

**MINUTES OF THE
VIRTUAL REGULAR MEETING OF THE HIGHLAND PARK CITY COUNCIL
NOVEMBER 15, 2021**

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

Present: Council Pro Tem Patrick remotely from Highland Park, MI; Councilmember McDonald 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 items VI b thru e from Community Development. Yeas (5), Nays (0), Absent (0).

Councilmember McDonald asked to abstain from voting on the proposed minutes because she was not a member of the City Council at the time.

Moved by Council Pro Tem Patrick
Supported by Councilmember Bates

To allow Councilmember McDonald to abstain from voting on the proposed minutes. Yeas (4), Nays (0), Absent (0), Abstain (1) McDonald.

APPROVAL OF MINUTES

Moved by Council Pro Tem Patrick
Supported by Councilmember Bates

To approve the minutes of the Virtual Workshop Meeting held October 4, 2021. Yeas (4), Nays (0), Absent (0), Abstain (1) McDonald.

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Moved by Council Pro Tem Patrick
Supported by Councilmember Armstrong

To approve the minutes of the Virtual Workshop Meeting held October 18, 2021. Yeas (4), Nays (0), Absent (0), Abstain (1) McDonald.

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Moved by Councilmember Armstrong
Supported by Council Pro Tem Patrick

To approve the minutes of the Virtual Regular Meeting held October 18, 2021. Yeas (4), Nays (0), Absent (0), Abstain (1) McDonald.

MAYOR
11-15-21 V

The following resolution was submitted for approval.

RESOLUTION TO ACCEPT A MICHIGAN ENHANCEMENT GRANT OF \$850,000

Moved by Councilmember McDonald
Supported by Councilmember Armstrong

WHEREAS, in response to Highland Park's significant need for a new fire engine, Representative Helena Scott initiated a special legislative grant on the City's behalf; and

WHEREAS, as a result, on November 1, 2021, Highland Park received notification from the Michigan Economic Development Corporation (MEDC) that they were awarded a Michigan Enhancement Grant of \$850,000, as described in PA 87 of 2021, section 1096; and

WHEREAS, these funds are intended to be used toward the purchase of a new fire truck; and

NOW, THEREFORE, BE IT RESOLVED, that the City of Highland Park accepts the Michigan Enhancement Grant of \$850,000 with the funds to be used for the purchase of a fire truck. Yeas (5), Nays (0), Absent (0).

30TH DISTRICT COURT
11-15-21 VI

The following resolution was submitted for approval.

**RESOLUTION TO ACCEPT MICHIGAN INDIGENT DEFENSE FUND GRANT
#2022-93 FROM THE STATE OF MICHIGAN**

Moved by Councilmember Mc Donald
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 \$134,606.03 in order to fund implementation; and

WHEREAS, the City has a local match requirement of \$13,662.00, and now therefore;

BE IT RESOLVED, that the 1-Highland Park City Council hereby authorizes the appropriate City officials to accept Michigan Indigent Defense Commission Grant #2022-93 in the amount of \$134,606.03, and to budget the appropriate revenue expenditure accounts in Fund 260 (Indigent Defense Fund). Yeas (5), Nays (0), Absent (0).

**COMMUNITY DEVELOPMENT
11-15-21 VII**

The following resolution was postponed from October 18, 2021.

**RESOLUTION TO SELL THE VACANT RESIDENTIAL SIDE LOT AT 161
WAVERLY TO THE ADJACENT PROPERTY OWNER AT 163 WAVERLY**

Moved by Councilmember Bates
Supported by Council Pro Tem Patrick

WHEREAS, the City of Highland Park holds in its inventory a surplus of City owned parcels that not producing a taxable, habitable and general benefit to the City and its residents; and

WHEREAS, it is the goal of the City to decrease the number of city-owned parcels and return them to productive use; and

WHEREAS, the City of Highland Park is the owner of the vacant side lot at 161 Waverly, (vacant lot adjacent to resident's home): and

WHEREAS, upon the payment of all fees have been previously paid, and required clearances obtained from the Water Department, Treasurer, City Engineer, CED and Legal Departments are signed off and ready to purchase; and

THEREFORE, BE IT RESOLVED, that the City Council approves the sale of the vacant lot located in Highland Park, MI at the cost of \$500. Yeas (5), Nays (0), Absent (0).

**FINANCE
11-15-21 VIII**

Moved by Council Pro Tem Patrick
Supported by Councilmember McDonald

To receive and file the Monthly Financial Statement for month ending October 31, 2021.
Yeas (5), Nays (0), Absent (0).

**LEGAL
11-15-21 IX**

The following resolution was submitted for approval.

**RESOLUTION TO ACCEPT INSURANCE SETTLEMENT FROM
JUNE 25th/26th FLOOD**

Moved by Councilmember Bates
Supported by Councilmember McDonald

WHEREAS, Highland Park experienced a significant flood event on June 25th & 26th causing extensive damage to the City; and

WHEREAS, the Mayor declared a State of Emergency in Highland Park due to the impact of the flooding, the Governor declared a State of Emergency in Wayne County and the President subsequently approved a Michigan Disaster Declaration; and

WHEREAS, Highland Park engaged a Public Adjuster to work on Highland Park's behalf to secure maximum compensation from the insurance company; and

WHEREAS, Highland Park was awarded a gross settlement of \$801,527.75 from Zurich American Insurance Company; and

NOW, THEREFORE, BE IT FURTHER RESOLVED, that the City accepts the gross insurance settlement of \$801,527.75 from Zurich American Insurance Company.
Yeas (5), Nays (0), Absent (0).

**ENGINEERING/WATER
11-15-21 X a**

The following resolution was submitted for approval.

A RESOLUTION FOR THE SUBMITTAL OF THE 2022 WATERSHED COUNCIL SUPPORT GRANT APPLICATION TO THE STATE OF MICHIGAN DEPARTMENT OF ENVIRONMENT, GREAT LAKES, AND ENERGY (EGLE) BY THE CITY OF HIGHLAND PARK WATER DEPARTMENT

Moved by Council Pro Tem Patrick
Supported by Councilmember Bates

WHEREAS, the City of Highland Park is currently in litigation regarding the total volume of sewerage being transported for treatment to the Great Lakes Water Authority (GLWA); and

WHEREAS, the City of Highland Park objective is to gradually reduce the amount of sewerage being transported for treatment to the GLWA; and

WHEREAS, EGLE identifies nonpoint sources as pollution caused when rain, snowmelt, or wind carry pollutants off the land and into lakes, streams or wetlands; and

WHEREAS, the City of Highland Park has an overall objective of decreasing the amount of pollutants entering the combined sewer system from nonpoint sources that are eventually transported to GLWA; and

WHEREAS, the Watershed Council Support Grant developed by EGLE's Nonpoint Source Program that will support general organizational administration needs as well as conservation and educational activities. The grant will assist Highland Park improve water quality on a watershed basis. \$600,000 is available with a maximum grant award of \$40,000, per applicant; and

WHEREAS, the Water Department will utilize grant funds to update the current stormwater management standards within the current Engineering Standards Manual and produce a feasibility study that will result in a reduction with non-point source stormwater pollution throughout the city; and

BE IT RESOLVED, the City of Highland Park City Council approves the submittal of the Watershed Council Support Grant Application requesting a total of \$40,000 to the State of Michigan Department of Environment, Great Lakes, and Energy (EGLE) before December 1st, 2021. Yeas (5), Nays (0), Absent (0).

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11-15-21 X b

The following resolution was submitted for approval.

**RESOLUTION TO ACCEPT WAYNE COUNTY ANNUAL MAINTENANCE
PERMIT A-22058, ANNUAL PAVEMENT RESTORATION PERMIT A-22113,
ANNUAL PERMIT FOR SPECIAL EVENTS A-22146 AS REQUESTED BY THE
CITY ENGINEERING DEPARTMENT**

Moved by Councilmember Bates
Supported by Council Pro Tem Patrick

WHEREAS, City of Highland Park (hereinafter the "Community") periodically applies to the County of Wayne Department of Public Services, Engineering Division Permit Office (hereinafter the "County") for permits to conduct emergency repairs, annual maintenance work, and for other purposes on local land County road located entirely within the boundaries of the Community, as needed from time to time to maintain the roads in a condition reasonably safe and convenient for public travel;

WHEREAS, pursuant to Act 51 of 1951, being MCL 247.651 et seq., the County permits and regulates such activities noted above and related to temporary road closures;

NOW THEREFORE, BE IT RESOLVED, in consideration of the County granting such permit (hereinafter the "Permit"), the Community agrees and resolves that:

Any work performed for the Community by a contractor or subcontractor will be solely as a contractor for the Community and not as a contractor or agent of the County. Any claims by any contractor or subcontractor will be the sole responsibility of the Community. The County shall not be subject to any obligations or liabilities by vendors and contractors of the Community, or their subcontractors.

The Community shall take no unlawful action or conduct, which arises either directly or indirectly out of its obligations, responsibilities, and duties under the Permit which results in claims being asserted against or judgment being imposed against the County, and all officers, agents and employees thereof pursuant to a maintenance contract. In the event that same occurs, for the purposes of the Permit, it will be considered a breach of the permit thereby giving the County a right to seek and obtain any necessary relief or remedy, including, but not by way of limitation, a judgement for money damages.

With respect to any activities authorized by Permit, when the Community requires insurance on its own or its contractor's behalf, it shall also require that such policy include as named insured the County of Wayne and all officers, agents and employees thereof.

The incorporation by the County of this Resolution as part of a permit does not prevent the County from requiring additional performance security or insurance before issuance of a Permit.

This Resolution stipulates that the requesting Community shall, at no expense to Wayne County, provide necessary police supervision, establish detours and post all necessary signs and other traffic control devices in accordance with the Michigan Manual of Uniform Traffic Control Devices.

This Resolution stipulated that the requesting Community shall assume full responsibility for the cost of repairing damage done to the County road during the period of road closure or partial closure.

This Resolution shall continue in force from the date of execution until cancelled by the Community or the County with no less than thirty (30) days prior written notice to the other party. It will not be cancelled or otherwise terminated by the Community with regard to any Permit which has already been issued or activity which has already been undertaken.

The Community stipulates that it agrees to the terms of the County of Wayne permit at the time the permit is signed by the Community's authorized representative.

BE IT FURTHER RESOLVED, that the following individual is authorized in their official capacity as the Community's authorized representative to sign and so bind the Community to the provisions of any and all permits applied for to the County of Wayne, Department of Public Services Engineering Division Permit Office for necessary permits from time to time to work within County road right-of-way or local roads on behalf of the Community. Yeas (5), Nays (0), Absent (0).

OUTSIDE COMMUNICATION 11-15-21 XI

The following communication was received from the Parker Pride Alumni Association.

The Parker Pride Alumni Association plans and holds many activities and events in the City of Highland Park. We are requesting the event fees involved to have the Parker Pride Alumni Association "Annual Holiday Light Show & Tree Lighting" on Saturday, December 4, 2021, waived; considering the cost to put this event on. Also, we are requesting to have food trucks present to help with our overall expenses.

Moved by Council Pro Tem Patrick
Supported by Councilmember Bates

To waive the event fees for the Annual Holiday Light Show & Tree Lighting on Saturday, December 4, 2021. 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 8:02 p.m.

CERTIFICATE

I hereby certify that the attached is a copy of the minutes of the Virtual Regular Meeting held the 15th day of November 2021 and that said minutes are available for public inspection at the address designated on the posted public notice.

A handwritten signature in blue ink, appearing to read "Cidia Wicker-Brown", with a decorative flourish at the end.

Cidia Wicker-Brown, Deputy City Clerk