

REGULAR MEETING
OF THE COUNCIL
CITY OF SOUTHFIELD

March 30, 2009

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REGULAR MEETING
OF CITY COUNCIL
CITY OF SOUTHFIELD

MINUTES

March 30, 2009

The meeting of the Council convened at 7:00 p.m. in the Council Chambers of the Municipal Building, 26000 Evergreen Road, Southfield, Michigan, with Council President Donald Fracassi in the Chair. PRESENT: Council Members: Donald Fracassi, Myron Frasier, Sylvia Jordan, Sidney Lantz, Bill Lattimore, Joan Seymour. EXCUSED: Kenson Siver. ALSO PRESENT: City Clerk Nancy Banks, City Administrator James Scharret and Assistant City Attorney Susan Ward-Witkowski. There being a quorum, Council was in session. The meeting began with the Pledge of Allegiance.

The first item on the agenda was a presentation of the Annual Youth Community Service Awards by Barbara Seldon, Chairperson of the Dr. Martin Luther King, Jr. Taskforce.

Ms. Seldon thanked the Mayor and Council for the opportunity to formally present the first annual youth service awards during the Council meeting. She recognized Pat Wiley for her vision and Marilyn Hobbs for her forethoughtfulness, organizational skills and guidance of the City's youth. She asked Mayor Lawrence and Ms. Wiley to say a few words.

Mayor Lawrence thanked the members of the committee for their volunteerism and helping the young people. She thanked the youth for putting their thoughts on paper and for their dedication.

Ms. Wiley stated that they are passing the baton to the youth. It is time for the youth to continue the work. The youth have pledged to give their time for the next two years to help the City and the School District. The committee is looking for well versed youth who can take the reins and run with it.

Ms. Seldon noted that three of the award winners were unable to attend the meeting. She then asked the winners to step forward when she called their name. The following young people were recognized: Briana Elledge, Amber Erby, Dominique Gillespie, Amber Hobbs, Naiyah Johnson, Sarah Marshall, Clare Luckey, Terrell Mitchell, Nicolle Rashliegh, Rachel Webb, Austin Echols, Katrina Carson, Blake Carthan, Milayla Clemons, Michelle Guinyard, Anne Gunderson, Zoe Haynes, Ashley Hinton, Chatoris Jones, Sydney Jones, Aubrey Kelly, Bryan Lewis, Henry Ward, Melanie Ware, Patrice Wiley, Le'Artis Allen, James Burdette IV, Danielle Busby, Tamika Cross, Gary Davis, and Danielle Wright.

Councilwoman Jordan stated that it was a pleasure to see the young people excelling and thanked Council for allowing them to be recognized during a Council meeting.

Council President Fracassi thanked the parents of the winners for being a positive role model in their child's life.

Next was the approval of the minutes of the Regular Meeting (conducted as a Committee-of-the-Whole) of March 2, 2009, the Regular Meeting of March 9, 2009 and the Regular Meeting (conducted as a Committee-of-the-Whole) of March 9, 2009.

2009.56 Motion by Frasier; seconded by Jordan.

RESOLVED: that Council does hereby approve the minutes of the Regular Meeting (conducted as a Committee-of-the-Whole) of March 2, 2009, the Regular Meeting of March 9, 2009 and the Regular Meeting (conducted as a Committee-of-the-Whole) of March 9, 2009.

Motion passed unanimously.

Next on the agenda was a Request for Recognition from Nebal Yazjie.

Council President Fracassi stated that City Clerk Nancy Banks, Building Official Wayne Jewell and Planning Director Nik Banda have asked that the item be postponed until the next meeting so they could have an opportunity to meet with Mr. Yazjie.

2009.57 Motion by Lantz; seconded by Jordan.

RESOLVED: that Council does hereby postpone the Request for Recognition of Nebal Yazjie until the next Regular Meeting.

Motion passed unanimously.

Next on the agenda was the Consent Agenda.

CA-A Authorize the purchase of one John Deere Wheel Loader model 524K with attachments from JDE Company of New Hudson, Michigan.

CA-B Authorize the Mayor and City Clerk to execute contracts with DiClemente Siegel Design, Inc. of Southfield, Michigan, Harley Ellis Devereaux of Southfield, Michigan and THA Architects Engineers of Flint, Michigan for professional architectural services.

CA-C Approve a permit request for a fireworks display to be conducted by Zambelli Internationale Fireworks Manufacturing Company of New Castle, Pennsylvania at the Southfield Civic Center on June 22, 2009.

CA-D Authorize the Mayor and City Clerk to sign an agreement with the American Heart Association for the use of the front lawn for their annual "Heart Walk."

CA-E Approve the transfer of \$150,000 from the Library's Fund Balance to the Library's 2008/09 operating budget to facilitate disbursement of said funds for the Youth Center project.

CA-F Authorize the Mayor and City Clerk to execute a contract with G and M Enterprises of Southfield, Michigan for local street (residential) sweeping.

CA-G Schedule a public hearing for the purpose of confirming the Single Lot Special Assessment Roll for April 13, 2009.

CA-H Approve the purchase of Paper Yard Waste Bags for the Streets and Highways Department from Atlas Specialty Bags of Wyandotte, Michigan.

CA-I Authorize the Mayor and City Clerk to execute a contract with Clark's Construction, Inc. of Detroit, Michigan for the Miller Park Play Area project.

2009.58 Motion by Lattimore; seconded by Jordan.

BE IT RESOLVED: that Council does hereby authorize the purchase of one John Deere Wheel Loader model 524K with attachments, for the purchase price of \$161,352.00 from JDE Company of New Hudson, Michigan. This recommendation is being made without competitive bidding, in accordance with Chapter 8, Section 1.279(3) of the City's Code of Ordinances.

BE IT FURTHER RESOLVED: that Council authorizes the Purchasing Department to dispose of the vehicle being replaced in the manner most advantageous to the City, namely accepting the trade-in allowance of \$27,500.00, making the total purchase price \$133,852.00. Full funding is provided for this purpose in the 2008-09 Motor Pool Equipment Replacement Account (number 661-1630).

Motion passed unanimously.

2009.59 Motion by Lattimore; seconded by Jordan.

BE IT RESOLVED: that Council does hereby authorize the Mayor and City Clerk to execute contracts for professional architectural services with DiClemente Siegel Design, Inc. of Southfield, Michigan; Harley Ellis Devereaux of Southfield, Michigan and THA Architects Engineers of Flint, Michigan after review and approval as to form by the City Attorney's Office. The contract will be effective for a two year period beginning April 1, 2009 with options to extend for two additional one year periods. Funds for these services will be provided within the individual budget of the department requesting the services.

Motion passed unanimously.

2009.60 Motion by Lattimore; seconded by Jordan.

RESOLVED: that City Council does hereby grant the permit request for a fireworks display to be conducted by Zambelli Internationale Fireworks Manufacturing Company of New Castle, Pennsylvania at the Southfield Civic Center on Monday, June 22, 2009, with a rain date of June 23, 2009 or next clear night following, in accordance with Act 328, P.A. of 1931, State of Michigan, amended in Act 209 of 2006, and National Fire Protection Association standard 1123 of 2006.

Motion passed unanimously.

2009.61 Motion by Lattimore; seconded by Jordan.

RESOLVED: that City Council does hereby authorize the Mayor and City Clerk to sign an agreement with the American Heart Association for use of the front lawn of the Southfield Civic Center and related parking areas on Saturday, May 16, 2009 from 5:00 a.m. until 2:00 p.m. for the purpose of the American Heart Association's annual "Heart Walk."

Motion passed unanimously.

2009.62 Motion by Lattimore; seconded by Jordan.

BE IT RESOLVED: that on September 18, 2007, the Southfield Library Board did authorize in their resolution #07-33 the transfer of \$150,000 to the Southfield Centers for Youth for the purpose of funding the proposed Southfield Youth Center; and

BE IT FURTHER RESOLVED: that on November 18, 2008, the Southfield Library Board did authorize the City Librarian, in their resolution #08-29 to follow the appropriate procedure for the disbursement of approved funds to the Southfield Center for Youth; and

BE IT FINALLY RESOLVED: that Council does hereby authorize the transfer of \$150,000 from the Library's Fund Balance to the Library's 2008-09 operating budget to facilitate disbursement of said funds for the Youth Center project.

Motion passed unanimously.

2009.63 Motion by Lattimore; seconded by Jordan.

RESOLVED: that Council does hereby authorize the Mayor and City Clerk to execute a contract, effective April 15, 2009 through November 15, 2011, after review and approval as to form by the City Attorney's Office, for local street sweeping services with G and M Enterprises of Southfield, Michigan in the approximate amount of \$79,704 annually for the first two years and \$82,892.00 for the final year based on unit prices and estimated quantities. Funds are provided for this purpose in the 2008-09 Streets and Highways budget (account number 203-452-4528-38180) and will be provided in subsequent years' Streets and Highways budgets as Council may approve.

Motion passed unanimously.

2009.64 Motion by Lattimore; seconded by Jordan.

RESOLVED: that City Council does hereby schedule a public hearing for the Regular Meeting of April 13, 2009, for the purpose of confirming the Single Lot Special Assessment Roll.

Motion passed unanimously.

2009.65 Motion by Lattimore; seconded by Jordan.

RESOLVED: that Council does hereby award the purchase of paper yard waste bags to Atlas Specialty Bags of Wyandotte, Michigan for a one-year period, beginning April 1, 2009, for their low total bid based on unit prices and estimated quantities, in the amount of \$21,898.80, with funds provided in the 2008-09 Streets and Highways Goods for Resale account (number 101-450-4506-27450) and will be provided in the 2009-10 Streets and Highways budgets as Council may approve.

Motion passed unanimously.

2009.66 Motion by Lattimore; seconded by Jordan.

BE IT RESOLVED: that the City Council of the City of Southfield does hereby award the construction contract for the Miller Park Play Area Project to Clark's Construction, Inc. of Detroit, Michigan for their acceptable low bid of \$178,768.79; and

BE IT FURTHER RESOLVED: that funding for the construction of the project in the amount not-to exceed \$178,769.79 shall be provided from the approved 2008-09 budget from the Community Development Block Grant Program account number 250-934-3317-49740.

BE IT FINALLY RESOLVED: that the Mayor and City Clerk are hereby authorized to execute the appropriate contract documents on behalf of the City after review and approval of the documents by the City Attorney.

Motion passed unanimously.

Next on the agenda was Public Hearing "A"; the Hearing of Necessity for Special Assessment Project SW-1172; Sidewalk Repair Program, Sections 25 & 36.

Mr. Mekjian stated that this was the 20th year of the City's ongoing sidewalk maintenance program. On February 17, 2009 Council adopted Special Assessment Resolutions No. 1 and 2 for SW-1172, thus initiating the 2009 Sidewalk Repair Program. Sidewalk repairs will be done in Sections 25 & 36. There are 225 residential properties included in this year's program. The total estimated cost of the project is \$348,000. Notices were sent to all property owners along with individual estimates.

Council President Fracassi asked Mr. Mekjian to explain the financing option. Mr. Mekjian replied that residents have the option of spreading the payments out over ten years with a 3% interest rate on the unpaid balance.

Mr. Scharret noted that in 2008 because of the poor economy Council reduced the interest rate to 3%, subject to review each year based on economic conditions.

Councilman Lantz asked if any objections were received.

Roxanne Liebrock, Program Coordinator, replied that she received fewer than six complaints and had received only one strong objection. She did several re-inspections.

The public hearing was declared open.

Cynthia Hunter, 17172 Westhampton, asked how she determined if it was the owner's responsibility and not the City's.

Ms. Liebrock responded that each property is assessed differently. If the sidewalk is damaged by a city tree, fire hydrant or utility than the City covers the repair costs. If the sidewalk damage is due to natural wear and tear than the cost is the resident's responsibility. The City is paying for damage from one tree. She was not aware of a second tree at the property in question.

Council President Fracassi asked Ms. Liebrock to take another look at Ms. Hunter's property.

The public hearing was closed.

2009.67 Motion by Jordan; seconded by Frasier.

BE IT RESOLVED: that the Council of the City of Southfield does hereby adopt Standard Special Assessment Resolutions No. 3 and No. 4 in connection Special Assessment Project SW-1172, the 2009 Sidewalk repair Program, thereby declaring the program a necessity and authorizing the City Engineering Department to seek competitive bids; and

BE IT FURTHER RESOLVED: that Council does hereby set April 27, 2009 as the date of the Hearing of Confirmation to review and receive public comment on the program and confirm the Special Assessment Roll. (S.A.D. Project SW-1172, City Job No. 0901SFLD).

Next on the agenda was Public Hearing "B"; Request of Property Owner Ari-El Financial, LLC for the Establishment of an Industrial Development District.

Rochelle Freeman, Business Development, stated that the property owner is seeking the establishment of an Industrial Development District in an effort to assist Secure-24 in leasing the third floor of the Carson Office Center located at 29355 Northwestern Highway. The State requires the City's participation in order for Secure-24 to be eligible for a MEGA grant.

The public hearing was declared open. There being no one wishing to speak, the public hearing was closed.

Councilman Lantz stated that Southfield is not immune to the shrinking economy. Revenues are shrinking, positions are not being filled, the Police Department is down ten officers, and homes are in foreclosure. He can't justify tax relief under the circumstances. He found it unconscionable that Council would consider tax abatements given the current economic conditions. Secure-24 can afford to pay their taxes and buy their own equipment.

Ms. Freeman replied that Secure-24 has been in Southfield for ten years and will bring 263 new jobs into the City over the next five years.

Erik Tungate, State of Michigan, stated that he works on business attraction across the State. The City of Southfield has a fantastic staff. On March 24th, the State offered \$7.1 million in tax credits and \$1000 per job in training funds. Local support is necessary under the State Statute.

Councilman Lattimore stated that the tax abatement would cost the City \$11,079. He wants the public to understand that the City must act in order for Secure-24 to be eligible for the MEGA grant and know what it will cost the City.

Councilwoman Jordan stated that it is not the City's preference to give tax abatements but it is necessary in order to stay competitive and keep the City strong.

Councilman Frasier stated that under Public Act 198 a company is not required to hire new employees but Secure-24 intends to increase its employee base. Ms. Freeman replied that Councilman Frasier was correct, job creation is not required for the tax abatement but it is required for the MEGA grant.

Councilman Frasier stated that the money spent in Southfield by the 263 new employees will eclipse any money the City invests in the growth of the business in Southfield. The long term benefits are far greater for the City.

Councilman Lantz replied that Secure-24 had \$15 million in revenues last year. It is the not \$11,000 cost to the City but the State is giving away our taxes. He questioned why it would take 3 to 5 years to hire new employees.

Council President Fracassi replied that the City needs to fight for every job in Southfield and in the State. He thanked Secure-24 for investing in Southfield.

Mayor Lawrence stated that she is excited about the expansion of Secure-24. She wished them much success.

2009.68 Motion by Jordan; seconded by Lattimore.

WHEREAS, Ari-El Financial, LLC, as owner of certain industrial property in the City of Southfield, Oakland County, Michigan, has filed a request with the Southfield City Council for the establishment of an Industrial Development District under the "Plant Rehabilitation and Industrial Development District Act of 1974, as amended"; and

WHEREAS, the proposed Industrial Development District is the entire third floor (approximately 20,000 square feet) of the building commonly identified as 29355 Northwestern Highway; said building being a part of the Carson Office Center development located on southbound Northwestern Highway between Franklin and Inkster Roads, and situated on real property in the City of Southfield, Oakland County, MI described as: T1N, R10E, SEC 7, ALL OF LOT 16 AND PART OF LOT 17 OF SUPERVISOR'S PLAT NO. 2, ALSO PART OF LOTS 18 AND 19 OF SUPERVISOR'S PLAT NO. 25 OF BUCKLAND ESTATES, BEING FURTHER DESCRIBED AS BEG AT NE COR OF SAID LOT 16 TH S 38-58-44 W 572.77 FT, TH S 00-01-37 E 136.07 FT, TH S 89-58-26 W 239.35 FT, TH N 00-01-37 E 635.00 FT TO NW COR OF SD LOT 19, TH N 89-58-26 E 192.51 FT, TH N 39-01-

34 E 214.78 FT, TH S 50-56-00 E 349.88 FT TO POB; 6.81 AC; TAX ITEM 76-24-07-351-108; and

WHEREAS, the Southfield City Council held a public hearing regarding this request at its Regular Meeting of March 30, 2009, at 7:00 p.m. Eastern Daylight Savings Time, in the Council Chambers, at 26000 Evergreen Road, Southfield, Michigan, during which the owner of the property and all interested parties were given the opportunity to be heard; and

WHEREAS, the establishment of an Industrial Development District is consistent with the objectives of the City for industrial development and the creation of new employment opportunities.

NOW, THEREFORE, BE IT RESOLVED, that the Southfield City Council determines that the levies of ad valorem taxes are at a rate which, when taken together with the rates of ad valorem taxes levied by any other taxing authority which levies taxes within the City of Southfield, equals or exceeds \$30.00 for each \$1,000.00 of taxable value, and therefore is eligible for designation as an Industrial Development District pursuant to said Act; and

BE IT FURTHER RESOLVED, that the third floor of the building commonly identified as 29355 Northwestern Highway, said building being a part of the Carson Office Center development as above described, is hereby designated an Industrial Development District.

Motion passed. Councilman Lantz voted nay.

Next on the agenda was Public Hearing "C"; Request of Secure-24 for a Personal Property Tax Abatement.

Ms. Freeman stated that Secure-24 is requesting a personal property tax abatement to meet the local match requirement to obtain a MEGA grant from the State. The tax abatement is for three years for a total of \$11,079. Secure-24 will invest \$1.2 million in equipment.

Councilman Lattimore asked if the new jobs would all be engineering jobs. Matthias Horch, CEO of Secure-24, replied that there would also be some administrative positions available.

2009.69 Motion by Jordan; seconded by Frasier.

WHEREAS, Secure-24, Inc. has made application to the City of Southfield under Public Act 328 of 1998, as amended, for tax exemption of new personal property to be installed on the third floor (approximately 20,000 square feet) of the building commonly identified as 29355 Northwestern Highway; said building being a part of the Carson Office Center development located on southbound Northwestern Highway between Franklin and Inkster Roads, and situated on real property in the City of Southfield, Oakland County, MI described as: T1N, R10E, SEC 7, ALL OF LOT 16 AND PART OF LOT 17 OF SUPERVISOR'S PLAT NO. 2, ALSO PART OF LOTS 18 AND 19 OF SUPERVISOR'S PLAT NO. 25 OF BUCKLAND ESTATES, BEING FURTHER DESCRIBED AS BEG AT NE COR OF SAID LOT 16 TH S 38-

58-44 W 572.77 FT, TH S 00-01-37 E 136.07 FT, TH S 89-58-26 W 239.35 FT, TH N 00-01-37 E 635.00 FT TO NW COR OF SD LOT 19, TH N 89-58-26 E 192.51 FT, TH N 39-01-34 E 214.78 FT, TH S 50-56-00 E 349.88 FT TO POB; 6.81 AC; TAX ITEM 76-24-07-351-108; and

WHEREAS, the Southfield City Council has reviewed the application and made the following findings pursuant to Public Act 328 of 1998, as amended:

- a. The City of Southfield is an eligible local assessing district, as defined by the Act, as amended, and identified by the State Tax Commission effective January 28, 2004; and
- b. The property, third floor - 29355 Northwestern Highway, as above described is an Industrial Development District newly created by the Southfield City Council and is an eligible district as defined by the Act; and
- c. Secure-24, Inc. is an eligible business, as defined by the Act, in the office operations category, and has stipulated that the personal property proposed to be installed in the aforementioned Industrial Development District will be, in fact, new, as defined by the Act, and will be owned or leased by Secure-24, Inc.; and

WHEREAS, the Southfield City Council has made the determination that the creation of the Industrial Development District and the granting of new personal property tax exemption under Public Act 328 of 1998, as amended, for a period of three (3) years for Secure-24, Inc. will, over the long run, enhance the tax base of the City, encourage development that will increase the economic viability of the City, and enhance the general attractiveness of the City.

NOW, THEREFORE, BE IT RESOLVED, that pursuant to the requirements of Public Act 328 of 1998, as amended, the City Council of the City of Southfield hereby approves the request of Secure-24, Inc. for new personal property tax exemption for a period of three (3) tax years ending December 30, 2012, conditioned upon execution of the City's standard tax abatement agreement by Secure-24, Inc.; and

BE IT FURTHER RESOLVED, that the City Attorney is directed to prepare the required tax abatement agreement between Secure-24, Inc. and the City of Southfield; and

BE IT FINALLY RESOLVED, that the Mayor and City Clerk are authorized to sign all documents related to this tax abatement matter on behalf of the City and forward same to the State Tax Commission.

Motion passed. Councilman Lantz voted nay.

Next on the agenda was Public Hearing "D"; GP:1206/SP:1264, the Special Use and Site Plan Review Requests of Alex Green III.

Jeff Spence, Planner, stated that Alex Green III owns both of the properties in question. Staff originally requested that Mr. Green demolish both buildings but due to economic conditions it was not feasible. The City agreed to a 150 foot addition to the house. The buildings will be painted so that they have a uniform look. The parking lot on the south side will be used in order to save green space on the east side. A brief video was shown.

GP:1206/SP:1264 is the Special Use and Site Plan review request of Nicholas Pastor, architect, on behalf of the owner, Alex Green III, to convert an existing residential structure to office use with associated parking. The property is located at 23754 Southfield Road on the east side of Southfield Road between Nine Mile Road and Mt. Vernon.

The site, as well as the properties to the north and south are zoned OS, Office Service. The property to the east is zoned R-3, Single Family Residential. The property to the west across Southfield Road is zoned ERO, Education Research-Office.

With regard to the existing land use, the site is developed with a vacant single family residence. The property to the north is developed with the International Gospel Deliverance Center. The property to the west across Southfield Road is developed with the AT&T Service Center. The property to the east is developed with a single family house fronting on Louise Street. The property to the south is developed with a beauty salon.

The site contains a total of .37 acres of land. There is 90' of frontage on Southfield Road with a depth of 180'.

The parking required for the project is 8 spaces with 8 provided on site. The landscaping provided exceeds the amount required. The elevations show a mix of brick and glass with renovations to the exterior facade of the existing office building.

Issues considered by the Planning Department during the review of the site plan were:

1. Waiver to allow the use of an existing residential structure of less than 2,000 square feet for office use from the Zoning Board of Appeals (2,000 square foot minimum required, 1,868 square feet provided).
2. Waiver of 4' of building side yard setback on the north side from the Zoning Board of Appeals (15' required, 11' proposed).
3. Landscaping, parking and building height which meets the requirements.
4. The owner is to apply for a lot combination through the Assessing Department to combine the two properties into one.
5. The owner is to repair the existing office structure as needed and paint it to match the existing residential structure.
6. The petitioner is to implement the recommendations made by the Southfield Police Department's Crime Prevention Bureau regarding site security.

The public hearing was declared open. There being no one wishing to speak, the public hearing was closed.

Councilman Frasier asked under what circumstances the owner would demolish the current structures and build a new building.

Nicholas Pastor, 675 Park, Birmingham, replied that if the building was to remain vacant for a considerable period of time, the owner would consider demolition. One of the buildings is already occupied.

Councilman Frasier urged the owner to review the situation occasionally and determine what would be most beneficial to the City and the petitioner.

Councilman Lattimore stated that the Site Plan Committee had concern over whether the buildings were conducive for property that is the gateway to the City.

Alex Green, 26711 Southfield Road, replied that he purchased the building ten years ago. It has been vacant 90% of the time. A year ago there was a water leak over the winter that caused \$5,000 worth of damages. He has put on a new roof and installed new plumbing. It is very difficult to force someone to demolish a building. He asked how anyone can pay taxes and maintenance costs without tenants. He questioned why the City would object to someone making improvements to their property. He is not in a position to demolish the buildings. The lots are too small for development.

Councilman Lattimore replied that he applauds the owner for trying to do something viable with the property. He was only expressing concern that some people in the City have had for quite sometime.

Councilwoman Seymour stated that the Site Plan Committee reviewed the plans and found them quite acceptable. The owner would love to have someone occupy the space and make it viable. She commended Mr. Green for his efforts. He has done his best to make the property attractive. Maybe when the economy improves someone will be interested in purchasing the property.

Councilman Frasier responded that the architect indicated that their preference would be tear the buildings down but the economy does not make that a viable option. If the owner prefers to demolish the buildings what would be the trigger to make that happen. Mr. Green replied that he does not have the resources to tear them down.

Mayor Lawrence stated that she would prefer the buildings be torn down. She is not happy with the maintenance of the property. She understands the economy and is thankful for the improvements. The City has brownfields available for obsolete properties that provide tax incentives for redevelopment.

Mr. Green replied that maintenance costs money. If the City keeps making people leave it makes things difficult.

Mayor Lawrence suggested that Mr. Green request the property to be rezoned. Mr. Green replied that the Planning Department told him that rezoning was not an option. Someone had attempted to rezone it once before.

Councilman Lattimore asked Mr. Scharret if there is a vehicle, such as brownfields, that can provide assistance to landlords. Mr. Scharret replied that the Mayor was correct when she stated that brownfields are available for obsolete properties. He suggested that the City contact Mr. Green to discuss the City's curb appeal requirements.

Councilman Lattimore replied that it is imperative that the City work with the owner to improve the situation and to let him know there are options available.

2009.70 Motion by Jordan; seconded by Seymour.

RESOLVED: That GP:1206/SP:1264, Special Use and Site Plan Requests of property owner Alex Green III to permit conversion to office use of the residential structure at 23754 Southfield Road, located on the east side of Southfield Road between Nine Mile Road and Mt. Vernon, the western 180 feet of Lot 15, Supervisor's Replat of Southfield Highlands Subdivision, Sidwell Parcel 2425-301-003, site plan dated December 8, 2008, and received by the Planning Department on December 9, 2008, be approved subject to the following conditions:

1. The petitioner is to obtain a waiver from the Zoning Board of Appeals for 4 feet of required building side yard setback on the north side (15 feet required; 11 feet provided).
2. The petitioner is to construct a 155.6 square foot addition to the subject building as shown on the plan in order to bring it into conformance with the Office-Service zoning district requirement that residential structures converted to or used for nonresidential purposes shall contain a minimum floor area of 2,000 square feet. The addition is to be constructed with materials similar to those of the existing building.
3. The petitioner is to combine, into one parcel, the subject property and the adjoining developed Lots 11 and 12 to the south, which he also owns. The lot combination is to be obtained through the Assessing Department prior to the issuance of a building permit.
4. The petitioner is to repair or replace all damaged siding as needed on the southerly building and repaint it to match the northerly building.
5. This site plan approval, including any attached landscape plan, does not constitute landscape plan approval. A final detailed landscape plan must be submitted to the Planning Department and be approved prior to issuance of any building permits.
6. The petitioner is to provide a sprinkler system for all landscape areas to encourage preservation of plant materials.
7. The petitioner is to execute a perpetual maintenance agreement for the landscaped and parking areas both on the site and in the right-of-way, which includes maintenance of any storm water detention system.
8. The petitioner is to implement the recommendations made by the Southfield Police Department's Crime Prevention Bureau regarding site security.
9. The buildings, sidewalks and screen wall are to be constructed in accordance with the submitted elevations shown on Sheet 1 and as noted in the site plan.

10. Approval of this site plan and/or building elevations represented herein does not constitute nor guarantee approval for signage. Separate approval and sign permits must be obtained from the Building Department for any proposed signs.
11. The petitioner is to secure any permits required to work in the right-of-way from the controlling agency.

This resolution is made for the following reasons:

1. The submitted site plan, with the conditions recommended by the Council Site Plan Committee, the Planning Department and the Planning Commission, will be in accord with the spirit and purpose of the Southfield Zoning Ordinance.
2. The proposed development would provide a reasonable arrangement of the use of the property and provides for adequate vehicular traffic circulation, as reviewed and recommended by the City Traffic Engineer.
3. The site plan does show that a proper relationship exists between a major thoroughfare and any proposed service roads, driveways, and parking areas, thus encouraging pedestrian and vehicular safety.
4. All the development features, including the principal building, open spaces, service roads, driveways, and parking areas, are so located and related so as to minimize the possibility of any adverse effects upon the adjacent properties.

Motion passed unanimously.

Next on the agenda was Public Hearing "E"; GP:1207/SP:1267, the Special Use and Site Plan Review Request of Young Israel.

Mr. Spence stated that Young Israel is requesting permission to construct a 3,200 square foot building addition containing a study hall, children's play area and a social hall. A brief video was shown.

GP:1207 and SP:1267 is the Special Use and Site Plan Review Request of Seymour Mandell, Mandell & Associates, on behalf of owner, Young Israel of Southfield, to construct a 3,200 gross square foot, one story building addition (with a study hall, children's play area and a social hall) to the existing 8,400 gross square foot existing building for a total of 11,600 gross square feet. The site, as well as the properties to the north, west, south and east are zoned R-2, Single Family Residential.

With regard to the existing land use, the site is developed with the Young Israel of Southfield Synagogue. The property to the north and west is developed with the Stevenson Elementary School. The property to the south is developed with the Lahser Woods Park. The property to the east across Lahser Road is developed with single family houses fronting on Lahser Road and Winchester.

The site contains a total of 1.33 acres of land. There is 311.8' of frontage on Lahser Road with a depth of 129.93 - 189.99'.

Special Use and Site Plan Review Request of Seymour Mandell, Mandell & Associates, on behalf of owner, Young Israel of Southfield, to construct a 3,200 gross square foot, one story building addition (with a study hall, children's play area and a social hall) to the existing 8,400 gross square foot existing building for a total of 11,600 gross square feet. The parking required for the entire development is 84 spaces with 30 provided on site. There are two ZBA cases on file, 76-11 that granted a waiver of 30 parking spaces, and 93-46 which granted a waiver of 27 spaces with a reciprocal parking agreement with Southfield Public Schools to allow the use of the Stevenson Elementary School parking lot. The new addition requires 26 new parking spaces and they are shown as being land banked on the north side of the building. The landscaping provided exceeds the amount required. The elevations show a mix of jumbo brick and glass.

Issues considered by the Planning Department during the review of the site plan were:

1. Waiver of 10' of front yard setback (50' required, 40' proposed).
2. Waiver of 34' of rear yard setback (50' required, 16' proposed).
3. Waiver of 9' of landscape setback (25' required, 16' proposed).
4. Submission of a letter from the City of Southfield Parks and Recreation Department confirming continued use of their parking lot.
5. Landscape square footage and building height which meet the requirements.
6. Petitioner is encouraged to dedicate 60' of Lahser Road Right-of-Way to the City of Southfield.
7. Recommendation to City Council of a landscape buffer in lieu of the required screen wall in accordance with Article 4, Section 5.37 Wall Substitution.
8. The petitioner is to implement the recommendations made by the Southfield Police Department's Crime Prevention Bureau regarding site security.

The public hearing was declared open. There be no one wishing to speak, the hearing was closed.

Seymour Mandell, 17445 Louise, stated that he and Rabbi Morris were available to answer any questions. There is a minor problem with water drainage which he believes can be resolved in conjunction with the Engineering Department. Young Israel is looking to build an addition because they do not have sufficient children facilities. The home on the adjacent property has been demolished. The addition will conform to the setbacks of the existing building.

Councilman Frasier asked about the two letters of permission that are required for Young Israel to continue using the parking lot at Stevenson School and Lahser Woods Park. Mr. Spence replied that he has already received the one from Stevenson School. Parks & Recreation has agreed to allow the synagogue to use Lahser Woods Park and will be providing a letter of authorization.

Council President Fracassi asked if the problem with the sidewalk was discussed at the Site Plan Committee Meeting. Mr. Spence replied that one of the conditions in the resolution is that the owner must repair the sidewalk.

Councilwoman Seymour asked if the condition regarding the screening wall was part of the resolution. Mr. Spence replied that the issue is addressed in the second condition of the resolution.

Mayor Lawrence stated that she is very happy to see the house gone. She looks forward to the grand opening.

2009.71 Motion by Jordan; seconded by Frasier.

RESOLVED: That GP:1207/SP:1267, Special Use and Site Plan requests of property owner Young Israel of Southfield to permit the expansion of a religious use in a single family residential zoning district and construct a one story, 3,200 square foot building addition containing a study hall, children's play area and a social hall to the existing 8,400 gross square foot synagogue located at 27705 Lahser Road, on the west side of the street between Eleven and Twelve Mile Roads, Sidwell Parcel 2416-476-052, site plan dated February 17, 2009, and received by the Planning Department on March 9, 2009, be approved subject to the following conditions:

1. The petitioner is to obtain the following waivers from the Zoning Board of Appeals:
 - a. A waiver of 10 feet of required front yard setback (50 feet required; 40 feet provided)
 - b. A waiver of 34 feet of required rear yard setback (50 feet required; 16 feet provided)
 - c. A waiver of 9 feet of landscape setback for the rear yard (25 feet required; 16 feet provided)
2. The petitioner is to obtain a waiver of the required screen wall in lieu of landscaping along the west and north sides of the property. If, in the future, single family homes are developed on the adjacent school property, construction of the six foot masonry screen wall will be required at that time.
3. That City Council permits the landbanking of 26 parking spaces into landscaping; said parking spaces to be reclaimed for on-site parking if the need arises.
4. The petitioner is to provide a letter from the City of Southfield Parks and Recreation Department confirming continued use of the Lahser Woods Park parking lot to satisfy Young Israel's parking needs.
5. The petitioner is to address sidewalk and drainage problems at the northeast corner of the site with the Southfield Engineering Department prior to issuance of a building permit.

6. The petitioner is encouraged to dedicate 60 feet of Lahser Road right-of-way to the City of Southfield.
7. Should outdoor playground equipment be proposed in the future, the petitioner shall submit plans to the Planning Department for administrative review and approval.
8. This site plan approval, including any attached landscape plan, does not constitute landscape plan approval. A final detailed landscape plan must be submitted to the Planning Department and be approved prior to issuance of any building permits.
9. The petitioner is to provide a sprinkler system for all landscape areas to encourage preservation of plant materials.
10. The petitioner is to execute a perpetual maintenance agreement for the landscaped and parking areas both on the site and in the right-of-way, which includes maintenance of the storm water detention system.
11. The petitioner is to implement the recommendations made by the Southfield Police Department's Crime Prevention Bureau regarding site security.
12. The building is to be constructed in accordance with the submitted elevations shown on Sheet A-2.
13. Approval of this site plan and/or building elevations represented herein does not constitute nor guarantee approval for signage. Separate approval and sign permits must be obtained from the Building Department for any proposed signs.

This resolution is made for the following reasons:

1. The submitted special use and site plan, with the conditions recommended by the Council Site Plan Committee, Planning Department and the Planning Commission, will be in accord with the spirit and purpose of the Southfield Zoning Ordinance.
2. The proposed development would provide a reasonable arrangement of the use of the property and provides for adequate vehicular traffic circulation, as reviewed and recommended by the City Traffic Engineer.
3. The site plan does show that a proper relationship exists between a major thoroughfare and any proposed service roads, driveways, and parking areas, thus encouraging pedestrian and vehicular safety.

4. All the development features, including the principal building, open spaces, service roads, driveways, and parking areas, are so located and related so as to minimize the possibility of any adverse effects upon the adjacent properties.

Motion passed unanimously.

Next on the agenda was the expense report of Donald Fracassi for the MML Capital City Conference in Lansing, Michigan, March 3-4, 2009.

2009.72 Motion by Seymour; seconded by Frasier.

RESOLVED: that Council does hereby approve the expense report of Donald Fracassi for the MML Capital City Conference in Lansing, Michigan, March 3-4, 2009.

Motion passed. Councilman Fracassi abstained.

Next on the agenda was the expense report of Myron Frasier for the MML Capital City Conference in Lansing, Michigan, March 3-4, 2009.

2009.73 Motion by Seymour; seconded by Lattimore.

RESOLVED: that Council does hereby approve the expense report of Myron Frasier for the MML Capital City Conference in Lansing, Michigan, March 3-4, 2009.

Motion passed unanimously.

Next on the agenda was the expense report of Sylvia Jordan for the NLC Leadership Training Institute in Los Angeles, California, January 28-31, 2009.

2009.74 Motion by Seymour; seconded by Frasier.

RESOLVED: that the Council does hereby approve the expense report of Sylvia Jordan for the NLC Leadership Training Institute in Los Angeles, California, January 28-31, 2009.

Motion passed unanimously.

Next on the agenda was the expense report of Kenson Siver for the IPED Historic Tax Credit Conference in Miami, Florida, February 4-8, 2009.

2009.75 Motion by Seymour; seconded by Frasier.

RESOLVED: that Council does hereby approve the expense report of Kenson Siver for the IPED Historic Tax Credit Conference in Miami, Florida, February 4-8, 2009.

Motion passed unanimously.

Council President Fracassi stated that he contacted the NLC regarding a new Drug Prescription Program being offered to members of the NLC. The program offers up to 20% off prescription drugs to anyone without health insurance or prescription drug insurance. It will take approximately eight weeks for the program to be established for Southfield. The City needs to do anything it can to help those without prescription coverage. He referred the matter to the City Administrator.

Council President Fracassi stated that there was an article in the paper about neighborhood associations being unable to collect dues on properties that are in foreclosure. He asked Administration to look into going after banks to pay the association fees. Mr. Scharret responded that he would consult with the Legal Department on regulations regarding association dues.

Councilwoman Jordan stated that Mr. Banda had indicated that Zeidmans was allowed to have the free standing sign provided they did not put one on the building. Zeidmans now has both signs. Mr. Spence replied that he would look into the matter.

Councilwoman Jordan stated that LA Fitness held their grand opening last week. She congratulated them on their commitment to the community.

Councilman Frasier asked for an update on the Animal Control Officer. Mr. Scharret replied that the person has been hired and is currently being trained. Special training is required because the job requires carrying a gun.

Next on the agenda was the expense report of Brenda Lawrence for the U.S. Conference of Mayors' Annual Winter Meeting in Washington, DC, January 17-20, 2009.

2009.76 Motion by Lattimore; seconded by Frasier.

RESOLVED: that Council does hereby approve the expense report of Brenda Lawrence for the U.S. Conference of Mayors' Annual Winter Meeting in Washington, DC, January 17-20, 2009.

Motion passed unanimously.

Mayor Lawrence stated that the Census Office has contacted her and indicated they will begin address canvassing on April 6th. Lynn Taylor is the City's contact person at the Census Bureau.

Mayor Lawrence congratulated Yeshiva Beth Yehuda on the dedication of their new facility.

Mayor Lawrence thanked the homeowner's associations for the great turnout at the recent association meeting. Mr. Zorn did a great presentation on the Neighborhood Stabilization Program.

Mayor Lawrence encouraged Council to have quarterly meetings with the School Board. There are many issues that tie the two entities together.

Next on the agenda was Administrator's item #3-A; 2009 COPS Hiring Recovery Program (CHRP).

Mr. Scharret credited the Police Department for the work they did in analyzing the opportunities in this program and applying to the City's needs. CHRP is a competitive grant program designed to address the full-time officer needs of the state, local and tribal law enforcement agencies. The grant provides 100% funding for approved entry-level salaries and fringe benefits of full-time officers for 36 months. The average cost incurred by the City during the complete grant cycle is projected at 28%. At the conclusion of federal funding the full-time positions awarded under the grant must be retained for a minimum of twelve months. If the City is awarded grant money, it would be used to fill the vacant community police officer positions. Community policing prevents social ills from becoming law enforcement issues. He does not anticipate this interfering with balancing of the budget because of attrition in the Police Department due to retirement.

Councilwoman Jordan asked if two positions was the maximum the City could request. Mr. Scharret responded that due to budget concerns the City can only afford the two positions.

Councilman Frasier replied that it was his understanding the positions would be 100% funded. Mr. Scharret replied that the grant covers wages and benefits. Sergeant Kuzila included other costs such as overtime.

Councilman Frasier asked if the City has more than two community police officers. Chief Thomas replied that this program would replace the two the City had in the past.

Councilman Lattimore asked if the City had to guarantee not to lay them off. Mr. Scharret replied that he does not foresee a problem guaranteeing the fourth year.

Mayor Lawrence asked whether the City could obtain funding for the cadet program. Chief Thomas stated that he is working with Mr. Waterhouse on using additional cadets for park ranger duty during the summer months. The CHRP will not fund hiring of cadets.

Council President Fracassi asked if we had taken delivery on the new police vehicles. Chief Thomas replied that they had not received the new vehicles because it had to go out for bid. He will be bringing two items before Council, one for motorcycles and the other for a 4 x 4 vehicle for Carpenter Lake.

Mr. Scharret replied that he will bring it to a Committee-of-the-Whole Meeting.

2009.77 Motion by Frasier; seconded by Lattimore.

RESOLVED: that Council does hereby move the City Attorney's item, Review of Collective Bargaining Negotiations, to the end of the agenda.

Motion passed unanimously.

Next on the agenda was the expense report of Nancy Banks for the Election Center Workshop in San Francisco, California, February 11-15, 2009.

2009.78 Motion by Lattimore; seconded by Frasier.

RESOLVED: that Council does hereby approve the expense report of Nancy Banks for the Election Center Workshop in San Francisco, California, February 11-15, 2009.

Motion passed unanimously.

Next on the agenda was the extension of Special Use and Site Plan Approval for GP:1194/SP:1239.

Mr. Spence stated that this is the second request for an extension from the property owners, Hines Interest, L.P. The owner has been unable to secure leases. The extension would expire on February 26, 2010.

2009.79 Motion by Frasier; seconded by Lattimore.

RESOLVED: that Council does hereby approve a one year extension of Special Use and Site Plan approval to February 26, 2010 for GP:1194/SP:1239, which provides for the demolition of a portion of the parking lot for the One Northwestern Plaza Building located at 28411 Northwestern Highway and the construction of a one story retail building including a restaurant with a drive-thru window, on the southeast corner of Northwestern Highway and Beck Road, Sidwell Parcels 2417-151-010 and 011.

Motion passed unanimously.

Next on the agenda was the receipt of proposals for Merchant Credit Card Processing Services.

Mr. Lowenberg stated that in an ongoing effort to enhance services for residents and reduce banking fees the Treasurer's Office initiated the process of separating out certain aspects of banking services for competitive review. A Request for Proposals (RFP's) for credit card processing services was sent out. Nine responses were received and two companies were selected. He recommended Fifth Third Bank for the Parks & Recreation Department and NTC Texas for the water bill payments. The City should recognize a substantial savings annually in banking fees.

Councilman Frasier asked if the City had considered allowing the use of credit cards to pay taxes. Mr. Lowenberg replied that the City has teamed up with Oakland County to offer online payment services last year at paylocaltaxes.com. It has been a huge success. Southfield has had one of the highest receptions of the service in the County.

Councilman Frasier asked if the City was considering other fees such as dog licenses. Mr. Lowenberg replied that he is working with the Technology Services Department to expand the service to other departments. Water billing will be done first and then the City Clerk's Office.

Councilwoman Jordan inquired as to how soon the new system would be implemented. Mr. Lowenberg replied that P & R already accepts credit cards. The new contract will save money on processing the payments. Water billing is a new service. Mastercard and Visa offer a special program under which bills can be paid for no additional fee.

2009.80 Motion by Frasier; seconded by Lattimore.

RESOLVED: that Council does hereby authorize the Mayor and City Clerk to execute contracts for merchant credit card processing services with local Southfield representatives from NTC Texas of Irving, Texas and Fifth Third Bank of Southfield for the period May 1, 2009 through April 30, 2012, said contracts having been reviewed as form by the City Attorney's Office; and

BE IT FURTHER RESOLVED: that the fees are to be held flat for the three year period.

Motion passed unanimously.

Next on the agenda was the John Garfield Drain Bond Refinancing.

Mr. Lowenberg stated that he worked closely with Mr. Scharret on this item. The City of Royal Oak, in an effort to save money, approached the City about refinancing the bonds for the John Garfield Drain. The refinancing will result in a savings of about \$5,000 for the City of Southfield.

Councilwoman Jordan voiced her support for refinancing. The City needs to make every penny count, no matter how small the savings.

Mayor Lawrence asked what fee the City would have to pay for the refinancing. Mr. Lowenberg replied that the \$5,000 is the net savings after the fee is paid.

2009.81 Motion by Lattimore; seconded by Frasier.

WHEREAS, pursuant to the provisions of Chapter 20 of Act No. 40, Public Acts of Michigan, 1956, as amended, the John Garfield Drainage District has issued its Drain Bonds, dated October 1, 1997 (the "Prior Bonds"), in the original principal amount of \$1,895,000 which were issued to defray part of the cost of constructing the John Garfield Drain in anticipation of the collection of the several installments against the City of Southfield (the "City"), the City of Royal Oak and the Village of Beverly Hills (together the "Municipalities") all located in the County of Oakland (the "County") on the Special Assessment Roll for the John Garfield Drain; and

WHEREAS, the City has been advised that conditions in the bond market have now improved from the conditions which prevailed at the time the Prior Bonds were sold and that the Prior Bonds could be refunded at a considerable savings to the City and the Municipalities; and

WHEREAS, it is the determination and judgment of the City Council that the Prior Bonds should be refunded to secure for the City the anticipated savings.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF SOUTHFIELD, MICHIGAN, as follows:

1. The John Garfield Drainage District is requested and authorized to issue its refunding bonds (the "Refunding Bonds") pursuant to the provisions of Act No. 34, Public Acts of Michigan, 2001, as amended, in an amount necessary to refund all or part of the Prior Bonds (as shall be determined by the Drainage Board) and paying the costs of issuing the Refunding Bonds.
2. The proceeds of the Refunding Bonds shall be sufficient to pay the costs of issuing the Refunding Bonds and to establish an Escrow Fund, if necessary, or to redeem all or part of the Prior Bonds on the redemption date in an amount which will be sufficient to pay the principal of, the redemption premiums on, if any, and the interest on the Prior Bonds that are refunded without further payment by the City or the Municipalities.
3. The City agrees and consents to the imposition of special assessments against the City on a refunding bonds special assessment roll for the payment of the Refunding Bonds.
4. The Mayor and City Clerk are hereby authorized to file an Application for State Treasurer's Approval to Issue Bonds with respect to the Refunding Bonds.
5. The Mayor and City Clerk are authorized to approve the circulation of a preliminary and final official statement for the Refunding Bonds, to cause the preparation of those portions of the preliminary and final official statement that pertain to the City, and to do all other things necessary for compliance with Rule 15c2-12 issued under the Securities Exchange Act of 1934, as amended (the "Rule"). The Mayor and City Clerk are further authorized to execute and deliver such certificates and to do all other things necessary to effectuate the sale and delivery of the Refunding Bonds.
6. The Mayor and City Clerk are authorized to execute and deliver in the name and on behalf of the City a continuing disclosure certificate to comply with the requirements for a continuing disclosure undertaking by the City pursuant to paragraph (b) (5) of the Rule, and amendments to such certificate from time to time in accordance with the terms of such certificate (the certificate and any amendments thereto are collectively referred to herein as the "Continuing Disclosure Certificate"). The City hereby covenants and agrees that it will comply with and carry out all the provisions of the Continuing Disclosure Certificate.

Motion passed unanimously.

Mr. Lowenberg announced that the next installment of the Treasurer's Lecture Series will begin April 21st. The topic will be Renting vs. Buying. On May 14th the topic will be the importance of your credit report. No selling of services will take place.

Council President Fracassi asked that Mr. Lowenberg email Council with the dates and times of the lecture series.

Mr. Lowenberg asked that residents pre-register in order to ensure they have sufficient materials on hand. He is working with Cable 15 to tape the event.

Next on the agenda was an amendment to the Council Meeting Schedule.

Ms. Banks requested that the Regular Meeting (conducted as a Committee-of-the-Whole) scheduled for April 6, 2009 be cancelled as there are no sensitive issues to be addressed.

2009.82 Motion by Frasier; seconded by Jordan.

RESOLVED: that the City Council does hereby cancel the Regular Meeting (conducted as a Committee-of-the-Whole) scheduled for April 6, 2009 in the Council Conference Room of the Municipal Building, 26000 Evergreen road, Southfield.

Motion passed unanimously.

The next item on the agenda was the scheduling of SP:1268, the Site Plan Review Request of property owners Miller & Southwick, LLC and Tahzibul & Nazma Rizvi.

2009.83 Motion by Jordan; seconded by Frasier.

RESOLVED: that SP:1268, the Site Plan Review Request of property owners Miller & Southwick, L.L.C. and Tahzibul & Nazma Rizvi to construct a 4,207 gross square foot, one story Chase Bank with drive-thru and associated parking. The property is located at 29933 and 29955 Southfield Road on the southwest corner of Southfield Road and Webster, Part of Lot 20 of Fruit Ridge Farms and Lots 1 thru 5 of Fanzini Orchard Subdivision, Sidwell Parcels 2411-277-025 & -026, Section 11, City of Southfield, Oakland County, State of Michigan, be scheduled for April 27, 2009.

A Roll Call Vote was taken.

AYES: Fracassi, Frasier, Jordan, Lantz, Lattimore and Seymour.
NAYS: None.
ABSENT: Siver.

Motion passed unanimously.

2009.84 Motion by Frasier; seconded by Lattimore.

RESOLVED: that pursuant to Section 8(a) of the Open Meetings Act, Council adjourn to a Closed Session in order to discuss labor negotiations.

Motion passed unanimously.

2009.85 Motion by Lattimore; seconded by Frasier.

RESOLVED: that Council reconvene into Open Session.

Motion passed unanimously.

2009.86 Motion by Lattimore; seconded by Seymour.

RESOLVED: that Council does hereby approve the collective bargaining agreement negotiated between the City of Southfield and the Southfield Deputy Chiefs Association for the term July 1, 2006 through June 30, 2009 and that the City Council further authorizes the Mayor and City Clerk to sign the collective bargaining agreement.

Motion passed unanimously.

Councilman Frasier stated that Council received a letter about the use of the logo by the Tanglewood Homeowners Association. Ms. Ward-Witkowski stated that the association has the right to use the logo as they are the newly elected board. The appropriate body is running that association.

Mayor Lawrence stated that an association could have more than one governing body. Ms. Ward-Witkowski replied that under Tanglewood's By-laws there is only one governing body.

Mayor Lawrence asked about the pot hole patching process. Too much gravel is being used. Mr. Scharret replied that sweeping is the problem. The sweeper broke down and was out of service temporarily.

Ms. Banks reminded Council that the Legislative Breakfast would be held on April 3, 2009 at 9:00 a.m. in Room 115 of the Parks & Recreation Building.

There being no further business, the Regular Meeting of March 30, 2009, adjourned at 9:55 p.m., until the next Regular Meeting on April 13, 2009, in the Council Chambers of the Municipal Building, 26000 Evergreen Road, Southfield, Michigan.

Donald Fracassi, Council President

Nancy L. M. Banks, City Clerk

