

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

**AUGUST 15, 2016**

Council convened at 7:05 p.m. with Council President Patrick presiding.

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

Absent: (0)

A quorum being present, Council was declared in session.

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**APPROVAL OF AGENDA**

Moved by Councilmember Woodard  
Supported by Councilmember McClary

To approve the agenda as submitted. Yeas (5), Nays (0), Absent (0).

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**APPROVAL OF MINUTES**

Moved by Councilmember Lewis  
Supported by Council Pro Tem Mc Donald

To approve the minutes from the Regular meeting held July 18, 2016. Yeas (5), Nays (0), Absent (0).

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**TABLED ITEM:**

**08-15-V**

The following item was tabled from the July 18, 2016 Regular Meeting.

Moved by Councilmember McClary  
Supported by Councilmember Woodard

To remove the resolution introducing the proposed Civil Infractions Ordinance from the table. Yeas (5), Nays (0), Absent (0).

Moved by Councilmember Lewis  
Supported by Councilmember Woodard

**WHEREAS, the City of Highland Park City Council is authorized to introduce City ordinances for the health, safety, welfare, and public order of the residents and visitors within the City; and**

WHEREAS, the City is desirous of setting forth authority and procedures for designating violations of City ordinances as municipal civil infractions; and

WHEREAS, the City is desirous of establishing a Municipal Ordinance Violations Bureau, which will have the authority to accept admissions of responsibility for ordinance violations; and

WHEREAS, the City desires to authorize the issuance of civil infraction notices and citations and the manner of serving same, and establish sanctions for infraction violations;

NOW THEREFORE, BE IT RESOLVED, that the City Council for the City of Highland Park establishes municipal civil infractions, sanctions for violations, and allows for the collection and retention of fines and costs for violation as prescribed within the Civil Infractions Ordinance, and in so establishing this ordinance does hereby repeal all conflicting ordinances or parts of ordinances which may conflict therewith.

FURTHER BE IT RESOLVED that the City Attorney make the necessary changes requested by council and submit a clean copy to Councilmembers and the City Clerk. Yeas (4), Nays (1) Councilmember McClary, Absent (0).

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**ORDINANCE:**

08-15-VI-a

The following resolution was submitted for approval.

**A RESOLUTION TO ADOPT THE FOLLOWING CHANGES TO THE CITY OF HIGHLAND PARK WATER SUPPLY CROSS CONNECTIONS ORDINANCE (1044); (1) CHANGE MICHIGAN DEPARTMENT OF PUBLIC HEALTH TO MICHIGAN DEPARTMENT OF ENVIRONMENTAL QUALITY; AND (2) ADD PROVISIONS FOR BACKFLOW ASSEMBLY TESTING**

Moved by Councilmember Lewis

Supported by Council Pro Tem McDonald

WHEREAS, Chapter 1044 previously a codification of Ordinance 1153, passed December 15, 1986, was reenacted in it's entirely by an unnumbered ordinance of Council, passed May 5, 1997; and

WHEREAS, pursuant to Part 14 of the Michigan Safe Drinking Water Act, it is the responsibility of the City of Highland Park to protect the public water supply from contamination by implementation of a cross connection control program; and

WHEREAS, since council passed the original ordinance state department names and requirements have changed; and

WHEREAS, the Highland Park City Council has received comments on the recommended ordinance changes from citizens at a duly advertised public hearing; and

RESOLVED, that the following revised water supply cross connections ordinance is, and is hereby, approved effective August 15<sup>th</sup>, 2016, as set forth below:

#### **1044.01 INTENT**

This chapter is intended to regulate cross connections with the public water supply system, i.e. a connection or arrangement of piping or appurtenances through which water of questionable quality, wastes or other contaminants can enter the public water supply system.

#### **1044.02 WATER SUPPLY CROSS CONNECTION RULES**

The City hereby adopts by reference, as amended, the Water Supply Cross Connection Rules of the Michigan Department of Environmental Quality being R325.11401 to R 325.11407 of the Michigan Administrative Code.

#### **1044.03 ENFORCEMENT; INSPECTORS**

It shall be the duty of the Water Department to cause inspections to be made of all properties served by the public water supply where cross connections with the public water supply are deemed possible. The frequency of inspections and re-inspections based on potential health hazards involved shall be as established by the Water Department and as approved by the Michigan Department of Environmental Quality.

#### **1044.04 RIGHT OF ENTRY**

A representative of the Water Department shall have the right to enter at any reasonable time any property served by a connections to the public water supply system of the City for the purpose of inspecting the piping system or systems thereof for cross connections. Upon request, the owner, lessees, or occupants of any property so served shall furnish to the inspection agency and pertinent information regarding the piping system or systems on such property. The refusal of such information or refusal of access, when requested, shall be deemed evidence of the presence of cross connections.

#### **1044.05 DISCONTINUATION OF WATER SERVICE**

The Water Department is hereby authorized and directed to discontinue water service, after reasonable notice, to any property wherein any connection in violation of this ordinance exist and to take such other precautionary measures deemed necessary to eliminate any danger of contamination of the public water supply system.

Water service to such property shall not be restored until the cross connections have been eliminated in compliance with the provisions of this chapter.

#### **1044.06 PROTECTION OF POTABLE WATER SUPPLY, LABELING OF OUTLETS NOT SUPPLIED BY THE CITY WATER SYSTEM**

That the potable water supply made available on the properties served by the public water supply shall be protected from possible contamination as specified by this chapter and Chapter 1422 of the Building and Housing Code. Any water outlet which could be used for potable or domestic purposes and which is not supplied by the potable system must be labeled in a conspicuous manner as follows:

**WATER UNSAFE FOR DRINKING**

**1044.07 CONFLICT OF LAWS**

That this ordinance does not supersede the international Plumbing Code, as adopted in Chapter 1422, but shall be supplementary thereto.

**1044.08 BACKFLOW ASSEMBLY TESTING**

All testable backflow prevention assemblies shall be tested at the time of installations or relocation and after any repair. Subsequent testing of devices shall be conducted at a time interval specified by the Water Department and in accordance with Michigan Department of Environmental Quality requirements. Only individuals that hold a valid Michigan plumbing license and have successfully passed an approved backflow testing class shall perform such testing. Each tester shall also be approved by the City. Individual (s) performing assembly testing shall certify the results of his/her testing.

**1044.99 PENALTY**

Whoever violates any of the provisions of this chapter, or any written order of the Water Department made pursuant thereto, is guilty of a misdemeanor and upon conviction thereof shall be fined not less than two hundred fifty dollars (\$250.00) nor more than five hundred (\$500.00), or imprisoned not more than ninety days, or both, for each offense. A separate offense shall be deemed committed each day during or on which a violation occurs or continues. Yeas (5), Nays (0), Absent (0).

PASSED AND ADOPTED, this 15<sup>th</sup> day of August 2016.

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08-15-VI-b

Request a 1<sup>st</sup> reading of an ordinance amendment to the Building Code Chapters 1420, 1422, 1424 and 1428.

Moved by Councilmember McClary  
Supported by Councilmember Lewis

That the following ordinance be placed on the order of first reading by title.

An Ordinance to amend the Highland Park City Building Code, Chapter 1420, 1422, 1424 and 1428 and by adopting Public Act No. 230, of the Acts of 1972, (MCL 125.1501 et seq.) and to provide a means for the city to promote, protect and safeguard the public health, safety and welfare of its citizens.

WHEREAS, the City of Highland Park wished to amend a local Ordinance adopting Public Act No. 230, of the Acts of 1972.

WHEREAS, the Charter for the City of Highland Park provides that Council has the authority to enact all ordinances they deem necessary for the safety, order, and good government of the City and the general welfare of the inhabitants.

**NOW THEREFOR, THE CITY OF HIGHLAND PARK ORDAINS;**

**CONSTRUCTION CODES: PART 1420**

Pursuant to the provisions of the State Building Code, in accordance with Public Act No. 230, of the Acts of 1972, (MCL 125.150 et seq.) the City of Highland Park hereby assumes the responsibility for the administration and enforcement of that act and code throughout its corporate limits. The building official of the City of Highland Park is designated as the enforcing agency to discharge the responsibilities of the city under the Act.

**PLUMBING CODE: PART 1422**

Pursuant to the provisions of the State Plumbing Code, in accordance with Public Act No. 230, of the Acts of 1972 (MCL 125.150 et seq.) the City of Highland Park hereby assumes the responsibility for the administration and enforcement of that act and code throughout its corporate limits. The building official of the City of Highland Park is designated as the enforcing agency to discharge the responsibility of the city under the Act.

**MECHANICAL CODE PART 1424**

Pursuant to the provisions of the State Mechanical Code, in accordance with Public Act No. 230, of the Acts of 1972 (MCL 125.1501 et seq.) the City of Highland Park hereby assumes the responsibility for the administration and enforcement of that act and code throughout its corporate limits. The building official of the City of Highland Park is designated as the enforcing agency to discharge the responsibilities of the city under the Act.

**ELECTRICAL CODE PART: 1428**

Pursuant to the provisions of the State Electrical Code in accordance with Public Act No. 230, of the Acts of 1972 (MCL 125.150 et seq.) the City of Highland Park hereby assumes the responsibility for the administration and enforcement of that act and code throughout its corporate limits. The building official of the City of Highland Park is designated as the enforcing agency to discharge the responsibilities of the city under the Act.

**COUNCIL PRESIDENT PATRICK STATED "THIS SHALL BE KNOWN AS THE FIRST READING OF THE ORDINANCE" Yeas (5), Nays (0), Absent (0).**

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**08-15-VII**

**MAYOR:**

The following appointments to the Recreation Commission were submitted for approval.

**RESOLUTION FOR THE APPOINTMENTS OF THE RECREATION COMMISSION**

**WHEREAS, In accordance with Chapter 262 of the City Ordinance, the City established a Recreation Commission to oversee the policies & procedures of the Recreation Department; and**



**WHEREAS, In accordance with Chapter 262.01 the Commission is to consist of 5 resident of the City of Highland Park appointed by the Mayor; and**

**WHEREAS, the appointments of the Recreation Commission are subject to Council approval; and**

**WHEREAS, the Administration is seeking to improve, redevelop and grow the Recreation department by increasing Senior, Youth and Community programming;**

**NOW HEREBY BE IT RESOLVED that the Highland Park City Council approves the Mayoral appointments for the Recreation Commission as follows:**

<b>Ms. Temeko Manica</b>	<b>Term Ending January 2, 2017</b>
<b>Ms. Haskel Posey</b>	<b>Term Ending January 2, 2017</b>
<b>Mr. Anthony Ball</b>	<b>Term Ending January 1, 2018</b>
<b>Ms. Elaine McKenzie</b>	<b>Term Ending January 1, 2018</b>
<b>Mr. Reggie McKenzie</b>	<b>Term Ending January 7, 2019</b>

**Moved by Councilmember Lewis**

**Supported by Councilmember McClary**

**To vote on each appointment individually. Yeas (5), Nays (0), Absent (0).**

**Moved by Councilmember McClary**

**Supported by Councilmember Woodard**

**To approve the appointment of Temeko Manica to the Recreation Commission term ending January 2, 2017. Yeas (5), Nays (0), Absent (0).**

**Moved by Councilmember Lewis**

**Supported by Council Pro Tem McDonald**

**To approve the appointment of Haskel Posey to the Recreation Commission term ending January 2, 2017. Yeas (5), Nays (0), Absent (0).**

**Moved by Councilmember McClary**

**Supported by Council Pro Tem McDonald**

**To approve the appointment of Anthony Ball to the Recreation Commission term ending January 1, 2018. Yeas (5), Nays (0), Absent (0).**

**Moved by Councilmember McClary**

**Supported by Councilmember Lewis**

**To eliminate Elaine McKenzie appointment to the Recreation Commission due to a conflict. Yeas (5), Nays (0), Absent (0).**

**Moved by Councilmember McClary**

**Supported by Councilmember Woodard with questions**

To approve the appointment of Reggie McKenzie to the Recreation Commission.

After a discussion Councilmember Woodard withdrew his support. Councilmember McClary stated that he couldn't withdraw without a vote and called for the question on the withdrawal and stated the vote had to be unanimous.

The vote was called for Councilmember withdrawal. Yeas (3), Council Pro Tem McDonald, Councilmember Lewis, Council President Patrick, Nays (1) Councilmember McClary, and Councilmember Woodward Couldn't vote.

Moved by Councilmember McClary

Supported by Council Pro Tem McDonald

To approve the appointment of Reggie McKenzie to the Recreation Commission term ending January 7, 2019. Yeas (3), Council Pro Tem McDonald, Councilmember McClary and Council President Patrick, Nays (2), Councilmember Woodard and Councilmember Lewis, Absent (0).

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08-15-VIII

CITY CLERK:

The Clerk submitted a Park Rental application from the McDonald Phelps Foundation.

Moved by Councilmember McClary

Supported by Councilmember Woodard

To approve the Park Rental application submitted by the McDonald Phelps Foundation to use Mulford Park on Glendale September 17, 2016 for an Arts Festival from 10:00 a.m. until 8:00 p.m. Yeas (5), Nays (0), Absent (0).

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08-15-IX-a

COMMUNITY DEVELOPMENT:

The following resolution was submitted for approval.

**RESOLUTION TO APPROVE THE CONTRACT FOR DEMOLITION TO BLUE STAR, INC. FOR BID PACK #18**

Moved by Councilmember Lewis

Supported by Councilmember McClary

WHEREAS, properties located at various addresses are owned by the City of Highland Park;  
and

WHEREAS, some properties owned by the City of Highland Park are dilapidated & unsafe and therefore must be demolished; and

WHEREAS, state & local law requires that demolition is completed by a licensed demolition contractor; and

**WHEREAS, The Department of Community & Economic Development solicited bid proposals for demolition services for bid pack #18; and**

**WHEREAS, The City Council has accepted, read and reviewed the bid proposals in an open meeting to the public**

**WHEREAS, The Department of Community & Economic Development Project Manager reviewed and tabulated each bid, presented the findings to the Administration and City Council and found BLUE STAR INC. to be the lowest qualified bidder;**

**NOW THEREFORE BE IT RESOLVED BY THE City Council of the City of Highland Park that; The City Council authorizes a Resolution approving the contract for bid pack #18 to BLUE STAR INC. located at 21950 Hoover, Warren, MI 48089 for a bid price of \$127,400. Yeas (5), Nays (0), Absent (0).**

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**08-15-IX-b**

**The following resolution was submitted for approval.**

**RESOLUTION TO APPROVE THE CONTRACT FOR DEMOLITION TO BLUE STAR, INC, FOR BID PACK #19**

**Moved by Council Pro Tem McDonald**

**Supported by Councilmember McClary**

**WHEREAS, properties located at various addresses are owned by the City of Highland Park; and**

**WHEREAS, some properties owned by the City of Highland Park are dilapidated & unsafe and therefore must be demolished; and**

**WHEREAS, state & local law requires that demolition is completed by a licensed demolition contractor; and**

**WHEREAS, The Department of Community & Economic Development solicited bid proposals for demolition services for bid pack#19; and**

**WHEREAS, The City Council has accepted, read and reviewed the bid proposals in an open meeting to the public;**

**WHEREAS, The Department of Community & Economic Development Project Manager reviewed and tabulated each bid, presented the findings to be Administration and City Council and found BLUE STAR INC. to be the lowest, qualified bidder;**

**NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Highland Park that; The City Council authorizes a resolution approving the contract for bid pack#19 the BLUE STAR INC. located at 21950 Hoover, Warren, MI 48089 for a bid price of \$192,800 Yeas (5), Nays (0), Absent (0).**



**FINANCE**

**08-15-X**

The Finance Director submitted the monthly financial statement June 30, 2016.

Moved by Council Pro Tem McDonald

Supported by Councilmember McClary

To receive and file the statement. Yeas (5), Nays (0), Absent (0).

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**OUTSIDE COMMUNICATIONS:**

**08-15-XI-a**

The following communication was received from the Michigan Municipal League re: the League Annual Convention.

The Michigan Municipal League Annual Convention will be on Mackinac Island, September 14-16, 2016. The League's "Annual Meeting" is scheduled for 1:30 p.m. on Wednesday, September 14 in the Terrace Room at the Grand Hotel. The meeting will be held for the following purposes:

1. Election of Trustees.
2. Policy
3. Other business

Moved by Councilmember McClary

Supported by Councilmember Lewis

Entire council may attend if desire and if budget allows. Councilmember McClary was designated to look into the registration and hotel accommodations. Yeas (5), Nays (0), Absent (0),

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**08-15-XI-b**

The following communication was received from Detroit Eagles Athletic Club.

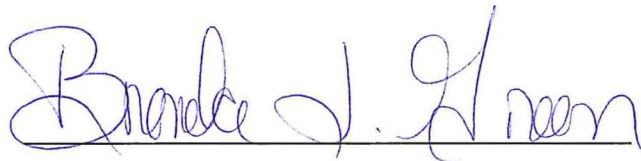
We write to ask your permission and support to use the Highland Park Fire Station for a community car wash fundraiser.

Detroit Eagles Youth Football and Cheerleading is a program of the Detroit Eagles Athletic Club a.k.a. DEAC. The DEAC is a non-profit 501c organization serving the youth of Detroit and surrounding communities.

Our program currently has some children that cannot afford the cost of registration/uniform fees along with transportation costs to games throughout the country. Since 1995 our organization has encouraged our participants to earn their way, this promotes a positive work ethic and a sense of individual pride in "earning as you go".

## CERTIFICATE

I, hereby certify that the attached is a copy of the proposed minutes of a Regular Meeting held on the 15<sup>th</sup> day of August 2016 and that said proposed minutes are available for public inspection at the address designated on the posted public notice.

A handwritten signature in blue ink that reads "Brenda J. Green". The signature is written in a cursive style and is positioned above a horizontal line.

Brenda J. Green, City Clerk