

**THE THIRTY-FOURTH REGULAR MEETING OF THE THIRTY-SIXTH COUNCIL OF THE CITY OF BERKLEY, MICHIGAN WAS CALLED TO ORDER AT 7:00 PM ON MONDAY, OCTOBER 16, 2017 BY MAYOR O'DWYER**

**PRESENT:** Steve Baker Eileen Steadman  
Jack Blanchard Daniel Terbrack  
Colleen Graveline Phil O'Dwyer  
Alan Kideckel

Mayor Pro Tem Baker moved to approve the Agenda with an amendment to move Communications before Closed Session and adjourn the regular meeting before reconvene into closed session.

Seconded by Councilmember Blanchard.

Ayes: Blanchard, Graveline, Kideckel, Steadman, Terbrack, Baker, and O'Dwyer

Nays: None

Motion Approved.

**INVOCATION PASTOR MATT BRUNNER**

**CITIZENS COMMENTS**

Sarah Ross, Berkley resident at 4236 Cumberland and President of the Berkley area PTSA Council, presented the City of Berkley with a Michigan PTA Centennial Supporter certificate for 2017-2018.

Paul Benson, Berkley business owner of Be Well Medical Center at 1964 W. 11 Mile Road and President of the Berkley Rotary Club, invites everyone to the annual Berkley Rotary Pancake Breakfast and this year it is dedicated to former charter member Maury Dubin. Mr. Benson encourages residents, council, and administration to become members of the Berkley Rotary Club.

Doug Deeds, Berkley resident at 2053 Tyler and a member of the Beautification Advisory Committee, encourages residents to volunteer and become members of any boards and commissions. Residents are invited to join the Berkley Rotary Club, the Holiday Lights Parade Committee, and other local organizations.

Ryan Gesund, Berkley resident at 3159 Kipling and a member of the Zoning Board of Appeals, shared with everyone that November is the National Diabetes Awareness Month. Mr. Gesund announced that November 11, 2017 is his 40th year as a type 1 diabetic.

***Consent Agenda***

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

**APPROVAL OF THE MINUTES:** Matter of approving the minutes of the regular 36<sup>th</sup> City Council meeting on Monday, October 2, 2017.

**WARRANT:** Matter of approving Warrant # 1319.

**PROCLAMATION NO. P-07-17:** Matter of declaring the month of October as National Breast Cancer Awareness Month.

Ayes: Graveline, Kideckel, Steadman, Terbrack, Baker, Blanchard, and O'Dwyer

Nays: None

Motion Approved.

***Regular Agenda***

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

Councilmember Graveline read Proclamation No. P-07-17 into record.

**MOTION NO. M-73-17:** Matter of appointing Wayne Wudyka to the Downtown Development Authority (DDA) with the term to expire July 1, 2021.

Mayor Pro Tem Baker moved to approve Motion No. M-73-17.

Seconded by Councilmember Steadman.

Ayes: Kideckel, Steadman, Terbrack, Baker, Blanchard, Graveline, and O'Dwyer

Nays: None

Motion Approved.

**RESOLUTION NO. R-36-17:** Matter of designating Saturday, December 2, 2017 for the Annual Holiday Parade and Tree Lighting Ceremony in Berkley.

Councilmember Kideckel moved to approve Resolution No. R-36-17.

Seconded by Mayor Pro Tem Baker.

Ayes: Steadman, Terbrack, Baker, Blanchard, Graveline, Kideckel, and O'Dwyer

Nays: None

Motion Approved.

**MOTION NO. M-74-17:** Matter of authorizing the City Manager to enter into a lease agreement and sign on behalf of the City of Berkley for a SendPro P1000 Series mail machine for 60 months (5 years) in an amount not to exceed \$226.67 a month, from Pitney Bowes, 755 W. Big Beaver Road, Ste 475, Troy, MI 48084, from account no. 101-265-728-000.

Councilmember Blanchard moved to approve Motion No. M-74-17.

Seconded by Councilmember Graveline.

Ayes: Terbrack, Baker, Blanchard, Graveline, Kideckel, Steadman, and O'Dwyer

Nays: None

Motion Approved.

#### **COMMUNICATIONS:**

**MAYOR PRO TEM BAKER:** gave an update on the Downtown Development Authority (DDA) who met on Wednesday, October 11, 2017 and he welcomed back Mr. Wayne Wudyka to the board. Mayor Pro Tem Baker thanked everyone for their input at the design guidelines work session and comments can still be shared at [www.downtownberkley.com](http://www.downtownberkley.com). He expressed his appreciation to all the participants at the Ladies Night Out and the Art and About events. Mayor Pro Tem Baker informed everyone to stay tune for updates on the new crosswalks. He reminded everyone that the Historical Committee still have coffee mugs for sale at the City Hall and the Library. Mayor Pro Tem Baker invites everyone to visit the Berkley Historical Museum which is open Wednesdays from 10:00 a.m. to 1:00 p.m. and Sundays from 2:00 p.m. to 4:00 p.m. He concluded with a quote from author Ruth Ann Schabaker, "Each day comes bearing its own gifts. Untie the ribbons." Mayor Pro Tem Baker congratulated the Berkley School District on their series of ribbon cutting ceremonies. He recognized Decypher Corp at 3010 Coolidge Highway for their ribbon cutting ceremony and open house on Friday, October 13, 2017.

**COUNCILMEMBER STEADMAN:** recognized the Downtown Development Authority (DDA) for all their hard work with bringing new businesses into the city. She invites everyone to the following Library programs: Fall Book Sale hosted by the Friends of the Library on Friday, October 20th from 10 a.m. - 6 p.m. and Saturday, October 21st from 10 a.m. - 3 p.m.; Cocktails and Coloring at Amici's was tonight; Sprouting, Soaking, and Microgreening on Tuesday, October 24th at 6:30 p.m.; Tail on the Trail on the Trail at Jaycee Park on Thursday, October 19th at 6 p.m.; Creatures of the Night on Thursday, October 26th at 6:30 p.m.; Family Movie: Smurfs - the Lost Village on Saturday, October 28th at 11 a.m.; Lapsit Storytime is on Mondays at 10:30 a.m. from October 23rd to November 13th; Preschool Storytime is on Tuesdays at 10:30 a.m. from October 24th to November 14th; and Parent-Toddler Storytime is on Thursdays at 10:30 a.m. from October 26th to November 16th. Councilmember Steadman informed everyone that the Beautification Advisory Committee will soon announce the Holiday Spirit Contest.

**COUNCILMEMBER BLANCHARD:** recognized the Chamber of Commerce and the Berkley School District for the launch of a Explore Berkley gift certificate program. These gift certificates may be used at 30 Berkley area businesses and is a great gift idea for teachers. He announced the 17th annual State of the City and the Best of Berkley Awards on Friday, October 27th with a breakfast buffet at 8 a.m. This event is held at Farina's Banquet Center, 2485 Coolidge Highway and tickets are on sale for \$22 before October 23rd and \$30 after that date. He announced that the Veteran's Day Ceremony hosted by the American Legion and VFW is expected to be on Saturday, November 11<sup>th</sup>, stay tune for more information.

**COUNCILMEMBER TERBRACK:** invites everyone to the Tail on the Trail at Jaycee Park on Thursday, October 19th at 6 p.m. and the Berkley BooFest is on Monday, October 30th with sessions at 5:00 p.m. to 7:30 p.m. More information on Parks and Recreation programs may be found on the city website at [www.berkleymich.org](http://www.berkleymich.org) or at the Community Center, 2400 Robina. Councilmember Terbrack gave a brief update on the recently approved resolution to reimburse certain permit fees related to the August 28, 2017 Flood Event and upcoming education programs.

**COUNCILMEMBER GRAVELINE:** gave an updated from the Tree Board meeting on Monday, October 9<sup>th</sup> to include 91 trees are expected to be planted from the Tree Planting program and along Harvard Road there have been 40 trees removed but 75 trees will be replanted. The Tree Board is accepting applications for 2 regular members and a student member. The next Tree Board meeting will be on Monday, November 13<sup>th</sup>. Councilmember Graveline gave a brief update on the Environmental Advisory Committee and the committee is accepting applications for 2 regular members. The next Environmental Advisory Committee meeting will be on Thursday, October 26<sup>th</sup>. The next Planning Commission meeting will be on Tuesday, November 24<sup>th</sup>. She reminded everyone that Friday, October 20<sup>th</sup> is National Mammography Day.

**COUNCILMEMBER KIDECKEL:** echoes the sentiments of his colleagues with the National Mammography Day on October 20<sup>th</sup> and the month of October as National Breast Cancer Awareness. He reminded residents that the free yard waste collection is from October 1<sup>st</sup> to November 30<sup>th</sup>. Councilmember Kideckel informed everyone that the next Zoning Board of Appeals meeting will be on Monday, November 13<sup>th</sup> in the council chambers. He recognized Senator Marty Knollenberg, Legislative Aid Shawn Ciavattone, and Representative Robert Wittenberg for their support with House Bill 4466. Councilmember Kideckel reminded everyone that Veteran's Day is on Saturday, November 11<sup>th</sup> and he thanked all the members of the United States Armed Forces for services. Councilmember Kideckel recognized all the volunteers for the upcoming Tuesday, November 7<sup>th</sup> General Election and he wished the Clerk's Office the best of luck on Election Day.

**CITY MANAGER BAUMGARTEN:** gave a brief update on the recent Planning Commission work session on Tuesday, October 10<sup>th</sup> and their next meeting will be on Tuesday, October 24<sup>th</sup>. He announced that Paul C. Scott & Sons Plumbing will be conducting an education session to discuss backwater check valves at the Berkley Public Library. City Manager Baumgarten spoke about the new businesses in Berkley and took the opportunity to meet with the owners of Durst Lumber Company at 2450 W Eleven Mile Road.

**CITY ATTORNEY STARAN:** spoke about the "Republicans taking bite out of local control, stopping ordinances before they start" article in the Detroit Free Press.

**MAYOR O'DWYER:** asked City Clerk Boucher to confirm the deadline for voters to request an absent voter ballot. Electors who wish to receive an absent voter ballot for election by mail must submit applications no later than Saturday, November 4<sup>th</sup> by 2 p.m. Electors qualified to obtain an absent voter ballot for election may vote in person in clerk's office up to 4 p.m. on Monday, November 6<sup>th</sup>. Mayor O'Dwyer thanked Sarah Ross and the Michigan PTA for the recognition. He talked about the work of the PTA being critical to support education and for the success of the teachers and students.

**COUNCIL MEETING ADJOURNMENT:**

Motion by Councilmember Kideckel to adjourn the regular meeting at 7:41 p.m.

Seconded by Councilmember Blanchard.

Ayes: Baker, Blanchard, Graveline, Kideckel, Steadman, Terbrack, and O'Dwyer

Nays: None

Motion Approved.

**CLOSED SESSION:** Matter of considering whether to meet in closed session after conclusion of the regular meeting to discuss attorney/client privileged communication.

Councilmember moved into Closed Session.

Seconded by Councilmember

Mayor O'Dwyer reconvened the Closed Session at 7:47 PM:

Moved by Councilmember Kideckel and seconded by Mayor Pro Tem Baker.

Ayes: Graveline, Kideckel, Steadman, Terbrack, Baker, Blanchard, and O'Dwyer

Nays: None

Motion Approved.

**CLOSED SESSION ADJOURNMENT:**

Motion by Councilmember Kideckel to adjourn the closed session at 8:11 p.m.

Seconded by Mayor Pro Tem Baker.

Unanimously approved

Nays: None

Motion Approved.