

**THE REGULAR MEETING OF THE THIRTY-NINTH COUNCIL OF THE CITY OF BERKLEY, MICHIGAN
WAS CALLED TO ORDER AT 7:00 PM ON MONDAY, JUNE 6, 2022 BY MAYOR TERBRACK**

PRESENT: Bridget Dean Dennis Hennen
 Natalie Price Daniel Terbrack

ABSENT: Steve Baker Ross Gavin
 Jessica Vilani

APPROVAL OF AGENDA

Mayor Pro Tem Dean moved to approve the Agenda
Seconded by Councilmember Price
Ayes: Dean, Hennen, Price, and Terbrack
Nays: None
Absent: Baker, Gavin, and Vilani
Motion Approved.

INVOCATION: Pastor Rachel Dunlap

PUBLIC COMMENT

Mike McGuinness, Downtown Development Authority Executive Director, thanked the Berkley Public Works Department and Public Works Director, Shawn Young, for the installation of the American flags throughout the downtown and the entire community.

Tal Sullivan, Berkley, commented that at the last City Council meeting a proclamation was passed recognizing the month of June as LGBTQIA+ Pride Month in the City of Berkley. He said that himself along with the support of the leadership teams of Berkley Community Church and Church of the King commit to love and pray for their LGBTQIA+ friends and neighbors. He further commented about not affirming society's attempt of redefining God's design of gender and sexuality and God's life changing power in this community.

Consent Agenda

Councilmember Price moved to approve the following Consent Agenda, seconded by Councilmember Hennen:

APPROVAL OF THE MINUTES: Matter of approving the minutes of the 39th Regular City Council meeting on Monday, May 16, 2022 and the Special City Council meetings on May 9 and 10, 2022.

RESOLUTION NO. R-10-22: Matter of considering a resolution to receive a partial reimbursement of larvicide product costs from Oakland County. This is an annual program involving the placement of larvicide tablets in approximately 1,600 City catch basins to inhibit the growth of mosquito larvae.

PROCLAMATION NO. P-20-22: Matter of proclaiming June 19, 2022 to be Juneteenth Celebration Day.

PROCLAMATION NO. P-21-22: Matter of proclaiming the week of June 19-25, 2022 to be Lightning Safety Week.

Ayes: Hennen, Price, Dean, and Terbrack
Nays: None
Absent: Baker, Gavin, and Vilani
Motion Approved.

Regular Agenda

RECOGNITIONS/PRESENTATIONS: Matter of any recognitions or presentations from the Consent Agenda.

Mayor Terbrack read Proclamation No. P-20-22 into record.

OATH OF OFFICE: Oath of Office to appoint Public Safety Officer Jean-Pierre Cormier.

City Clerk Victoria Mitchell administered the oath of office to Public Safety Officer Jean-Pierre Cormier.

Public Safety Officer Cormier thanked everyone and said that Berkley has always been a family-oriented community. He said to be humble and grateful to be here is an understatement. He said he will serve here for many years as God will let him and thanked everyone once again. Finally, he introduced his family.

Berkley Public Safety Chief, Matt Koehn, welcomed Public Safety Officer Cormier and said he is appreciative to have someone like him back working for the community.

RESOLUTION NO. R-11-22: Matter of recognizing Maureen Monte for her service and dedication to the Berkley Public Safety Department and awarding her with the Berkley Public Safety Civilian Citation Award 2022.

Mayor Pro Tem Dean moved to approve Resolution No. R-11-22

Seconded by Councilmember Price

Ayes: Hennen, Price, Dean, and Terbrack

Nays: None

Absent: Baker, Gavin, and Vilani

Motion Approved.

MOTION NO. M-48-22: Matter of approving the purchase of Next Generation 911 Equipment and Services from Motorola Solutions, Inc. f/k/a Emergency CallWorks, Inc. ("MSI" or "ECW"), 1900 International Park Dr., Ste. 300 Birmingham, AL 35243, at a cost of \$54,946 from the Dispatch Equipment Account 101-306-982-000.

Councilmember Hennen moved to approve Motion No. M-48-22

Seconded by Mayor Pro Tem Dean

Ayes: Price, Dean, Hennen, and Terbrack

Nays: None

Absent: Baker, Gavin, and Vilani

Motion Approved.

MOTION NO. M-49-22: Matter of approving the purchase of a 2023 Prodigy HHX Hydroexcavation Unit at a total cost not to exceed \$460,000 from Jack Doheny Companies.

Councilmember Price moved to approve Motion No. M-49-22

Seconded by Councilmember Hennen

Ayes: Dean, Hennen, Price and Terbrack

Nays: None

Absent: Baker, Gavin, and Vilani

Motion Approved.

MOTION NO. M-50-22: Matter of Approving a five-year agreement with PSLZ, LLC as submitted and signed by Managing Partner Rana Emmons in a proposal dated May 12, 2022, to provide Professional Auditing Services for the City of Berkley as the lowest qualified and recommended bidder in the amount of \$30,000 in Fiscal Year 2022-2023, and the following four years as follows; \$31,000 in year two, \$32,000 in year three, \$32,000 in year four, and \$33,000 in year five. Also, for PSLZ, LLC to provide services to file a Single Audit, if necessary, for \$5,000 each, in year one and two and \$6,000 each year in years three through five.

Mayor Pro Tem Dean moved to approve Motion No. M-50-22

Seconded by Councilmember Price

Ayes: Dean, Hennen, Price, and Terbrack

Nays: None

Absent: Baker, Gavin, and Vilani

Motion Approved.

MOTION NO. M-51-22: Matter of approving a Downtown Development Authority (DDA) event, "Berkley Pride Block Party" on Robina north of 12 Mile Road on Sunday, June 26, 2022 from noon to 4 p.m. Approval is conditional upon the submission of required items and documents prior to the event date.

Councilmember Price moved to approve Motion No. M-51-22

Seconded by Mayor Pro Tem Dean

Ayes: Dean, Price, and Terbrack

Nays: Hennen

Absent: Baker, Gavin, and Vilani

Motion Approved.

Public Comment for Motion M-51-22:

Jack Blanchard, Berkley Emergency Manager, said he looked at this and put it in the emergency events plan and provided a more detailed layout of what will happen. He said the big difference is we always stopped at the alley in the past, but this year we are going beyond the alley. This produced some additional challenges.

Tal Sullivan, Berkley, questioned regarding city sponsoring this versus a special interest group sponsored event and asked where the line will be drawn by special interest groups and promotion of their activities in the future?

Jessica Worrall, Berkley, wanted to give her thoughts regarding the pride themed block party hosted by the Downtown Development Authority. She said her wife and her are the founders of the Berkley Cares Food Pantry. She said by the end of the month they will have given out approximately 1,000 pantry boxes. She said she and her wife have lived here over 16 years and are deeply woven into the fabric of this community. She talked about how she works for the Berkley School District and the other ways she volunteers her time with the City as well. She said since moving here they have found unanimous support and inclusion in this community. She said as years progress the inclusion has grown. She said she would like to see this unanimous support today and she said she voted for every councilmember up there. She said it shouldn't be voted on and they should not have to hear religious views and beliefs on their lives. She said she can't believe she has to make these statements at all. She said it is not a moral dilemma. She said a block party showing support for a small group of people is morally right. She talked about comments previously made. She said to those that oppose, you are actively damaging the reputation of the City and its progressiveness.

Julie Lambert, Berkley, she said she is a parent of a third-grader that is a trans female. She said her daughter very clearly and strongly expressed that when she would be returning to school after COVID that she would dress as a girl, use her female pronouns, and use the girl's bathroom. She said her daughter had no fear. She said frankly, they could not have been more thankful for all at Rogers Elementary who helped with her daughter's transition. She said she feared hatred and backlash from the community. She said she was overwhelmed by support. She said we not only have need to teach academics, but also the skills to become adults that function with kindness, humility, and grace within the

world. She said that suicide and depression rates among the LGBTQIA+ children are staggeringly high. She said the Berkley Pride Block Party may seem like a small or even an unnecessary event given all the other pride events in the area, but this event is something her daughter, family, and other members of the LGBTQIA+ community are looking forward to. She said events that celebrate any marginalized community are important to move towards change and they also need their non-marginalized neighbors to stand with them.

Chris Copacia, Berkley, said that he is a lifelong resident of Berkley. He talked about how he had an educator in high school, Mrs. Price, who provided a safe and supportive environment for LGBTQIA+ students. He said he knows how important it is to provide space and inclusivity. He said something as small as a block party does go a long way. He mentioned the Ruth Ellis Center and how they are great resource that are saving people's lives. He said he wanted to voice his support for this and he thinks it is really important.

MOTION NO. M-52-22: Matter of amending the City of Berkley's Fee Schedule for the Public Library effective July 1, 2022 to eliminate overdue charges for Children's books, Adult and teen books, DVD's and videos, and Nonprint materials; and increase collection agency referral fee to \$12.

Councilmember Hennen moved to approve Motion No. M-52-22

Seconded by Councilmember Price

Ayes: Hennen, Price, Dean, and Terbrack

Nays: None

Absent: Baker, Gavin, and Vilani

Motion Approved.

RESOLUTION NO. R-12-22: Matter of considering a Resolution to temporarily suspend enforcement of Residential Grading and Drainage Standards, in City Code Chapter 26, Article XII, in regard to small projects, accessory structures, and improvements to existing residential buildings and structures.

Mayor Pro Tem Dean moved to approve Resolution No. R-12-22

Seconded by Councilmember Hennen

Ayes: Hennen, Price, Dean and Terbrack

Nays: None

Absent: Baker, Gavin, and Vilani

Motion Approved.

COMMUNICATIONS

COUNCILMEMBER PRICE: announced that the Beautification Advisory Committee (BAC) is encouraging everyone to participate in a community wide "edge your sidewalk" campaign. She gave a quote from the campaign, "Let's beautify our neighborhoods. Proper edging uncovers the entire surface area of your sidewalk, giving your property better overall dimensions, a cleaner look, and it is safer for pedestrians by eliminating trip hazards." She said that if someone is either in need of an edger or if someone has one and is willing to help a neighbor, they can email the Berkley BAC at berkleybac@gmail.com. The deadline to participate in the campaign is June 23rd. She said that the Berkley Public Library has a fantastic summer reading program planned. She continued to say that there are activities for all ages and as well as listed some of the highlights. She said you can find out more information about the library's summer reading program by either visiting their website or giving them a call. Finally, she thanked everyone who either emailed or called about supporting the LGBTQIA+ proclamation that was passed at the last City Council meeting and the Berkley Pride Block Party that was approved today. She said that she knows that Berkley is a welcoming and inclusive community and her family is proud to be a part of it.

MAYOR PRO TEM DEAN: gave a quick Parks and Recreation Department update. She said they will be kicking off their Movie in the Park series on Thursday, June 16th at Community Park. She said the first Concert in the Park is Wednesday, June 22nd at 7:00 pm and will be at Community Park as well. She

also said to check the parks and recreation website to see all the summer camps that are available. She quoted Parks and Recreation Director, Theresa McArleton, "We cannot to see you in our parks over the next few busy months. There is a little bit of something for everyone this summer to come out and enjoy." Finally, she thanked the Downtown Development Authority and the Berkley Chamber of Commerce for all their hard work to uplift the way the City has looked lately.

COUNCILMEMBER HENNEN: said that the Tree Board had met but will be taking a summer hiatus so their next meeting will not be till September. He did say in the meantime; the Tree Board will have a committee to work on one of the grants they are looking at for a tree canopy study. He also said that the spring tree planting for 30 new trees should have taken place on May 31st and this was made available through the grants they had received. He said that the Zoning Board of Appeals (ZBA) will be having their next meeting on Monday, June 13th to consider a variance for larger signs than normal.

CITY MANAGER BAUMGARTEN: announced that the Berkley Historical Committee had released their new 15 oz. mug this year and costs \$15 or can be mailed to anyone for \$21. He also thanked the American Legion as well as the VFW for hosting their Memorial Day ceremony

ATTORNEY CHRIST: had nothing to report this evening.

MAYOR TERBRACK: congratulated the Berkley Bears Varsity Softball team for winning their second straight district title. He also said that the Berkley Art Bash will be this coming Saturday from 10:00am – 6:00pm as well as the Lids for Kids event.

ADJOURNMENT

Mayor Pro Tem Dean moved to adjourn the Regular Meeting at 8:32 p.m.

Seconded by Councilmember Hennen

Ayes: Dean, Hennen, Price, and Terbrack

Nays: None

Absent: Baker, Gavin, and Vilani

Motion Approved.