

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

FEBRUARY 4, 2013

Council convened at 7:07 p.m. with Council President Christopher Woodard presiding.

**Present: Council Pro-Tem Lewis, Councilmember Moore, Councilmember Patrick,
Councilmember McClary and Council President Woodard (5).**

Absent: None (0).

A quorum being present, Council was declared in session.

APPROVAL OF AGENDA

**Moved by Councilmember McClary
Supported by Council Pro Tem Lewis**

To approve the agenda with the addition of a tabled item from last meeting and a request from administration to repair two (2) water mains breaks. Yeas (5), Nays (0), Absent (0).

APPROVAL OF MINUTES:

**Moved by Council Pro Tem Lewis
Supported by Councilmember McClary**

To approve the minutes from the workshop and regular meeting held on January 22, 2013. Yeas (5), Nays (0), Absent (0).

Police Chief Coney presented the following lieutenant, sergeant and officers Achievement Awards.

Lt. John Bennett

Sgt. J.W. Lant

**Ofc. Steven Johnson
Ofc. Varee Roberson
Ofc. Kevin Coates
Ofc. Hollis Smith
Ofc. Stuart Jackson
Ofc. Mitchell Heaney**

COMMUNITY DEVELOPMENT:

IV. a

**Moved by Councilmember McClary
Supported by Councilmember Moore**

To remove the following item from the table. Yeas (5) Nays (0), Absent (0).

RE: Offer to purchase

**1. Juan Shannon who owns Modern Tribe Communication Inc. would like
To purchase five vacant lots to build a commercial retail building and
amphitheater. The zoning is approved for the property. The properties in question
are 49 Highland, 57 Highland, 71 Highland and 79 Highland. 57-79 Highland are
city owned 79 Highland is State of Michigan (MLBFTA). But 49-55 Highland is said
to be owned by 49 Highland LTD DIV Housing on equalizer but the State of
Michigan is the current owner of those properties. Juan is proposing that the lots
be conveyed to him.**

**CED Director, Sandy McDonald stated that Mr. Shannon has not addressed the
Noise ordinance. Council Pro Tem Lewis suggested polling the citizens living in the
area regarding Mr. Shannon's project.**

**Moved by Councilmember Patrick
Supported by Council Pro Tem Lewis**

To table the above item. Yeas (5), Nays (0), Absent (0).

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**Moved by Councilmember McClary
Supported by Council Pro Tem Lewis**

To remove the following item from the table. Yeas (5), Nays (0), Absent (0)

**Cory Ward is interested in purchasing 13800 Woodward. He was the previous
owner and the property was taxed foreclosed. He has come with a plan to open up a**

sports bar. The purchase price of the property is \$16,300.00. The price is a combination of two years of back taxes, administration fees, Wayne County fee and the pass due water bill. The property is zoned correctly for the establishment.

Moved by Councilmember Patrick
Supported by Council Pro Tem Lewis

**RESOLUTION TO APPROVE REHABILITATION AGREEMENT OF
STRUCTURE LOCATED AT 13800 WOODWARD**

WHEREAS, the property located at above address and is owned by the City of Highland Park; and

WHEREAS, the City of Highland Park passed the ordinance allowing for commercial and structures sale; and

WHEREAS, the proposed purchaser meets the criteria approved by the City Council for the structure sale program; and

WHEREAS, the purchaser agrees to comply with the provisions of the rehabilitation agreement program and the city ordinance regarding such purchase; and

NOW HEREBY BE IT RESOLVED that the Highland Park City Council approves the sale of 13800 Woodward at the cost of \$16,300.00. Yeas (5), Nays (0), Absent (0).

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Moved by Councilmember McClary
Supported by Councilmember Moore

To remove the following communication from the table. Yeas (5), Nays (0), Absent (0).

Bishop Evans is interested in purchasing 27 Church & 33 Church which are city owned and 39 Church which is State of Michigan owned. The lot program is 250 dollars per lot with two city owned properties. We suggest the price should be higher than the lot program because this will be a one-time sale. We have one more lot in that group that sits-in-between the other lots which is 37 Church and it is not public owned. This sale is contingent on the back taxes being brought current.

Moved by Councilmember McClary
Supported by Councilmember Moore

That this item remain tabled until the taxes are current. Yeas (5) Nays (0), Absent (0).

**Moved by Councilmember McClary
Supported by Councilmember Moore**

To removed the following offer to purchase lots. Academic Enterprise Inc. is a 501c3 looking to build a grade school in Highland Park they have 25 properties that they are interested in that are vacant lots on E. Buena Vista and two on Farrand Park off of Oakland Blvd. They have offered a price of \$2500.00 for 25 properties that comes out to \$100.00 per parcel. With this being a non-profit that will not be paying taxes this one-time fee should be increased.

**Moved by Councilmember Patrick
Supported by Council Pro Tem Lewis**

To table until Academic Enterprise Inc. gets approval from the HP school district for purchase of vacant school. Yeas (5), Nays (0), Absent (0).

ADMINISTRATION:

02-04 -I

The following resolutions were submitted for approval.

**Moved by Council Pro Tem Lewis
Supported by Councilmember McClary**

BE IT RESOLVED that the Highland Park City Council hereby confirms the appointment of Mr. Paul Motley, a Highland Park resident, to the Planning Commission. His term will expire on June 30, 2016. Yeas (5), Nays (0), Absent (0).

02-04-II

**Moved by Council Pro Tem Lewis
Supported by Councilmember Patrick**

To table the following resolution.

BE IT RESOLVED that the Highland Park City Council hereby confirm the appointment of Mr. Jamal K. Thomas, a Highland Park resident, to the Planning Commission. His term will expire on June 30, 2016.

Yeas (5), Nays (0), Absent (0).

02-04-III

**Moved by Council Pro Tem Lewis
Supported by Councilmember Moore**

To approve the following resolution.

WHEREAS, a water main break has caused a buildup of ice on Tyler Street and Highland Street in the City of Highland Park; and

WHEREAS, it is necessary for these leaks to be immediately repaired in order to ensure the safety of the residents of the City of Highland Park;

NOW THEREFORE BE IT RESOLVED, that the Highland Park City Council hereby authorizes A & H Contractors to repair both broken water mains located on Tyler Street and Highland Street for an amount not to exceed Six Thousand Five Hundred Dollars (\$6,500.00) each. Yeas (5), Nays (0), Absent (0).

FINANCE:

02-04- IV

**Moved by Council Pro Tem Lewis
Supported by Councilmember Moore**

To table the following resolution.

WHEREAS, the Glenn Stell State Revenue Sharing Act of 1971, Public Act 140 of 1971, Section 21 (2), states that units of local government that end their fiscal year in a deficit condition shall formulate a deficit elimination plan and said plan shall be filed with the Department of Treasury for evaluation and certification; and

WHEREAS, the City of Highland Park's plan shall address the deficits within the June 30, 2012 Audited Financial Statement along with a plan to eliminate said deficit within the required time frame; and

WHEREAS, the City is proposing a plan to eliminate deficit's within the Water and Sewer fund, CDBG Fund, NSP 1 Fund, and Federal Grants Fund;

NOW, THEREFORE, BE IT RESOLVED that the Highland Park City Council hereby accepts the proposed plan for submission to the State of Michigan,

BE IT FINALLY RESOLVED that a copy of this resolution becomes a part of the official records of the City of Highland Park. Yeas (4), Nays (1) Councilmember McClary, Absent (0).

LEGAL

02-04-V

**Moved by Council Pro Tem Lewis
Supported by Councilmember Moore**

To approve the following resolution.

BE IT RESOLVED, that the Highland Park City Council approves the settlement of the matter Feraud Curney v. City of Highland Park, E. Hollowell, S. Johnson, Adam Lewis, Browning, McCoy, and Martin, Case No. 11-12083, U.S. District Court Eastern Division, in the amount of Seven Thousand Dollars (\$7,000.00) Yeas (5), Nays (0), Absent (0).

FIRE DEPT:

02-04- VI

**Moved by Councilmember McClary
Supported by Council Pro Tem Lewis**

To approve the following resolution.

BE IT RESOLVED that the Highland Park City Council declares that the following property belonging to the Highland Park Fire department is surplus:

**VIN 46JBBA82K1002685 – 1981 Engine
VIN 46JBBA8ZK1002963 - 1990 Engine
VIN 46JBBA82M1003712 - 1991 Engine
VIN 1F9DBB483H1037788 - 1987 Ladder**

and be it:

FURTHER RESOLVED that the Highland Park Fire Department may sell the above vehicles for an amount equal to Seventeen Thousand Four Hundred and Two Dollars (\$17,402.00). Yeas (5), Nays (0), Absent (0).

02-04-VI-a

The following communication was received from the Chief of Fire.

FEE SCHEDULE

The following schedule has been adopted for use in conjunction with the Fire Department's Cost Recovery program for the City of Highland Park. The schedule does not include EMS billing which is handled separately.

FIRE DEPARTMENT FEE SCHEDULE

<u>EQUIPMENT/VEHICLE TYPE</u>	<u>NO. OF PERSONNEL</u>	<u>TOTAL PER HOUR</u>
SUV	2	\$220.00
Squad/Rescue	2	235.00
Engine	2	503.00
Ladder	2	656.00
Inspection/Special Purpose	1	132.00
Fire Investigation Unit	1	187.00

PERSONNEL COST

TYPE	COST PER HOUR
Part-Time	Labor contract plus 50% benefits
Career	Labor contract plus 50% benefits

Personnel not included in the above schedule shall be billed as applicable. Overtime inspection costs shall be per employee with a three-hour minimum. Plan reviews are completed jointly by Department personnel and third party review agencies. The total plan review fee shall be third party fee plus shipping plus 20%. The cost of using consulting experts or laboratories shall be the actual cost plus 20%.

Damaged or destroyed equipment and expendable supplies shall be billed at the replacement cost value. Yeas (5), Nays (0), Absent (0).

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02-04-VI-b.

The following communication was submitted by the Chief of Fire.

SUMMARY

An ordinance to amend Part II of the City code by adding Section 232.05. An ordinance pursuant to Public Act 33 of 1951, as amended, (MCLA 41.801 et seq.) to establish charges for certain fire and emergency services performed by the fire department of Highland Park, a City within the County of Wayne, State of Michigan and to provide for the collection of such charges.

Moved by Council Pro Tem Lewis
Supported by Councilmember Patrick

To set a Public Hearing on March 4, 2013 at 7:00 p.m. to introduce the Cost Recovery Ordinance. Yeas (5), Nays (0), Absent (0).

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02-04-VI c.

Moved by Councilmember McClary
Supported by Council Pro Tem Lewis

BE IT RESOLVED that the Highland Park City Council approves the Highland Park Fire Department to accept the donations received from several contributors for the economic benefit of the City of Highland Park and the improvement and maintenance of the Fire Department in the approximate total of \$11,970. Yeas (5), Nays (0), Absent (0).

*COUNCIL PRO TEM LEWIS EXCUSED HERSELF FROM THE MEETING AT 9:20P.M.

1)

OUTSIDE COMMUNICATION:

The following communication was received from Hubert Yopp.

I would like time to present regarding the community, tax, and liability.

Mr. Yopp expressed concerns regarding rules of conduct in the fire department, taxes and possible liabilities against the city.

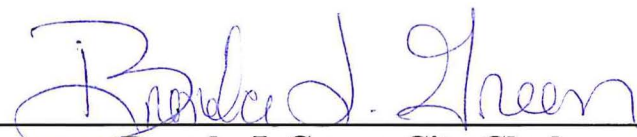
ADJOURNMENT:

Moved by Councilmember McClary
Supported by Councilmember Moore

To adjourn the meeting; motion carried meeting adjourned at 9:45 p.m.

CERTIFICATE

I, hereby certify that the attached is a copy of the proposed minutes of a Regular Meeting held on the 4th day of February, 2013 and that said proposed minutes are available for public inspection at the address designated on the posted public notice.



Brenda J. Green, City Clerk