

**MINUTES OF THE VIRTUAL & IN-PERSON REGULAR
MEETING OF THE HIGHLAND PARK CITY COUNCIL**

MARCH 21, 2022

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

Present: Council Pro Tem Patrick, Councilmember McDonald, Councilmember Bates, Councilmember Armstrong, and Council President Clyburn (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 addition of 2 resolutions from City Council. Yeas (5), Nays (0), Absent (0).

APPROVAL OF MINUTES

Moved by Councilmember Armstrong
Supported by Council Pro Tem Patrick

To approve the minutes of the In-person and Virtual Workshop meeting held March 7, 2022. Yeas (5), Nays (0), Absent (0).

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Moved by Councilmember Armstrong
Supported by Council Pro Tem Patrick

To approve the minutes of the In-person and Virtual Regular meeting held March 7, 2022. Yeas (5), Nays (0), Absent (0).

**CITY COUNCIL
03-21-22 V a**

The following resolution was submitted for approval.

**RESOLUTION RE-APPROPRIATING FUNDS FOR PAYMENT TO
BODMAN PLC FOR APPROVED LEGAL SERVICES RENDERED**

Moved by Councilmember Bates
Supported by Council Pro Tem Patrick

WHEREAS, the Highland Park City Council previously passed resolutions engaging Bodman PLC to represent the City Council and to perform legal services on behalf of City Council in connection with several matters, which constitute bona fide disputes under Chapter 7; Section 7-5; Letter (c) of the City of Highland Park City Charter; **and**

WHEREAS, the Mayor of Highland Park, Hubert Yopp, despite being directed to do so by City Council, has failed to arrange for the City's finance department to pay Bodman PLC's invoices for legal services rendered on behalf of City Council, and as a result, the City currently owes to Bodman PLC the amount of \$30,604.10 for legal services rendered on behalf of City Council, and additional amounts for future legal services to be rendered in these matters; **and**

WHEREAS, the City Council is authorized under the City Charter and City Code to appropriate and authorize funds as needed for the payment of City obligations, and is authorized to appropriate funds to pay legal services provided to City Council by Bodman PLC pursuant to the previously passed resolutions and as authorized by Chapter 7; Section 7-5 of the City of Highland Park City Charter; **and**

WHEREAS, the Council is authorized by Chapter 8; Section 8-8 to transfer unencumbered operating appropriation balance from one operating fund or account to another, although Mayor Yopp has unreasonably refused to recommend such appropriation because the legal bills arise from bona fide disputes between the Mayor and Council; **NOW**,

THEREFORE, BE IT RESOLVED, consistent with the aforementioned, the Highland Park City Council appropriates \$50,000 from the Legal Department (101-210-826) to City Council (101-101-826) for payment to Bodman PLC for legal services rendered and to be rendered in connection with Bodman PLC's representation of City Council. Yeas (5), Nays (0), Absent (0).

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03-21-22 V b

The following resolution was submitted for approval.

**RESOLUTION FROM THE HIGHLAND PARK CITY COUNCIL REQUESTING THE
HONORABLE GOVERNOR GRETCHEN WHITMER OF THE STATE OF MICHIGAN
REQUIRE STATE REGULATION AND OVERSIGHT INCLUDING, BUT NOT
LIMITED TO, RATE REVIEW AND RATE JUSTIFICATION OVER THE GREAT
LAKES WATER AUTHORITY (GLWA) AND ALL AUTHORITIES PRODUCING
CONTRACTS WITH CITIES, VILLAGES, AND TOWNSHIPS ARE ADHERED TO,
AND THE RATE ESTABLISHED IS FAIR, EQUITABLE, AND CONSISTENT FOR
ALL INVOLVED ENTITIES.**

Moved by Councilmember McDonald
Supported by Councilmember Bates

WHEREAS, pursuant to Chapter 1040.17 and 1042.01 of the City Code of Ordinances, it is the responsibility of the City of Highland Park to establish water and sewer rates; **and**,

WHEREAS, the City of Highland Park City Council shall continue to comply with all specific provisions of the three (3) Sewer Agreements dated June 8, 1983, June 18, 1996 and February 26, 2021, and the Water Agreement dated November 27, 1950, for payments made to the Great Lakes Water Authority (GLWA); **and**,

WHEREAS, under Section 13-1 of the City Charter, the City of Highland Park is only authorized to pay sewer and water rates as set forth in specific provisions of City Council approved contracts or court orders included in the water agreement and sewer agreements; **NOW**,

THEREFORE, BE IT RESOLVED, the Highland Park City Council is requesting State Regulation and Oversight including, but not limited to, by the State of Michigan be placed over the Great Lakes Water Authority (GLWA) and all water authorities, to ensure proper oversight over the authorities to guarantee all contracts with cities, villages, and townships in place with said authorities are adhered to, the rate established is fair, equitable and consistent. Passed and adopted on this day, March 21st, 2022. Yeas (5), Nays (0), Absent (0).

ENGINEERING
03-21-22 VI

The following resolution was submitted for approval.

**A RESOLUTION AUTHORIZING THE SUBMISSION FOR FEDERAL
AID FUNDING FROM WAYNE COUNTY FEDERAL AID COMMITTEE
FOR FY2025 STP-U ROAD REPAIR WITHIN THE CITY OF
HIGHLAND PARK**

Moved by Councilmember McDonald
Supported by Council Pro Tem Patrick

WHEREAS, the Engineering Department received a notice of available infrastructure funding from the Wayne County Federal Aid Committee for community request of local matching funding for eligible roads within the City of Highland Park; The City of Highland Park received \$1.8 million in funding through the FY2020 STP-U program; is awaiting funding for \$1.24 million through FY2022 STP-U program and \$1.03 million through FY2023 STP-U program, and

WHEREAS, as part of the application the City of Highland Park may be able to receive up to 81.85% percent federal aid and 18.15% local match for road repair. The City of Highland Park to submit final plans to Michigan Department of Transportation (MDOT) for obligation

by February 1st, 2025 and proof of 18.15% local match. If funding cannot be matched, a grace period of one month will be provided to the city. Thereafter, the funding may be reallocated to alternate city projects; and

WHEREAS, the Engineering Department is requesting an approval to submit for funding for the federal aid eligible road due on March 30, 2022; and

BE IT RESOLVED, that the Highland Park City Council APPROVES the submission of the Wayne County Federal Aid Committee FY2025 STP-U Funding project application and commitment, attached to this resolution and will comply with its terms. Yeas (5), Nays (0), Absent (0).

FINANCE
03-21-22 VII a

The monthly financial statement February 28, 2022 was received and filed.

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03-21-22 VII b

The following resolution was submitted for approval.

Moved by Councilmember Bates
Supported by Council Pro Tem Patrick

**RESOLUTION TO AMEND CONTRACT WITH YEO & YEO FOR FINANCIAL
AUDIT SERVICES**

WHEREAS, the primary purpose of the auditing and reporting requirements of PA 2 of 1968 is to maintain the confidence of all interested parties in the integrity of the record keeping and financial reporting of local units of government; and

WHEREAS, on April 20, 2020, Highland Park approved a contract with Yeo & Yeo for the audit of the financial accounts and records covering fiscal years 2019/2020 and 2020/2021 with an optional third year of 2021/2022; and

WHEREAS, Highland Park wishes to exercise the optional third year and engage Yeo & Yeo for the 2021/2022-year base audit at a cost of \$40,000 and, if required, for a single audit; and

NOW, THEREFORE, BE IT RESOLVED that the City of Highland Park approves an addendum to the Yeo & Yeo contract to audit the financial accounts and records covering fiscal year 2021/2022 for \$40,000 for a base audit and for a single audit, if required. Yeas (5), Nays (0), Absent (0).

ADJOURNMENT

Moved by Council Pro Tem Patrick
Supported by Councilmember Armstrong

To adjourn the meeting, motion carried, meeting adjourned at 7:32 p.m.

CERTIFICATE

I hereby certify that the attached is a copy of the minutes of the In-Person and Virtual Regular Meeting held the 21st day of March 2022 and that said minutes are available for public inspection at the address designated on the posted public notice.



Cidia Wicker-Brown, Deputy City Clerk