

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

**November 21, 2022**

Council convened at 7:00 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.

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**APPROVAL OF AGENDA**

Moved by Councilmember Armstrong  
Supported by Council Pro Tem Patrick

To approve the agenda with the renumbering of items beginning at Community Development.  
Yeas (5), Nays (0), Absent (0).

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**APPROVAL OF MINUTES**

Moved by Councilmember Armstrong  
Supported by Council Pro Tem Patrick

To approve the minutes of the In-Person and Virtual Regular Meeting held October 17, 2022.  
Yeas (5), Nays (0), Absent (0).

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Moved by Councilmember McDonald  
Supported by Councilmember Armstrong

To approve the minutes of the In-Person and Virtual Special Meeting held October 27, 2022.  
Yeas (5), Nays (0), Absent (0).

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**ORDINANCE  
11-21-22 V a**

The following ordinance was submitted for final reading and adoption.

**ORDINANCE NO. 208.11**

An ordinance to amend the Highland Park Administrative Code, Chapter 208, by adding section

208.11 to adopt policies and procedures for the sale of real property, other than vacant lots. WHEREAS, the City of Highland Park desires to amend a local ordinance by adopting policies and procedures for the sale of real property, other than vacant lots; and

WHEREAS, the Charter for the City of Highland Park provides that the City 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 its inhabitants.

**NOW, THEREFORE, THE CITY OF HIGHLAND PARK ORDAINS:**

208.11 POLICY RE THE PURCHASE, SALE, GIFT OR LEASE OF REAL PROPERTY

- (a) Whenever city real estate is no longer required for corporate or public purposes, except any park, or part thereof, except where a park is no longer required under an official master plan, such real estate may be sold or leased upon the affirmative vote of four or more members of the City Council. The City may sell or lease city-owned real property using one or more of the following methods: public auction, negotiated sale, listing with real estate broker pursuant to guidelines established by the Administration, solicitation of sealed bids, or request for proposals. In all cases, the Administration may develop the disposition strategies, policies, and procedures to facilitate the sale of city-owned real estate.
- (b) Private Property under City Control. The City shall acquire by purchase, gift, condemnation, tax reversion or otherwise, real property, and interests in real property, within the corporate limits of the City, for any public use, purpose, improvement or service within the scope of its powers and to encumber or dispose of the same.
- (c) *Auctions.* The City may auction residential property owned by the City as the need arises.
  - a. Individuals may bid on no more than three (3) residential properties per auction, and highest bidder shall become the Purchaser.
  - b. The City shall have the right to negotiate with the Purchaser a minimum sum to be spent on rehabilitation.
  - c. The Purchaser must board up and otherwise secure the property within 14 days of purchase and keep secure before, during and up to the completion of any project.
  - d. Rehabilitation of each property must commence within six (6) months of the date of purchase, and the entire rehabilitation completed within one (1) year from the date of purchase. If Purchaser does not complete the residential renovations within one (1) year, the property will automatically revert to the City, unless the City, at its sole discretion, grants an extension to Purchaser.
  - e. Residential lots with structures - Residential lots with existing structures are categorized in two classifications:
    - i. Demolish - Residential lots have structures on them that require demolition may be purchased. Within 30 days after closing the purchaser must:
      - 1. Provide the City a copy of an executed demolition contract from a licensed contractor showing that the structure will be demolished within 180 days after closing.
      - 2. Provide a copy of a demolition permit from the State of Michigan.
      - 3. After completion of demolition, secure and maintain the property thereafter.
    - ii. Rehabilitation - Residential lots that have structures on them that will be purchased for personal residential living are subject to the

following:

1. They will be required to enter into a purchase agreement.
  2. They will be required to secure the property and remove any debris within 14 days after closing.
  3. They will be required to provide the City proof of a certificate of occupancy within 12 months after closing. Where proof of significant repair progress has been made, but work is not complete, with reasonable proof and explanation, the City may, at its sole discretion, extend the 12-month deadline.
  4. Violation of the purchase agreement of any kind may subject the property to revert back to the City
- f. Commercial lots with structures - Commercial lots with existing structures are categorized in two classifications:
- i. Demolish - Commercial lots that have structures on them that require demolition may be purchased. Within 30 days after closing the purchaser must:
    1. Provide the City a copy of an executed demolition contract from a licensed contractor showing that the structure will be demolished within 180 days after closing.
    2. Provide a copy of a demolition permit from the State of Michigan.
    3. After completion of demolition, secure and maintain the property thereafter.
  - ii. Rehabilitation - Commercial lots that have structures on them that will be purchased for commercial uses are subject to the following:
    1. They will be required to enter into a purchase agreement.
    2. They will be required to secure the property and remove any debris within 14 days after closing.
    3. They will be required to provide the City proof of a certificate of occupancy within 12 months after closing. Where proof of significant repair progress has been made, but work is not complete, with reasonable proof and explanation, the City may, at its sole discretion, extend the 12-month deadline.
    4. Violation of the purchase agreement of any kind may subject the property to revert back to the City
- g. For individuals/businesses purchasing commercial lots with structures, the following conditions apply:
- i. The Purchaser must submit an Offer to Purchase Application and pay a \$25 non-refundable fee.
  - ii. The Purchaser shall submit to the Real Estate Division at the time of his or her request for purchase a notarized statement of a development plan. The purchaser shall also be in compliance with Zoning and Community Development Policy.
  - iii. Purchaser must maintain the commercial lot with structure in accordance with city ordinance.
  - iv. Purchasers cannot owe personal or corporate past due taxes, unpaid blight bills nor unpaid water bills; and/or any other indebtedness to the City.
  - v. Not have any code violations within the past 18 months.
  - vi. Secure the lot with structure, remove debris and maintain the land within 14 days after closing;
  - vii. If not current, Purchaser must pay the annual taxes on the property and stay current on water bills after purchase.
  - viii. Commercial property located in strategic areas, or properties that the

City expects will be in high demand or receive more than one bid are generally publicly marketed or packaged as part of a Request for Proposals (RFP). During the public marketing or RFP process, the City's real estate committee will make disposition decisions based on offered purchase price, the use proposed, and the determined capacity of the potential purchaser.

- h. Upon completion, the City shall certify the property prior to allowing occupancy or resale.
  - i. Purchaser is not eligible to purchase property if any of the following conditions exist:
    - i. Previously owned the property.
    - ii. Currently owes property taxes or other indebtedness to the City (i.e., water bills, tickets, tax liens, etc.)
    - iii. Failure to maintain property.
    - iv. Has outstanding code, policy or ordinance violations
- (d) Development Agreements. The City may enter into development agreements to renovate residential properties with any developer seeking to purchase a minimum of twenty-five (25) properties.
- a. Developer must provide a project plan that the City deems suitable for the benefit of the public's interest.
  - b. Developer must invest a minimum of \$30,000 - \$100,000 into each property, as determined by the Administration and approved by the City Council. If the approved investment is not realized, the City may fine the Developer an agreed-upon amount, unless good cause is shown.
  - c. Developer shall provide adequate proof of funds equal to fifty percent (50%) of the total projected cost of the rehabilitation prior to signing a development agreement.
  - d. Any properties subject to a development agreement shall be excluded from any city auctions.
  - e. The City may support the development project with letters of support and grant applications to government entities; however, the City shall not incur any financial obligation or liability.
  - f. Once ownership of the property is finalized, all taxes, water and sewerage bills become the responsibility of the Developer.
  - g. Development and rehabilitation on each property shall commence within six (6) months of purchase and must be completed within two (2) years from the date of purchase. Residential renovations not completed within two (2) years will automatically revert to the City, unless the City, at its sole discretion, grants an extension to Developer.
  - h. Once rehabilitation is complete, Developer may only sell or rent the property to owner- occupants.
  - i. Developer may request an Option to hold property from being sold for a due diligence period starting at 3 months not to exceed 6 months. When, after recommendation by the Administration, the City Council determines that it is not a detriment to the City, Developer may pay a non-refundable fee of \$500, to hold the property. If an Option is granted, Developer must secure and maintain the property by:
    - i. Boarding all broken or missing windows and doors of structural improvements, if any;

- ii. Securing all openings of structural improvements, if any, to prevent entry of unauthorized persons;
  - iii. Clearing the property of trash and debris and continuing to remove such trash and debris as needed;
  - iv. Ensuring that the grass is neatly edged and does not exceed 6 inches;
  - v. Trimming all trees, shrubs, and other plant life as needed; and
  - vi. Maintaining all sidewalks and other paved portions of the vacant lot clear of snow and ice in a manner that makes it safe for pedestrians and within the timeframe currently required under City regulations.
  
- (e) When, after recommendation by the Administration, the City Council determines that it is in the best interest of the City, real property acquired by the City through tax reversion may be disposed of by one, or a combination of more than one, of the following methods, as determined appropriate by the Administration, on a case-by-case basis: listing with real estate broker; auctions; solicitation of sealed bids; negotiated sale; or request for proposals. The Administration shall submit the offer, which he or she deems to be in the best interests of the City, together with his or her recommendation, to the City Council for action.
  
- (f) This section shall not apply to real estate purchased pursuant to a United States Department of Housing and Urban Development program.
  
- (g) All sales of real estate shall be for cash, except that the City may sell on executory land contract if four or more members of the City Council shall vote in favor thereof, provided that in no case shall the contract be for a term of more than five (5) years, nor for less than thirty (30%) percent down; and provided further that the balance owing on the contract shall be paid in monthly or quarterly installments, whichever the City Council shall approve, and shall bear interest at a rate to be determined by the City Council on the unpaid balance. Such contract shall have such other provisions, as the City Council shall approve on the advice of the City Attorney.
  
- (h) Transactions involving the purchase, sale, gift or lease of real property shall be authorized by City Council resolution. Offers to purchase and proposals to sell city-owned property shall be reviewed by the City Attorney and a recommendation made concerning:
  - a. The sufficiency of the consideration.
  - b. The public purpose involved in the land transaction.
  
- (i) The following factors shall be considered and identified by the Administration and approved by the City Attorney prior to making any recommendation to the City Council for the purchase, sale or lease of real property:
  - a. Purchase
    - i. Identification of the public purpose involved in the proposed land transaction.
    - ii. At a price which shall be not less than its market value, as determined and certified by the Assessor.
    - iii. Determination of value as reflected by any recent comparable sales in the immediate area.
    - iv. Obtaining an outside appraisal or opinion of value if recommended by the City Attorney or requested by the City Council.

- v. Transaction upon a negotiated purchase price or through condemnation, if authorized by separate Council resolution.
- b. Sale
  - i. Identification of the public purpose involved in the proposed land transaction.
  - ii. At a price which shall be not less than its market value, as determined and certified by the Assessor.
  - iii. Advertising and/or posting the property if two or more persons have indicated an interest in the property, the property has a general utility, or the City Council requests the property be advertised.
  - iv. Examining the use to which the property can or will be put and the cost of acquisition, demolition and improvement.
  - v. Sale to the highest bidder. Consideration to include dollar offer and such other items as identified by the City Attorney that represent a legal obligation to the City and value assigned thereto. The City shall reserve the right to reject all bids.
- c. Lease
  - i. Identification of the public purpose involved in the proposed land transaction.
  - ii. At a price which shall be not less than its market value, as determined and certified by the Assessor.
  - iii. As lessor, advertising and/or posting the property if two or more persons have indicated an interest in the property or the property has general utility or the City Council requests that the property be advertised.
  - iv. As lessee, the lease fee should be based upon the above indicators of value through a negotiated lease fee procedure.

These rules of procedure shall be construed liberally in recognition of the unique character of land transactions and the requirement that all real property transactions shall be authorized by City Council resolution. All land transactions involving city officers or employees shall be governed by applicable provisions of state law and city charter on conflicts of interest and, in any event, shall require a full disclosure of the officer or employee's interest and non-voting of the officer involved.

This shall be the 2<sup>nd</sup> reading and adoption of an amendment to Ordinance 208.11. Yeas (5), Nays (0), Absent (0).

Attorney brought to Council's attention that there is a revised draft of 208.11 and asked that the adoption of this amendment be rescinded.

Moved by Councilmember McDonald  
Supported by Council Pro Tem Patrick

To rescind the adoption of the amendment 208.11. Yeas (5), Nays (0), Absent (0).

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## 11-21-22 V b

The following amendment to ordinance 874 (Street Vendors) was submitted for final reading and adoption.

## **874.02 LOCATION**

All vendors, after being approved by City Council, are allowed to vend city wide except for the following zoned areas: R-1(Single-Family Residential), R-UV (Urban Village), and R-IH (Historical Residential).

*\*Licensed vendors may be allowed at Block Club Party's.*

## **874.03 LICENSE REQUIRED**

No person shall engage in the business of a street vendor in the City without first obtaining a license from Council, this includes vending on both public and private property.

## **874.04 LICENSE APPLICATIONS; INVESTIGATIONS**

An application for a **new license or to renew a license** required by section **874.03** shall be made in writing to Council upon forms furnished by the City and shall be filed with the City Clerk. The application shall give all such information as may be deemed necessary for the proper enforcement of this chapter including:

1. Vendor's Application
2. Copy of Driver's License/State ID
3. Police Clearance/Background Check (at vendor's expense)
4. A brief description as to what will be sold
5. Food Handlers Certification, if applicable
6. A \$1000.00 Bond, if you are a Non-Food & Beverage Vendor
7. Commercial General Liability Insurance that names the City of Highland Park as an additional insured in an amount not less than one million dollars (\$1,000,000.00). Additional insured language must agree to defend, indemnify, and hold harmless the City of Highland Park, its officials, officers, employees, and agents against liability, claims, causes of action, judgments or expenses, including reasonable attorney fees, resulting directly or indirectly from any act or omission of the license, its employees, its subcontractors and anyone for whose acts or omissions they may be held liable, arising out of the license's use or occupancy of the public street, highway or public parking space.

## **874.06 LICENSE ISSUANCE; FEES**

When a license under this chapter has been granted, the City Clerk shall issue the same upon payment by the applicant to the City Treasurer of the following fees;

- (a) For a street vendor who uses a **food truck or food trailer**; a non-refundable fee of \$50.00 for a \$550.00 license
- (b) For a street vendor who uses a handcart, pushcart, or kiosk; a non-refundable fee of \$25 for a \$225.00 license

## **874.07 CONTENTS OF LICENSE**

A street vendor's license shall contain the applicant's name **and may contain the following:**

1. The current business address and telephone number
2. Current government-issued identification document with photo of the applicant and any designated agent or person proposed to conduct mobile vending
3. The name under which the mobile vendor will be doing business
4. A brief description of the nature of the mobile vending operation and the items to be sold, including whether the licensee will be selling food products.
5. County health permit, if applicable

6. A description of all vehicles to be used in the mobile vending operation, including the Michigan license plate number(s) and a complete copy of the current Michigan vehicle registration(s) and proof of vehicle insurance for each proposed mobile vending unit or mobile food vending unit.
7. Whether the applicant has ever had a mobile vendor license revoked or suspended and the date and jurisdiction of the denial, suspension or revocation.

**874.10 EXPIRATION OF LICENSE; HALF FEES**

- (a) A license issued under this chapter shall expire on April 30th of each year unless sooner revoked by Council for cause shown.
- (b) A license shall be issued under this chapter, after City Council approval, after May 1<sup>st</sup> of each year.
- (c) Such a license shall be issued for the last six months or less of the license year upon payment by the applicant of one-half the annual license fee.

Moved by Council Pro Tem Patrick  
Supported by Councilmember McDonald

This shall be the second reading and adoption of the amendments of Street Vending Ordinance sections 874.02, 874.04, 874.07 and 874.10. Yeas (5), Nays (0), Absent (0).

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**ADMINISTRATION**  
**11-21-22 VI a**

The following resolution was submitted for approval.

**RESOLUTION TO ACCEPT THE DETROIT AREA AGENCY ON AGING SENIOR SOLUTIONS GRANT**

Moved by Councilmember Armstrong  
Supported by Councilmember McDonald

**WHEREAS**, on August 18th, the City approved a resolution to apply for the Detroit Area Agency on Aging Senior Solutions Grant; and

**WHEREAS**, the City has been awarded a first-year grant of \$22,616 for its Friendly Reassurance Program with new funding for year 2 and year 3 based on the previous year's performance; and

**WHEREAS**, the Friendly Reassurance program provides funds to support regular contacts with seniors living independently (approximately 60-80) or others living in the six senior apartment complexes in need of companionship via the telephone and/or home visits; and

**WHEREAS**, the grant will pay for an Assistant Senior Coordinator position up to the budget, limits, while the City is obligated to pay for the current Senior Coordinator position; and

**NOW, THEREFORE, BE IT RESOLVED**, that the City accepts the Detroit Area Agency on Aging Senior Solutions Grant. Yeas (5), Nays (0), Absent (0).

\*



**11-21-22 VI b**

The following resolution was submitted for approval.

**RESOLUTION TO APPLY FOR SPARK GRANT**

Moved by Councilmember Armstrong  
Supported by Councilmember McDonald

**WHEREAS**, the Michigan Department of Natural Resources has announced a \$65 million program that helps local communities that want to create, renovate, or redevelop public outdoor opportunities for residents and visitors; and

**WHEREAS**, this program will provide safe, accessible public recreation facilities and spaces to improve people's health, introduce new recreation experiences, build on existing park infrastructure and make it easier for people to enjoy the outdoors; and

**WHEREAS**, grants will range from \$100,000 to \$1,000,000; and

**WHEREAS**, the grant requires public input before deciding which projects will be most beneficial to the City; and

**NOW, THEREFORE, BE IT RESOLVED**, that the City approves applying for a SPARK grant.  
Yeas (5), Nays (0), Absent (0).

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**COMMUNITY DEVELOPMENT  
11-21-22 VII**

The following resolution was submitted for approval.

**RESOLUTION TO SELL THE VACANT COMMERCIAL SIDE LOT AT  
53 VICTOR TO THE ADJACENT PROPERTY OWNER AT 65 VICTOR**

Moved by Councilmember Armstrong  
Supported by Councilmember McDonald

**WHEREAS**, The City of Highland Park holds in its inventory a surplus of City- owned parcels that are 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 parcel owner of the vacant commercial side lot at 53 Victor; and

**WHEREAS**, the adjacent parcel owner would like to maintain and secure the lot from trespassers; and

**WHEREAS**, the City's Assessor has given an estimated market value without the property being properly marketed for \$3,000; and pursuant to the City Charter the City Assessor has the exclusive authority to establish the value; and

**WHEREAS** upon the payment of all remaining fees (all others 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

**NOW, THEREFORE, BE IT RESOLVED**, that the City Council approves the sale of the vacant commercial lot located in Highland Park, MI at the cost of \$3,000. Yeas (5), Nays (0), Absent (0).

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**FINANCE**

**11-21-22 VIII a**

Moved by Council Pro Tem Patrick  
Supported by Councilmember Armstrong

To receive and file the monthly financial statement September 30, 2022. Yeas (5), Nays (0), Absent (0).

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**11-21-22 VIII b**

Moved by Council Pro Tem Patrick  
Supported by Councilmember Armstrong

To receive and file the monthly financial statement September 30, 2022. Yeas (5), Nays (0), Absent (0).

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**LEGAL**

**11-21-22 IX a**

Moved by Councilmember McDonald  
Supported by Councilmember Armstrong

To recess the Regular meeting to go into Closed Session. Yeas (5), Nays (0), Absent (0). Meeting recessed at 7:20 p.m.

Moved by Council Pro Tem Patrick  
Supported by Councilmember Armstrong

To reconvene Regular meeting. Yeas (5), Nays (0), Absent (0). Meeting reconvened at 7:49 p.m.

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**11-21-22 IX b**

The following resolution was submitted for approval.

**RESOLUTION TO APPROVE THE SETTLEMENT OF THE LAWSUIT OPELTON  
PARKER V CITY OF HIGHLAND PARK, ET AL**

Moved by Councilmember Armstrong

**WHEREAS**, that Opelton Parker has filed civil action Case No.18-cv-12038 in the United States District Court Eastern of Michigan alleging Civil Violations by the City of Highland Park; **and**,

**WHEREAS**, the City of Highland Park's insurance carrier has conducted its review and desires to settle this case without any admissions of liability; **and**,

**WHEREAS**, settlement is in the best interest of the City

**NOW, THEREFORE, BE IT RESOLVED**, that the City of Highland Park Approves the settlement of this matter under the terms and conditions set forth in the United States District Court records.

**\*\* Item died, lack of support\*\***

\*

**11-21-22 IX c**

The following resolution was submitted for approval.

**RESOLUTION TO APPROVE THE SETTLEMENT OF THE LAWSUIT MICHAEL NIEWOLAK V CITY OF HIGHLAND PARK, ET AL**

Moved by Councilmember Armstrong  
Supported by Councilmember McDonald

**WHEREAS**, that Michael Niewolak has filed civil action Case No.22-cv-12246 in the United States District Court Eastern of Michigan alleging Civil Violations by the City of Highland Park; **and**,

**WHEREAS**, the City of Highland Park's insurance carrier has conducted its review and desires to settle this case without any admissions of liability; **and**,

**WHEREAS**, settlement is in the best interest of the City

**NOW, THEREFORE, BE IT RESOLVED**, that the City of Highland Park Approves the settlement of this matter under the terms and conditions set forth in the United States District Court records. Yeas (2) McDonald and Armstrong, Nays (3) Clyburn, Patrick and Bates, Absent (0).

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**PUBLIC WORKS  
11-21-22 X**

The following resolution was submitted for approval.

**BACKFLOW REPAIRS AT 13233 HAMILTON**

Moved by Councilmember Bates  
Supported by Councilmember McDonald

**WHEREAS**, on October 3, 2022, the City approved hiring the John Green Company to investigate emergency plumbing repairs at 13233 Hamilton based on water pouring into the building whenever it

rained; and

**WHEREAS**, Tremco did an x-ray of the roof and found issues and made temporary repairs to twelve areas; and

**WHEREAS**, during their inspection, the John Green Company identified internal plumbing leaks associated with backflow issues; and

**WHEREAS**, the John Green Company submitted a bid to repair all backflow issues for a cost of \$9,080; and

**NOW, THEREFORE, BE IT RESOLVED** that the City approves hiring the John Greene Company to repair backflow issues at 13233 Hamilton at a cost not to exceed \$9,080. Yeas (5), Nays (0), Absent (0).

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**TREASURER**  
**11-21-22 XI**

The following resolution was submitted for approval.

**RESOLUTION TO APPROVE THE PROPOSED MILLAGE RATE FOR A LEGAL JUDGEMENT THAT WAS ORDERED TO THE DECEMBER 1, 2022 PROPERTY TAX ROLL**

Moved by Councilmember McDonald  
Supported by Councilmember Armstrong

**WHEREAS**, the City of Highland Park received a court ordered judgment on May 4, 2016 totaling \$579,555.60 plus daily interest back to October 20, 2010 be levied on the tax rolls; and

**WHEREAS**, the City of Highland Park made periodic payment while challenging the interest component of the judgement; and

**WHEREAS**, the City of Highland Park received a verdict on October 19, 2017 denying their challenge related to the payment of judgement interest and was ordered to pay the outstanding balance of \$118,309.31 plus interest until paid in full; and

**WHEREAS**, the City of Highland Park received an additional court order on May 10, 2022 requiring the unpaid balance from the May 4, 2016 judgment plus accruing interest be immediately placed on the July 1, 2022 tax rolls and all subsequent tax rolls until paid in full; and

**WHEREAS**, the City of Highland Park estimates the amount of mills needed to pay the balance of the judgement on full to be 1.1175 mills

**NOW, THEREFORE, BE IT RESOLVED** that the Highland Park City Council approves the legal judgement millage rate of 1.1175 mills and those mills be placed on the December 1, 2022 tax rolls as required by court order

**BE IT FINALLY RESOLVED** that a copy of this resolution becomes a part of the official records of the City of Highland Park. Yeas (2) Clyburn and Armstrong, Nays (3) Patrick, McDonald and Bates, Absent (0).

\*There were comments from City Treasurer Janice Taylor-Bibbs and City Administrator Cathy Square about the millage being placed on the tax rolls by court order and gave the background on the original judgement.

Moved by Councilmember McDonald  
Supported by Councilmember Armstrong

To reconsider the above resolution. Yeas (3) Clyburn, McDonald and Armstrong, Nays (2) Patrick and Bates, Absent (0).

Moved by Councilmember McDonald  
Supported by Councilmember Armstrong

To approve the proposed millage rate for a legal judgement that was ordered to the December 1, 2022 property tax roll. Yeas (3) Clyburn, McDonald and Armstrong, Nays (2) Patrick and Bates, Absent (0).

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## **WATER 11-21-22 XII**

The following resolution was submitted for approval.

### **A RESOLUTION FOR THE SUBMITTAL OF THE 2022 STATE HIGH WATER INFRASTRUCTURE GRANT PROGRAM TO THE STATE OF MICHIGAN DEPARTMENT OF ENVIRONMENT, GREAT LAKES, AND ENERGY (EGLE) BY THE CITY OF HIGHLAND PARK ENGINEERING DEPARTMENT**

Moved by Councilmember Bates  
Supported by Councilmember McDonald

**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**, this grant program will provide infrastructure and planning grants that directly address the impacts and vulnerabilities presented by severe weather events, with a focus on projects that address flooding, coastline erosion, urban heat, and storm water management; and

**WHEREAS**, to meet some of the eligible activities, the Engineering Department will develop feasibility studies or engineering plans for nature-based and green infrastructure projects that address climate and storm resiliency on city owned right-of-way or parcels; and

**WHEREAS**, to meet some of the eligible activities, the Engineering Department, in coordination with the Department of Public Works and Parks and Recreation, will potentially use this for additional tree planting projects and/or separating stormwater and sewer lines, focusing in areas of repeated basement flooding; and

**WHEREAS**, to meet some of the eligible activities, the Engineering Department will consider possible relocation and protection of critical infrastructure (e.g., roads, sewer, water line) using nature based and climate resilient principles; and

**WHEREAS**, the Engineering 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 2022 State High Water Infrastructure Grant Program requesting a total of \$1,500,000 to the State of Michigan Department of Environment, Great Lakes, and Energy (EGLE) before November 30, 2022. Yeas (5), Nays (0), Absent (0).

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#### **11-21-22 XII b**

The following resolution was submitted for approval.

#### **A RESOLUTION TO ADOPT THE FY2023 WATER DEPARTMENT BUDGET AND RATES AS REQUESTED BY THE WATER DEPARTMENT**

Moved by Council Pro Tem Patrick  
Supported by Councilmember Bates

To remove this item as requested by the Director of the Water Department. Yeas (5), Nays (0), Absent (0).

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#### **ADJOURNMENT**

Moved by Council Pro Tem Patrick  
Supported by Councilmember Armstrong

To adjourn the meeting, motion carried, meeting adjourned at 8:36 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 21<sup>st</sup> of November 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