

**THE FOURTEENTH REGULAR MEETING OF THE THIRTY-SEVENTH COUNCIL OF THE CITY OF BERKLEY, MICHIGAN WAS CALLED TO ORDER AT 7:00 PM ON MONDAY, AUGUST 13, 2018 BY MAYOR TERBRACK**

**PRESENT:** Jack Blanchard                      Dennis Hennen  
                  Bridget Dean                        Eileen Steadman  
                  Ross Gavin                                 Daniel Terbrack

**ABSENT:** Steve Baker

**APPROVAL OF AGENDA**

Councilmember Steadman moved to approve the Agenda.

Seconded by Councilmember Blanchard.

Ayes: Blanchard, Dean, Gavin, Hennen, Steadman, and Terbrack

Absent: Baker

Nays: None

Motion Approved.

**INVOCATION PASTOR ZACK DUNLAP**

**CITIZENS COMMENTS**

Chuck Tyrrell, Berkley resident at 1209 Columbia, expressed his concerns with the Planning Commission and the Planned Unit Development (PUD) contract for Harvard Commons.

Laura Buus, Berkley resident at 1820 Beverly, expressed her concerns with the new brush collection schedule.

***Consent Agenda***

Councilmember Gavin moved to approve the following Consent Agenda, seconded by Councilmember Blanchard:

**APPROVAL OF THE MINUTES:** Matter of approving the minutes of the 37<sup>th</sup> City Council meeting on Monday, July 16, 2018.

**WARRANT:** Matter of approving Warrant No. 1329.

**ORDINANCE NO. O-08-18:** Matter of considering the second reading of an ordinance to amend Chapter 138 Zoning, Article V, Division 14, Eleven Mile District of the Berkley City Code Ordinances regarding outdoors automobile sales. (Full copy of this ordinance is posted for ten days at the Berkley City Hall, Library, and Community Center)

**ORDINANCE NO. O-09-18:** Matter of considering the second reading of an ordinance to amend Chapter 22, Animals, Article IV of the City of Berkley Code of Ordinances related to the keeping of chickens. (Full copy of this ordinance is posted for ten days at the Berkley City Hall, Library, and Community Center)

**RESOLUTION NO. R-26-18:** Matter of recognizing Jean Redpath Marnich on the occasion of her 100th birthday.

**PROCLAMATION NO. P-05-18:** Matter of approving a proclamation declaring September 2018 as "Childhood Cancer Awareness Month" in the City of Berkley.

Ayes: Dean, Gavin, Hennen, Steadman, Blanchard, and Terbrack  
Absent: Baker  
Nays: None  
Motion Approved.

***Regular Agenda***

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

Councilmember Eileen Steadman read Resolution No. R-26-18 into record.

Jean Redpath Marnich thanked Mayor Terbrack, City Council, and her family for the recognition. She expressed her appreciation for her son Ian Redpath who came from New York for the occasion. Ms. Marnich shared that she has lived in Berkley on Thomas Avenue since the age of 6 years old and she is a proud Berkley resident.

Councilmember Ross Gavin read Proclamation No. P-05-18 into record.

**PRESENTATION:** Matter of receiving a presentation about the potential Coolidge Road Diet.

Start at 7:19 p.m.

Vivian Carmody, Downtown Development Authority (DDA) Director reviewed the presentation with City Council on the potential Coolidge Road Diet. The city can eliminate curb cuts in the retail district on Coolidge Highway because of the alley way access. Planning Commission Chairperson Kristen Kapelanski shared that Rochester Hills did reduce majority of their curb cuts with having alley way access. The long term goal is to do a major street scape on Coolidge Highway from 11 Mile Road to 12 Mile Road. With the multi-community planning process, we are able to apply for larger Transportation Alternatives Program (TAP) grants. The Transportation Improvement Association (TIA) report does include the traffic study around William Beaumont Hospital. The cost for the project will come from the DDA, the city, and grant money. The DDA hosted public input sessions and provided surveys online.

Cheryl L. Gregory, Vice President and Senior Transportation Project Manager at Spalding DeDecker continued the review of the presentation with City Council. She informed council that the TIA report included the calculation of the travel time from the beginning of the corridor at I-696 to 12 Mile Road. The before and after travel times result in about a five mile per hour decrease in speed. This will cause the traffic calming and there is lower decimal level at slower speed. The potential side swipes and a lot of near misses where the lane weaves in and out of traffic signals will be eliminated. When the TIA looked at the optimum condition, they assumed the traffic conditions would be optimized and make sure the signals are timed. The box span signal configuration at 12 Mile Road is a modernized; it is safer and offers better visibility to the signals. The green area is to indicate there is a conflict point where a vehicle will merge into the right hand and cross over the bike lane. The bike lane will be stripped to stay to the left of the right turn lane and not against the curb but next to the through lane. The right turn lane will be shared with the bike lane and made wider. There are different approaches depending on the average daily traffic in the corridor. Less than 10 thousand does not require a study but 10-20 thousand does require an analysis. The TIA report looked at the signal spacing and how wide prevalence of on street parking. Their analysis and traffic modeling showed it would work. The City's Master Plan may include an access management component. It is

best in the Downtown Development Authority (DDA) area to eliminate curb cuts or make them one way in and out.

Mayor Terbrack explained that this is only a presentation and council will be discussing the next steps. He inquired about grants and cost to the city for the potential road diet. Mayor Terbrack spoke briefly about the Berkley Street Art Fest on Coolidge Highway.

Councilmember Hennen inquired if the road diet reduces traffic noise and will the traffic signals be right with the change of pattern to the traffic.

Councilmember Steadman inquired about the right turn lane and the bike lane safety at Catalpa and Coolidge.

Councilmember Blanchard inquired about curb cuts, traffic volume, and the traffic study at William Beaumont Hospital.

City Manager Baumgarten added that the project would be done through restriping.

Chuck Tyyrell, Berkley resident at 1209 Columbia, inquired about the road diet and when the study was done.

End at 7:50 p.m.

**MOTION NO. M-58-18:** Matter of approving participation in the “Tie Michigan Teal” campaign to promote awareness of ovarian cancer and its symptoms.

Councilmember Dean moved to approve Motion No. M-58-18.

Seconded by Councilmember Blanchard.

Ayes: Gavin, Hennen, Steadman, Blanchard, Dean, and Terbrack

Absent: Baker

Nays: None

Motion Approved.

**ORDINANCE NO. O-10-18:** Matter of considering the first reading of an ordinance to amend Chapter 130 - Vegetation, Article II – Trees, Bushes, and Shrubs, Sec 130-31 to Sec 130-44 of the City of Berkley Code of Ordinances.

Councilmember Hennen moved to approve Ordinance No. O-10-18.

Seconded by Councilmember Gavin.

Ayes: Hennen, Steadman, Blanchard, Dean, Gavin, and Terbrack

Absent: Baker

Nays: None

Motion Approved.

**MOTION NO. M-59-18:** Matter of awarding the rock salt bid to Detroit Salt Company as administered by the City of Farmington Hills and the MITN cooperative bid program.

Councilmember Dean moved to approve Motion No. M-59-18.

Seconded by Councilmember Blanchard.

Ayes: Steadman, Blanchard, Dean, Gavin, Hennen, and Terbrack

Absent: Baker

Nays: None

Motion Approved.

**MOTION NO. M-60-18:** Matter of approving the purchase of a 2017 rear loader truck at a total cost of \$162,500 from Bell Equipment Company of Lake Orion, Michigan.  
Councilmember Blanchard moved to approve Motion No. M-60-18.  
Seconded by Councilmember Gavin.  
Ayes: Blanchard, Dean, Gavin, Hennen, Steadman, and Terbrack  
Absent: Baker  
Nays: None  
Motion Approved.

**MOTION NO. M-61-18:** Matter of awarding the contract for the Catalpa Sewer Project to the lowest qualified bidder, FDM Contracting, Inc. of Shelby Township, Michigan, in an amount of \$215,960.01 with an additional \$21,596.00 for construction contingencies for a total of \$237,556.01.  
Councilmember Dean moved to approve Motion No. M-61-18.  
Seconded by Councilmember Hennen.  
Ayes: Dean, Gavin, Hennen, Steadman, Blanchard, and Terbrack  
Absent: Baker  
Nays: None  
Motion Approved.

**MOTION NO. M-62-18:** Matter of approving a scope of work for the Catalpa Sewer Project construction engineering services in an amount of \$19,333 to the City's Engineers, Hubbell, Roth & Clark, Inc. (HRC).  
Councilmember Steadman moved to approve Motion No. M-62-18.  
Seconded by Councilmember Gavin.  
Ayes: Gavin, Hennen, Steadman, Blanchard, Dean, and Terbrack  
Absent: Baker  
Nays: None  
Motion Approved.

**MOTION NO. M-63-18:** Matter of approving the purchase of two 2019 Ford Police Interceptor Utility AWD marked police vehicles for \$28,473 each (\$56,946 total) and one 2019 Ford F250 Crew Cab XLT pickup truck for \$39,528 for the Department of Public Safety from Signature Ford, 1960 East Main Street, Owosso, MI 48867 at a total cost of \$96,474 from the Vehicles Account #101-310-985-000.  
Councilmember Blanchard moved to approve Motion No. M-63-18.  
Seconded by Councilmember Steadman.  
Ayes: Hennen, Steadman, Blanchard, Dean, Gavin, and Terbrack  
Absent: Baker  
Nays: None  
Motion Approved.

**RESOLUTION NO. R-27-18:** Matter of adopting the Oakland County Hazardous Mitigation Plan.  
Councilmember Blanchard moved to approve Resolution No. R-27-18.  
Seconded by Councilmember Dean.  
Ayes: Steadman, Blanchard, Dean, Gavin, Hennen, and Terbrack  
Absent: Baker  
Nays: None  
Motion Approved.

**ORDINANCE NO. O-11-18:** Matter of considering the first reading of an ordinance to amend Chapter 138, Article VI, Division 7 – Site Plan Review of the City of Berkley Code of Ordinances.

Councilmember Gavin moved to approve Ordinance No. O-11-18.

Seconded by Councilmember Hennen.

Ayes: Blanchard, Dean, Gavin, Hennen, Steadman, and Terbrack

Absent: Baker

Nays: None

Motion Approved.

**MOTION NO. M-64-18:** Matter of approving a Multi-Community Planning Grant-Cost Sharing Agreement.

Councilmember Steadman moved to approve Motion No. M-64-18.

Seconded by Councilmember Gavin.

Ayes: Dean, Gavin, Hennen, Steadman, Blanchard, and Terbrack

Absent: Baker

Nays: None

Motion Approved.

**MOTION NO. M-65-18:** Matter of approving the appointment of Deputy City Manager, Darchelle Strickland Love, as the Officer delegate. Finance Director Ginger Burke-Miller, as the Officer Alternate, and Bryan Bemis, as the Employee Delegate representing the City of Berkley Municipal Employees' Retirement System (MERS) at the 2018 MERS Annual Conference in Grand Rapids, Michigan.

Councilmember Steadman moved to approve Motion No. M-65-18.

Seconded by Councilmember Dean.

Ayes: Gavin, Hennen, Steadman, Blanchard, Dean, and Terbrack

Absent: Baker

Nays: None

Motion Approved.

## **COMMUNICATIONS:**

**COUNCILMEMBER HENNEN:** informed everyone that the deadline for the Tree Planting Program is Friday, August 17<sup>th</sup> and contact the Public Works Department with any questions. He looks forward to the festivities for the Berkley Cruisefest and Woodward Dream Cruise.

**COUNCILMEMBER GAVIN:** mentioned that the next Coolidge Traffic Committee meeting will be on Thursday, August 16<sup>th</sup> at the Public Safety 2<sup>nd</sup> Floor Conference Room. He gave an update on the Planning Commission to include the recent site plan ordinance and the process of the Master Plan revisions. The Planning Commission elected Kristen Kapelanski as the Chairperson, Marty Smith as the Vice Chairperson, and Mark Richardson as the Secretary.

**COUNCILMEMBER DEAN:** shared that Movie Night on Saturday, August 11<sup>th</sup> was well attended. She invites everyone to the following Parks and Recreation events: Ice Cream Social is on Tuesday, August 28<sup>th</sup> at 6 p.m. in the Community Center; Touch a Truck is on Saturday, September 15<sup>th</sup> from 10 a.m. to 12 noon in the Ice Arena parking lot; and the Fall Program sign up is now available. On behalf of the Parks and Recreation Department, Councilmember Dean thanked all the sponsors for their donation.

**MAYOR TERBRACK:** Shared a message from Mayor Pro Tem Baker, “Thanks to the inaugural volunteers to help boot up the Technology Advisory Committee. The first meeting will be on Wednesday, August 22<sup>nd</sup> at 6:30 p.m. at the Library. They will be discussing the committee charter and charting the course for the next six months. Special thanks to IT Coordinator Stan Lisica for his leadership and vision in making this committee a reality. In celebration of Crusiefest and Dream Cruise, the Historical Committee will have displays at the museum of the auto businesses in Berkley. It will include the Ford, Plymouth, and Kaiser Frazer dealerships on 12 Mile Road. Also photos of the gas stations, repair shops, auto part stores, and the Secretary of State Office. The Historical Museum will be open on Friday, August 17<sup>th</sup> at 5:30 p.m., during and after the Cruiseifest Parade. Parked in front of the museum will be a 1934 Plymouth and the only made yellow Shelby Cobra. Thank you to everyone who participated in the Berkley Art and About hosted by the Downtown Development Authority (DDA). This event is scheduled on every 2<sup>nd</sup> Friday’s in the Summer and Fall. Coming soon is the downtown planning process kicks off after Labor Day. Public input is welcome on the Coolidge Complete Streets discussion. Please visit [downtownberkley.com](http://downtownberkley.com) for more DDA information.” Mayor Terbrack shared that the average voter turnout in Berkley was 40% for the August Primary Election. He encourages the voters to visit the city website [BerkleyMich.org](http://BerkleyMich.org) for more information on the local proposals for the November General Election. Mayor Terbrack congratulated City Clerk Phommady A. Boucher, Deputy Clerk Gina Cipriani, and all the election workers for a successful August Primary Election. He is excited for the Berkley Cruiseifest and Woodward Dream Cruise because of the great turnout happening this weekend. Mayor Terbrack spoke about the Made in the Mitten Festival, the conditional approval, and the reason for rescinding the approval.

**COUNCILMEMBER STEADMAN:** invites everyone to the following Library programs: Welcome to Here: A Reluctant Traveler Goes to China on Tuesday, August 14<sup>th</sup> at 6:30 p.m.; Afternoon Book Club “A Gentleman in Moscow” on Tuesday, August 14<sup>th</sup> at 12:30 p.m.; Marimba Mania on Monday, August 20<sup>th</sup> at 6:30 p.m.; and Movie at the Library “Book Club” on Thursday, August 30<sup>th</sup> at 2 p.m. She gave an update on the Beautification Advisory Committee project to beautify the bus stop at Webster. Councilmember Steadman informed everyone that the Citizen’s Engagement Committee is always looking for communication ideas.

**COUNCILMEMBER BLANCHARD:** talked about Woodward Dream Cruise and Berkley Cruiseifest safety. He advises everyone to stay alert, watch what you are doing, and be careful during these events. Councilmember Blanchard invites everyone of age to the Chamber of Commerce “Pub Crawl” on Thursday, August 23<sup>rd</sup> from 5:30 p.m. to midnight. Registration was due by Wednesday, August 8<sup>th</sup>; early registration cost is \$20 and the cost at the door is \$30. The following are restaurant participants: Amici’s, Partick J’s, Berkley Common, 24 Seconds, Hartfield Hartrick Pub, O’Mara’s, Republica, Crispelli’s, Bagger Dave’s, and the American Legion.

**CITY MANAGER BAUMGARTEN:** congratulated City Clerk Phommady A. Boucher, Deputy Clerk Gina Cipriani, and all the election workers for a successful August Primary Election. He advised the Berkley voters to visit [YourBerkleyYourVote.com](http://YourBerkleyYourVote.com) or city website [BerkleyMich.org](http://BerkleyMich.org) for more information on the infrastructure and community center proposals. City Manager Baumgarten recognized Communications Coordinator Jay Grossman and community volunteers for completing a video about rats.

**CITY CLERK BOUCHER:** had nothing to report this evening.

**CITY ATTORNEY A. CHRIST:** had nothing to report this evening.

**COUNCIL MEETING ADJOURNMENT:**

Motion by Councilmember Hennen to adjourn the regular meeting at 9:20 PM

Seconded by Councilmember Steadman.

Ayes: Hennen, Steadman, Blanchard, Dean, Gavin, and Terbrack

Absent: Baker

Nays: None

Motion Approved.

.