

**Approved
July 21, 2008**

REGULAR MEETING
OF THE COUNCIL
CITY OF SOUTHFIELD

June 9, 2008

INDEX

<u>RESOLUTION</u>	<u>TOPIC</u>	<u>PAGE(S)</u>
*****	RECOGNITION of Emergency Management Volunteers.....	1
2008.118	APPROVAL of the minutes of the Regular Meeting (conducted as a Committee-of-the-Whole) of April 21, 2008, the Regular Meeting of May 5, 2008 and the Regular Meeting (conducted as a Committee-of-the- Whole) of May 12, 2008.....	1
2008.119	AUTHORIZE the purchase of library books and other library circulating materials through Baker & Taylor, Inc. of Charlotte, North Carolina.....	2-3
2008.120	AUTHORIZE the purchase of library serials through EBSCO Subscription Services of East Birmingham, Alabama.....	3
2008.121	APPROVE the purchase of printer and fax cartridges, ribbons and computer storage media from CVR of Cherry Hills, New Jersey.....	3-4
2008.122	APPROVE the purchase of a brush chipper from Bandit Industries, Inc. of Remus, Michigan.....	4
2008.123	AWARD the purchase of turfgrass chemicals, grass seed, and fertilizer to Lesco, Inc. of Cleveland, Ohio; Turfgrass, Inc. of South Lyon, Michigan; and UAP/Verdicon of Linden, Michigan.....	4

2008.124 AUTHORIZED and direct the Public Works Director to request reimbursement of eligible mosquito control activity under Oakland County’s West Nile Virus Fund.....4-5

2008.125 AUTHORIZED the purchase of mosquito control products for the 2008 season from Clarke Mosquito Control of Davison, Michigan.....5

2008.126 AWARD the Emergency Generator Program to Oak Electric of Waterford, Michigan.....5-6

2008.127 AUTHORIZED the Mayor and City Clerk to execute a contract with the Oakland County Drain Commissioner for the field inventory and identification of illicit discharges into the Rouge River.....6-7

2008.128 APPOINT Gary Mekjian as Representative and Michael Habowski as Alternate Representative to the Southeastern Oakland County Water Authority.....7

2008.129 AUTHORIZED the Mayor and City Clerk to sign the Cost Participation Agreement with the Road Commission of Oakland County for the resurfacing of Ten Mile Road between Telegraph and Evergreen Roads.....7-8

2008.130 AUTHORIZED the Mayor and City Clerk to sign agreements for Primary Interface Circuits, Local Toll and Interstate Long Distance Services with AT & T of Bridgewater, New Jersey.....9

2008.131 ADOPT Standard Special Assessment Resolutions No. 3 and No. 4 for P-1172, scheduling the Hearing of Confirmation for July 21, 2008.....9-10

2008.132 APPROVE the expense report of Brenda Lawrence for the Detroit Regional Chamber of Commerce Mackinac Policy Conference on Mackinac Island, May 28-30, 2008.....11

2008.133 APPROVE a budget adjustment of \$259,971 to the Auto Theft Grant to provide funding for the Auto Theft Grant budget.....11

2008.134 ADOPT the proposed Dangerous Tree Ordinance..... 12

2008.135	RECOGNIZE Harvest Life, Inc. as a non-profit organization for the purpose of obtaining a Gaming License.....	12-13
2008.136	APPROVE the expense report of Nancy Banks for the Regional Detroit Chamber of Commerce Mackinac Policy Conference on Mackinac Island, May 28-31, 2008.....	13
2008.137	APPROVE the expense report of Nancy Banks for the IIMC Conference in Atlanta, Georgia, May 16-22, 2008.....	13
2008.138	SCHEDULE ZR:1300/SSP:1259, the Rezoning and Site Plan Review Request of Hannawa-Lahser Road Development, LLC, for July 21, 2008.....	13-14
2008.139	SCHEDULE GP:1204/TE:1102, the Special Use and Site Plan Review Request of Burger King Corporation for July 21, 2008.....	14

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REGULAR MEETING
OF THE COUNCIL
CITY OF SOUTHFIELD
MINUTES
June 9, 2008

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 Joan Seymour in the Chair. PRESENT: Council Members: Donald Fracassi, Myron Frasier, Sylvia Jordan, Sidney Lantz, Bill Lattimore, Joan Seymour and Kenson Siver. ALSO PRESENT: City Clerk Nancy Banks, City Administrator James Scharret and City Attorney Jack Beras. There being a quorum, Council was in session. The meeting began with the Pledge of Allegiance.

The first item on the agenda was Recognition of the Emergency Management Division.

Ed Powers, President of the Southfield Chamber of Commerce, presented a plaque to the Southfield Emergency Management Volunteers in recognition of their long-standing dedication and service to the community. Mr. Powers stated that the volunteers enhance the quality of life and safety of residents.

Frank Coutts, Emergency Management Director, accepted the plaque on behalf of the volunteers. He thanked the Chamber of Commerce for recognizing the efforts of the volunteers. Last year, the volunteers worked over 6,000 hours. They helped with traffic and crowd control, reported unattended children left in vehicles, and served as the eyes and ears of Southfield.

Next on the agenda was the approval of the minutes of the Regular Meeting (conducted as a Committee-of-the-Whole) of April 21, 2008, the Regular Meeting of May 5, 2008 and the Regular Meeting (conducted as a Committee-of-the-Whole) of May 12, 2008.

118.2008 Motion by Fracassi; seconded by Siver.

RESOLVED: that Council does hereby approve the minutes of the Regular Meeting (conducted as a Committee-of-the-Whole) of April 21, 2008, the Regular Meeting of May 5, 2008 and the Regular Meeting (conducted as a Committee-of-the-Whole) of May 12, 2008.

Motion passed unanimously.

Next on the agenda was the Consent Agenda.

Council President Seymour read the Consent Agenda.

CA-A Approve the purchase of books and other circulating materials from Baker & Taylor, Inc. of Charlotte, North Carolina, for the four year period, July 1, 2008 through June 30, 2012, with expenditures not to exceed \$350,000 in fiscal year 2008-2009.

CA-B Approve the purchase of Library serials through EBSCO Subscription Services of East Birmingham, Alabama, for the four year period, July 1, 2008 through June 30, 2012, with expenditures totaling approximately \$73,000 for fiscal year 2008-2009.

CA-C Approve the purchase of printer and fax cartridges, ribbons and computer storage media from CVR of Cherry Hills, New Jersey, for the one year period, June 10, 2008 through June 9, 2009, in an amount not to exceed \$31,184.00.

CA-D Approve the purchase of a Brush Chipper from Bandit Industries, Inc. of Remus, Michigan in the amount of \$21,500.

CA-E Award the purchase of turfgrass chemicals, grass seed and fertilizers from Lesco, Inc. of Cleveland, Ohio, Turfgrass, Inc. of South Lyon, Michigan, and UAP/Verdicon of Linden, Michigan, for a total amount not to exceed \$48,000.

CA-F Authorize and direct the Director of Public Works to request reimbursement of eligible mosquito control activity under Oakland County's West Nile Virus Fund Program.

CA-G Authorize the purchase of mosquito control products for the 2008 season from Clarke Mosquito Control of Davison, Michigan, in an amount not to exceed \$17,000.

CA-H Award the 2008 Emergency Generator Program to Oak Electric of Waterford, Michigan, for a total project amount of \$133,000.00.

CA-I Authorize the Mayor and City Clerk to execute a contract for field inventory and identification of illicit discharges in to the Rouge River with the Oakland County Drain Commissioner, for the City's share, in the not to exceed amount of \$25,000.

CA-J Authorize the Mayor and City Clerk to sign the appropriate Cost Participation Agreement documents for the resurfacing of Ten Mile Road between Telegraph Road and Evergreen Road, with an estimated City share of \$303,084.

CA-K Authorize the Mayor and City Clerk to sign agreements for Primary Interface Circuits, Local Toll and Interstate Long Distance Services with AT & T of Bridgewater, New Jersey in an amount not to exceed \$100,000 annually, for a three year period, with two one-year extension options.

CA-L Approve the appointment of Gary Mekjian as Representative and Michael Habowski as Alternate Representative to the Southeastern Oakland County Water Authority for the fiscal year beginning July 1, 2008.

Councilwoman Jordan asked that items CA-J and CA-K be removed from the Consent Agenda for further discussion.

119.2008 Motion by Lattimore; seconded by Frasier.

RESOLVED: that Council does hereby authorize the purchase of library books and other library circulating materials through Baker & Taylor, Inc. of Charlotte, North Carolina for a four-year period beginning July 1, 2008 through June 30, 2012. Expenditures will not exceed \$350,000 in fiscal year 2008-09 with funds provided for this purchase in the proposed 2008-09 Library budget Book & Tapes account for Adult and Children's Services (account numbers 271-500-5002-49780 and 271-500-5003-49780, as Council may approve. Expenditures for subsequent years will be provided in future Library budgets, as Council may approve, subject to the vendor holding their pricing structure flat to current rates.

Motion passed unanimously.

120.2008 Motion by Lattimore; seconded by Frasier.

RESOLVED: that Council does hereby authorize the Southfield Public Library to purchase library serials through EBSCO Subscription Services of East Birmingham, Alabama, in accordance with Chapter 8, Section 1.279(3) of the City's Code of Ordinances: "...by contracting with or through another unit of government, " namely the Library of Michigan for a four-year period beginning July 1, 2008 through June 30, 2012. Expenditures will be approximately \$73,000 in fiscal year 2008-09 with funds provided for this purchase in the proposed 2008-09 Library budget Books & Tapes accounts for Adult and Children's Services (account numbers 271-500-5002-49780 and 271-500-5003-49780), as Council may approve. Expenditures for subsequent years will be provided in future Library budgets as Council may approve.

Motion passed unanimously.

121.2008 Motion by Lattimore; seconded by Frasier.

RESOLVED: that Council does hereby approve the purchase of printer and fax cartridges, ribbons, and computer storage media from CVR of Cherry Hills, New Jersey for a one-year period beginning June 10, 2008 through June 9, 2009 for their lowest acceptable bid in the not to exceed amount of \$31,184.00 with funds provided in the 2007-08 Central

Services budget Office Supplies account (number 101-130-1302-27270) and to be provided in the 2008-2009 Central Services budget as Council may approve.

Motion passed unanimously.

122.2008 Motion by Lattimore; seconded by Frasier.

BE IT RESOLVED: that Council does hereby approve the purchase of a Brush Chipper from the low bidder, Bandit Industries, Inc. of Remus, Michigan in the amount of \$21,500. Funds are provided for this purpose in the Parks and Recreation Department Budget Equipment Replacement (number 666-1731) and Equipment Purchase (number 208-554-5403-49770) accounts; and

BE IT FURTHER RESOLVED: that the Purchasing Agent is authorized to dispose of the equipment being replaced in the manner most advantageous to the City of Southfield.

Motion passed unanimously.

123.2008 Motion by Lattimore; seconded by Frasier.

RESOLVED: that Council does hereby give favorable consideration of award for the purchase of turfgrass chemicals, grass seed and fertilizer to: Lesco, Inc. of Cleveland, Ohio, in an amount estimated at \$16,000; Turfgrass, Inc. of South Lyon, Michigan, in an amount estimated at \$16,000; and UAP/Verdicon of Linden, Michigan, in an amount estimated at \$16,000 for a total amount not to exceed \$48,000 with these companies. Funds are provided for this purpose in the 2007-2008 Parks and Recreation budget Building Supplies account (number 208-553-5307-27760) and will be provided in the 2008-09 Parks and Recreation budget as Council may approve.

Motion passed unanimously.

124.2008 Motion by Lattimore; seconded by Frasier.

WHEREAS, upon the recommendation of the Oakland County Executive, the Oakland County Board of Commissioners has established a West Nile Virus Fund Program to assist Oakland County cities, villages and townships in addressing mosquito control activities; and

WHEREAS, Oakland County's West Nile Virus Fund Program authorizes Oakland County cities, villages and townships to apply for reimbursement of eligible expenses incurred in connection with personal

mosquito protection measures/activity, mosquito habitat eradication, mosquito larviciding or focused adult mosquito insecticide spraying in designated community green areas; and

WHEREAS, the City of Southfield, Oakland County, Michigan will incur expenses in connection with mosquito control activities believed to be eligible for reimbursement under Oakland County’s West Nile Virus Fund Program.

NOW, THEREFORE, BE IT RESOLVED, that Council hereby authorizes and directs its Director of Public Works, as agent for the City of Southfield, to request reimbursement of eligible mosquito control activity under Oakland County’s West Nile Virus Fund Program.

Motion passed unanimously.

125.2008 Motion by Lattimore; seconded by Frasier.

RESOLVED: that Council does hereby authorize the purchase of mosquito control products for the 2008 season from Clarke Mosquito Control of Davison, Michigan without competitive bidding in accordance with Chapter 8, Section 1.279(3) of the City’s Code of Ordinances: “...by contracting with or through another unit of government.” Expenditures will not exceed \$17,000 and will be reimbursed under the Oakland County’s West Nile Virus Fund Program.

Motion passed unanimously.

126.2008 Motion by Lattimore; seconded by Frasier.

BE IT RESOLVED: that Council does hereby award the 2008 Emergency Generator Program (Job No. 0806SFLD) to Oak Electric of Waterford, Michigan for their acceptable low bid of \$114,644.50; and

BE IT FURTHER RESOLVED: that funding for the program in the total amount of \$133,000.00 is available in the 2007-08 Water and Sewer Operating Budget (Account No. 592-750-7509-49740) to be allocated as follows:

Low Bid Amount	\$114,644.50
Engineering, Inspection & Testing	\$ 11,464.50
Contingencies	<u>\$ 6,891.00</u>
Total Amount	\$133,000.00

BE IT FURTHER RESOLVED: that the Mayor and City Clerk are hereby authorized to execute the appropriate construction contract documents on behalf of the City with Oak Electric which have been reviewed and approved as to form by the City Attorney; and

BE IT FINALLY RESOLVED: that should this program be deemed to be eligible for Federal financial participation through an accelerated public works program, it is the intent of the City to maximize the use of its resources by applying for such Federal assistance.

Motion passed unanimously.

127.2008 Motion by Lattimore; seconded by Frasier.

WHEREAS, the County of Wayne through the Rouge River National Wet Weather Demonstration Project has offered technical assistance and federal grants to local governmental entities for addressing and improving the water quality and recreational use of the Rouge River; and

WHEREAS, implementation of the National Pollutant Discharge Elimination System (“NPDES”) General Wastewater Discharge Permit for Storm Water Discharges from Separate Storm Water Drainage systems (Permit No. MIG610027) (“Watershed General Permit”) issued by the Michigan Department of Environmental Quality (MDEQ) will further goals to improve water quality and recreational use of the Rouge River; and

WHEREAS, illicit discharge elimination, public education and watershed management are considered examples of the types of activities required by the Watershed General Permit which will assist in restoring the water quality of the Rouge River; and

WHEREAS, the Oakland County Drain Commissioner (OCDC) is actively participating in the implementation of the NPDES Permit issued by MDEQ for the County of Oakland; and

WHEREAS, the Drain Commission has applied for and been awarded federal grant funding not exceeding \$110,867 from the County of Wayne via the United States Environmental Protection Agency (USEPA) to assist local municipalities in their implementation of illicit discharge inventory and elimination program, for restoring the water quality of the Rouge River and its tributaries within Oakland County; and

WHEREAS, said grant requires a 50% local match for eligible activities; and

WHEREAS, the Drain Commissioner is prepared to provide illicit discharge identification and elimination services to the City of Southfield in accordance with the attached agreement as part of the OCDC effort to assist the Rouge River Oakland County communities in satisfying the requirements of the Watershed General Permit; and

WHEREAS, the City of Southfield acknowledges that, absent such an agreement, the Drain Commissioner is under no obligation to provide these services to the City or to apply for available grant funding on the City's behalf.

NOW, THEREFORE, BE IT RESOLVED, that the City Council of the City of Southfield hereby authorizes the Mayor and City Clerk to execute the contract for the field inventory and identification of illicit discharges into the Rouge River with the Oakland County Drain Commissioner, with said contract having been reviewed and approved as to form by the City Attorney; and

BE IT FINALLY RESOLVED, that funding for the City's share, in the not to exceed amount of \$25,000, of the estimated \$50,000 illicit outfall inventory and identification program cost shall be provided from the 2007-2008 Water and Sewer Storm Water Management Budget (account #592-750-7511-38180).

Motion passed unanimously.

128.2008 Motion by Lattimore; seconded by Frasier.

RESOLVED: that the Southfield City Council does hereby appoint Gary Mekjian as Representative and Michael Habowski as Alternate Representative to the Board of Trustees of the Southeastern Oakland County Water Authority for the fiscal year beginning July 1, 2008.

Motion passed unanimously.

Next was Consent Agenda item #CA-J; Tri-Party Program Agreement for Ten Mile Road Resurfacing.

Councilwoman Jordan asked when work would begin on Ten Mile Road. Mr. Scharret replied that engineering and pre-construction work would begin immediately. Construction will begin in Spring 2009.

Councilwoman Jordan questioned whether detours will be necessary. Mr. Mekjian replied that detours would probably not be necessary because the road will be milled and an asphalt overlay will be applied. Mr. Scharret responded that Council would receive status reports on the project.

Councilman Siver expressed disappointment that the road was being repaved. He would prefer new concrete.

Councilman Lantz asked if contractors are required to post a bond and if so, how long does the City hold the bond. Mr. Mekjian replied that a bond is required and the standard warranty is two years. The bond is held for two years.

Mr. Habowski stated that an asphalt overlay will be done on the residential streets Councilman Lantz inquired about at the last meeting. The work should be done in the next couple weeks.

Councilman Lantz asked if samples are taken. Mr. Habowski replied that samples are taken and that is how the problem was discovered a couple years ago. Other communities are having similar issues with roads paved during that same time period.

Councilman Frasier asked if the City is reimbursed for maintenance costs for Ten Mile Road. Mr. Scharret replied that the City is not reimbursed but the City doesn't want the road left in an unsafe condition.

Councilman Frasier asked if Lahser Road in front of Young Israel had been repaired. Mr. Habowski indicated it had not been repaired and promised to make another call to the County. Mr. Scharret promised to escalate the issue if necessary.

Councilman Lattimore asked if Nine Mile is scheduled to be repaved. Mr. Mekjian responded that only the section between Telegraph and Beech is currently on the project list.

129.2008 Motion by Jordan; seconded by Frasier.

WHEREAS, as requested by the City of Southfield, the Road Commission for Oakland County (RCOC) has presented contract documents for the resurfacing of Ten Mile Road, from Telegraph Road to Evergreen Road; and

WHEREAS, the estimated total cost of the project is \$2,063,750 with an estimated RCOC share of \$1,457,583, an estimated County of Oakland share of \$303,083, and an estimated City of Southfield share of \$303,084.

NOW, THEREFORE, BE IT RESOLVED, that the City Council of the City of Southfield does hereby approve of the project (City Job No. 49251RCOC) and authorizes the Mayor and City Clerk to sign the appropriate Cost Participation Agreement documents on behalf of the City, which have been reviewed and approved as to form by the City Attorney.

Motion passed unanimously.

Next on the agenda was Consent Agenda item #CA-K; Approval of Renewal of Telecommunications Service Agreements.

Councilwoman Jordan asked why there was such a large decrease in price. She was very happy to see such a big decrease. Mr. Scharret responded that the communications policy and the quality of service contributed to the decrease.

LaVern George, Director of Technology Services, replied that employees are very disciplined on limiting long distance calls and in the use of 800 numbers when possible.

130.2008 Motion by Jordan; seconded by Frasier.

RESOLVED: that Council dose hereby authorize the Mayor and City Clerk to sign agreements for Primary Interface Circuits, Local Toll and Interstate Long Distance Services with AT&T of Bridgewater, New Jersey, in an amount not to exceed \$100,000 annually, without competitive bidding in accordance with Chapter 8, Section 1.279(3), "...by contracting with or through another unit of government." Agreements will be effective the date of the execution after both parties have signed the agreements, for a three (3) year period with two one-year extension options, upon review and approval as to form by the City Attorney. Funds are provided for this purpose in the 2008-2009 Central Services budget Telephone account (#101-130-1302-38500) as Council many approve and will be requested in future budgets.

Motion passed unanimously.

Next on the agenda was Public Hearing "A"; Standard Special Assessment Resolutions No. 3 and No. 4 - City Centre Advisory Board Special Assessment P-1172 for Operating Purposes.

Mr. Banda stated that the CCAB is requesting a special assessment of \$0.02 per square foot of gross building area for three fiscal years. The CCAB has agreed to spend \$50,000 to upgrade Central Park Boulevard. Noreen Kozlowski, Landscape Planner has designed the new landscaping for Central Park Boulevard between Civic Center Drive and Eleven Mile Road.

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

Mayor Lawrence stated that the special assessment is critical. The current landscaping on Central Park Boulevard is embarrassing. New landscaping will be a great addition to the area.

Mr. Banda stated that two new "Welcome" signs will also be installed. The signs will match the color of the other City signs. The CCAB donated \$20,000 to the City's 50th Anniversary fund.

131.2008 Motion by Fracassi; seconded by Frasier.

WHEREAS, the City Centre Advisory Board has requested the continuance of an established Special Assessment District for the purpose of funding operations and maintenance, and promotional and development activities within the City Centre District; and

WHEREAS, an assessment of \$0.02 per square foot of gross building area for three fiscal years has been recommended which will generate approximately \$132,000 annually for use by the City Centre Advisory Board; and

WHEREAS, on May 5, 2008, the City Council approved Special Assessment Resolutions No. 1 and No. 2 for SAD P-1172, scheduling a Public Hearing of Necessity for June 9, 2008;

NOW, THEREFORE, BE IT RESOLVED, that City Council does hereby adopt Standard Special Assessment Resolution No. 3 for SAD P-1172 declaring the public improvements a necessity; and

BE IT FURTHER RESOLVED, that the City Assessor is hereby directed to produce the Special Assessment Roll for SAD P-1172; and

BE IT FURTHER RESOLVED, that City Council does hereby adopt Standard Special Assessment Resolution No. 4 for SAD P-1172, scheduling the public hearing to confirm the Special Assessment Roll for July 21, 2008, at 7:00 p.m. in the City Council Chambers; and

BE IT FINALLY RESOLVED, that the City Clerk is hereby directed to publish notice of the Public Hearing of Confirmation for Special Assessment Roll P-1172 in a newspaper of general circulation and to notify in writing, at least 14 full days prior to the date of public hearing, by first class mail, all parties with properties to be assessed.

Motion passed unanimously.

Next was the Council Portion.

Councilman Fracassi complimented those who planted the flowers on the Lodge Freeway. He expressed disappointment in the number of trees that have been planted. Mr. Banda replied that more trees will be planted in the Fall.

Councilman Fracassi stated that the State needs to live up to its obligations and understand that they need to finish the job in Southfield.

Next on the agenda was Mayor's item #2-A; Expense report of Brenda Lawrence for the Detroit Regional Chamber of Commerce Mackinac Policy Conference on Mackinac Island, May 28-30, 2008.

132.2008 Motion by Frasier; seconded by Lattimore.

RESOLVED: that Council does hereby approve the expense report of Brenda Lawrence for the Detroit Regional Chamber of Commerce Mackinac Policy Conference on Mackinac Island, May 28-30, 2008.

Motion passed unanimously.

Mayor Lawrence expressed her regrets on the passing of City Assessor Sherry Lee. The City and her family have suffered a tremendous loss. She was a dynamic presence in the City during the short time she was here.

Mayor Lawrence stated that the Mayor's Walk kicked off earlier that day. There were 75 people in attendance. She invited everyone to join her at 7 a.m. every Monday, Wednesday and Friday.

Next on the agenda was Administrator's item #3-A; Third Quarter Budget Adjustment.

Mr. Scharret stated that when the 2007-08 budget was adopted funding for the Auto Theft Grant Program had been removed because the Governor had suspended the program due to the State's budget crisis. During the 2007-08 fiscal year the Governor released the funds thus restoring the Auto Theft Grant Program. The budget adjustment is needed in order to recognize the revenues received and to create an expenditure budget for the Auto Theft Grant.

133.2008 Motion by Jordan; seconded by Frasier.

RESOLVED, that Council does hereby approve a budget adjustment of \$259,971 to the Auto Theft Grant (revenue and expenditure 289-304-3040 series of accounts) to provide funding for the Auto Theft Grant budget within the 2007-08 City Budget. Funding from the State of Michigan had been suspended at the time of the 2007-09 City Budget adoption but was restored later in the 2007-08 fiscal year prompting the need for this action.

Motion passed unanimously.

Next on the agenda was Attorney's item #4-A; Proposed Dangerous Tree Ordinance.

Mr. Beras stated that the proposed ordinance would require property owners to remove dangerous trees that threaten the safety of the public or are a hazard to adjoining property owners. The ordinance would be enforced on a complaint only basis. Owners would be given the opportunity to remove the trees. If the property owner fails to take action, a ticket will be issued. The City would then ask the Court to order the tree removed. If the property owner fails to comply with the order the City would then be authorized to remove the tree at the owner's expense.

Councilman Lantz asked if any provisions had been made to help with the cost of removing trees. Mr. Beras responded that Administration is putting together a low interest loan program.

Councilman Frasier asked if a tree were to fall would it be a violation of the ordinance. Mr. Beras replied that it would not be considered a violation, it would be a civil claim between two property owners.

134.2008 Motion by Fracassi; seconded by Siver.

RESOLVED: that the proposed ordinance with regard to dangerous trees be adopted.

Motion passed unanimously.

Motion by Fracassi; seconded by Jordan.

RESOLVED: that Ordinance No. 1560 be introduced.

Motion passed unanimously.

Next on the agenda was item #5-A; Request for Gaming License – Harvest Life, Inc.

Nancy Banks, City Clerk, stated that Harvest Life, Inc., a non-profit organization, located at 18611 Ten Mile Road has requested Council's approval of a resolution recognizing them as a non-profit organization for the purpose of obtaining a gaming license to conduct a Millionaire's Party. Wilbert Whatley, Jr. the Founder of Harvest Life, Inc. is available to answer any questions.

Councilman Frasier asked Mr. Whatley to provide a brief overview of his organization. Mr. Whatley stated that his organization provides assisted living for seniors and the disabled. The Millionaire's Party will be held to raise funds to help pay for vacations and other activities for the seniors and disabled. They recently took 30 disabled adults on a cruise. They are looking at creating an activity center for seniors.

Council President Seymour asked when and where the event would take place. Mr. Whatley replied that the Millionaire's Party will be held at the Shock Club, 666 Holland Road, Waterford, on September 28 – October 1, October 5-8, and October 19-22.

Councilman Lantz asked if he currently owned any assisted living facilities. Mr. Whatley replied that they operate a home in Southfield and are in the process of raising money to purchase property.

Councilman Siver noted that his License to Solicit was due to expire in July. Mr. Whatley replied that the renewal process had already begun.

135.2008 Motion by Lattimore; seconded by Frasier.

RESOLVED: that Council does hereby recognize Harvest Life, Inc. as a non-profit organization for the purpose of obtaining a gaming license from the State of Michigan.

Motion passed unanimously.

Next on the agenda was item #5-B; Expense Report of Nancy Banks for the Detroit Regional Chamber of Commerce Mackinac Policy Conference on Mackinac Island, May 28-31, 2008.

136.2008 Motion by Lattimore; seconded by Frasier.

RESOLVED: that Council does hereby approve the expense report of Nancy Banks for the Detroit Regional Chamber of Commerce Mackinac Policy Conference on Mackinac Island, May 28-31, 2008.

Motion passed unanimously.

Next on the agenda was item #5-C; Expense Report of Nancy Banks for the IIMC Conference in Atlanta, Georgia, May 16-22, 2008.

137.2008 Motion by Lattimore; seconded by Frasier.

RESOLVED: that Council does hereby approve the expense report of Nancy Banks for the IIMC Conference in Atlanta, Georgia, May 16-22, 2008.

Motion passed unanimously.

Next on the agenda was item #6-A; Scheduling of Public Hearing for ZR:1300/SP:1259.

Mr. Banda stated that CVS is leaving Harvard Row and will construct a new store across the street where JoAnn Fabrics is currently located. JoAnn Fabrics has been downsizing.

Councilman Lantz asked who would be moving into Harvard Row. Mr. Banda replied that he has been working with the owner. The former Farmer Jack location is still vacant because it is not large enough for today's grocery stores. The owner has considered

moving some of the current stores to new locations in the mall in order to enlarge the former Farmer Jack's location.

Mr. Banda also noted that the market at Tel-Ex did not succeed and that space will be divided into smaller stores.

Councilman Lantz asked about the St. Bede's property. Mr. Banda replied that the developer has backed out because he could not secure a deal with Henry Ford Hospital.

138.2008 Motion by Siver; seconded by Lattimore.

RESOLVED: that Council does hereby schedule ZR:1300/SP:1259, the rezoning request and site plan review request of Hannawa-Lahser Road Development, L.L.C., to rezone property from P, Vehicular Parking to B-3, General Business and demolish a portion of the existing shopping center to construct a stand alone, 12,900 gross square foot CVS Pharmacy, with drive-thru, at 26980 Lahser Road, on the southeast corner of Lahser and Eleven Mile Roads, Sidwell Parcel 2422-101-019, Lot 6 and part of Lot 7, Tudor Estates Subdivision, Section 22, for July 21, 2008.

Motion passed unanimously.

Next on the agenda was item #6-B; Scheduling of Public Hearing on GP:1204/TE:1102.

Mr. Banda stated that Burger King Corporation plans to demolish the existing Burger King on Telegraph Road between Nine Mile and Ten Mile and construct a new Burger King restaurant.

139.2008 Motion by Siver; seconded by Lattimore.

RESOLVED: that Council does hereby schedule, GP:1204/TE:1102, the Special Use and Site Plan Review Request of Burger King Corporation to permit a restaurant in the I-1, Industrial Zoning District and to demolish the existing restaurant and construct a new 3,000 gross square foot Burger King restaurant with drive-thru at 23660 Telegraph Road, located on the east side of Telegraph Road between Nine and Ten Mile Roads, Sidwell Parcel 2428-301-058, Section 28, for July 21, 2008.

Motion passed unanimously.

Councilman Frasier stated that he attended an awards ceremony sponsored by DTE recently at which Forgotten Harvest received an \$80,000 award for being the best at what they do. The money will buy a lot of meals for those that are struggling.

Mr. Banda replied that the radio station, WCSX, has chosen Forgotten Harvest as the sole benefactor of their annual fund raiser at the Woodward Dream Cruise. WCSX raises hundreds of thousands of dollars at the event.

Mayor Lawrence reminded everyone that the Farmers Market has reopened. The market will be open every Thursday from 7 a.m. to 4 p.m.

There being no further business, the Regular Meeting of June 9, 2008, adjourned at 8:15 p.m. until the next Regular Meeting on June 16, 2008, at 6:30 p.m. in the Council Chambers of the Municipal Building, 26000 Evergreen Road, Southfield, Michigan.

Joan Seymour, Council President Pro Tem

Nancy L. M. Banks, City Clerk