

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

MAY 17, 2021

Council convened at 7:01 p.m. with Council President Clyburn presiding.

Present: Council Pro Tem Patrick remotely from Highland Park, MI; Councilmember Jackson remotely from Highland Park, MI; Councilmember Bates remotely from Highland Park, MI; Councilmember Armstrong remotely from Highland Park, MI and Council President Clyburn remotely from Highland Park, MI (5).

Absent: (0).

A quorum being present, Council was declared in session.

APPROVAL OF AGENDA

Moved by Council Pro Tem Patrick
Supported by Councilmember Armstrong

To approve the agenda with the removal of the item from City Clerk, item IXa from Community Development and the addition of a resolution from City Council to retain Attorney Stephen Dunn. Yeas (5), Nays (0), Absent (0).

APPROVAL OF MINUTES

Moved by Councilmember Armstrong
Supported by Councilmember Bates

To approve the minutes of the Virtual Workshop meeting held May 3, 2021. Yeas (5), Nays (0), Absent (0).

*

Moved by Councilmember Armstrong
Supported by Councilmember Bates

To approve the minutes of the Virtual Regular meeting held May 3, 2021. Yeas (5), Nays (0), Absent (0).

*

Moved by Council Pro Tem Patrick
Supported by Councilmember Armstrong

To approve the minutes of the Virtual Public Hearings and Special Meeting held April 26, 2021. Yeas (5), Nays (0), Absent (0).

PUBLIC HEARING
05-17-21 V

The Clerk stated this was the date and time to hear comments from the public regarding the Proposed FY 21/22 Operating Budget.

Moved by Council Pro Tem Patrick
Supported by Councilmember Bates

To open the Public Hearing. Yeas (5), Nays (0), Absent (0). Public Hearing opened at 7:15 p.m.

Comments were received from Brian Donovan, Angela Thomas, Gracie Wooten, Jackson Koeppel, City Administrator Cathy Square and Public Works Director Willie Faison.

Moved by Council Pro Tem Patrick
Supported by Councilmember Bates

To close the Public Hearing on the Proposed FY 21/22 Operating Budget. Yeas (5), Nays (0), Absent (0). Public Hearing closed at 7:31 p.m.

BID OPENINGS
05-17-21 VI a

The Clerk stated this was the date and time to open bids for the 2021 Sewer Rehabilitation & Cleaning Project.

Two (2) bids were received.

	Part A	Part B				
		Phase 1	Phase 2	Phase 3	Phase 4	Phase 5
Inland Waters Pollution Control Inc.	\$2,023,245.00	Yes	Yes	Yes	Yes	Yes
8046 Michigan Avenue						
Detroit, MI 48210						
Corby Energy Services Inc.	\$491,574.50	Yes	Yes	Yes	Yes	Yes
6001 Schooner						
Bellville, MI 48112						

Moved by Council Pro Tem Patrick
Supported by Councilmember Bates

To forward the received bids to the Water Department for a recommendation. Yeas (5), Nays (0), Absent (0).

*

05-17-21 VI b

The Clerk stated this was the date and time to open bids for the 2021 Water Main & Service Line Replacement Project.

One (1) bid was received.

		PRICE	ALTERNATIVE PRICE	PROVISIONAL SERVICES
Bricco Excavation Co. LLC	Phase 1	\$2,352,325.00	\$2,349,725.00	\$975.00
21201 Meyers Rd.	Phase 2	\$4,772,596.00	\$4,740,056.00	\$18,450.00
Oak Park, MI 48237	Phase 3			
	Phase 4	\$704,130.00	\$704,130.00	\$0.00
	Phase 5	\$2,703,449.00	\$3,078,649.00	\$9,900.00
	Phase 6	\$291,268.00	\$291,268.00	\$0.00

Moved by Council Pro Tem Patrick
Supported by Councilmember Bates

To forward the received bid to the Water Department for a recommendation. Yeas (5), Nays (0), Absent (0).

CITY COUNCIL
05-17-21 VII

The following resolution was submitted for approval.

RESOLUTION RETAINING STEPHEN P. DUNN BUT REPLACING HOWARD & HOWARD WITH BODMAN PLC AS 3RD PARTY INDEPENDENT ATTORNEY TO PROVIDE OPINIONS AND/OR REPRESENTATION FOR LEGAL MATTERS BASED ON DISPUTED ISSUES

Moved by Council Pro Tem Patrick
Supported by Councilmember Bates

WHEREAS, by the City Charter, the City Attorney (Terry Ford and the Ford Law Firm) represents both the Mayor AND the City Council in legal matters for the City of Highland Park,

and,

WHEREAS, by previous resolution, the Highland Park City Council retained Stephen P. Dunn of Howard & Howard as independent, 3rd party counsel to represent the Highland Park City Council and the City of Highland Park in “bona Fide” disputes in accordance with the City’s Charter.

WHEREAS, Stephen P. Dunn has left the law firm of Howard & Howard and joined the law firm of Bodman PLC as a partner.

WHEREAS, the Highland Park City Council would like to continue to retain Mr. Dunn as its 3rd party attorney in accordance with the previous resolution but replace the Howard & Howard law firm with the law firm of Bodman PLC for all such purposes as previously articulated in the resolution, **NOW**,

THEREFORE BE IT RESOLVED, consistent with the aforementioned, the Highland Park City Council will retain Stephen P. Dunn, Attorney and Counselor, now of the Bodman PLC Law Firm, located at 1901 St. Antoine Street, Detroit, MI. 48226, an independent, 3rd Party Attorney’s legal opinion and representation through its municipal powers outlined in Chapter 7; Section 7-5 Letter (c), “In the case of a ‘bona fide’ dispute between City officers as to their official duties or in other special situations, the City Council shall employ a special attorney for such purposes as it designates”. This Resolution is not limited to a singular ‘bona fide’ dispute and determines that the Highland Park City Council shall exercise this right under the provisions allowable within the City Charter. Yeas (5), Nays (0), Absent (0).

**30th DISTRICT COURT
05-17-21 VIII**

The following resolution was submitted for approval.

**RESOLUTION TO ACCEPT MICHIGAN INDIGENT DEFENSE FUND GRANT
#2021-93 FROM THE STATE OF MICHIGAN, AMEND THE 2020-21 ADOPTED
BUDGET, AND APPROVE THE LOCAL MATCH**

Moved by Council Pro Tem Patrick
Supported by Councilmember Bates

WHEREAS, the State of Michigan, under the Michigan Indigent Defense Commission Act of 2013 (MCL 780.981 - 780.1003), requires minimum standards that are designed to ensure that the provision of indigent criminal defense services meet constitutional requirements for effective assistance of counsel; and

WHEREAS, the City of Highland Park applied to the Michigan Indigent Defense Commission (MIDC) for grant funds in order to implement the State-mandated requirements; and

WHEREAS, the City has received notification from the Michigan Indigent Defense Commission advising of its intent to award the amount of \$130,107.69 in order to fund implementation; and

WHEREAS, the City has a local match requirement of \$13,783.50 requested in the 2021-22 proposed budget to be approved for July 1, 2021 - June 30, 2022.

NOW, THEREFORE, BE IT RESOLVED, that the Highland Park City Council hereby authorizes the appropriate City officials to accept Michigan Indigent Defense Commission Grant#2021-93 in the amount of \$130,107.69 under Grant Code SMIDC-IDF20.

BE IT FURTHER RESOLVED, that the Highland Park City Council approves the amendment of the 2020-2021 adopted budget and budgets in perpetuity as long as the grant is still available from the MIDC.

BE IT FINALLY RESOLVED, that the Highland Park City Council approves the expenditure of \$13,783.50, which is the local match requirement for this grant. Yeas (5), Nays (0), Absent (0).

COMMUNITY DEVELOPMENT 05-17-21 IX

The following resolution was submitted for approval.

RESOLUTION TO APPROVE THE ADOPTION OF THE 2021 HIGHLAND PARK MASTER LAND USE PLAN FOR THE CITY OF HIGHLAND PARK

Moved by Council Pro Tem Patrick
Supported by Councilmember Bates

WHEREAS, a formal request for recommendation to the Highland Park Master Land Use Plan was presented to be passed by City Council for formal adoption; and

WHEREAS, the Planning Commission has held two public hearings, presented and published the draft of the Master Plan, and posted it to the City's website in compliance with the terms set forth to the Highland Park City Charter; and

WHEREAS, the Planning Commission has recommended that the Highland Park Master Land Use Plan be approved and formally adopted for the City of Highland Park.

NOW, THEREFORE, BE IT RESOLVED, that the City Council approves and adopts the Highland Park Master Land Use Plan; with Norma Lewis' name added in memorial to the document. Yeas (5), Nays (0), Absent (0).

BUDGET ADOPTION

The following resolution was submitted for approval.

RESOLUTION TO APPROVE THE PROPOSED BUDGET FOR THE PERIOD JULY 1, 2021 TO JUNE 30, 2022 AS PRESENTED BY MAYOR HUBERT YOPP

Moved by Council Pro Tem Patrick
Supported by Councilmember Bates

WHEREAS, the City of Highland Park is required by the State of Michigan to submit an annual operating budget to accurately reflect current operations; and

WHEREAS, the Mayor of the City of Highland Park submitted a proposed Budget for the year 2021-2022 to the members of Highland Park City Council on April 5, 2021;

WHEREAS, members of the Highland Park City Council held a Public Hearing on Monday, May 17, 2021 to review and discuss the proposed Annual Budget for the year 2021-2022; and

NOW, THEREFORE, BE IT RESOLVED that the Highland Park City Council adopts the Proposed Budget for the year 2021-2022 on an activity/department basis as presented by Mayor Hubert Yopp; with the following changes:

- Chief Executive (Dept. 171)
 - Reduce by \$20,000 and add to District Court
- Legal (Dept. 210)
 - Amend salaries from \$47,500 to \$125,000 to include the salary of Kathy Ramsey
 - Reduce the line item for The Ford Law Group to \$0
- City Council (Dept. 101)
 - Add \$5,000 to Forms & Printing
 - Add \$5,000 each for Districts 1, 2 & 3
 - Add \$15,000 to Contractual Services

Yeas (4), Nays (1) Councilmember Jackson, Absent (0).

ADJOURNMENT

Moved by Council Pro Tem Patrick
Supported by Councilmember Armstrong

To adjourn the meeting, motion carried, meeting adjourned at 8:55 p.m.

CERTIFICATE

I hereby certify that the attached is a copy of the minutes of the Virtual Regular Meeting held the 17th day of May 2021 and that said minutes are available for public inspection at the address designated on the posted public notice.



Cidia Wicker-Brown, Deputy City Clerk