

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

SEPTEMBER 21, 2015

Council convened at 7:09p.m.with Council President Christopher Woodard presiding.

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

Absent: None (0)

A quorum being present, Council was declared in session.

APPROVAL OF AGENDA:

Moved by Council Pro Tem Lewis
Supported by Councilmember McClary

To approve the agenda with the following changes listed below.

Remove items VIIa., VIIb., & XIB.

Add resolutions from:

- Community Development requesting a Public Hearing on October 19th Class C Liquor License application
- Community Development approving an amendment to the Agreement between the City and Storage Operations.
- Public Works authorizing an Agreement between the City and Hayes Corporation for Hazardous Tree Removal.
- Public Works authorizing an Agreement between the City and Hayes Corporation for Sewer Repair and Pavement Resurfacing.
- The Fire Department authorizing the Agreement between Bryx Incorporated and the cities of Detroit, Hamtramck and Highland Park.

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

APPROVAL OF MINUTES:

Moved by Council Pro Tem Lewis
Supported by Councilmember Patrick

To approve the Minutes of the Regular July 6, 2015 meeting. Yeas (5), Nays (0), Absent (0).

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Moved by Councilmember McClary
Supported by Councilmember Moore

To approve the minutes of the Regular September 8, 2015 meeting. Yeas(5), Nays (0),
Absent (0).

BID PROPOSALS:

The Clerk stated this was the place and time to open bid proposals for Asbestos
Surveyors.

Five bids (5) were received.

TTL Associates Inc.
44265 Plymouth Oaks Blvd.
Plymouth, MI 48170
734.455.8600
Bid Amount: \$917 per property

Environmental Testing & Consulting, Inc.
38900 W. Huron River Dr.
Romulus, MI 48174
734.9556600
Bid Amount: \$425 per property

Asti Environmental
10448 Citation Dr. Ste. 100
Brighton, MI 48116
Bid Amount: \$550 per property

Performance Environmental Services, Inc.
30553 Wixom Rd. Ste. 500
Wixom, MI 48393
Bid Amount: \$695 per property

Affordable Abatement & Inspections, LLC
19312 Schaefer
Detroit, MI 48213
Bid Amount: \$600 per property

Moved by Councilmember McClary
Supported by Council Pro Tem Lewis

To refer the bid proposals to the Director of Community Development. Yeas (5), Nays
(0), Absent (0).

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The Clerk stated this was the place and time to open bid proposals for Road Resurfacing.

One (1) bid was received.

Al's Asphalt Paving Company, Inc.
25500 Brest St.
Taylor, MI 48180
734.946.1880
Bid Amount: \$55,800

Moved by Council Member Patrick
Supported by Councilmember McClary

To refer the bid proposal to the Director of Public Works for a recommendation. Yeas (5), Nays (0), Absent (0).

CITY CLERK

The following letter was received from the City Clerk.

Dear Honorable Council:

I respectfully request your approval of the rates of pay for all Election Workers and the establishment of polling places for the Municipal General/School District election to be held on Tuesday, November 3, 2015.

Moved by Council Pro Tem Lewis
Supported by Councilmember McClary

BE IT RESOLVED, that all persons serving on the Election Board for the Municipal General/School District Election to be held on Tuesday, November 3, 2015 shall be paid on a fee basis; and the fee to be paid for Chairman shall be the sum of \$150 each and the fee to be paid for Inspector shall be the sum of \$125.00 each which includes the \$10 fee for attending the training session prior to the election.

BE IT RESOLVED, that the following places are hereby designated as the polling places within each of the Election Precincts of the City of Highland Park for the Municipal General/School District election to be held on Tuesday, November 3, 2015

PRECINCT

LOCATION

1	God's House of Prayer Baptist Church	11843 Hamilton
4 & 15	Highland Park Recreation Center	10 Pitkin
7 & 8	Faith Tabernacle Church	16548 Hamilton
12 & 20	New Mount Moriah Baptist Church	13100 Woodward
14	Bishop G.D. Moore Apartments	99 Manchester Pkwy
18	Robert B. Blackwell Municipal Complex	12050 Woodward
23	Downes Manor	13725 John R
25	Soul Harvest Ministries Church	16300 Woodward

THEREFORE, BE IT RESOLVED, that pay for all election workers and the establishment of polling places and A.V. counting board for the Municipal General/School District Election to be held Tuesday, November 3, 2015 be approved. Yeas (5), Nays (0), Absent (0).

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The following letter was received from the City Clerk.

Dear Honorable Council:

I am requesting that you cancel your regular schedule meeting for November 2, 2015 due to the Municipal General Election being held the following day Tuesday November 3, 2015. The Clerk's Office will be working on the evening of November 2, 2015 in preparation for the election.

Moved by Councilmember Patrick
Supported by Councilmember McClary

To approve cancellation of the Regular November 2, 2015 Council Meeting. Yeas (5), Nays (0), Absent (0).

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The Clerk presented a New Business License Application for Bella's Boutique at 13938 Woodward Avenue.

Moved by Councilmember Patrick
Supported by Councilmember McClary

To approve the New Business License Application for Bella's Boutique at 13938 Woodward. Yeas (5), Nays (0), Absent (0).

COMMUNITY DEVELOPMENT:

The following resolution was submitted for approval.

RESOLUTION SETTING A PUBLIC HEARING FOR THE CLASS C LIQUOR LICENSE APPLICATION FROM CLUB EMPIRE ENTERTAINMENT, LLC.

BE IT RESOLVED that the Highland Park City Council hereby sets a public hearing on the application from Club Empire Entertainment, LLC for a Class C Liquor License, and be it

FURTHER RESOLVED that the hearing will be held at 12050 Woodward on Monday, October 19, 2015 at 7:15 p.

Moved by Council Pro Tem Lewis
Supported by Councilmember McClary

To set a Public Hearing at 12050 Woodward on the Class C Liquor License Application for Club Empire Entertainment, LLC. Yeas (5), Nays (0), Absent (0).

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The following resolution was submitted for approval.

RESOLUTION TO APPROVE AN AMENDMENT TO THE AGREEMENT BETWEEN THE CITY OF HIGHLAND PARK AND STORAGE OPERATIONS LLC REGARDING THE TREE FARM PROPERTY LOCATED IN ROCHESTER HILLS, MICHIGAN

BE IT RESOLVED that the Highland Park City Council hereby approves an amendment to the Lease Agreement between the City of Highland Park and Storage Operations LLC extending the Due Diligence Period.

Moved by Council Pro Tem Lewis

Council President Woodard relinquished his chair to support.

To approve the amendment to the Tree Farm Agreement between the City of Highland Park and Storage Operations LLC. Yeas (3), Nays (2) Councilmember Moore and Councilmember Patrick, Absent (0).

Council President returned as chair.

LEGAL DEPARTMENT:

The following resolution was submitted for approval.

RESOLUTION AUTHORIZING THE ENGAGEMENT OF FOLEY AND MANSFIELD PLLC TO REPRESENT THE CITY OF HIGHLAND PARK IN THE MATTER OF LEATHIA NELSON VS. CITY OF HIGHLAND PARK ET AL.

BE IT RESLOVED that the Highland Park City Council hereby approves the engagement of Foley & Mansfield, PLLC located at 130 E. Nine Mile Road, Ferndale, Michigan 48220 to serve as co-counsel for the City of Highland Park in the matter of Leathia Nelson v. City of Highland Park et al, in an amount not to exceed \$50,000.00.

Moved by Councilmember McClary
Supported by Council Pro Tem Lewis

To authorize the engagement of Foley & Mansfield, PLLC as co-counsel in the matter of Leathia Nelson v. City of Highland Park.

POLICE DEPARTMENT:

The following resolution was submitted for approval.

BE IT RESOLVED that the Highland Park City Council authorizes the purchase of one 2016 Chevrolet Tahoe PPV for the Highland Park Police Department in the amount not to exceed thirty thousand five hundred dollars (\$35,000) to be paid in full from Forfeiture Funds.

Moved by Councilmember McClary
Supported by Pro Tem Lewis

To approve the purchase of one 2016 Chevrolet Tahoe PPV from forfeiture Funds in an amount not to exceed Thirty Five Thousand dollars (\$35,000). Yeas (5), Nays (0), Absent (0).

PUBLIC WORKS DEPARTMENT:

The following resolution was submitted for approval.

RESOLUTION AUTHORIZING AN AGREEMENT BETWEEN THE CITY OF HIGHLAND
PARK AND HAYES LAND CORP FOR THE SEWER REPAIR PAVEMENT
RESTORATION IN THE CITY OF HIGHLAND PARK

BE IT RESOLVED that the Highland Park City Council hereby authorizes an agreement between the City of Highland Park and Hayes Land Corp for Sewer Repair and Pavement Restoration Services in an amount not to exceed Sixty Seven Thousand Nine Hundred Dollars (\$67,900.00).

Moved by Councilmember McClary
Supported Bu Councilmember Moore

To authorize an Agreement between the City of Highland Park and Hayes Land Corporation for Sewer Repair and Pavement Restoration in an amount not to exceed Sixty Seven Thousand Nine Hundred Dollars (\$67,900).

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The following resolution was submitted for approval.

RESOLUTION AUTHORIZING AN AGREEMENT BETWEEN THE CITY OF HIGHLAND
PARK AND HAYES LAND CORP FOR THE REMOVAL OF HAZARDOUS TREES IN THE
CITY OF HIGHLAND PARK

BE IT RESOLVED that the Highland Park City Council hereby authorizes an agreement between the City of Highland Park and Hayes Land Corp for Hazardous Tree Removal in an amount not to exceed Fifty Five Thousand Eight Hundred Dollars (\$55,800.00).

Moved by Councilmember McClary

Supported by Council Pro Tem Lewis

To authorize an Agreement between the City of Highland Park and Hayes Land Corporation for Hazardous Tree Removal in an amount not to exceed Fifty Five Thousand Eight Hundred Dollars (\$55,800). Yeas (5), Nays (0), Absent (0).

FIRE DEPARTMENT:

The following resolution was submitted for approval.

RESOLUTION AUTHORIZING THE AGREEMENT BETWEEN BRYX INC AND THE CITIES OF DETROIT, HIGHLAND PARK AND HAMTRAMCK, MICHIGAN.

BE IT RESOLVED that the City of Highland Park City Council hereby approves the agreement between Bryx, Inc. and the cities of Detroit, Highland Park and Hamtramck for the Bryx 911 Firehouse Alerting System in the amount not to exceed \$355,000 to be paid from Competitive Grant Assistance Program.

Moved by Councilmember McClary
Supported by Council Pro Tem Lewis

To authorize the Agreement between Bryx, Inc. and the cities of Detroit, Highland Park and Hamtramck for a Firehouse Alerting System in an amount not to exceed Three Hundred Fifty Five Thousand Dollars (\$355,000) from Competitive Grant Assistance Program (CGAP) funds. Yeas (5), Nays (0), Absent (0).

CITY COUNCIL AFFAIRS:

The following resolution was submitted for approval by Council Member McClary.

A RESOLUTION TO SUPPORT MANUFACTURING PROCESSES BY INTERSTATE TRAVELER COMPANY, LLC

Whereas, in accordance with Section 5-3 of the Charter for the City of Highland Park, The Highland Park City Council held a regularly scheduled workshop meeting on September 21, 2015. (“Council”); and under the opening meetings act of Michigan, sec. 15.263 (1) was open to the public.

Whereas, on August, 18 of 2014, at the time and date specifies above, Interstate Traveler Company, LLC (“Interstate”), through its representative Justin Sutton, founder and managing partner, and Jim M. Jung, CEO, appeared and did present their manufacturing and alternative energy source position to the council and public at large;

Whereas, the presentation and the intent of the Interstate Traveler project to create clean energy sourced manufacturing jobs by building a hydrogen powered trail in the city of Highland Park,

Michigan and abroad, would be advantageous to the city and its citizens and ultimately the world;

Whereas, the manufacturing facility in the city of Highland Park, would provide innumerable green sustainable energy jobs, through its manufacturing processes, in building an elevated maglev (magnetic levitation) rail mass transit system that is based upon a conduit cluster concept powered by hydrogen and solar power , abroad and in the city of Highland Park;

Whereas, the proposed rail project by the Interstate Traveler in the city of Highland Park would simultaneously produce, store, and distribute hydrogen, as an alternative energy source;

Whereas, the proposed hydrogen powered train and scaled to fit rail project by Interstate for the city of Highland Park, reliant on further due diligence by the city and Interstate would use existing and abandoned right of ways or would be built along other appropriate lands;

Whereas, the proposed manufacturing processes of the hydrogen powered train would provide certain incentives to the city of Highland Park, as would be more fully described through further agreement with the city of Highland Park and Interstate;

Whereas, Section. 6-1 sets forth the General Powers and Duties of the Council. More specifically; all powers of the City shall be vested in the Council, except as otherwise provided by law or by this Charter, and the Council shall provide for the exercise thereof by ordinance, resolution or otherwise and for the performance of all duties and obligations imposed on the City by law. It shall have and exercise all Municipal powers in the management and control of City property and in administration of City government whether such powers and expressly enumerated or not, and do any act to advance the interests of the City, the good government and prosperity of the City and its inhabitants and pass all laws and ordinances relating to Municipal concerns subject to the Constitution and general laws. The Council shall be the legislative body of the City, shall function and determine policies as an integrated body and shall not delegate powers or determinations to committees of its members.

Whereas, Section. 3-1 of the Highland Park City Charter entitled, “General Powers”, states the following: unless otherwise provided or limited in this Charter, the City shall possess and be vested with all powers, privileges, and immunities, expressed or implied, which cities are, or hereafter may be permitted by law to exercise or include in their charters. The enumeration of particular powers, privileges, or immunities in this section or elsewhere in this Charter shall not be held to be exclusive. These powers shall include those set forth at length in Act 279 of 1909, Act 94 of 1933, and all other laws of general applicability of the state, as now or hereafter provided, as though quoted at length herein. The City shall have power to manage and control the finances, rights, interests, building, and property, to enter into contracts, to do any act to advance the interest, good government, and prosperity of the City and its inhabitants, and to protect the public peace, morals, health, safety and general welfare, and to prevent vice and immorality. In the exercise of such powers, the City may enact ordinances, rules, regulations, and take such other action as may be required, not inconsistent with law;

Whereas, Section. 3-5 of the Highland Park City Charter entitled “Public Services”. State the following: The City shall have power to acquire, construct, provide, operate, maintain, extend, improve, encumber, and dispose of, either within or without the City or the County of Wayne,

any and all public services, utilities, facilities, buildings and structures for the rendering of public service to its inhabitants and other persons,

Whereas, the Highland Park City Council on behalf of the residents of Highland Park in concert with good governance and for the advancement of the City of Highland Park supports the development, implementation and installation of a hydrogen powered train in the city of Highland Park by Interstate Traveler Company, LLC as the lead effort to restore, reopen and improve the Highland Park water Works, pursuant to further due diligence by both the City of Highland Park and Interstate Traveler Company, LLC; supports without reservation the manufacturing processes and/or a facility to manufacture the hydrogen powered train and rail on behalf of the Interstate Traveler Company, LLC in the city of Highland Park under a Public Private Partnership that will pay 50% Net Revenue to the City of Highland Park in service to the greater Highland Park community.

NOW THEREFORE, BE IT RESOLVED THAT:

The City Council of Highland Park approves and supports the foregoing resolution as stated:

Moved by Councilmember McClary
Supported by Councilmember Moore

To approve the above resolution. Yeas (3), Nays (2) Council Pro Tern Lewis and Council President Woodard, Absent (0).

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Councilmember Moore inquired about the status of the reimbursement requested by Kursheed Ash-Shafii for a house he purchased that was not his.

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The following resolution was submitted for approval by Council Member Patrick.

RESOLUTION AUTHORIZING CITY COUNCIL APPROVAL TO ESTABLISH A LOCAL HISTORIC DESIGNATION AND DISTRICT ORDINANCE FOR THE FORD HIGHLAND PARK PLANT ENTITLED THE "FORD HIGHLAND PARK HISTORIC DISTRICT"

WHEREAS the City Council, through its approval process, approved and created the Ford Highland Park Historic District Study Committee on October 21st, 2013 and

WHEREAS the Ford Highland Park Historic District Study Committee requested approval of the report and ordinance at the August 4th 2014, City Council Meeting and

WHEREAS the aforementioned site is globally recognized by historic marker as the 'Home of the Model T, and

WHEREAS the aforementioned site is globally recognized as the 'birthplace" of the Assembly Line and was celebrated as such in 2013, and

WHEREAS the Ford Highland Park site was singled out as one of the Top Ten Buildings that Changed America on the PBS special television show entitled ' *10 Buildings that Changed America*' which premiered on May 8th, 2013 and

WHEREAS the City of Highland Park has an obligation to protect its globally significant past by protecting and preserving this site, now

THEREFORE BE IT RESOLVED that the Highland Park City Council hereby adopts and approves the creation of an historic district entitled the 'Ford Highland Park Historic District' as recommended by the Ford Highland Park Historic District Study Committee and the Highland Park Planning Commission.

Moved by Councilmember Patrick
Supported by Councilmember Moore

To approve the above resolution. Yeas (3), Nays (2) Council Pro Tern Lewis and Council President Woodard, Absent (0).

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Moved by Council President Woodward
Supported by Councilmember McClary

To rename Cottage Grove Street to Jackie Wilson Lane. Yeas (4), Nays (1) Councilmember Moore, Absent (0).

*

Moved by Council Pro Tern Lewis
Supported by Councilmember Moore

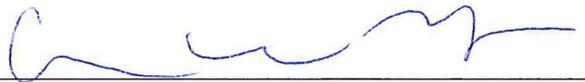
To rename Hamilton Avenue, between Kendall and Geneva, Bishop Morris Thomas, Sr. Avenue. Yeas (5), Nays (0), Absent (0).

Moved by Council Pro Tern Lewis
Supported by Council Member Patrick

To adjourn this meeting; motion carried, meeting adjourned 9:25 p.m.

CERTIFICATE

I, hereby certify that the attached is a copy of the minutes of a Regular Meeting held on the 21st day of September 2015 and that said minutes are available for public inspection at the address designated on the posted public notice.



Cidia Wicker-Brown, Deputy City Clerk