectively serve and benefit persons of all abilities in order to support individual dignity, self-reliance, and productive lives for all people; and
- WHEREAS,** the City of Berkley is proud to renew its dedication to fostering equal access and demonstrating a commitment to the full inclusion of people with disabilities.

NOW, THEREFORE, THE CITY OF BERKLEY HEREBY PROCLAIMS

SECTION 1: That the month of October 2023 is hereby proclaimed as *National Disability Employment Awareness Month* in the City of Berkley.

Proclaimed this 18th day of September 2023 at a Regular Meeting of the Berkley City Council.

Bridget Dean, Mayor

Attest:

Victoria Mitchell, City Clerk

A PROCLAMATION

**Declaring September 2023 as Uterine Cancer Awareness Month
in the City of Berkley, Michigan**

- WHEREAS,** Uterine cancer is the sixth most common cancer in women worldwide and the most common gynecologic cancer in North America, Europe, and Australia; and,
- WHEREAS,** Uterine cancer making up nearly 50% of all gynecologic cancer cases in high-income countries; and,
- WHEREAS,** in 2020 alone, there were 417,367 new cases and 97,370 reported deaths from uterine cancer; and,
- WHEREAS,** this year in the U.S., it is estimated that there will be 66,200 new cases of uterine cancer and 13,030 deaths; and,
- WHEREAS,** incidence rates across all races combined continue to increase by almost 2% per year in women younger than 50 and by 1% per year in older women; and,
- WHEREAS,** mortality rates also continue to rise, with an increase of 0.7% annually from 2016 to 2020; and,
- WHEREAS,** there are no recommended screening tests for women at average risk advocating awareness of symptoms, such as abnormal uterine bleeding or postmenopausal bleeding, is crucial to early detection; and,
- WHEREAS,** Uterine cancer has consistently ranked at the bottom of research funding across different cancer types; and,
- WHEREAS,** although the International Gynecologic Cancer Society announced the inaugural Uterine Cancer Awareness Month as June 2023, the City of Berkley and its City Council wanted to add its voice to the raising awareness; and

NOW, THEREFORE, THE CITY OF BERKLEY HEREBY PROCLAIMS

SECTION 1: That the month of September 2023 is hereby proclaimed as *Uterine Cancer Awareness Month* in the City of Berkley.

Proclaimed this 18th day of September 2023 at a Regular Meeting of the Berkley City Council.

Bridget Dean, Mayor

Attest:

Victoria Mitchell, City Clerk

September 18, 2023 City Council Meeting

Moved by Councilmember _____ and seconded by Councilmember _____ to authorize the Berkley Instrumental Boosters/Orchestra Association, 2325 Catalpa Drive, Berkley, Michigan, to conduct Berkley Tag Days 2023 in the City of Berkley on Friday, October 6th from 4-8 p.m., Saturday, October 7th from 9 a.m.-5 p.m., and Sunday, October 8th from 9 a.m.-5 p.m.

Ayes:

Nays:

Motion:



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

CITY OF BERKLEY, MICHIGAN

CHARITABLE SOLICITATION

PERMIT APPLICATION DISPOSITION CHECKLIST

Event Name: TAG DAYS

Event Date(s) <u>10/6, 10/7, 10/8/23</u>	Location(s) <u>Store Fronts throughout Berkley</u>	Event Hours <u>F 4-8; S & Sun throughout day</u>
--	--	--

ORGANIZATION:

Organization Name: <u>Berkley Instrumental Boosters</u>			
Headquarters Street Address: <u>wood</u>			
City: <u>Berkley</u>	State: <u>MI</u>	Zip Code: <u>48072</u>	<u>4</u>
Website:			

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

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

The following documents have been submitted:

- | | |
|---|---------------|
| Completed application | ✓ YES NO |
| Valid IRS tax exempt verification | ✓ YES NO |
| Financial report for the preceding fiscal year | ___ YES NO |
| Proof of Commercial Liability Coverage | ___ YES NO |
| Estimated cost to execute the solicitation / event | ___ YES NO |
| Charitable Solicitation / Special Event Hold Harmless Agreement | ✓ YES NO |

Application reviewed by: Public Safety M.H. 9-7-23 Public Works N/A

Comments: Building Official - Community Development - A. You 9-12-23

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



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

CITY OF BERKLEY, MICHIGAN CHARITABLE SOLICITATION PERMIT APPLICATION

Event Name: Tag Days

Event Date(s)	Location(s)	Event Hours
<u>10/06/23 - 10/07/08</u> <u>10/08/08</u>	<u>Multiple businesses in Berkley</u>	<u>Hours of business operation (not past 8pm)</u>

ORGANIZATION INFORMATION

Name: <u>Berkley Instrumental Boosters</u>			
Street Address:			
City: <u>Berkley</u>	State: <u>MI</u>	Zip Code: <u>48072</u>	Phone:
Website: <u>none</u>			

Tax Exempt Status (as defined by the U.S. Internal Revenue Service):

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

CONTACT PERSON (Authorized Representative)

Name Heather Schueller Title Treasurer

Email herschueller@hotmail.com

AGENTS/OFFICERS OF ORGANIZATION

Name Danielle Moody Title President Phone _____

Address 3067 Kenmore, Berkley Daniellemmoody@gmail.com

Name _____ Title _____ Phone _____

Address _____

Name _____ Title _____ Phone _____

Address _____

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

Donations collected from students playing instruments or singing.
Money used to help music programs in high + middle school.

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

none
this is a fundraising event. All proceeds go to Tag Days committee which is BHS band, choir and orchestra.

Estimated cost of the solicitation

0

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

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

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

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


Applicant Signature

Heather Schueler Treasurer
Print Name/Title

8/21/23
Date

For City Use Only	
Approved by	Title
Signature	Date



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

CITY OF BERKLEY, MICHIGAN

CHARITABLE SOLICITATION HOLD HARMLESS AGREEMENT

This Hold Harmless Agreement is between Berkley Instrumental Boosters, (the Organization) and the City of Berkley, Michigan, (City) for the date(s) specified below.

Organization Name _____

Address _____

City Berkley State _____

Event Name TAG DAYS

Event Location(s) Throughout Berkley - Store Fronts Event Date(s) 14th; 10/7; 10/8/23

To the fullest extent permitted by law, the Organization expressly agrees to indemnify and hold harmless the City of Berkley, its elected and appointed officials, its employees and volunteers and others working on behalf of the City, from and against all loss, cost, expense, damage, liability or claims (whether groundless or not) arising out of bodily injury, sickness or disease (including death resulting at any time there from) which may be sustained or claimed by any person or persons participating in the above named event.

This includes damage or destruction of any property (including loss of use) based on any act or omission (negligent or otherwise) of the Organization or anyone acting on its behalf in connection with or incidental to this agreement. The Organization shall, at its own cost and expense, defend any such claim and any suit, action, or proceeding which may be commenced hereunder. In the event of any suit, action or proceeding, the Organization shall pay:

- Any and all judgments which may be recovered.
- Any and all expenses, including, but not limited to, costs, attorneys' fees and settlement expenses which may be incurred.

The Organization shall not be responsible to the City on indemnity for damages caused by or resulting from the City's sole negligence.

Authorized Representative Heather Schueler Title Treasurer
(Please print)

Signature *Heather Schueler* Date 3/21/23

September 18, 2023 City Council Meeting

Moved by Councilmember _____ and seconded by Councilmember _____ to approve the purchase of a 2023 EL250 Ford Transit Van from Lunghammer Ford in the amount of \$56,276 to replace a damaged 2008 GMC Van.

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 Finance Director
Victoria Mitchell, City Clerk
From: Shawn Young, DPW Director
Date: September 1st, 2023
Subject: Recommendation for Award – 2023 E1250 Ford Transit Van

On May 18th 2023 (Unit 1) a 2008 Gmc Van was struck in a rear end collision and was deemed a total loss by Meadowbrook Insurance. We would like to replace this vehicle with a new 2023 EL250 Ford Transit Van from Lunghammer Ford in the amount of \$56,276. This van will primarily be used during Lead Water Service Verifications and Replacements but it will also be used as a backup for the Water Meter Van. This item was not originally budgeted and will require a budget amendment to account number 592-536-985-000. The city did receive a payment of \$14,221.50 for the residual cost of the damaged vehicle.

This purchase would utilize the State of Michigan Contract #071B7700180/ Macomb County Cooperative Bid.

Council should expect an additional request at a future date that would cover the purchase and installation of additional equipment required for the overall build out of the Van.

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.

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



August 30, 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 High Roof Cargo Van EL in White **\$56,276.00 ea**

Order Cutoff Date: Ordered 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 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
<u>(Available only with 3.5L Eco Boost Engine)</u>		
<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 (Inc. Trailer Tow Pkg. & Cruise)	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
<u>(Not Available with Rear Vinyl, Packages 96D & 96C)</u>		

<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"/>	Heavy Duty Cargo Flooring and Heavy Duty Scuff Plate Kit	60B	875.00
	(Not Available w/Rear Air Conditioning)		
<input checked="" type="checkbox"/>	Upfitter Package (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 checked="" type="checkbox"/>	Load Area Protection Package (Full Height Polypropylene Cargo area panels)	96D	395.00
<input checked="" type="checkbox"/>	Exterior Upgrade Package (Chrome-trimmed, HID Headlamps, Wiper Activated Headlamps, Honeycomb Mesh Grill with Chrome Surround, and 16" Steel Wheel)	18D	535.00
<input checked="" type="checkbox"/>	Interior Upgrade Package (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"/>	(2) Additional Keys w/FOBS	86F	75.00
<input checked="" type="checkbox"/>	Power Outlet 110V/400W	90D	475.00
<input checked="" type="checkbox"/>	Power Point – 12V rear	87A	15.00
<input checked="" 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 Window (Low and Medium Roof Only)	47U	900.00
<input type="checkbox"/>	Bulkhead with Lockable Door (Medium and High Roof Only)	47T	1350.00

Total Price \$56,276.00 ea

Colors for Transit 250 Cargo Van

<u>Solid</u> Exterior Colors	<u>Interior Colors</u>	
	<u>Pewter (VK/CK)</u>	<u>Charcoal (CB) (Cloth Only)</u>
School Bus Yellow	[BY] []	[]
Race Red	[PQ] []	[]
Oxford White	[YZ] [x]	[]
Extra Cost Paint (add \$200.00)		
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] []	[]

September 18, 2023 City Council Meeting

Moved by Councilmember _____ and seconded by Councilmember _____ to approve the purchase of a 2023 Combination Sewer Cleaning Machine from Jack Doheny Company in the amount of \$551,542.27 with the remaining budgeted funds to be held in contingency.

Ayes:

Nays:

Motion:



Transmittal Memo

To: Matthew Baumgarten, City Manager

Cc: Laurie Fielder, Finance Director
Victoria Mitchell, City Clerk

From: Shawn Young, DPW Director

Date: September 1st, 2023

Subject: Recommendation for Award - 2023 Vactor Combination Sewer Cleaning Machine from Jack Doheny Companies

As part of the FY 2023-2024 budget process, funds in the amount of \$580,000 were allocated for the purchase of a new Combination Sewer Cleaning Machine. This machine will be used primarily for Sewer and Catch Basin Cleaning. Our staff has researched several different options for this work and has decided that this was this best fit for our needs.

We propose to utilize the Sourcewell Cooperative Contract for this purchase in an actual amount of \$551,542.27 with the remainder of the budgeted amount remaining as a contingency for unexpected manufacturer surcharges. This contingency would bring the total funds requested to no more than the budgeted \$580,000. The existing 2017 Combination Sewer Cleaning Machine will be sold via public auction with an estimated sale price of \$175,000.

The Combination Sewer Cleaning Machine will come with a minimum one-year full warranty for parts and labor (no deductible). There are separate extended warranties that cover the different modules such as engine, transmission, debris/water tanks, and the pump.

The unit was programmed in the 2023-2024 Capital Equipment Replacement Plan. Funds are allocated in the 2023-2024 Fiscal Budget under account number 592-536-985-000 (Vehicles-\$580,000).

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



Date: 7/17/2023
Branch: 1100

Combination Single Engine Sewer Cleaner with Positive Displacement Vacuum System Mounted on a Heavy Duty Truck Chassis



Sourcewell Contract #101221-VTR

**City of Berkley
3238 Bacon
Berkley, MI 48072
Attn: Shawn Young
syoung@berkleymich.net**

PROPOSAL ID: TBD
BM ID: 2023-51791

WWW.DOHENYCOMPANY.COM

	2023		List	Selected
1	2115i-18	2100i PD, 18" Vacuum, 15 yrd Debris, Combo	\$ 305,917.00	\$ 305,917.00
1	2018i	Additional Water, 1500 Gal Total	\$ 4,923.00	\$ 4,923.00
1	5002iA	80 GPM/2500 PSI Jet Rodder pump	\$ -	\$ -
1	011iSTD	Aluminum Fenders	\$ -	\$ -
1	012iSTD	Mud Flaps	\$ -	\$ -
1	014iSTD	Electric/Hydraulic Four Way Boom	\$ -	\$ -
1	016iSTD	Color Coded Sealed Electrical System	\$ -	\$ -
1	019iASTD	Intuitouch Electronic Package	\$ -	\$ -
1	020iSTD	Double Acting Hoist Cylinder	\$ -	\$ -
1	025iASTD	Handgun Assembly	\$ -	\$ -
1	026iSTD	Ex-Ten Steel Cylindrical Debris Tank	\$ -	\$ -
1	030iSTD	Flexible Hose Guide	\$ -	\$ -
1	032iSTD	(3) Nozzles with Carbide Inserts w/Rack	\$ -	\$ -
1	045iSTD	Suction Tube Storage	\$ -	\$ -
1	046iSTD	1" Nozzle Pipe	\$ -	\$ -
1	048iSTD	10' Leader Hose	\$ -	\$ -
1	1001iSTD	Flat Rear Door w/Hydraulic Locks	\$ -	\$ -
1	1005iSTD	Dual Stainless Steel Float Shut Off System	\$ -	\$ -
1	1016iSTD	Microstrainer Prior to Blower	\$ -	\$ -
1	1024iSTD	Debris Body Vacuum Relief System	\$ -	\$ -
1	1031iSTD	Debris Deflector Plate	\$ -	\$ -
1	1033iSTD	60" Dump Height	\$ -	\$ -
1	1041iSTD	Debris Body-Up Message and Alarm	\$ -	\$ -
1	2001iSTD	Low Water Indicator On Screen w/Alarm and Water Pump Flow Indicator	\$ -	\$ -
1	2011iSTD	3" Y-Strainer at Passenger Side Fill with 25' Fill Hose	\$ -	\$ -
1	2022iSTD	Additional Water Tank Sight Gauge	\$ -	\$ -
1	2023iSTD	Liquid Float Level Indicator	\$ -	\$ -
1	3019iSTD	Digital Water Pressure Gauge	\$ -	\$ -
1	4000iSTD	180 deg. Non-Extending Boom	\$ -	\$ -
1	4006iSTD	Front Joystick Boom Control	\$ -	\$ -
1	4010iSTD	Boom Hose Storage	\$ -	\$ -
1	4017iSTD	Boom Out of Position Message and Alarm	\$ -	\$ -
1	4022iSTD	Telescopic Boom Elbow, Standard	\$ -	\$ -
1	5011iSTD	3" Y-Strainer @ Water Pump	\$ -	\$ -
1	5015iSTD	Midship Handgun Coupling	\$ -	\$ -
1	5022iSTD	Side Mounted Water Pump	\$ -	\$ -
1	6005iDSTD	Digital Hose Footage Counter	\$ -	\$ -
1	6007iSTD	Hose Reel Manual Hyd Extend/Retract	\$ -	\$ -
1	6009iSTD	Hose Reel Chain Cover	\$ -	\$ -
1	6020iBSTD	Hydraulic Extending 15", Rotating Hose Reel, 1" x 800' Capacity	\$ -	\$ -
1	6017iSTD	Hydraulic Tank Shutoff Valves	\$ -	\$ -
1	7001iSTD	Tachometer/Chassis Engine w/Hourmeter	\$ -	\$ -
1	7003iSTD	Water Pump Hour Meter	\$ -	\$ -
1	7004iSTD	PTO Hour Meter	\$ -	\$ -
1	7005iSTD	Hydraulic Oil Temp Alarm	\$ -	\$ -
1	7007iSTD	Tachometer & Hourmeter/Blower	\$ -	\$ -
1	8000iSTD	Circuit Breakers	\$ -	\$ -
1	8025iSTD	LED Lights, Clearance, Back-up, Stop, Tail & Turn	\$ -	\$ -
1	9002iSTD	Tow Hooks, Front	\$ -	\$ -
1	9002iSTD	Tow Hooks, Rear	\$ -	\$ -
1	9003iSTD	Electronic Back-Up Alarm	\$ -	\$ -
1	S390ASTD	8" Vacuum Pipe Package	\$ -	\$ -
1	S560STD	Emergency Flare Kit	\$ -	\$ -
1	S590STD	Fire Extinguisher 5 Lbs.	\$ -	\$ -

Customer Initials: _____

1	010i	Operator Station Curbside Toolbox with Lighting	\$ 300.00	\$ 300.00
1	1003i	Debris Body Washout	\$ 1,851.00	\$ 1,851.00
1	1003iB	Rear Door Valve Flushout	\$ 508.00	\$ 508.00
1	1005iA	S.S Float Ball Cage for Float Shut Off System	\$ 675.00	\$ 675.00
1	1008i	6" Rear Door Knife Valve w/Camloc, 3:00 position	\$ 1,481.00	\$ 1,481.00
1	1008iB	6" Rear Door Drain Port, 6:00 position	\$ 695.00	\$ 695.00
1	1009i	Internally Mounted Trash Pump	\$ 12,894.00	\$ 12,894.00
1	1010i	Pump Off Plumbing to Front, Outlet Location will be dependent on supplied chassis	\$ 3,559.00	\$ 3,559.00
1	1014iB	304SS Centrifugal Separators, Dustboxes, Plenum and Crossover Tubes	\$ 12,024.00	\$ 12,024.00
1	1015i	Folding Pipe Rack, Curbside, 8" Pipe	\$ 1,285.00	\$ 1,285.00
1	1015iA	Folding Pipe Rack, Streetside, 8" Pipe	\$ 1,285.00	\$ 1,285.00
1	1015iB	Folding Pipe Rack, Rear Door, 8" Pipe	\$ 1,285.00	\$ 1,285.00
1	1016iSTD	Subframe Mounted, 2-Pipe Rack, 8"	\$ -	\$ -
1	1022i	Rear Door Splash Shield	\$ 1,885.00	\$ 1,885.00
1	1023i	Lube Manifold, with Lube Chart	\$ 2,800.00	\$ 2,800.00
1	2004i	Continuous Water Tank Fill	\$ 2,109.00	\$ 2,109.00
1	2006i	Air Purge	\$ 1,585.00	\$ 1,585.00
1	3015i	Front Blower Controls	\$ 1,790.00	\$ 1,790.00
1	3017i	Blower High Temp Safety Shutdown	\$ 638.00	\$ 638.00
1	3020i	Digital Water Level Indicator	\$ 825.00	\$ 825.00
1	3021i	Digital Debris Body Level Indicator Tied to Vacuum Relief	\$ 1,106.00	\$ 1,106.00
1	4015i	180 deg. 10ft Telescoping Boom	\$ 18,728.00	\$ 18,728.00
1	4008i	Grate Lifting Hook, Installed on Boom	\$ 377.00	\$ 377.00
1	4011iB	Bellypack Wireless Controls with hose reel controls, 2-way communications, and LCD Display	\$ 3,812.00	\$ 3,812.00
1	4013i	Rotatable Boom Inlet Hose	\$ 695.00	\$ 695.00
1	5008iB	Cold Weather Recirculator, PTO Driven, 25 GPM	\$ 2,103.00	\$ 2,103.00
1	5010iA	Rodder System Accumulator - Jack Hammer on/off Control at Hose Reel	\$ 959.00	\$ 959.00
1	5015i	Handgun Couplers, Front and Rear	\$ 741.00	\$ 741.00
1	5021iC	Hydro Excavation Kit - Includes Lances w/ Shield, Nozzles, Storage Tray, and Vacuum Tube	\$ 3,188.00	\$ 3,188.00
1	5029i	Cyclone Washout System	\$ 595.00	\$ 595.00
1	6003iC	800' x 1" Piranha Sewer Hose 2500 PSI in lieu of STD	\$ 2,147.00	\$ 2,147.00
1	6004iC	Hose Wind Guide (Dual Roller), Auto, Power Indexing	\$ 5,772.00	\$ 5,772.00
1	6004iD	Rodder Hose Pinch Roller	\$ 1,704.00	\$ 1,704.00
1	6014iA	2 High Pressure Hose Reel	\$ 1,789.00	\$ 1,789.00
1	6019i	Rodder Pump Drain Valves	\$ 600.00	\$ 600.00
1	6019iA	Final Filter and Silencer Ball Valve Drains	\$ 540.00	\$ 540.00
1	6031i	Front Hose Reel Tool Storage	\$ 360.00	\$ 360.00
1	8001iM	Rear Directional Control, LED Arrowstick	\$ 2,155.00	\$ 2,155.00
1	8002iA	Wireless, Waterproof, Rechargeable, Handheld, LED Spot Light w/12V Charger	\$ 435.00	\$ 435.00
1	8027i	LED Mid-Ship Turn Signals	\$ 653.00	\$ 653.00
1	8028i	Worklights (2), LED, Boom	\$ 966.00	\$ 966.00
1	8029i	Worklights (2), LED, Rear Door	\$ 784.00	\$ 784.00
1	8029iA	Worklight, LED, Operators Station	\$ 719.00	\$ 719.00
1	8029iB	Worklight, LED, Hose Reel Manhole	\$ 719.00	\$ 719.00
1	8029iC	Worklight, LED, Curb Side	\$ 713.00	\$ 713.00
1	8029iD	Worklight, LED, Street Side	\$ 713.00	\$ 713.00
1	9021iB	Camera System, Front, Rear and Both Sides	\$ 1,825.00	\$ 1,825.00
1	9023iA	Safety Cone Storage Rack - Post Style	\$ 198.00	\$ 198.00
1	9070iA	Toolbox, Front Bumper Mounted, 16 x 12 x 18 w/(2) LED Side Markers	\$ 2,391.00	\$ 2,391.00

1	9070iB	Long Handle Tool Storage	\$ 422.00	\$ 422.00
1	9071iEL	Toolbox, Behind Cab - 16w 30h x 96d - with Lighting	\$ 4,113.00	\$ 4,113.00
1	9072iBL	Toolbox, Driver Side Chassis Frame, 24w x 24h x 24d - with Lighting	\$ 2,231.00	\$ 2,231.00
1	9074iAL	Toolbox, Driver Side Subframe, 18w x 24h x 24d - with Lighting	\$ 1,897.00	\$ 1,897.00
1	i112STD	Module Paint, DuPont Imron Elite - Sanded Primer Base	\$ -	\$ -
1	i124STD	Vactor 2100i Body Decal, Standard	\$ -	\$ -
1	LOGO-APPL.	Vactor/Guzzler Logos - Applied	\$ -	\$ -
1	500655B-30	Vactor Standard Manual and USB Version - 1 + Dealer	\$ -	\$ -
1	R35211	Handheld Control in addition to Belly pack Wireless Control	\$ 2,672.00	\$ 2,672.00
1	R41338	14 Light Package, 14 Federal Signal Strobe Lights, LED (Amber/Green/White color)	\$ 4,420.20	\$ 4,420.20
1	R43582	(Amber/Green/White) Strobes in lieu of standard on the front bumper tool boxes	\$ 325.00	\$ 325.00
1	R27442	Vents / Louvers installed in back of cab toolbox	\$ 168.00	\$ 168.00
1	R45933	Full width BOC tool tray 16" tall mounted on top of full width BOC tool box	\$ 1,935.00	\$ 1,935.00
Chassis:				
1	PAFT370A-E	Freightliner Tandem Axle 114SD SBA 6x4, 370 HP, Auto, 66,000 GVWR, GHG	\$ 128,637.60	\$ 128,637.60

Paint:

Module Paint Color - Blue
Cab Color - White

Trade In:

1	EQ#14975	Chassis 1FVHG3FE9JHJN8119	\$ (160,000.00)	\$ (160,000.00)
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Sourcewell Build-Proposal Summary

Module/Options Total:	\$ 435,984.20
Options Sourcewell Discount 3%:	\$ 13,079.53
Module/Options Total per Sourcewell Price Schedule:	\$ 422,904.67
Chassis:	\$ 128,637.60
Total with Module, Options, and Chassis:	\$ 551,542.27
Trade In:	\$ (160,000.00)
Total with Trade In Applied:	\$ 391,542.27
Freight and PDI:	\$ 3,500.00
Field Training:	\$ 2,000.00
Total:	\$ 397,042.27

Customer Initials: _____

Terms and Conditions

*****Surcharges or rate increases issued by manufacturer that affect this quote following quote acceptance, but prior to order delivery, will be the responsibility of Buyer. Any surcharge or increase that is applied to this purchase will be applied at same cost as issued by manufacturer.*****

Acceptance of this Proposal is subject to availability of the Equipment listed above.

Sales Price does not include any applicable sales taxes. Buyer is responsible for and agrees to pay all applicable sales tax.

The Sale of New Equipment Terms and Conditions are incorporated into and made a part of this Proposal upon acceptance and execution of this Proposal by both parties.

Execution of this Proposal by Seller and Buyer constitutes a binding agreement between the parties.

If this Proposal is not executed by both parties within thirty (30) calendar days from the Proposal Date, this Proposal shall become null and void, unless subsequently executed by both Buyer and Seller.

Following quote acceptance, customer will receive a Build Specification Acknowledgement via DocuSign. This must be reviewed and signed within 14 days of receipt to confirm and secure order.

Thank you for your consideration of this proposal.

Sincerely yours,

Adam Mazzara

Adam Mazzara

Regional Sales Representative

608/712-6893

AdamMazzara@TeamJDC.com

This proposal becomes a contract for delivery and payment of the merchandise listed above only when signed by the customer or one of its officers.

Customer: _____

By: _____

Date: _____

Email: _____

A RESOLUTION
OF THE CITY COUNCIL OF THE CITY OF BERKLEY, MICHIGAN
TO FORMALLY RENAME JAYCEE PARK TO BACON PARK

WHEREAS, Jaycee Park recently underwent a significant development and improvement to the playground and park and additional plans are in place for the future of the park; and

WHEREAS, historically the park was named Bacon Park and later renamed Jaycee Park; and

WHEREAS, a group known as the Jaycee’s has not existed in Berkley for over a decade nor supported any parks related activities or developments; and

WHEREAS, Parks & Recreation staff, City Administration and many with historical reference believe that Jaycee Park should be renamed to its original name of Bacon Park; and

WHEREAS, the recent park developments, community crowdfunding and lack of Jaycee’s make this the opportune time to rightfully rename the park; and

NOW THEREFORE BE IT RESOLVED;

SECTION 1: That the Council of the City of Berkley dutifully rename Jaycee Park to Bacon Park

Introduced and passed at a Regular City Council Meeting on Monday, September 18th, 2023.

Bridget Dean, Mayor

Attest:

Victoria Mitchell
City Clerk

AN ORDINANCE
of the City Council of the City of Berkley, Michigan to Add Article V, Retail Pet Store Sales, in Chapter 2, Animals, of the Berkley City Code to Prohibit Retail Pet Stores in the City from Selling Dogs, Cats, or Rabbits.

THE CITY OF BERKLEY ORDAINS:

SECTION 1: New Article V, Retail Pet Store Sales, shall be added to Chapter 22, Animals, of the Berkley Code of Ordinances, as follows:

ARTICLE V. RETAIL PET STORE SALES

Sec. 22-100. Findings and Purpose.

The City Council finds that commercial animal breeding facilities, sometimes known as “pet mills,” may not adequately provide for the health and welfare of the animals. These facilities are notorious for operating and maintaining unsanitary and inhumane conditions resulting in overbreeding and animals with health and behavioral problems which consumers may be unaware of at the time of purchase or which may not manifest until after purchase. This contributes to overpopulation of pets and to placement and euthanization of numerous sick, injured, abused, neglected, unwanted, abandoned, orphaned, lost, or displaced animals at animal protection and animal control shelters. By banning retail sale and requiring pet stores to source animals from animal protection and control shelters, the City Council intends to reduce the demand for dogs, cats, and rabbits bred in pet mills; reduce pet overpopulation and its burden on state and local agencies and taxpayers to provide and fund shelters; protect local consumers; promote community awareness of animal welfare, and foster a more humane environment in the City.

Therefore, the purpose of this Article is to prohibit retail pet stores in the City from selling dogs, cats, or rabbits.

Sec. 22-101. Definitions.

For the purposes of this Article, the following terms have the following meanings:

- (a) *Retail pet store* means a commercial establishment that sells or offers for sale animals on its premises at retail that are not bred at the establishment.
- (b) *Animal control shelter* means a facility operated by the State, County, or City, or by a non-profit organization under contract with the State, County, or City, for the impoundment and care of animals that are delivered to the facility, including found, recovered, abandoned, unwanted, or surrendered animals, and which does not breed animals or obtain, in exchange for payment or other consideration, animals from a breeder.
- (c) *Animal protection shelter* means a facility operated on a not-for-profit basis by a person, humane society, society for the prevention of cruelty to animals, or other

non-profit organization whose principal purpose is the prevention of cruelty to animals and whose principal activity is to rescue sick, injured, abused, neglected, unwanted, abandoned, orphaned, lost, or displaced animals and to adopt and place them in good homes. "Animal protection shelter" does not include any organization that breeds animals or that (1) is located on the same premises as; (2) has any personnel in common with; (3) obtains, in exchange for payment or any other form of compensation, dogs, cats, or rabbits from; or (4) facilitates the sale of dogs, cats, or rabbits obtained from a person who breeds animals.

Sec. 22-102. Prohibition of Sale of Dogs, Cats, or Rabbits by Retail Pet Stores.

A retail pet store located in the City is prohibited from selling, adopting, exchanging, transferring, or offering for sale, adoption, exchange, or transfer dogs, cats, or rabbits. This section does not prohibit a retail pet store from collaborating with and providing space to an animal protection shelter or an animal control shelter to showcase dogs, cats, or rabbits available for adoption on a not-for-profit basis. The retail pet store may not charge or retain an adoption fee or any other fee for providing space to showcase any such dog, cat, or rabbit.

Sec. 22-103. Existing Retail Pet Stores Exception.

Notwithstanding the prohibition in Sec. 22-102, above, a retail pet store that is in operation in the City and in compliance and good standing with applicable state laws and city ordinances on the effective date of this article, and that prior to the effective date of this article engaged in selling or offering for sale dogs as a regular and principal business activity, may continue to sell or offer for sale dogs at that store for the duration of its current lease and any optional lease extension existing on the date of adoption of this Article.

Sec. 22-104. Violation.

A violation of this article is a municipal civil infraction, and upon determination of responsibility shall be punishable by a civil fine of not more than \$500, and/or such other sanctions and remedies as authorized in Article IX of Chapter 82 of the Code of Ordinances.

SECTION 2: 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 3: Effective Date

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

SECTION 4: 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 the Regular City Council Meeting on July 17, 2023 .

Adopted on the Second Reading at the Regular City Council Meeting on September 18, 2023.

Bridget Dean, Mayor

Attest:

Victoria Mitchell, City Clerk

DRAFT

September 18, 2023 City Council Meeting

Moved by Councilmember _____ and seconded by Councilmember _____ to consider a 180-day extension of Marihuana Business License #PMA20-0029 for Seven Point Dispensing, 28557 Woodward Ave.

Ayes:

Nays:

Motion:



CITY OF BERKLEY COMMUNITY DEVELOPMENT

3338 COOLIDGE HWY, BERKLEY, MICHIGAN 48072

MEMORANDUM

To: City Council

From: Kristen Kapelanski, Community Development Director

Subject: Extension of the Marihuana Business License for Seven Point Dispensing of Michigan, LLC

Date: September 13, 2023

The City Council approved the Marihuana Business License for Seven Point Dispensing of Michigan, LLC to be located at 28557 Woodward Avenue on October 3, 2022. Per the 30-806(j) of the City Code, all marihuana business licenses are effective for one year and must be renewed annually. All site improvements associated with the original license must be completed within year of the license approval by the City Council.

Applicants can request and the City Council may grant a 180 extension of that one-year completion timeline. The following items are noted for consideration of the request:

- *The marihuana provisioning center facility application or adult use retail facility application with the State remains pending;*
- *That the application has diligently pursued approval of the State license and all other required permits, approvals and licenses without delay or inaction on the applicant's part; and*
- *Showing good cause for the extension of time.*

Seven Point is currently working to schedule a pre-construction meeting. Building Permits have been finalized.

Seven Point Dispensing of Michigan, LLC

Kristen Kapelanski, Community Development Director
Berkley City Council
Mayor Bridget Dean
Mayor Pro Tem Ross Gavin

Councilmember Steven Baker
Councilmember Dennis Hennen
Councilmember Jessica Vilani
Councilmember Greg Patterson
Councilmember Mike Dooley

cc: John D. Staran, Esq.
Matthew Baumgarten, City Manager

August 15th, 2023

RE: 180 Day Extension Request for Seven Point Dispensing of Michigan, LLC

Dear Councilmembers and Ms. Kapelanski,

This letter is sent on behalf Seven Point Dispensing of Michigan, LLC (“Seven Point”). We are requesting a 180-day extension under Article XV of the City of Berkley Code of Ordinances for the completion of Seven Point’s dispensary located at 28557 Woodward Ave, Berkley, MI 48072 (the “Property”).

Despite encountering financing difficulties typical to the cannabis industry, Seven Point continues to make progress on its City of Berkley retailer license and continues to make lease payments for the Property in the amount of \$14,000 monthly. Additionally, Seven Point has been paying the real estate taxes and other related fees for the property. Seven Point anticipates completion of construction and receipt of a state operating license prior to the extension deadlines.

To date, Seven Point has retained an architect and engineers for the project, made written, binding commitments to the City with respect to stormwater system maintenance, paid the City \$18,500 in construction permit costs, and contracted with Project Manager Derek Hosler for the Berkley Project. Derek has been working on the Seven Point team for much of this year. Seven Point has paid a minimum of \$400,000 in rent, real estate taxes and related building costs and Seven Point has spent approximately \$1,000,000 in total throughout the Berkley application and pre-construction processes. Additionally, Seven Point recently finished bidding out the Berkley project to two general contractors to commence construction and anticipates beginning construction on September 15th, 2023. Finally, Seven Point is currently in the process of finishing the master building budget, selecting sub-contractors, and drafting and entering into related agreements for contractors for the completion of the project.

Given that the project involves the renovation of an old quick-service restaurant concept, we anticipate Seven Point completing construction well ahead of the extension deadline. Seven Point is outlining the following schedule for completion of the project and obtaining state licensing:

- September 15th, 2023 – Construction commences
- December 15th, 2023 – Substantial completion of non-FFE construction
- March 1st, 2024 – Substantial completion of all construction
- April 1st, 2024 – Opening for business

In addition, Seven Point requests that the City take into account two additional causes for delay that were outside of the company's control. First, the delay in issuing licenses by the City of Berkley resulting from several court cases, which Seven Point was not involved in, caused Seven Point to lose key financing. Unlike several other licensees, Seven Point is independently owned by Brad Zerman and Gabe Rubin, a local business owner, and it is more difficult for local, independent cannabis businesses such as Seven Point to secure financing. Moreover, unlike non-cannabis businesses, traditional banks will not provide financing to the cannabis industry, which forces these businesses to work with non-traditional lenders and private investors, who take much longer to review and have more stringent criteria for approving and funding loans to cannabis businesses.

More specifically, the issuing of licenses was delayed by approximately 2 to 2.5 years, which caused Seven Point to lose its funding source. In response, Seven Point diligently worked to and has since secured new funding commitments, though this delayed the company's commencement of construction on the project.

Second, the construction along Wiltshire Road, which directly abuts Seven Point's retailer location, has caused additional project delays. One of Seven Point's contractors, Rob Galacz of GH Contracting, has met with and continues to communicate with Berkley on the Wiltshire Road construction, which we are told will not finish until the end of October. The underground work that Seven Points needs to complete will need to be coordinated with the City's Wiltshire Road construction project, which has and may continue to cause additional delays.

Nonetheless, Seven Point stands ready to complete the project and its commitments to the City prior to the extension deadline and looks forward to being a valuable member of the Berkley community. Accordingly, for the reasons stated above, Seven Point respectfully requests that the City Council vote to grant Seven Point a 180-day extension under Article XV of the City of Berkley Code of Ordinances.

Sincerely,

/s/ Scott F. Roberts

Scott F. Roberts, Esq.

Scott Roberts Law
500 Temple St, Ste 2M,
Detroit, MI 48201
scott@scottrobertslaw.com
734-646-5206 (direct)

September 18, 2023 City Council Meeting

Moved by Councilmember _____ and seconded by Councilmember
_____ to consider a 180-day extension of Marihuana Business License #PMA-
PMA-200007 for Yellow Tail Ventures LLC #1, 3120 11 Mile Road.

Ayes:

Nays:

Motion:



CITY OF BERKLEY COMMUNITY DEVELOPMENT

3338 COOLIDGE HWY, BERKLEY, MICHIGAN 48072

MEMORANDUM

To: City Council

From: Kristen Kapelanski, Community Development Director

Subject: Extension of the Marihuana Business License for Yellow Tail Ventures Inc. dba Moses Roses

Date: September 13, 2023

The City Council approved the Marihuana Business License for Yellow Tail Ventures Inc. dba Moses Roses to be located at 3120 Eleven Mile Road on October 17, 2022. Per the 30-806(j) of the City Code, all marihuana business licenses are effective for one year and must be renewed annually. All site improvements associated with the original license must be completed within year of the license approval by the City Council.

Applicants can request and the City Council may grant a 180 extension of that one-year completion timeline. The following items are noted for consideration of the request:

- *The marihuana provisioning center facility application or adult use retail facility application with the State remains pending;*
- *That the application has diligently pursued approval of the State license and all other required permits, approvals and licenses without delay or inaction on the applicant's part; and*
- *Showing good cause for the extension of time.*

Yellow Tail Ventures Inc. is currently working to schedule a pre-construction meeting. Building Permits have been finalized.

AIELLO & ASSOCIATES P.L.L.C.

Attorneys and Counselors at Law
32411 Mound Road
Warren, Michigan 48092

CHRISTOPHER P. AIELLO
AARON D. GEYER
Aaron@Chrisaiello.com

TELEPHONE
(586) 303-2211
FACIMILE
(586) 303-1259

August 15, 2023

City of Berkley
Mr. Matthew Baumgarten, City Manager
3338 Coolidge Highway
Berkley, Michigan 48072

Re: Marihuana Business License
Applicant: Yellow Tail Ventures Inc. (PMA20-0007)

Dear Mr. Baumgarten:

Yellow Tail Ventures' marihuana license was awarded on October 17, 2022. Pursuant to Section 30-806(j) of the Berkley City Code of Ordinances, site improvements were to be completed within one year. Subsection 30-806(j) indicates an applicant may request a 180-day extension. This letter is written for this purpose to seek an extension as the applicant will not be able to complete all of their site improvements within the one-year period.

There have been many sources of delay for this project. The major source of delay has been the approval of construction drawings for site improvements. The Applicant's architect (who designed and engineered the plans used for the application) passed away. The Applicant had to hire a new architect and engineering firm to engineer the changes that were agreed upon at Site Plan approval. The Applicant was able to hire JGA (29110 Inkster Road, Suite 200, Southfield, MI 48034) for their architectural needs and Giffels Webster (1025 E Maple, Suite 100, Birmingham, Michigan 48009) for their engineering requirements. It took considerable time to bring our new team up to speed and have our new architects and engineers craft construction drawings for review by the City and DPW.

Due to delays in having the construction drawings approved and completed, our general contractor indicated he could no longer wait and began to work on another project. This set our Berkley project behind even further.

Closing on the property added another layer of unexpected delay. In the process of moving out, the building occupants caused damage to the property when their vehicle collided with an exterior wall. Applicant hired a mason to come out and estimate the repair costs. Insurance claims were filed. The parties had to negotiate how to address this issue. After negotiations, the parties were able to come to an agreement and eventually close, but

this added two months to close on the real property. The tenant was then given an additional 45 days thereafter to move out.


Scheduling a Preconstruction Meeting has been another major source of delay. For the past few months, the Applicant has been attempting to mitigate the necessity for working in the right-of-way by using the existing leads. Due to vacations and unavailability of key personnel in the approval of this change, agreements between our engineering and construction personnel and DPW have been slow and arduous.

The Applicant believes they have demonstrated good cause and would therefore request a 180-day extension to complete their improvements and commence operation. Yellow Tail Ventures has been working diligently with Ms. Anderson trying to resolve construction plan detail issues since the applicant was originally granted site plan approval. Should the City Council approve this request, the Applicant has included the following timetable for project completion:

Preconstruction Meeting:	August 2023
Mobilization:	August 25, 2023
Building Footings:	September 1, 2023
Site Grading / Storm System:	November 24, 2023
Building Interior Work:	September 1, 2023
Exterior Building Work:	October 1, 2023
Site Landscape:	March 1, 2024
Site Closeout:	April 1, 2023

We would like to be placed on the September 18, 2023 agenda to address the City Council. Can you add this item to that agenda? Thank you for your cooperation herein.

Respectfully submitted,
AIELLO & ASSOCIATES, PLLC



Aaron D. Geyer
Attorney at Law

cc: John Steran, Berkley City Attorney
Kristen Kapelanski, Berkley Community Development Director
Kim Anderson, Zoning Administrator

A RESOLUTION

**IN SUPPORT AND FUNDING COMMITMENT OF JOINT APPLICATION OF THE
RECONNECTING COMMUNITIES GRANT PROGRAM**

- WHEREAS,** the Federal Department of Transportation, through the Reconnecting Communities Pilot Discretionary Grant Program is providing grant funding to support projects that reconnect communities by removing, retrofitting, or mitigating highways and other transportation facilities that create barriers to community connectivity, including to mobility, access, or economic development; and
- WHEREAS,** the Cities of Berkley, Oak Park, Huntington Woods, and Royal Oak in cooperation with the Cities of Southfield and Madison Heights are studying a redesign of the Eleven Mile Corridor and jointly apply for the Reconnecting Communities Pilot Discretionary Grant Program; and
- WHEREAS,** Berkley’s Master Plan envisions the Eleven Mile corridor to be one of several corridors that offers “vibrant places” and “a variety of transportation choices, are inviting places to walk and linger, with public art and a mix of uses, including a range of housing choices. The corridors must be well-buffered from adjacent neighborhoods to protect the well-being and investment of residents to the greatest extent possible;” and
- WHEREAS,** The City of Berkley is the home to Anderson Middle School, Norup International School and Berkley High School of the Berkley School District which serves the communities of Huntington Woods, Berkley and Oak Park and the City of Berkley seeks to provide these students with a safer environment to obtain their education and attend student events; and
- WHEREAS,** A redesign of Eleven Mile Road will contribute significantly to meeting these goals and the Federal Department of Transportation’s Reconnecting Communities grant would support these planning efforts; and

BE IT HEREBY RESOLVED,

Section 1: that the City Council of the City of Berkley, Michigan, does hereby support the joint application of the Cities of Oak Park, Berkley, Huntington Woods, and Royal Oak in cooperation with the Cities of Southfield and Madison Heights to the Reconnecting Communities Grant Program and commit to the funding for the City of Berkley grant match funding.

Section 2: The Council of the City of Berkley joins its neighbors in this effort to improve the safety and comfort of pedestrians and bicyclists at key intersections and improve the safety and accessibility of the City’s transportation network for all users.

Introduced and passed at a Regular City Council Meeting on Monday, September 18, 2023

Bridget Dean, Mayor

Attest:

Victoria Mitchell, City Clerk

September 18, 2023 City Council Meeting

Moved by Councilmember _____ and seconded by Councilmember _____ to approve the joint Agreement for Election Services between Oakland County, City of Berkley, City of Huntington Woods, City of Oak Park, and City of Pleasant Ridge.

Ayes:

Nays:

Motion:



OFFICE OF THE CITY CLERK
3338 COOLIDGE HWY, BERKLEY, MICHIGAN 48072

INTEROFFICE CORRESPONDENCE

DATE: September 14, 2023

TO: Matthew Baumgarten, City Manager

FROM: Victoria Mitchell, City Clerk

RE: Request to Enter into an Agreement for Election Services

Proposal 2, passed by voters in November 2022, has resulted in the introduction of a slew of Bills pending enactment that will provide guidance on how to procedurally implement voting rights newly enshrined in our Constitution.

The Clerk's Office team has been diligently working with representatives from the Michigan Bureau of Elections, Oakland County Clerk's Elections Division, and neighboring municipalities regarding implementation.

One facet of Proposal 2 is offering nine days of early voting. Enacting this right would require operating an early voting site for nine days preceding a state or federal election. Expenses of operating such a site would include funding a dedicated tabulator and ePollbook, purchasing election software to offer ballot-on-demand capabilities, staffing the site with a minimum of three workers and a site supervisor, offering training courses and materials, publicizing multiple notices, paying employees to set up and tear down the site, purchasing additional precinct supplies, and the opportunity cost of the time utilized by myself and Deputy City Clerk Rachel Patterson to facilitate this process and be on-call and respond to issues that may arise. We also have space constraints regarding where we could host nine consecutive days of early voting in an effective and secure manner.

To serve the best interest of our residents and staff, I recommend we enter into an Agreement for Election Services between Oakland County, City of Berkley, City of Huntington Woods, City of Oak Park, and City of Pleasant Ridge. This opportunity was presented to the City of Berkley through Oakland County as a solution for neighboring municipalities to combine to offer an early voting site. I have vetted this opportunity with all agencies involved.

Per the attached draft agreement, the County is generously taking on the implementation, management, and purchases relating to this regional site. If agreed upon, the early voting site would be located at the

Oak Park Community Center, 14300 Oak Park Blvd., a short distance south off Coolidge Highway. The hours will be from 8:30 a.m. to 4:30 p.m. each day, except Thursday the hours will be from noon to 8 p.m. Oakland County will take care of all noticing requirements. Participating Clerk's staff will help the County in providing site supervisors. The requirements of an Early Voting Plan are described in MCL 168.720h(3).

All participating communities agree we would like to implement this early voting site for the November 2023 election, ahead of the 2024 presidential cycle. We are all asking for swift approval of this draft agreement to ensure this is a possibility. We would like to offer early voting for all elections moving forward so as to not create confusion for voters.

Pursuant to MCL 168.662, the County Clerk, after consulting the participating municipal clerks, will submit each early voting site location to the Board of County Election Commissioners for approval. The referred to regional early voting site will serve all Berkley voters along with the County's central early voting site at the Waterford Oaks Activity Center, 2800 Watkins Lake Rd., Waterford.

AGREEMENT FOR ELECTION SERVICES
 BETWEEN OAKLAND COUNTY AND CITY OF BERKLEY And CITY OF HUNTINGTON WOODS And CITY OF
 OAK PARK And CITY OF PLEASANT RIDGE

This County Early Voting Site Agreement (the “Agreement”) is made between Oakland County, 1200 N. Telegraph Road, Pontiac, Michigan 48341 (the “County”) and City of Berkley, 3338 Coolidge Highway, Berkley, Michigan 48072, City of Huntington Woods, 26815 Scotia Road, Huntington Woods, Michigan 48070, City of Oak Park, 14000 Oak Park Boulevard, Oak Park, Michigan 48237, and the City of Pleasant Ridge, 23925 Woodward Avenue, Pleasant Ridge, Michigan 48069 (“Municipality”) (the County and each municipality are sometimes referred to as the “Parties”). In this Agreement, the County and each municipality are represented by their respective clerks in their official capacities.

PURPOSE OF THE AGREEMENT. The County and the municipalities enter into this Agreement pursuant to Article II, Section 4(m) of the Michigan Constitution of 1963 and the Michigan Election Law, 1954 Public Act 116, MCL 168.720a *et seq.*, for the purpose of operating an early voting site.

Name of county
Oakland County

Name of municipality	Number of precincts in municipality	Number of registered electors in municipality
City of Berkley	7	13,177
City of Huntington Woods	5	5,630
City of Oak Park	16	26,442
City of Pleasant Ridge	1	2,450

1. **DEFINITIONS.** The following words and expressions used throughout this Agreement, whether used in the singular or plural, shall be defined, read, and interpreted as follows:
 - 1.1 **Agreement** means the terms and conditions of this Agreement and any other mutually agreed to written and executed modification, amendment, exhibit, and attachment to this Agreement.
 - 1.2 **Coordinator** means the individual appointed by the County Clerk and identified as the individual responsible for providing oversight to ensure sufficient resources are available and timely dispatched to each early voting site and monitoring the administrative requirements of early voting for the participating municipalities.
 - 1.3 **Early Voting Plan** means the document and any addenda to the document outlining the manner in which early voting will be provided in a county or municipality, as described in MCL 168.720a *et seq.* The requirements of an Early Voting Plan are described in MCL 168.720h(3).
 - 1.4 **Election Services** encompasses the following individual Election Services provided by the County Clerk’s Elections Division: Conduct and Administration of Early Voting.
 - 1.5 **Legislative Body of the Municipality** means the city or township governing board elected or appointed and serving in the municipality.

- 1.6 **Municipality** means any participating municipality, which are entities created by the State or local authority or which are primarily funded by or through State or local authority, including, but not limited to, their council, Board, departments, divisions, elected and appointed officials, directors, board members, council members, commissioners, authorities, committees, employees, agents, subcontractors, attorneys, volunteers, and/or any such persons' successors.
- 1.7 **QVF** means the Qualified Voter File as described in MCL 168.509m.
- 1.8 **QVF Controller** means the individual appointed by the County Clerk and identified as the Qualified Voter File (QVF) administrator of early voting information within the QVF.
- 1.9 **Site Supervisor** means the participating municipal clerk or a member of the County Clerk's staff who shall act as supervisor for each day of early voting. The County Clerk may appoint a different participating municipal clerk or member of the County Clerk's staff to act as a supervisor for different days of early voting. A site supervisor may delegate the supervisor's duties to a member of the supervisor's staff.

2. SCOPE OF THE AGREEMENT.

- 2.1 The Parties agree that early voting will be provided for all statewide and federal elections, and all other non-statewide elections conducted in the county.

3. COORDINATOR.

- 3.1 The Oakland County Director of Elections will serve as the Coordinator of each early voting site and will be responsible for organizing and monitoring the administrative requirements, including staffing, of early voting for the participating municipalities.
 - 3.1.1 In the event that the Coordinator is unable to personally supervise and staff each early voting site on each day of early voting, the Coordinator may designate early voting site supervisors to assist with the staffing and supervision of early voting.
- 3.2 If the Coordinator becomes unavailable for any reason, the Coordinator role will be filled as follows:
 - 3.2.1 The County Clerk will appoint a new Coordinator.
 - 3.2.2 The new Coordinator will assume the responsibilities of the Coordinator on either a temporary or permanent basis.

4. QVF CONTROLLER.

- 4.1 The Oakland County Director of Elections will serve as the Qualified Voter File (QVF) administrator of early voting information within the QVF. The QVF Controller's duties will involve setting up the necessary voting regions, user access, and application access needed for the site(s) designated in the Agreement. The QVF Controller may designate these duties to a member of his/her staff.

5. APPROVAL OF EARLY VOTING SITES.

- 5.1 Pursuant to MCL 168.662, the County Clerk, after consulting the participating municipal clerks, will submit each early voting site location to the Board of County Election Commissioners for approval.

5.2 A regional early voting site will serve all electors covered by this Agreement. The electors covered by this Agreement will also be served by the County's central early voting site.

6. APPOINTMENT OF ELECTION INSPECTORS.

6.1 The Board of County Election Commissioners is responsible for the appointment of Election Inspectors.

6.2 At least 21 days before each election, the Board of County Election Commissioners will appoint for each early voting site at least 3 Election Inspectors and as many more as, in its opinion, are required for the efficient, speedy, and proper conduct of the election.

6.3 The Board of County Election Commissioners will further designate one appointed Election Inspector from each early voting site as chairperson.

6.4 The selection of Election Inspectors will be governed by MCL 168.674.

7. APPROVAL OF EARLY VOTING HOURS.

7.1 The Parties agree to all of the following:

7.1.1 Early voting will be conducted for the nine days guaranteed by the Constitution. The hours will be from 8:30am-4:30pm each day, except that Thursday the hours will be from 12pm-8pm.

7.1.2 The days and hours specified in this Agreement apply to early voting at all elections conducted in the County.

8. NOTICE OF EARLY VOTING HOURS.

8.1 Not less than 45 days before Election Day, the County Clerk and the clerk of each participating municipality agree to give public notice of the dates and hours for early voting at the regional early voting site and central early voting site by posting information on the County's and each municipality's website. If the municipality does not maintain a website, it shall post the notice in the same manner as it posts other notices.

8.2 After an Early Voting Site is approved by the Board of County Election Commissioners, the County Clerk will send a notice to each registered elector entitled to vote at that Early Voting Site with the information required under Michigan Election Law. The notice will be subject to review and approval by the parties. After that initial notice by the County Clerk, the Municipal Clerk will be responsible for sending the appropriate notice to each new registrant. The cost of printing and mailing the required notices will be the responsibility of each municipality.

9. BUDGET AND COST SHARING.

9.1 The Parties agree to the following cost sharing and chargeback procedures as follows:

9.1.1 The County agrees to request funding and/or reimbursement from the State, local school district or other entity responsible for costs related to early voting.

9.1.2 The County agrees to assume all costs related to the acquisition of equipment, software and supplies.

- 9.1.3 The costs related to staffing the regional early voting site with Election Inspectors, publications and facility rental/cleaning charges that are not reimbursed by the State or other entity shall be equally divided amongst the participating municipalities. Payment will be remitted to the County within 30 days of receipt of the invoice.

10. STAFFING, SUPERVISION AND TRAINING.

- 10.1 The Coordinator is responsible for ensuring adequate staffing and supervision at the regional early voting site, and central early voting site, including selection of the site supervisor who oversees the site(s).
- 10.2 The site supervisor shall operate in the same manner and have the same authority as a municipal clerk operates in an election day polling place.
- 10.3 The site supervisors for early voting sites shall be designated for each election on the attached Exhibit B.
- 10.4 The Coordinator is responsible for providing training to the Site Supervisors and Election Inspectors appointed to serve at the Early Voting Site for each election.

11. TABULATORS AND EARLY VOTING POLL BOOK LAPTOPS AT EARLY VOTING SITE(S).

- 11.1 The Parties agree to all of the following:
 - 11.1.1 The Coordinator, in consultation with the participating municipal clerks, will determine the number of tabulators and early voting poll book laptops or other voting equipment that are necessary at the regional early voting site.
 - 11.1.2 The County will provide the tabulators, early voting poll book laptops, other necessary voting equipment and supplies.
- 11.2 The Board of County Election Commissioners will be responsible for conducting testing of the electronic voting equipment.
- 11.3 The Coordinator, or designated site supervisor, will be responsible for taking necessary steps to set up the early voting poll book laptops.

12. CANVASS OF EARLY VOTING RETURNS AND REPORTING OF EARLY VOTING RESULTS.

- 12.1 The Board of County Election Commissioners is responsible for appointing the receiving board or group of election inspectors to canvass the early vote returns on Election Day and report early voting results to the County Clerk.

13. EARLY VOTING PLAN.

- 13.1 No later than 120 days before the first statewide or federal election in each even numbered year, the Coordinator will be responsible for ensuring an Early Voting Plan, attached as Exhibit A, is filed with the County Clerk of the county in which the municipalities are located.

14. NOTICE TO SOS OF CHANGES TO LOCATIONS, DAYS, AND HOURS OF EARLY VOTING.

14.1 Not less than 45 days before the first early voting day allowed by statute, the Coordinator will be responsible for providing the Secretary of State any changes made to a previously submitted Early Voting Plan that affect the locations, days, and hours of operation for each early voting site operated by the County.

15. DURATION OF AGREEMENT.

15.1 This Agreement and any amendments will be effective when executed by all Parties, as evidenced by the signature of the County Clerk and each participating municipal clerk, unless the Agreement has an effective date specifically entered on the signature page.

15.2 This Agreement has no fixed termination date and may be terminated pursuant to its terms.

16. CANCELLATION, MODIFICATION, AND TERMINATION OF AGREEMENT.

16.1 The County Clerk may withdraw from this Agreement for any reason by providing at least 30 days written notice to the other parties to the Agreement. The notice shall be sent to the municipalities at the address provided in this Agreement to the attention of the Municipal Clerk. If the County Clerk withdraws during the statutory timeframe from the Agreement for any reason, the Agreement will cease to exist, and the clerk of each participating municipality must submit a revised Early Voting Plan to the State Bureau of Elections outlining the manner in which early voting will be provided.

16.2 The municipality may withdraw from this Agreement for any reason by providing at least 30 days written notice to the other parties to the Agreement. The notice shall be sent to the county at the address provided in this Agreement to the attention of the County Clerk. If a municipality withdraws from the Agreement for any reason during the statutory timeframe, the clerk of the municipality withdrawing from the Agreement must submit a revised Early Voting Plan to the State Bureau of Elections outlining the manner in which early voting will be provided.

17. GENERAL PROVISIONS.

17.1 County shall not be liable for any consequential, incidental, indirect, remote, speculative, punitive, exemplary, liquidated, treble, or special damages, including, but not limited to, loss of profit, opportunity, use, revenue, data, or goodwill, whether based in whole or in part in contract, tort, equity, strict liability, under statute, or any other theory of liability, regardless of whether such damages were foreseeable or contemplated and even if County was advised or aware of the possibility of such damages.

17.2 This Agreement shall be governed, interpreted, and enforced by the laws of the State of Michigan, excluding Michigan's conflict of law principles. Except as otherwise required by law or court rule, any action brought to enforce, interpret, or decide any claim arising under or related to this Agreement shall be brought in the Sixth Judicial Circuit Court of the State of Michigan, the 50th District Court of the State of Michigan, or the United States District Court for the Eastern District of Michigan, Southern Division, as dictated by the applicable jurisdiction of the court. Except as otherwise required by law or court rule, venue is proper in the courts set forth above. The choice of forum set forth above

shall not be deemed to preclude the enforcement of any judgment obtained in such forum or taking action under this Contract to enforce such judgment in any appropriate jurisdiction.

- 17.3** This Agreement represents the entire agreement and understanding between the Parties. This Agreement supersedes all other prior oral or written understandings, communications, agreements, or contracts between the Parties, except the accompanying license agreement which is incorporated by reference. The language of this Agreement shall be construed as a whole according to its fair meaning and not construed strictly for or against any Party.
- 17.4** “Confidential Information” means all information and data that the County is required or permitted by law to keep confidential, which includes computer software, cybersecurity assessments and plans and measures to protect the County’s copyrighted training materials.
- 17.5** Municipality shall use appropriate safeguards to protect the confidentiality and integrity of Confidential Information. Municipality shall not reproduce, provide, disclose, or give access of Confidential Information to any Municipality Employee or third-party not having a legitimate need to know. Municipality and Municipality Employees shall only use the Confidential Information for performance of this Agreement. Notwithstanding the foregoing, Municipality may disclose the Confidential Information, if required by law, statute, or other legal process; provided that Municipality: (a) gives the County prompt written notice of the impending disclosure; (b) provides reasonable assistance to the County in opposing or limiting the disclosure; and (c) makes only such disclosure as is compelled or required. This Agreement imposes no obligation upon Municipality with respect to any Confidential Information which Municipality can establish by legally sufficient evidence: (a) was in possession of or was known by Municipality, prior to its receipt from the County, without any obligation to maintain its confidentiality; or (b) is obtained by Municipality from a third-party having the right to disclose it, without an obligation to keep such information confidential.

AGREEMENT FOR ELECTION SERVICES
BETWEEN OAKLAND COUNTY AND CITY OF BERKLEY And CITY OF HUNTINGTON WOODS And CITY OF
OAK PARK And CITY OF PLEASANT RIDGE

_____ Lisa Brown Oakland County Clerk	_____ Signature of County Clerk	_____ Date
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_____ Victoria Mitchell City of Berkley Clerk	_____ Signature of Clerk	_____ Date
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_____ Heidi Barckholtz City of Huntington Woods Clerk	_____ Signature of Clerk	_____ Date
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_____ T. Edwin Norris City of Oak Park Clerk	_____ Signature of Clerk	_____ Date
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_____ Kersten Emsley City of Pleasant Ridge Clerk	_____ Signature of Clerk	_____ Date
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EXHIBIT A: Early Voting Plan

No later than 120 days before the first statewide or federal election in each even numbered year, the Coordinator will file an Early Voting Plan, covering the Parties to the County Agreement, with the County Clerk of the County.

Not less than 45 days before the first early voting day allowed by statute, the Coordinator will provide the Secretary of State any changes made to a previously submitted Early Voting Plan that affect the locations, dates, and hours of operation for each joint early voting site operated by the participating County and municipalities to ensure that the correct information is posted on the Michigan Voter Information Center (MVIC) portion of the Department of State's website.

Plan Coverage: County Agreement

Coordinator of County Agreement:

Name of Coordinator	Position	Email Address	Phone Number
Joseph J. Rozell	Director of Elections	rozellj@oakgov.com	(248) 858-0564

County:

Name of county	Clerk of County
Oakland County	Lisa Brown

Municipality 1:

Name of municipality	Clerk of municipality	Number of precincts in municipality	Number of registered electors in municipality
City of Berkley	Victoria Mitchell	7	13,177

Municipality 2:

Name of municipality	Clerk of municipality	Number of precincts in municipality	Number of registered electors in municipality
City of Huntington Woods	Heidi Barckholtz	5	5,630

Municipality 3:

Name of municipality	Clerk of municipality	Number of precincts in municipality	Number of registered electors in municipality
City of Oak Park	T. Edwin Norris	16	26,442

Municipality 4:

Name of municipality	Clerk of municipality	Number of precincts in municipality	Number of registered electors in municipality
City of Pleasant Ridge	Kersten Emsley	1	2,450

Early Voting Location Information:

	Early voting site #1	Early voting site #2
Location of site	Oak Park Community Center, 14300 Oak Park Blvd., Oak Park, Michigan 48237	Waterford Oaks Activity Center, 2800 Watkins Lake Rd., Waterford, Michigan 48328
Municipalities served at site	4	45
Number of Election Workers at site	7	7
Is this an EV site for all 9 days of Constitutionally-required early voting? (Y/N)	Yes	Yes
Hours for 9 days of Constitutionally-required early voting	8:30 - 4:30 p.m. Thursday 12 - 8 p.m.	8:30 - 4:30 p.m. Thursday 12 - 8 p.m.
How many (if any) additional days of early voting will be provided at this site?	None	None
Hours for any additional days of early voting	N/A	N/A
Is this site ADA compliant?	Yes	Yes
In selecting this site, did you take into account expected turnout, population density, public transportation, accessibility, travel time, travel patterns, and any other relevant considerations?	Yes	Yes

Communication Strategy:

The parties will use the following communication strategy for informing electors of their opportunity for early voting:

Social media, websites, community newsletters, and other mediums deemed appropriate by clerks.

EXHIBIT B: SITE SUPERVISORS

Regional Early Voting Site Number: _____

Election Date: _____

Early Voting Site Supervisors:

	Primary Site Supervisor	Backup Site Supervisor
Early Voting Day 1		
Early Voting Day 2		
Early Voting Day 3		
Early Voting Day 4		
Early Voting Day 5		
Early Voting Day 6		
Early Voting Day 7		
Early Voting Day 8		
Early Voting Day 9		

September 18, 2023 City Council Meeting

Moved by Councilmember _____ and seconded by Councilmember
_____ to consider amendments to the Fiscal Year 2023/24 Budget.

Ayes:

Nays:

Motion:



MEMORANDUM

To: Mayor Dean and City Council
From: Matthew Baumgarten, City Manager
Date: September 18, 2023
Subject: FY 2023/24 Budget Amendments- First Quarter

Madam Mayor and Members of City Council,

As we near the end of the first quarter of the 2023/24 fiscal year, I instructed Plante Moran to develop a set of quarterly budget amendment recommendations for City Council's consideration.

In particular, I asked them to review the anticipated budgetary effects of eliminating our brush chipping service and reducing the curbside leaf collection season on the General Fund (101) and our Solid Waste Fund (226). Working with our Department of Public Works and Plante Moran staff, I have reviewed the anticipated staffing, equipment use, fuel, and supplies that support these programs.

We anticipate pre- and post-leaf season budget amendments to the General and Solid Waste Funds. The recommendations before you today represent the pre-leaf season recommended amendments. We can anticipate that the Solid Waste Fund will need to contribute an additional \$72,000 to the General Fund via account #101-001-637-100 INTERNAL SERVICES - LABOR & ADMIN to offset the cost of GF employees. We also recommend reducing the Department of Public Works labor costs in the General Fund (account #101-441-704-000) by eliminating one budgeted full-time labor position.

As we have discussed, the Solid Waste Fund is not self-sufficient and has been subsidized by the General Fund and, as of this fiscal year, charges for services (yard waste collection tags). This is due to the effect of Headlee Rollbacks on Solid Waste revenues. The original rate of 3 mills has been reduced by state law to 1.6120. This reduction keeps the City of Berkley from realizing an additional \$1,063,664 funding activities such as the collection of yard waste, recycling, rubbish, curbside leaves, and brush chipping.

Second-quarter budget amendments will come before Council in January/February. The Q2 amendments will capture variances in the equipment, fuel, and other supply costs following the end of the leaf collection season. These are difficult to calculate now since the leaf collection program is easily impacted by changing weather conditions and the volume of falling leaves each year.

Other recommended amendments account for the use of consultants to fill roles that were vacant through the first quarter of the fiscal year such as our Directors of Communications and Finance as well as accounting for early revenue and expense trends through the first three months of the fiscal year.

A handwritten signature in black ink, appearing to read 'Matthew Baumgarten', written in a cursive style.

Matthew Baumgarten
Berkeley City Manager

		Current Amended Budget	Proposed Budget Amendment	Proposed Amended Budget
General Fund (101)				
Revenues: Positive/(Negative) Change				
101-001-485-000	MARIHUANA APPLICATION LICENSE		5,000	
101-001-616-000	SITE PLAN REVIEW FEE REVENUE		1,500	
101-001-627-000	OFFENDER REGISTRATION FEE		50	
101-001-637-100	INTERNAL SERVICES - LABOR & ADMIN		72,000	
101-001-672-001	SUNDRY REVENUE		10,000	
Total Revenues		16,642,817	88,550	16,731,367
Expenditures: (Positive)/ Negative Change				
Finance				
101-191-704-000	FULL TIME EMPLOYEES		(95,000)	
101-191-729-000	STATIONARY		500	
101-191-802-000	MISC INTEREST/TAX/FEES		500	
101-191-818-050	CONTRACTUAL SERVICES - FD		60,000	
Total Finance Department		421,203	(34,000)	387,203
Communications				
101-250-704-000	FULL TIME EMPLOYEES		(15,500)	
101-250-818-000	CONTRACTUAL SERVICES		15,500	
Total Communications Department		193,406	-	193,406
Public Works				
101-441-704-000	FULL TIME EMPLOYEES		(54,000)	
101-441-722-000	SICK LEAVE		1,500	
Total Public Works Department		4,003,993	(52,500)	3,951,493
Community Promotion				
101-741-729-000	STATIONARY		2,500	
101-741-931-000	BUILDING MAINTENACE		300	

		Current Amended Budget	Proposed Budget Amendment	Proposed Amended Budget
Total Community Promotion Department		55,260	2,800	58,060
Building Department				
101-745-728-000	OFFICE SUPPLIES		200	
101-745-901-000	ADVERTISING		200	
Total Building Department		310,002	400	310,402
Total Expenditures (all departments)		16,592,215	(83,300)	16,508,915
Net Revenues and Expenditures		50,602	171,850	222,452
Beginning Fund Balance		4,706,691		4,706,691
Ending Fund Balance		4,757,293		4,929,143
Park/Recreation Fund (208)				
Revenues: Positive/(Negative) Change				
Total Revenues		1,736,115	-	1,736,115
Expenditures: (Positive)/ Negative Change				
Parks and Rec Administration				
208-751-722-000	SICK LEAVE		3,000	
208-751-981-000	FURNITURE		1,000	
Total Parks and Rec Administration Department		573,314	4,000	577,314
Total Expenditures (all departments)		1,590,850	4,000	1,594,850

	Current Amended Budget	Proposed Budget Amendment	Proposed Amended Budget
Net Revenues and Expenditures	145,265	(4,000)	141,265
Beginning Fund Balance	17,577		17,577
Ending Fund Balance	<u>162,842</u>		<u>158,842</u>

Solid Waste (226)

Revenues: Positive/(Negative) Change

226-001-629-003	SPECIAL TRASH	33,000	
Total Revenues		<u>1,874,634</u>	<u>1,907,634</u>

Expenditures: (Positive)/ Negative Change

Solid Waste Services			
226-528-726-200	INTERNAL SRVC - LABOR & ADMIN	72,000	
226-528-758-000	PROGRAM SUPPLIES	5,000	
Total Solid Waste Services Department		<u>1,538,458</u>	<u>1,615,458</u>

Total Expenditures (all departments)

		<u>1,563,589</u>	<u>1,640,589</u>
Net Revenues and Expenditures		<u>311,045</u>	<u>267,045</u>

Beginning Fund Balance

		<u>237,337</u>	<u>237,337</u>
Ending Fund Balance		<u>548,382</u>	<u>504,382</u>

Water and Sewer (592)

Revenues: Positive/(Negative) Change

Total Revenues		<u>9,107,329</u>	<u>9,107,329</u>
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Expenditures: (Positive)/ Negative Change

Water & Sewer Service

		Current Amended Budget	Proposed Budget Amendment	Proposed Amended Budget
592-536-940-001	EQUIPMENT RENTAL - VENDOR		7,500	
Total Water & Sewer Service Department		6,769,206	7,500	6,776,706
Total Expenditures (all departments)		9,986,292	7,500	9,993,792
Net Revenues and Expenditures		(878,963)	(7,500)	(886,463)
Beginning Fund Balance		20,205,413		20,205,413
Ending Fund Balance		<u>19,326,450</u>		<u>19,318,950</u>
Public Safety Pension (732)				
Revenues: Positive/(Negative) Change				
732-001-675-732	EMPLOYEE CONTRIBUTIONS		23,500	
Total Revenues		1,996,950	23,500	2,020,450
Expenditures: (Positive)/ Negative Change				
Total Expenditures (all departments)		2,415,686	-	2,415,686
Net Revenues and Expenditures		(418,736)	23,500	(395,236)
Beginning Fund Balance		19,072,555		19,072,555
Ending Fund Balance		<u>18,653,819</u>		<u>18,677,319</u>