

EASTPOINTE CITY COUNCIL REGULAR MEETING WILL BE HELD VIA ZOOM

The meeting will be conducted virtually, pursuant to Senate Bill 1246, that allows public bodies to conduct virtual meetings through March 31, 2021.

To join the City Council Regular Meeting scheduled for **January 19, 2021 at 7:00 p.m.**, please click the following link:

<https://zoom.us/join> Meeting ID: 414 456 0744

<https://zoom.us/j/4144560744>

To access the meeting by phone, dial +1 312 626 6799.

A user may have to download the Zoom app to their device to log into the meeting.

Monique Owens, Mayor

Contact: mayorowens@eastpointecity.org

Harvey Curley, Councilman

Contact: hcurley@eastpointecity.org

Cardi DeMonaco, Councilman

Contact: cdemonaco@eastpointecity.org

Sarah Lucido, Councilwoman

Contact: slucido@eastpointecity.org

Sylvia Moore, Councilwoman

Contact: smoore@eastpointecity.org

Persons with disabilities that are unable to participate via Zoom, please contact the City Manager's Office for assistance at (586)204-3032.



Eastpointe City Council

Regular Meeting

AGENDA

January 19, 2021

Convening at 7:00 PM

**Submitted by
The City Manager**

VIA ZOOM DUE TO GOVERNOR'S EMERGENCY DECLARATION

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CITY MANAGER MEMORANDUM

January 19, 2021

Honorable Mayor and Council

City of Eastpointe

Subject: Background Information and Reports

This booklet provides a summary of the many reports, communications and recommendations that accompany your agenda. Also included are suggested or requested resolutions and/or ordinances for your consideration and possible adoption.

Supporting materials transmitted with this Agenda have been prepared by Department Directors and my Executive Assistant. I recognize them for their efforts to provide insight and professional advice for your consideration.

As always, we are happy to provide such added information as your deliberations may require.



**VIA ZOOM DUE TO GOVERNOR'S EMERGENCY
DECLARATION**

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EASTPOINTE CITY COUNCIL

REGULAR MEETING

TUESDAY, JANUARY 19, 2021

AGENDA

7:00 PM

Invocation

Pledge Allegiance

I. ROLL CALL

II. APPROVAL OF AGENDA

III. HEARING OF THE PUBLIC

IV. APPROVAL OF MINUTES

A. Regular Meeting Minutes - January 5, 2021

V. SCHEDULED HEARINGS

VI. UNFINISHED BUSINESS

A. Discussion and Possible Motion on Eastpointe Resolution Calling for the Michigan Legislature to Support Proportional Representation via Ranked Choice Voting

VII. REPORTS FROM ADMINISTRATION

A. City Manager - Elke Doom

B. Finance Director - Randy Blum

- C. **City Attorney - Richard Albright**

VIII. NEW BUSINESS

- A. **Special Land Use Approval for Footlocker**
- B. **Adoption of Resolution No. 21-1915 - Temporary Special Approval For Outdoor Seating For Social Distancing Compliance In Response to COVID-19**
- C. **Adoption of Resolution No. 21-1916 - A Resolution of the City Council to Adopt the Education, Training, and Travel Policy for Elected Officials**
- D. **Introduction and First Reading of Ordinance # 21-1208 - Amend Chapter 10, Administration , Article X, Medical Marihuana Facilities, of the City of Eastpointe Code of Ordinances**
- E. **Reinstatement of the Deputy City Clerk Position and Amendment to the Assistant City Manager Job Description**
- F. **Approval of Contract with Payette Sales & Services, Inc., for the Purchase of a New 2022 KME Ladder Truck**
- G. **Appointment of Rob Baker to the Board of Ethics to Replace Former Board Member Marluca Rofick**
- H. **Discussion and Possible Motion for Charter Amendment to Hold Primaries for Local Elections**
- I. **Approval of MSU Extension Citizen Planner Program for Councilman DeMonaco**
- J. **Approval of MML Capital Conference 2021 for Councilman DeMonaco**
- K. **Approval of MSU Extension Citizen Planner Program for Councilwoman Lucido**
- L. **Approval of MML Capital Conference 2021 for Councilwoman Lucido**

IX. PAYROLLS AND BILLS

- A. **Payroll and Bills**

X. HEARING OF THE PUBLIC

XI. MAYOR AND/OR COUNCIL REPORTS

XII. ADJOURNMENT

The Eastpointe City Council has adopted the Sturgis Standard Code of Parliamentary Procedure as its rules in conducting its meetings. All persons attending a City Council meeting shall have a reasonable opportunity to be heard during the two hearings of the public (one hearing of the public during special meetings) on any matter within Council's jurisdiction. A person shall not speak unless recognized by the Mayor. A person who has been recognized to speak shall come to the podium, state their name and address for the record, and shall direct their comments to the Council as a body, not to an individual member of Council or the public. The speaker shall not speak for more than three minutes. A wireless microphone is available to those speakers who cannot walk or

stand so that they can address the Council from their seat when recognized to do so. When the Mayor determines that there are no other members of the public wishing to speak during a hearing of the public, the Mayor will close the hearing, after which time only the City Council may engage in discussion on matters coming before the Council without interruption from the public. The Chief of Police or his designee shall attend any regular or special meeting of Council to enforce the preservation of order when requested to do so. State law prohibits a person from disrupting a public meeting, and a person may be removed from a meeting for a breach of the peace committed at the meeting (Michigan Open Meetings Act).

The City of Eastpointe will provide necessary reasonable auxiliary aids and services to individuals with disabilities at the meeting/hearing upon 5 days' prior notice. Individuals with disabilities requiring auxiliary aids or services should contact the City Manager by writing to Eastpointe City Manager, 23200 Gratiot Avenue, Eastpointe, MI 48021; or by calling the City Manager's office at (586) 445-3661 ext. 2206.

VIA ZOOM
**MINUTES OF A REGULAR MEETING OF THE CITY COUNCIL
FOR THE CITY OF EASTPOINTE, MACOMB COUNTY, MICHIGAN,
HELD ON TUESDAY, JANUARY 5, 2021**

INVOCATION

The Invocation was rendered by Councilwoman Lucido.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was presented.

ROLL CALL

The meeting was called to order at 7:00 p.m. with the following members present:

Council Members Present: Owens (Eastpointe, MI), Curley (Eastpointe, MI), DeMonaco (Eastpointe, MI), Lucido (Eastpointe, MI), Moore (Eastpointe, MI)

Council Members Absent: None

Administrators Present: Doom, Blum, and Albright

Administrators Absent: None

APPROVAL OF AGENDA

Moved by Lucido, seconded by DeMonaco, to approve the agenda with the following additions: Item I. - Eastpointe Promise Scholarship; Item D. - add Budget Workshop; add Item J. - Schedule City Manager One-Year Review; table Item A. - Eastpointe Resolution for the Michigan Legislature to Support Proportional Representation via Ranked Choice Voting under Unfinished Business.

Yeas: Lucido, DeMonaco, Curley, Owens, Moore
Nays: None

HEARING OF THE PUBLIC

Mayor Owens announced the first Hearing of the Public, at which time:

Ms. Linda Flanz expressed concern about ranked choice voting and having basketball courts.

Ms. Karen Moravian expressed concern about use of live animals for a nativity during Christmas.

There being no further comments, Mayor Owens announced the first Hearing of the Public closed.

APPROVAL OF MINUTES

Moved by Curley, seconded by Moore, to approve the minutes of the regular meeting dated December 15, 2020.

Yeas: Curley, Moore, Owens, DeMonaco, Lucido
Nays: None

SCHEDULED HEARINGS

No hearings scheduled.

UNFINISHED BUSINESS

Mayor Owens announced unfinished business.

Motion carried under the Approval of Agenda to table Discussion and Possible Motion for the Eastpointe Resolution Calling for the Michigan Legislature to Support Proportional Representation via Ranked Choice Voting.

REPORTS FROM ADMINISTRATION

Mayor Owens announced reports from Administration.

City Manager Doom reported about the death of Brian Theobald an expressed condolence to the family, friends and all who knew Mr. Theobald. Councilman DeMonaco questioned about approval of lights and how we can go about ensuring that a project exceeding the \$5,000 limit gets the appropriate approval before council.

Finance Director Blum had no report.

Attorney Albright reported that city administration, who brought to his attention regarding the medical marihuana facilities ordinance, is requesting that all three members who sit on the application review committee be given the option to have a designee in case they are not able to attend meetings; requesting to make amendment to the ordinance and present to council for a first reading and approval; council is in receipt of the monthly status report.

Safety Director Rouhib reported that he submitted the 2020 Crime Report to City Manager Doom; property crimes are down in respect to larcenies and burglaries; slight increase in auto thefts; Six (6) homicides this year compared to three (3) last year; solved five out of the six cases and still working on the other one; hoping to get vaccinations out so the neighborhood watch group can start meeting again; Mayor Owens questioned what are some of the programs coming to the city to help decrease crime. Director Rouhib stated they want to expand the neighborhood city watch program to patrol blocks with partners; expand reserve police program; recently added bike patrol; looking to put together a program to help and mentor juveniles.

NEW BUSINESS

Mayor Owens announced new business.

Moved by Lucido, seconded by Moore, to adopt Resolution No. 21-1913 authorizing the deficit elimination plan for the street light funding.

Yeas: Lucido, Moore, DeMonaco, Curley, Owens
Nays: None

Moved by Curley, seconded by Lucido, to adopt Resolution No. 21-1914 authorizing the deficit elimination plan for the court building fund.

Yeas: Curley, Lucido, Owens, Moore, DeMonaco
Nays: None

Moved by Lucido, seconded by DeMonaco, to establish a public hearing for Tuesday, February 2, 2021, at 7:00 p.m., to solicit public comments on the city's 2021 Community Development Block Grant Program, for which the city has been allocated \$23,600 in public service funds and potentially up to \$150,000 in bricks and mortar funding.

Yeas: Lucido, DeMonaco, Moore, Curley, Owens
Nays: None

Moved by Curley, seconded by Lucido, to set a date for a work session and budget workshop on the proposed fee schedule changes for March 23, 2021 @ 6:30PM.

Yeas: Curley, Lucido, Owens, Moore, DeMonaco
Nays: None

Moved by Lucido, seconded by DeMonaco, to select Walter Martin as the Chairperson for the Civil Service Commission Board, with a term that will expire on April 15, 2024.

Yeas: Lucido, DeMonaco, Curley, Owens, Moore
Nays: None

DISCUSSION: *City Council Conference and Travel Policy.*

Councilman DeMonaco added this to the agenda in hopes that council could vote and put a policy together. Councilwoman Moore questioned if this encompasses education. Councilman DeMonaco stated this was a proposal from a previous city manager and there was no official policy; the only thing voted on was the educational dollar amounts allocated to each council member and not what the funding could be used for as far as education expenses. Councilwoman Lucido suggested that for the policy, whether conference, travel, or education, if there is a request to use funding, it should be put on the agenda and brought before council for approval. Councilman Curley expressed that this would be a great idea for purposes of transparency. Councilman DeMonaco suggested that council should put a policy together, with a couple of bullet points, and ask the city attorney to put something together; this should encompass everything, even recent requests, whereas everything should go through council for approval; the policy should have a mission statement as well such that the items should help the city as a whole and pertain to city business; motion would be to make a policy and council will have each education and training expense come through council beforehand to get approval.

Moved by DeMonaco, seconded by Lucido, to make a policy that would handle the training and education expenses, specifically, the \$1,500 per council member, and \$1,725 for the mayor, and require any expenses through these line items to come to the city council table before they are incurred, and have a mission statement where these items that come through council have a value for the entire city, but something that the councilperson needs to learn or go to some training to get this and it will benefit the entire community, and this be retroactive to anything that has not happened yet, and going forward to any items that would go through.

Yeas: DeMonaco, Lucido, Curley
Nays: Owens, Moore

DISCUSSION: *Outside Basketball Court.*

Councilman Curley stated that this topic has been talked about for a long time by council members, mayors, administration, and the Parks Commission; feels its time to take action for the kids of Eastpointe; Parks Commission has been thinking on this item; hopes that the recommendation would be for two full basketball courts; thought is to have these at Memorial Field, in the area where there's a mound of mulch; hopes for council to agree that the Parks Commission comes up with a plan and presents it to council as quickly as

possible. Councilwoman Lucido stated as the liaison of the Parks Commission, she agrees and the commission has discussed the basketball courts; would move forward, however, the only recommendation would be that because it's not in this year's budget, even if council has the Parks Commission to work on something, it's something that can be discussed further when we have the upcoming budget workshop scheduled tonight, and have administration find the money and put this in next year's budget. Mr. Thomas Barnes shared that his group has done two refurbished basketball courts; currently, they have received a donation of basketballs from the Detroit Pistons' Basketball for All program, which are in Eastpointe and they will be able to distribute to children and families of the Eastpointe community. Councilman DeMonaco commented that there was funding set aside for a cell tower at Spindler Park, as well for miscellaneous park improvements; maybe these funds can help in this fiscal year for planning.

Moved by Curley, seconded by Lucido, to have council direct the Parks Commission to write a proposal to install 2 basketball courts at Memorial Field

Yeas: Curley, Lucido, Owens, Moore, DeMonaco
Nays: None

DISCUSSION: EASTPOINTE PROMISE. Mayor Owens performed some research and looked into doing a scholarship from the City of Eastpointe to give funds to the high school graduates; would like City Manager to put something together in the form of a scholarship for high school students at Eastpointe High School; council would have to discuss and agree on the requirements, how much, and how many scholarships would be given out; this would be after the students have exhausted all other financial options, and the scholarship would be helpful for any balance the students may have. Councilwoman Lucido mentioned that the Michigan Excellence and Education Foundation is an option for the city manager to reach out and see if they would be interested in adding another city so that they can help in giving Eastpointe scholarships. City Manager Doom will do further research and report back to council.

Moved by DeMonaco, seconded by Lucido, to schedule the City Manager's annual review for March 2, 2021.

Yeas: DeMonaco, Lucido, Moore, Curley, Owens
Nays: None

PAYROLLS AND BILLS

Moved by Lucido, seconded by Moore, to approve the payrolls and bills in the amount of \$5,147,927.25.

PAYROLLS TO BE APPROVED AT COUNCIL MEETING JANUARY 5, 2021

<u>DEPARTMENT</u>	<u>GENERAL FUND</u>	<u>OTHER FUNDS</u>	<u>TOTAL</u>
Legislative	\$ -	\$ -	\$ -
Court	\$ 23,650.55	\$ -	\$ 23,650.55
Administration	\$ 34,420.54	\$ -	\$ 34,420.54
Police	\$ 217,986.69	\$ -	\$ 217,986.69
Fire	\$ 90,217.05	\$ -	\$ 90,217.05
Inspection	\$ 22,632.50	\$ -	\$ 22,632.50
Public Works	\$ -	\$ -	\$ -
Parks	\$ 2,371.37	\$ -	\$ 2,371.37
DDA/Econ Devel	\$ 3,080.52	\$ 408.26	\$ 3,488.78
Water/Sewer	\$ -	\$ 30,492.49	\$ 30,492.49
Roads	\$ -	\$ 8,112.69	\$ 8,112.69
Sidewalks	\$ -	\$ 2,007.69	\$ 2,007.69
Rubbish	\$ -	\$ 1,874.51	\$ 1,874.51
Motorpool	\$ -	\$ 5,073.42	\$ 5,073.42
Library	\$ -	\$ 15,321.95	\$ 15,321.95
Total	\$ 394,359.22	\$ 63,291.01	\$ 457,650.23
City's portion of Social Security, Medicare, 401(a) & MERS			\$ 74,028.16
		TOTAL PAYROLL EXPENSE	\$ 531,678.39

SUMMARY OF BILLS TO BE APPROVED AT COUNCIL ON JANUARY 5, 2021

FUND	BILLS
101 GENERAL	\$ 3,129,910.68
202 MAJOR STREETS	\$ 15,267.66
203 LOCAL STREETS	\$ 223,117.92
219 STREET LIGHTING FUND	\$ 377.45
248 DOWNTOWN DEVELOPMENT AUTHORITY	\$ 47,954.47
260 INDIGENT DEFENSE FUND	\$ 5,925.00
265 DRUG LAW ENFORCEMENT FUND	\$ 6,067.80
271 LIBRARY	\$ 131,810.42
396 CHAP 20 DRAIN MAINTENANCE FUND	\$ 102.72
401 CAPITAL IMPROVEMENT	\$ 410,729.00
405 TAX REVERSION FUND	\$ 8,185.39
436 COURT BUILDING FUND	\$ 4,120.00
517 SANITARY LANDFILL	\$ 316.44
592 WATER SEWER	\$ 390,224.42
601 MOTOR POOL	\$ 71,266.77
701 GENERAL AGENCY FUND	
703 CURRENT TAX COLLECTION FUND	\$ 79.52
750 IMPREST PAYROLL FUND	\$ 38,049.08
TOTAL ALL PAYABLES	\$ 4,483,504.74

SUMMARY OF BILLS TO BE APPROVED AT COUNCIL ON JANUARY 5, 2021

FUND	BILLS
728 DEATH BENEFIT	\$ 1,000.00
731 PENSION	\$ -
737 RETIREE HEALTH CARE	\$ 131,744.12
TOTAL ALL PAYABLES	\$ 132,744.12

Yeas: Lucido, Moore, DeMonaco, Curley, Owens
Nays: None

HEARING OF THE PUBLIC

Mayor Owens announced the second Hearing of the Public, at which time:

Ms. Mary Hall-Rayford talked about the hiring of an elected official and having information for residents to make informed decisions about who their voting.

Mr. Michael Jones talked about the basketball courts.

Mr. Thomas Barnes thanked council members for attending Toys-for-Tots drive.

Mr. John D'Hondt stated sometimes we need to stop critiquing people and give credit where its due.

Ms. Tonia Gladney talked about the finances of the city.

There being no further comments, Mayor Owens announced the second Hearing of the Public closed.

MAYOR AND/OR COUNCIL REPORTS

Councilman Curley reported that the latest county numbers regarding COVID shows 1,306 who tested positive, and 45 who have died in our community; we as human beings major on minors and minor on majors; encouraging everyone to hold hands, get together, and work together to major on everything major and minor.

Councilman DeMonaco addressed the questions concerning FOIAs in that the city manager can be emailed or he can be emailed and those requests would be forwarded on to get answered; as far as educational expenses, the prior Mayor Pixley never exceeded her allotment which is why he never brought it up; disagree with adding a report for the Director of Public Safety because he reports to the City Manager who can report on anything, and being that the City Manager reports directly to council; could be discussed as a future option; shared a positive story of a cousin who has a son that cut lawns on the weekends with Brian Theobald, who recently passed in a tragic accident; the son mentioned that Brian was one of the hardest working people that he knew as most of the city employees would agree.

Councilwoman Moore expressed her heartfelt sentiments toward the family of Brian Theobald.

Councilwoman Lucido expressed her condolences, thoughts, and prayers to the Theobald family and all of Brian's friends, family, and co-workers.

Mayor Owens thanked everyone who attended the meeting; thanked those who made the Toys-for-Tots drive a success here in Eastpointe; expressed happiness in those who call and email to reach out and ask what they can do to help her better serve the people of the Eastpointe community; reiterated some of the classes and courses she's taken to help improve as the Mayor of Eastpointe, and also mentioning some of the people she had an opportunity to meet and associate with; let's continuously pray for the Theobald family, let them get peace; left a message with the wife to let her know that council, the mayor, and the residents of Eastpointe are praying for her and they're here for her; asks that we give the family their space at this time and respect their wishes; wants this to be a positive year going forward; will continuously move to bring more businesses and resources into the city as the mayor.

CLOSED SESSION

Moved by Lucido, seconded by Curley, to go into closed session at 9:40 p.m. for the purpose of: Attorney/Client Privileged Communication – legal opinion of city attorney regarding Enterprise Lease Agreement.

Yeas: Lucido, Curley, Owens, Moore, DeMonaco
Nays: None

Moved by Lucido, seconded by DeMonaco, to go out of closed session at 10:02 p.m.

Yeas: Lucido, DeMonaco, Curley, Owens, Moore
Nays: None

Moved by Moore, seconded by DeMonaco, to have Finance Director Blum present council a cost analysis and also a policy be created, going forward, for any leasing of any vehicles to the city, and also, they are approved through city council prior to any action taken.

Yeas: Moore, DeMonaco, Owens, Lucido, Curley
Nays: None

ADJOURNMENT

Moved by Curley, seconded by Lucido, to adjourn the meeting at 10:05 p.m.

Yeas: Curley, Lucido, Moore, DeMonaco, Owens.
Nays: None

ELKE DOOM
CITY CLERK

MONIQUE OWENS
MAYOR



CITY of EASTPOINTE

EASTPOINTE CITY COUNCIL ACTION SUMMARY SHEET

MEETING DATE: January 19, 2021

TOPIC: Discussion and Possible Motion on Eastpointe Resolution Calling for the Michigan Legislature to Support Proportional Representation via Ranked Choice Voting

BACKGROUND BRIEF: As this was tabled at the last City Council meeting on 1/5/21, requested by Councilman DeMonaco to add as item for upcoming City Council meeting for 1/19/21.

The 10th, 11th, 12th, and 13th clauses were removed from the previous Resolution, and the 4th clause was swapped with the 4th, 5th, 6th, 7th, and 8th clauses in this updated Resolution attached for council review.

SUMMARY OF PREVIOUS COUNCIL ACTION: 12/15/20 - Item tabled until next council meeting on 1/5/21. Suggested revisions be made to resolution and presented at next council meeting for approval.

1/5/21 - Item tabled.

FINANCIAL IMPACT:

CITY MANAGER'S RECOMMENDATION:

RECOMMENDED MOTION: Moved by , seconded by , to approve the resolution calling for the Michigan legislature to support proportional representation via ranked choice voting.

A RESOLUTION calling for the Michigan Legislature to support proportional representation via ranked-choice voting

WHEREAS a strong democracy encourages public discourse and debate, which is best achieved when elected leaders accurately reflect and represent their electorate;

WHEREAS residents of local communities are best positioned to make decisions that affect their own community;

WHEREAS ranked-choice voting elections guarantee that elected officials are elected by a majority of voters, whereas plurality elections do not;

WHEREAS, RCV is proven to be efficient and successful in all cities with the overwhelming majority of voters – across all age, gender, income and racial and ethnic groups – reporting that they ranked their ballots, and find RCV simple to use;

WHEREAS, in local nonpartisan elections, RCV would eliminate the low-turnout and unrepresentative local primary and give voters more choice in the high-turnout November election;

WHEREAS, Ranked Choice Voting is easy: instead of voting for just one candidate, you rank your choices in order of preference – 1, 2, 3, etc., knowing that if your 1st choice doesn't have enough support to win, your ballot can count for your 2nd choice; if your 2nd choice is defeated, your ballot can count for your 3rd choice, and so on;

WHEREAS, under RCV, ballots are counted in rounds, eliminating candidates with too few votes to win and reallocating their ballots based on your voters' next choices until one candidate reaches the winning threshold or, in the case of multiple-seat elections, until all seats are filled;

WHEREAS, Ranked Choice Voting has been shown to:

- Increase voter participation
- Give voters more choice and open the political process to more voices
- Encourage candidates to reach out to more voters and build a broad coalition of support to win
- Expand political participation by historically underrepresented communities, opening the political process to new voices
- Reduce mudslinging and promote civil, issue-oriented campaigns
- Eliminate "wasted" votes and the "spoiler" problem
- Help mitigate the influence of outside expenditure groups in campaigns

WHEREAS most elections in the United States, in all levels of government in the United States, are winner-take-all, which does not create a reflective government;

WHEREAS our current voting system is largely inherited from our history as a British colony, and most of the world's former British colonies, including South Africa, Australia, and New Zealand, have abandoned winner-take-all elections in favor of proportional representation in order to strengthen their democracy and provide for equitable representation for all;

WHEREAS the vast majority of democratic nations across the world use some form of proportional representation;

WHEREAS winner-take-all elections often leave large numbers of voters with no representation or voice in government whatsoever;

WHEREAS a legacy of racial oppression and discrimination in the United States combined with winner-take-all elections have led people of color to often be on the losing side of elections, historically excluded from elected office and blocked from winning adequate representation by their elected officials;

WHEREAS, many jurisdictions including Berkeley, San Francisco, San Leandro, and Oakland (CA); Telluride (CO); Amherst, Cambridge, Easthampton, Lowell, and Worcester (MA); Takoma Park (MD); Portland (ME); St. Louis Park, Minneapolis, and St. Paul (MN); Las Cruces and Santa Fe (NM); New York City (NY); Cincinnati and Cleveland (OH); Basalt and Benton County (OR); Payson and Vineyard (UT); and Eastpointe; either currently or in the past used proportional representation for municipal elections for councils or boards which produced politically, geographically, and racially diverse councils;

WHEREAS the residents of the City of Ferndale in 2004 passed a Charter Amendment to use instant run-off voting for municipal elections, but the election method cannot take effect until allowed by State Law;

THEREFORE BE IT RESOLVED THAT the City of Eastpointe supports passage and the implementation of proportional representation via ranked-choice voting for local elections throughout the State, at the discretion of each individual community, similar to House Bill 5282 (2019).

THEREFORE BE IT RESOLVED THAT this Resolution be sent to State Representative Hertel, State Senator Wojno, County Commissioner Klinefelt, and the Governor-appointed Black Leadership Advisory Council.

Passed by the City of Eastpointe this _____ day of _____, 2020

Elke Doom
City of Eastpointe
23200 Gratiot
Eastpointe, Michigan 48021
586-445-3661



CITY of EASTPOINTE

EASTPOINTE CITY COUNCIL ACTION SUMMARY SHEET

MEETING DATE: January 19, 2021

TOPIC: Special Land Use Approval for Footlocker

BACKGROUND BRIEF: Planning Commission reviewed and approved the Special Land Use/Site Plan Approval request submitted by Footlocker at 17755 E. Eight Mile for a drive thru window with recommendation by the Planner for stipulations. Please see the attached meeting minutes.

SUMMARY OF PREVIOUS COUNCIL ACTION: None

FINANCIAL IMPACT: None

CITY MANAGER'S RECOMMENDATION: Approve the Special Land Use/Site Plan Approval for the Footlocker at 17755 E. Eight Mile with recommendations made by the Planning Commission at their meeting on January 7, 2021.

RECOMMENDED MOTION: Moved by , seconded by , to approve the Special Land Use/Site Plan Approval for Footlocker at 17755 E. Eight Mile with the recommendations of the Planner.

Planning Commission
January 7, 2021

Tim Schenk, Foot Locker, is seeking special land use/site plan approval for 17755 E. Eight Mile. #02-14-32-379-009, Obenauer-Barber-Laing-Company's Ridgemont Park NO. 1 Lots 753 Thru 774 & Part of Lots 747 & 748 Desc as: Com at SW Cor Lot 748; TH S89*41'E 142.81 Ft; TH NW 134.80 Ft Alg Curve Concave to SW with RAD of 174.29 Ft & Chord Bear N24*40'W 131.47 Ft; TH S36*35'W 147.78 Ft to Pt of Beg. ALSO ALL 20.0 Ft Vac Alley Lying Sely of Lots 753-765, Also all 20.0 Ft Vac Alley Lying North of Lots 766-774.

Motion by Palazzolo, supported by John D'Hondt - recommend the approval of special land use application for the property located at 17755 E Eight Mile Road subject to administrative review and approval of a revised site plan which addresses the issues/concerns identified in the McKenna report dated December 28, 2020, as contained in the packet for the Eastpointe Planning Commission meeting of January 7, 2021.

Yeas: Palazzolo, D'Hondt, Nailer, LaLonde, Brohl, Ulinski, Lubeck

Nays: None

Motion by Palazzolo, supported by John D'Hondt - recommend the approval of site plan for the property located at 17755 E Eight Mile Road subject to administrative review and approval of a revised site plan which addresses the issues/concerns identified in the McKenna report dated December 28, 2020, as contained in the packet for the Eastpointe Planning Commission meeting of January 7, 2021.

Yeas: Palazzolo, D'Hondt, Brohl, LaLonde, Nailer, Ulinski, Lubeck

Nays: None



EASTPOINTE CITY COUNCIL ACTION SUMMARY SHEET

MEETING DATE: January 19, 2021

TOPIC: Adoption of Resolution No. 21-1915 - Temporary Special Approval For Outdoor Seating For Social Distancing Compliance In Response to COVID-19

BACKGROUND BRIEF: Council reviewed a proposed Outdoor Seating Policy for Covid as proposed by the Fire Chief and Building Department as adopted in St. Clair Shores. Council directed the City Attorney to draft a Resolution to assist local businesses during the pandemic. The Attorney has prepared and proposed the attached Resolution and Application for consideration.

SUMMARY OF PREVIOUS COUNCIL ACTION: Council was presented with a proposed policy regarding Outdoor Seating for Covid. Council tabled the matter for the City Attorney to prepare a resolution.

FINANCIAL IMPACT: None.

CITY MANAGER'S RECOMMENDATION: None.

RECOMMENDED MOTION: Moved by , seconded by , to approve Resolution 21-1915 - Temporary Special Approval For Outdoor Seating For Social Distancing Compliance In Response to COVID-19

CITY OF EASTPOINTE
COUNTY OF MACOMB
STATE OF MICHIGAN

RESOLUTION NO. 21-1915

A RESOLUTION OF THE CITY COUNCIL
OF THE CITY OF EASTPOINTE, MICHIGAN

**A RESOLUTION OF THE CITY COUNCIL FOR TEMPORARY SPECIAL APPROVAL
FOR OUTDOOR SEATING FOR SOCIAL DISTANCING COMPLIANCE IN RESPONSE
TO COVID-19**

RECITALS

WHEREAS, the spread of COVID-19 falls within definitions of the Emergency Management Act of 1976, Act 390 of 1976, representing an occurrence or threat of widespread or severe damage, injury, or loss of life;

WHEREAS, on November 15, 2020 the Michigan Department of Health and Human Services (AMDHHS@) issued an order titled *Gatherings and Face Masks Order* under its authority given by the Public Health Code, concluding that the COVID-19 pandemic continues in the State of Michigan;

WHEREAS, the City of Eastpointe has an immediate need to facilitate re-openings of local businesses while continuing to protect the health, safety, property, and general welfare of the public by maintaining social distancing and preventing the spread of COVID-19;

WHEREAS, the City Council wishes to permit restaurants, cafes, coffee houses, bars, taverns, and brew pubs to temporarily expand their dining areas outside an establishment due to the hardships imposed by the COVID-19 pandemic provided such establishments are operational in conjunction with an interior business of the same function and on the same property;

WHEREAS, the City Council deems as an immediate need the temporary expansion of services provided to the public by local restaurants and other establishments to areas outside their business establishments in order to comply with the requirement to maintain social distancing in the interest of protecting the health, safety, property, and general welfare of the public;

WHEREAS, such expansion shall remain in effect from January 19, 2021, subject to very specific conditions as established by the City's Building Department and as set forth in the attached *Application for Special Temporary Outdoor Seating*;

WHEREAS, applicants shall further comply with the *Gatherings and face Masks Order* issued by MDHHS dated November 15, 2020, any Orders of the State of Michigan, the MDHHS, or the Macomb County Health Department, and all subsequent amendments and orders including, but not limited to, authorizations to resume business operations, social distancing, party size, and occupancy requirements as set forth therein.

NOW, THEREFORE IT IS RESOLVED

1. The City Council finds it to be in the public interest to protect the health, safety, property, and general welfare of the public by temporarily permitting restaurants, cafes, coffee houses, bars, taverns, and brew pubs in the City of Eastpointe to expand dining areas outside their establishments, the purpose and intent of this temporary permission shall neither permanently waive nor in any manner abrogate the current requirements of the Building Department related to these establishments.

2. Restaurants, cafes, coffee houses, bars, taverns, and brew pubs are permitted to temporarily expand their dining areas outside an establishment from January 19, 2021, so long as the *Gatherings and face Masks Order* issued by the MDHHS dated November 15, 2020, is in effect, subject to very specific conditions as established by the City's Building Department and as set forth in the attached *Application for Special Temporary Outdoor Seating*.

3. These temporary permissions shall expire upon expiration of the *Gatherings and Face Masks Order* issued by the MDHHS on November 15, 2020, or any subsequent MDHHS Order governing public gatherings, the date certain to be determined by the Building Department, which date shall be provided in writing to the permittee.

4. This Resolution shall be effective immediately and shall remain in effect through the date the *Gatherings and Face Masks Order* issued by the MDHHS on November 15, 2020 or any subsequent MDHHS Order governing public gatherings at restaurants, cafes, coffee houses, bars, taverns, and brew pubs.

AYES:

NAYS:

ABSTAIN:

RESOLUTION DECLARED ADOPTED.

STATE OF MICHIGAN)
) SS:
COUNTY OF MACOMB)

I, Elke Doom, the duly qualified Clerk of the City of Eastpointe, Macomb County, Michigan, do hereby certify that the foregoing is a true and complete copy of a Resolution adopted by the City Council of the City of Eastpointe on the 19th day of January, 2021, the original of which is in my office.

Elke Doom
City Clerk

City of Eastpointe
23200 Gratiot Ave., Eastpointe, MI 48021
Phone: (586) 445-3661 Fax: (586) 445-5191
www.cityofeastpointe.net

Dear Business Owner-

The city will be allowing temporary outdoor seating areas to comply with social distancing guidelines during the COVID-19 pandemic. If you are interested in having an outdoor seating area at your establishment, please complete the attached application and submit it along with the following documents to ehardcastle@eastpointecity.org:

- A detailed map showing
 - the location and dimensions of the seating area
 - dimensions/proximity to driveways, parking areas, street, and building(s)
 - distance to the building
 - driveways/entrances to be blocked
 - location of cones/barricades for any blocked driveways
 - location and size of tent if proposed-see reverse for tent requirements
 - location and source of electricity if proposed
- Tent size and flame-retardant certificate if tent is being used. See reverse for tent requirements.
- Approval from Liquor Control Commission if alcohol will be served.

An electronic version of the application can be found on our homepage by finding the "I WANT TO" heading and clicking on the "TEMPORARY OUTDOOR SEATING APPLICATION" link.

Please read the attached application carefully to ensure your plan complies with the requirements.

We are only accepting electronic submissions in order to expedite the review and issuance of the permit.

Please note, if you plan to permanently expand an existing outdoor seating area or create a permanent outdoor seating area, separate approvals from the Planning Commission and City Council will be required. We are happy to work with you to allow the temporary seating while obtaining approval for permanent outdoor seating.

Please email ehardcastle@eastpointecity.org with any questions you may have.

Thank you
City of Eastpointe
Director of Planning & Zoning

Fees' applied before February 28, 2021
Fire Marshal: \$50.00
Building Inspector: \$50.00

Erin Hardcastle

Fees' applied after February 28, 2021
Fire Marshal: \$100.00
Building Inspector: \$100.00

Tent Requirements per IFC 2015 Chapter 31

- All tents require field inspection prior to opening to the public.
- Call 586-445-3661 once the tent is erected.
- Tents shall have a Flame-Retardant certificate.
- No cooking or open flame within 20 feet of tents.
- No smoking in tents. "No Smoking" signs shall be posted in tents.
- Provide a minimum of two (2) exits at least 36 inches wide equipped with illuminated signage.
- Aisle widths between tables and other fixtures are required to be a minimum of 44 inches wide.
- Provide 3-A-40-B:C tagged fire extinguishers hung in plain view.
- Occupancy capacity, as determined by the Fire Marshal, shall be posted in each tent.
- If heaters or tent walls are being proposed, they will be evaluated on a case-by-case basis.
- Minimum clearance of 20' from parked cars or internal combustion engines (generators)
- Provide ample clearance (12 feet where possible) around all sides of the structure to allow for access in case of a fire.

City of Eastpointe
Application for Special Temporary Outdoor Seating
For Social Distancing Compliance in Response to COVID-19
SUBMIT TO: ehardcastle@eastpointecity.org

Name of Organization/Business _____
 Business Address _____ Business Phone _____
 Contact Person _____
 Contact Person Phone _____ Contact Person Email _____

During the Coronavirus (COVID-19) pandemic, food service establishments may apply for a temporary outdoor seating area that meets the following conditions:

- The outdoor seating area must comply with reduced occupancy and social distancing requirements under any current Executive Order, local county health department orders, and any local ordinances related to the Coronavirus (COVID-19) pandemic.
- The outdoor seating area may not be located on any public property such as a city sidewalk, street, right of way, or alley.
- The outdoor seating area must be no more than 25 feet from the main building where food or drinks are served.
- The outdoor seating area must not be separated from the main restaurant by a public street, sidewalk, or alley.
- The outdoor seating area cannot be located on a balcony or rooftop.
- An electrical inspection is required for any outside electricity proposed. ~~Inspection fee is \$100.~~ Fee Waived!
- A barricade of some kind must be used on drive approaches that are proposed to be blocked by the seating area.
- No music, television, radio, or other sound devices are allowed within the temporary seating area.
- Separate approval is required to permanently enlarge an existing outdoor seating area.
- The proposed seating area may be modified by the city to ensure the safety of patrons and ample available parking.
- The permit will be valid only from June 1, 2021 to no later than October 31, 2021.

The following documents must be submitted electronically to ehardcastle@eastpointecity.org

- Completed application including signature
- A detailed map showing
 - the location and dimensions of the seating area
 - dimensions/proximity to driveways, parking areas, street, and building(s)
 - distance to the building
 - driveways/entrances to be blocked
 - location of cones/barricades for any blocked driveways
 - location and size of tent if proposed-see reverse for tent requirements
 - location and source of electricity if proposed

- Tent size and flame-retardant certificate if tent is being used. Will you be using a tent? YES NO
- Approval from Liquor Control Commission if alcohol will be served. Will you be serving alcohol? YES NO

Please acknowledge and submit to ehardcastle@eastpointecity.org. Only electronic submissions will be accepted.

- The applicant applied for a temporary outdoor seating permit as described above and on the attachments.
- The applicant agrees to hold harmless, indemnify and defend the City of Eastpointe, its officers and employees, from any liability, which may arise.
- The applicant agrees to comply with all City and County ordinances and regulations in connection with the event.

➔ Applicant's Signature _____ Date _____

PLEASE SUBMIT ALL INFORMATION ELECTRONICALLY TO ehardcastle@eastpointecity.org

Tent Requirements per IFC 2015 Chapter 31

- All tents require field inspection prior to opening to the public. Call 586-445-3661 once the tent is erected.
- Tents shall have a Flame-Retardant certificate.
- No cooking or open flame within 20 feet of tents.
- No smoking in tents. "No Smoking" signs shall be posted in tents.
- Provide a minimum of two (2) exits at least 36 inches wide equipped with illuminated signage.
- Aisle widths between tables and other fixtures are required to be a minimum of 44 inches wide.
- Provide 3-A-40-B:C tagged fire extinguishers hung in plain view.
- Occupancy capacity, as determined by the Fire Marshal, shall be posted in each tent.
- If heaters or tent walls are being proposed, they will be evaluated on a case-by-case basis.
- Minimum clearance of 20' from parked cars or internal combustion engines (generators)
- Provide ample clearance (12 feet where possible) around all sides of the structure to allow for access in case of a fire.

Following is for department use only.

Department	Approved/Denied (include reason if denied)	Signature
Community Development Department		
Fire Department		
Police Department		

This application is hereby approved subject to the following conditions:

APPROVED

DENIED

DATE _____

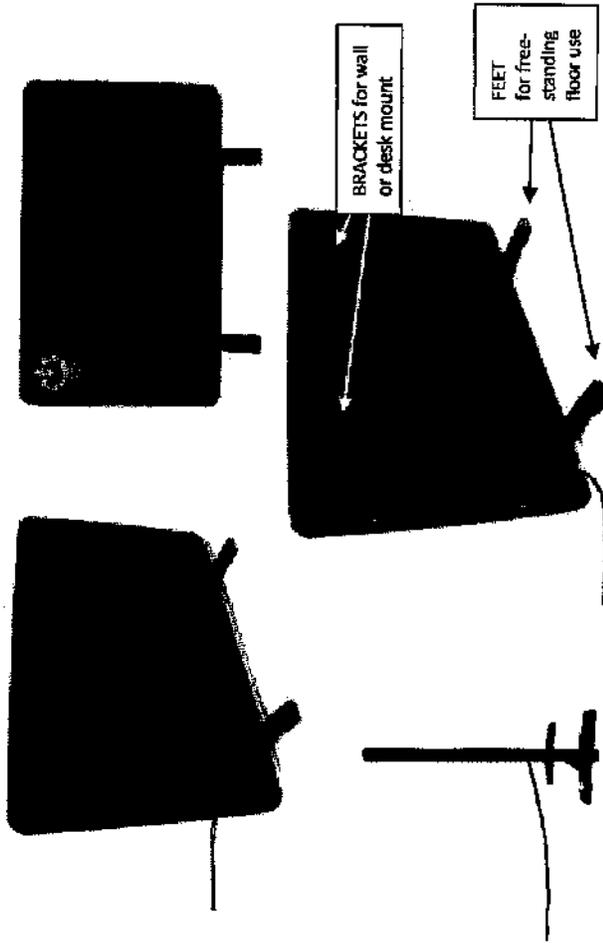
This permit does not relieve applicant from meeting any applicable requirements of law or other public bodies or agencies.



300 N. Oakley Blvd.
Chicago, IL 60612 USA

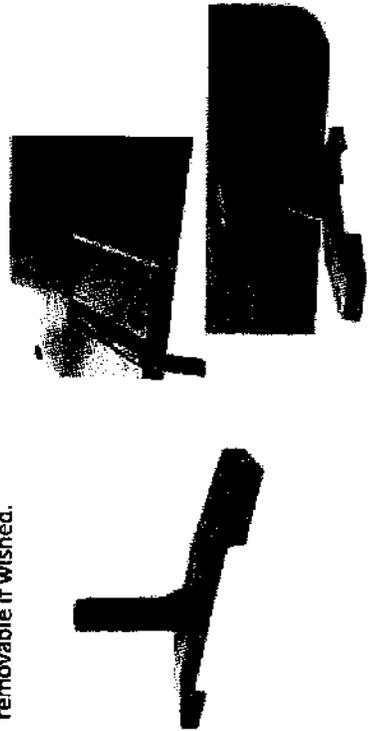
Phone 312-226-2473
FAX 312-226-2480
sales@cozyproducts.com
www.cozyproducts.com

COZY LEGS Instructions Part # CL-2



MOUNTING - Cozy Legs can be mounted in two ways:

Free-Standing: To use Cozy Legs free-standing in any area, simply push the feet (supplied) snugly all the way into the slots on the back of the unit. The feet are removable if wished.



Wall or desk-mounted: Mark the wall or desk panel for the desired position. Attach secure hooks, screws* or nails as most appropriate for the mounting surface. Hang the unit using the mounting holes in the back (*basic wood screws included; use your own if a different size or type are preferred).

CAUTION: Mount vertically. Do not use directly on floor or in horizontal position. Allow heater to cool before touching or moving.

HEAT CONTROL:

Cozy Legs has a special in-cord switch allowing you to select HALF power (one line) or FULL power (two lines) to suit your comfort. This switch is **LIT** when the unit is **ON**. The middle position (O) is **OFF**.

SAFETY HEAT DISPLAY:

As an added safety feature, COZY LEGS front panel surface has a heat-sensitive indicator to show when the surface is warm. When heated, it shows the universal 'ON' symbol as shown in the upper left corner of the unit. When cold, it disappears. When this red indicator is visible, the unit is **ON** or still warm.

CLEANING: Unplug unit and wipe with a damp cloth.

IMPORTANT: READ BEFORE USE

CAUTION: this appliance is designed for use **ONLY** with 110/120 volt power supply such as **USA and Canada**. **DO NOT** use Cozy Legs with 220/240 volt electric supply such as is common in **UK, Europe & other countries outside the USA**.

This appliance has a polarized plug. One blade is wider than the other. To reduce risk of electric shock, this plug is intended to fit in a polarized outlet one way. If the plug does not fit fully in the outlet, reverse the plug. If it still does not fit, contact a qualified electrician. Do not modify the plug in any way.

WARRANTY: This product is warranted against defects in materials and workmanship for a period of six months from the shipping date. At the option of Cozy Products, we will either replace or repair the defective unit. Please contact Customer Service for help 800.662.5021 customerservice@cozyproducts.com

WARNING: Take care to determine prior to use whether this device is suitable, adequate or safe for the use intended. Since individual applications are subject to great variation, the manufacturer makes no representation or warranty as to suitability or fitness of these devices for any specific application. While product includes an over temperature regulator, misuse may cause failure, damaging the product, mounting surface or work area. Use in a dry area; avoid exposure to moisture. Mount free from materials that hinder the transfer of heat. Do not drape or cover product with any material. Always allow heat to escape. Protect from puncture. Turn off when not in use. Use caution as you would with any hot product, especially if you have any issues with loss of feeling in the areas affected by the heat.

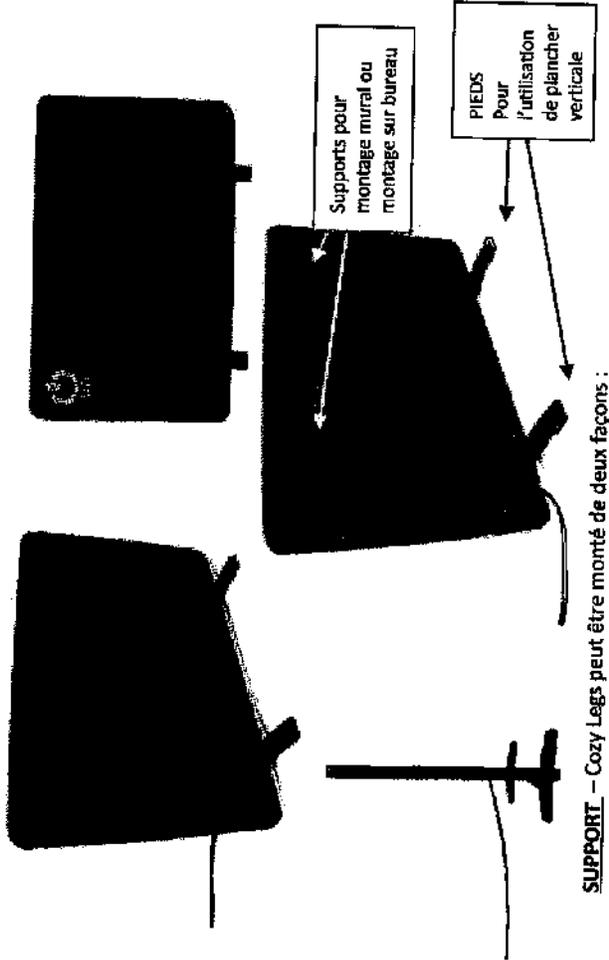
HOW IT WORKS: Cozy Legs is designed to warm up to a safe temperature to keep your legs and feet comfortable where you sit or stand. The heat is thermostatically controlled. Cozy Legs is certified Zero Clearance, meaning its gentle heat will not pose a danger if accidentally left too close to other furnishings. This reduces fire risk compared with typical space heaters.



300 N. Oakley Blvd.
Chicago, IL 60612 USA

Téléphone: 312-226-2473
TELECOPIEUR 312-226-2480
sales@cozyproducts.com
www.cozyproducts.com

ENSEMBLE D'INSTRUCTIONS COZY LEGS Pièce # CL-2



SUPPORT - Cozy Legs peut être monté de deux façons :

Debout : Pour utiliser Cozy Legs de par lui-même dans n'importe quelle pièce, il suffit de pousser les pieds (fournis) complètement dans les fentes situées à l'arrière de l'unité. Les pieds sont amovibles si souhaité.

Montage mural ou sur bureau : Marquer le panneau mural ou le dessus de bureau pour la position souhaitée. Fixer les crochets de sécurisé, vis* ou clous le plus convenablement possible à la surface de montage.

Suspendez l'appareil à l'aide des trous de montage arrière. (*Ne à bois de haute qualité; utilisez vos propres vis si vous préférez un autre format ou type de vis).

ATTENTION : Monter verticalement. Ne pas utiliser directement sur le sol ou en position horizontale. Laisser refroidir l'appareil avant de le toucher ou de déplacer.

Contrôle thermique :

Cozy Legs possède un interrupteur spécial sur le cordon d'alimentation vous permettant de sélectionner la demi-puissance (ligne) ou la PLEINE puissance (deux lignes) pour l'adapter à votre confort. Ce commutateur est ALLUMÉ lorsque l'appareil est en fonction (ON). La position médiane (O) est désactivée (OFF).

ÉCRAN THERMIQUE DE SÉCURITÉ :

En addition, une fonction de sécurité supplémentaire de la surface du panneau avant de COZY LEGS possède un indicateur sensible à la chaleur indiquant quand la surface est chaude. Lorsque chauffé, l'indicateur affiche le symbole universel 'ON', comme illustré dans le coin supérieur gauche de l'unité. À froid, il disparaît. Lorsque ce voyant rouge est visible, l'appareil est allumé ou encore chaud.

NETTOYAGE : Débranchez l'appareil et essuyez avec un chiffon humide.

IMPORTANT : LIRE AVANT L'UTILISATION

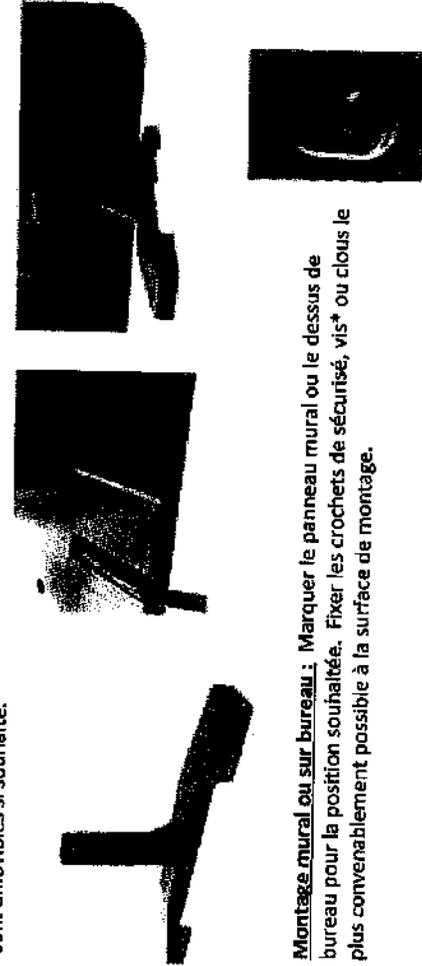
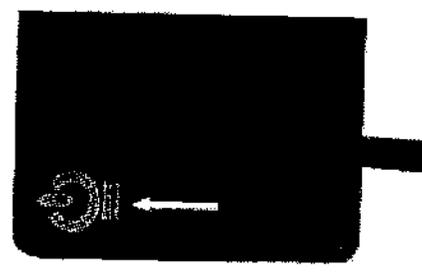
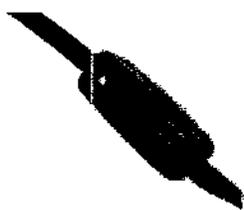
ATTENTION : Cet appareil est conçu pour une utilisation avec une tension de 110/120 volts selon les normes Nord-Américaines. NE PAS UTILISER de Cozy Legs avec une tension de 220/240 volt alimentation électrique comme prescrit généralement en Europe et dans d'autres pays en dehors des États-Unis.

Cet appareil est doté d'une fiche polarisée. Une lame est plus large que l'autre. Afin de réduire les risques de décharge électrique, cette fiche est destinée d'être insérée dans une prise polarisée. Si la fiche n'entre pas complètement dans la prise, retournez la fiche. Si elle ne rentre toujours pas, contactez un électricien qualifié. Ne pas modifier la fiche en aucune façon.

GARANTIE : Ce produit est garanti contre tout défaut de matériau et de fabrication pendant une période de six mois à compter de la date d'expédition. À la discrétion de CozyProducts, le remplacement ou la réparation d'une unité pourra alors se faire. Veuillez contacter le Service à la clientèle pour obtenir de l'aide. CustomerService@cozyproducts.com 800.662.5021

ATTENTION : Prendre soin de déterminer si cet appareil est convenable, adéquat ou sécuritaire avant l'utilisation pour l'usage prévu. Puisque les applications individuelles sont soumises à une forte variation, le fabricant ne fait aucune représentation ou garantie quant à la pertinence ou l'aptitude de ces appareils pour toute application spécifique. Alors que tout produit comprend un régulateur de température, les abus plus peuvent causer une défaillance, endommager le produit, la surface de montage ou la zone de travail. Utilisation dans une zone sèche; éviter l'exposition à l'humidité. Monter exempts de matériaux qui entravent le transfert de chaleur. N'enroulez ou ne couvrez pas le produit de matériel. Toujours laisser la chaleur s'échapper. Protéger des perforations. Désactiver lorsque vous ne vous en servez pas. Faites preuve de prudence comme vous le feriez avec n'importe quel produit chaud, surtout si vous avez des problèmes avec une perte de sensation dans les zones touchées par la chaleur.

FONCTIONNEMENT : Cozy Legs est conçu pour chauffer à une température sécuritaire pour garder vos jambes et vos pieds confortables à l'endroit que vous vous assoyez, ou restez debout. La chaleur est commandée de manière thermostatique. Cozy Legs est certifié "Zero Clearance", ce qui signifie que sa chaleur douce ne pose aucun danger s'il est accidentellement trop près d'autres meubles. Cela réduit les risques d'incendie comparativement avec des réchauffeurs d'espace typique.



Guidelines For Heating of Tent Interiors

What is not Approved?

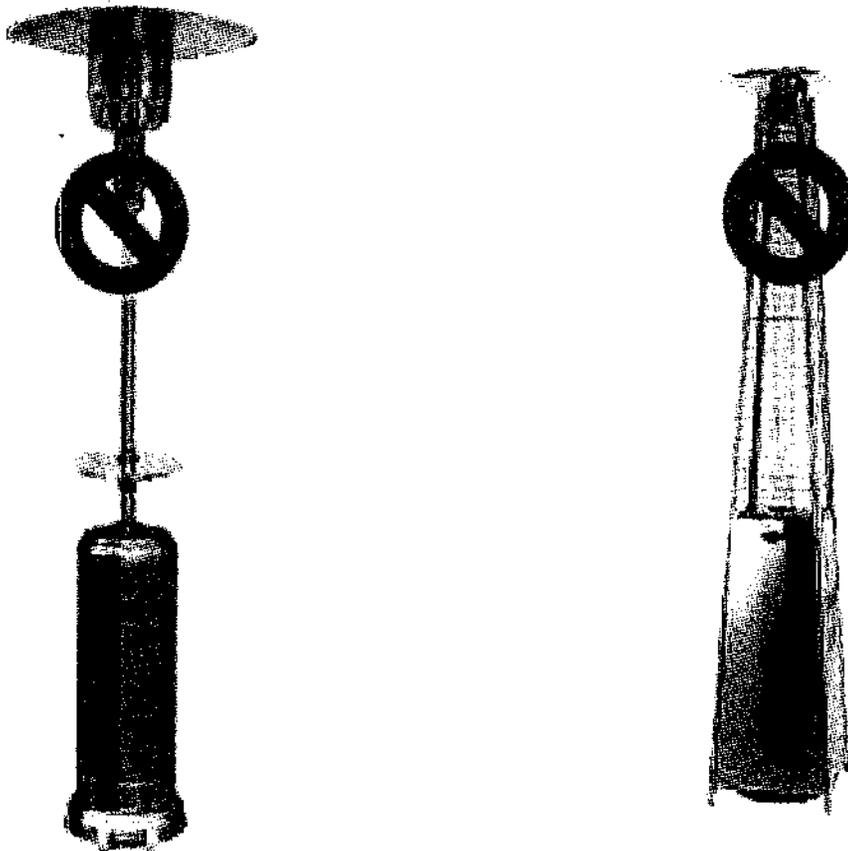
Per International Fire Code (IFC), the following heating devices are not approved for interior Tent use.

IFC:

Section 603.4.2.1.1 Prohibited Locations. The storage or use of portable outdoor gas-fired heating appliances is prohibited in any of the following locations:

1. Inside of any occupancy where connected to a fuel gas container. (propane, natural gas or gasoline).
2. Inside of tents, canopies and membrane structures.
3. On exterior balconies.

Section 3104.7 Open or exposed flame. Open flame or other devices emitting flame, fire, heat or any flammable or *combustible liquids*, gas, charcoal or other cooking device or any other unapproved devices shall not be permitted inside or located within 20 feet of the tent or membrane structures while open to the public unless *approved by the fire code official*.



The above are examples of the types of heating units that are prohibited inside of tents. This list is not all inclusive but only an example of a few prohibited gas-fired heaters.

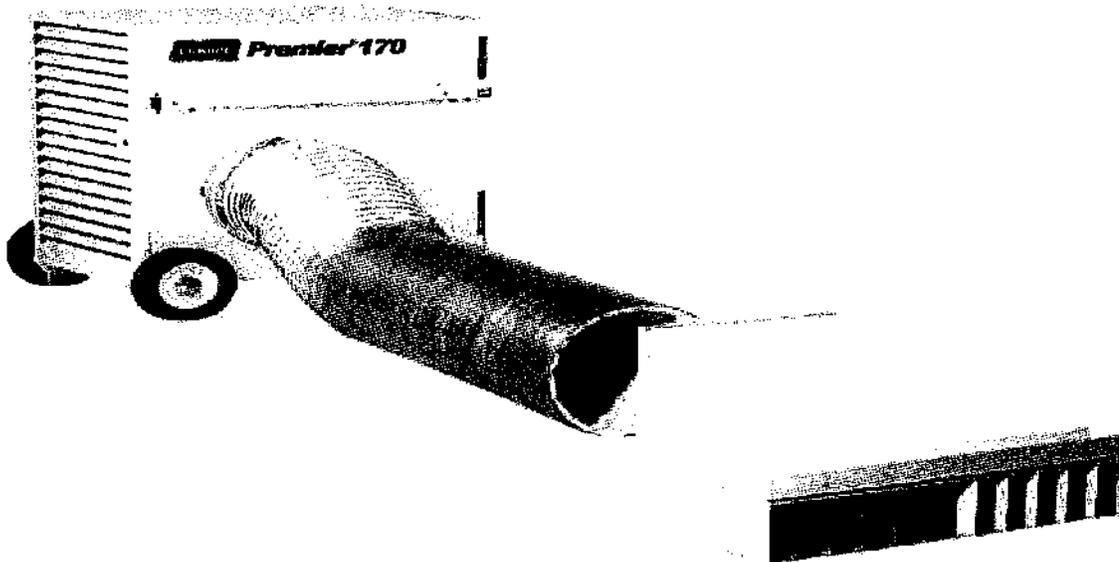
***Approved for Exterior use only- Must be secured at the base to prevent tipping over.**

What is Approved?

Propane fed heaters may be used for heating tents, as long as they are **outside** of the tent and have a tube which blows the warm air into the tent keeping the heater a safe distance from the tent!

Section 603.4.2.1.2 Clearance to buildings. Portable outdoor gas-fired heating appliances shall be located not less than 5 feet from buildings.

Section 603.4.2.1.3 Clearance to combustible materials. Portable outdoor gas-fired heating appliances shall not be located beneath, or closer than 5 feet to combustible decorations and combustible overhangs, awnings, sunshades or similar combustible attachments to buildings.

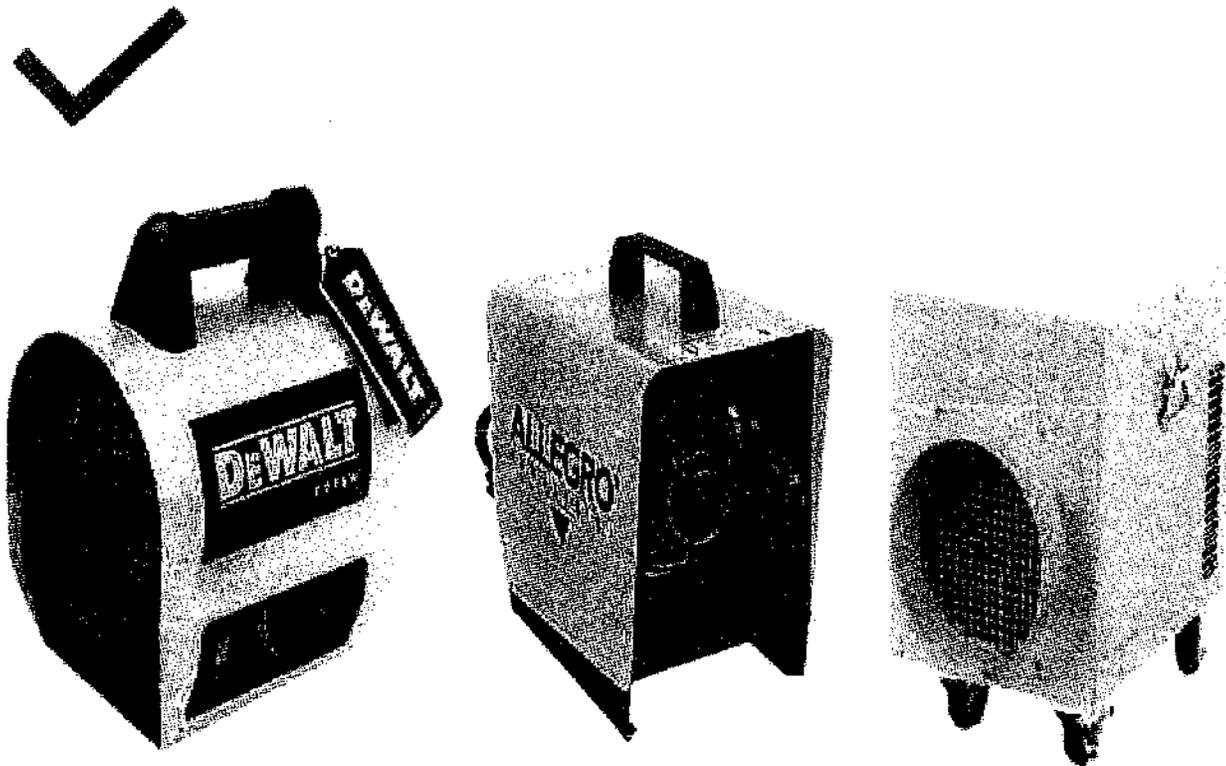


The above are examples of the types of heating units that are approved propane heaters for exterior use for tents. This list is not all inclusive but only an example of approved heaters.

Electric Heaters?

Section 604.10 Portable, electric space heaters. Where not prohibited by other sections of this code, portable, electric space heaters shall be permitted to be used in all occupancies in accordance with Sections 604.10.1 through 604.10.5.

- **604.10.1 Listed and labeled.** Only listed and labeled portable, electric space heaters shall be used.
- **604.10.2 Power supply.** Portable, electric space heaters shall be plugged directly into an *approved* receptacle.
- **Extension cords.** Use of Extension cords must be approved by a Licensed Electrician.
- **604.10.4 Prohibited areas.** Portable, electric space heaters **shall not be** operated within 3 feet of any combustible materials. Portable, electric space heaters shall be operated only in locations for which they are listed.



The above are examples of the types of heating units that are approved Electric heaters for interior use for tents. This list is not all inclusive but only an example of approved heaters.



CITY of EASTPOINTE

EASTPOINTE CITY COUNCIL ACTION SUMMARY SHEET

MEETING DATE: January 19, 2021

TOPIC: Adoption of Resolution No. 21-1916 - A Resolution of the City Council to Adopt the Education, Training, and Travel Policy for Elected Officials

BACKGROUND BRIEF: Request by City Council to adopt an education, training, and travel policy for elected officials. Resolution and Travel Policy drafted and submitted for prior review by city attorney. Both Resolution and Travel Policy are attached for council final review.

SUMMARY OF PREVIOUS COUNCIL ACTION:

FINANCIAL IMPACT:

CITY MANAGER'S RECOMMENDATION:

RECOMMENDED MOTION: Moved by , seconded by , to adopt Resolution No. 21-1916, A Resolution of the City Council to Adopt the Education, Training, and Travel Policy for Elected Officials.

**CITY OF EASTPOINTE
COUNTY OF MACOMB
STATE OF MICHIGAN**

RESOLUTION NO. 21-1916

**A RESOLUTION OF THE CITY COUNCIL
OF THE CITY OF EASTPOINTE, MICHIGAN**

**A RESOLUTION OF THE CITY COUNCIL ADOPTING AN EDUCATION, TRAINING
AND TRAVEL POLICY FOR ELECTED OFFICIALS**

RECITALS

WHEREAS, the City of Eastpointe takes its stewardship over the use of its limited public resources seriously;

WHEREAS, public resources should only be used by elected officials when there is a substantial benefit to the City;

WHEREAS, the Eastpointe City Council believes it is important that elected officials protect public resources and foster public trust in the use of those resources;

WHEREAS, the Eastpointe City Council also recognizes the public is best served by elected officials who remain informed, educated, and trained on issues affecting the affairs of the City and that the attendance at institutes, hearings, meetings, conferences, or other gatherings is of substantial value to the City and its citizens;

WHEREAS, education and training improves and expands an elected official=s skills and information levels;

WHEREAS, education and training provides elected officials with an opportunity to discuss the community=s concerns with regional, state, and federal officials;

WHEREAS, education and training encourages participation by elected officials in regional, state, and national organizations whose activities affect the City;

WHEREAS, education and training of elected officials promotes a strong sense of public service and positive morale;

WHEREAS, the Eastpointe City Council encourages education and training endeavors while serving as stewards of limited public resources, and

WHEREAS, the Eastpointe City Council wishes to adopt an Education, Training and Travel policy for Elected Officials.

NOW, THEREFORE IT IS RESOLVED

1. That the Education, Training and Travel Policy for Elected Officials as shown in Exhibit A is approved and adopted by the Eastpointe City Council and it shall replace and supersede any and all prior practices, polices or procedures related to payment and/or reimbursement of costs and expenditures for education, training and travel of elected officials.

2. That the Education, Training and Travel Policy for Elected Officials as shown in Exhibit A shall be applicable to costs and expenditures for education, training and travel **(insert A or B below)**

A. effective immediately.

B. retroactive to _____.

AYES:

NAYS:

ABSTAIN:

RESOLUTION DECLARED ADOPTED

STATE OF MICHIGAN)
) SS:
COUNTY OF MACOMB)

I, Elke Doom, the duly qualified Clerk of the City of Eastpointe, Macomb County, Michigan, do hereby certify that the foregoing is a true and complete copy of a Resolution adopted by the City Council of the City of Eastpointe on the 19th day of January, 2021, the original of which is in my office.

Elke Doom
City Clerk

CITY OF EASTPOINTE
EDUCATION, TRAINING AND TRAVEL POLICY FOR ELECTED OFFICIALS
ADOPTED ON _____, 2021

The Mayor and City Council for the City of Eastpointe believe it is important that elected officials protect public resources and foster public trust in the use of those resources. Further, the Mayor and City Council believe the public is best served by elected officials who remain informed, educated, and trained on issues affecting the affairs of the City and that the attendance at institutes, hearings, meetings, conferences, or other gatherings is of value to the City and its citizens. Attendance provides elected officials with a meaningful opportunity to discuss the community=s concerns with regional, state, and federal officials; it encourages participation in regional, state, and national organizations whose activities affect the City; it improves and expands an elected official=s skill and information levels, and it promotes a strong sense of public service and positive morale. In order to bolster these worthy endeavors while serving as stewards of limited public resources, the Mayor and City Council for the City of Eastpointe hereby adopt this policy for the City of Eastpointe=s elected officials.

I. PURPOSE

This policy shall establish standards for the documentation, approval and payment for expenditures related to education and training and reimbursements of reasonable, actual, and necessary expenses incurred for meals, room, and travel by the Mayor and City Council while conducting City business with the understanding any such standards shall balance the City's fiduciary responsibility of managing and safeguarding public funds with the recognition of the need to provide education, training, transportation, lodging, and meals to elected officials as they pursue City business.

II. POLICY

All expenditures for education, training and travel must be reasonable, actual and necessary for the substantial benefit of the City of Eastpointe. City funds must only be used for City business. Expenditures for education, training and travel are generally considered reasonable, actual and necessary so long as attendance is designed to improve the elected official=s skill, networking and information levels; fosters communication with representatives of regional, state and national government on City adopted policy positions; promotes participation in regional, state and national organizations whose activities inform or affect the City=s interests, and encourages implementation of City-approved strategies for attracting or retaining businesses to the City.

III. PROCEDURES AND CRITERIA

The annual amount for education, training and travel allotted to the Mayor and City Council

members shall be established annually in the budget. Any amount for education, training and travel, including reimbursement for reasonable, actual and necessary expenses, requires City Council approval. It is expected that registration for education and/or training is booked in advance to avoid the need for reimbursement claims for this expense. Once an amount for education, training and travel, including expenses if applicable, has been approved, it shall be the responsibility of the City Manager to administer this policy. The Finance Director shall assist the City Manager in the administration of this policy and the dissemination and review of forms, receipts, documentation and other information necessary to process and audit claims.

IV. REIMBURSEMENT

Elected officials authorized to travel on official City business pursuant to this policy for education and training may be reimbursed for reasonable, actual and necessary expenses incurred for mileage, transportation, lodging and meals in addition to any regular compensation to which they are entitled for education and training; provided, however, that the maximum amount(s) that shall be reimbursed are as follows:

- (1) Transportation. The most economical mode and class of transportation reasonably consistent with scheduling needs and cargo space requirements must be used, using the most direct and time-efficient route. Government and group rates must be used when available. Payment for service received (tips) in conjunction with travel such as taxi or shuttle service is recognized as a legitimate and reasonable expense, and can be included in addition to the amounts herein but shall not exceed fifteen percent (15%) of the price of the travel service.
- (2) Lodging and Telephone/Internet. Lodging expenses will be reimbursed or paid for when travel on official City business reasonably requires an overnight stay. Actual cost not to exceed \$ ____ per day or the single occupancy room rate, whichever is lower, plus applicable taxes. When the individual travels to attend a conference, seminar or similar event the maximum allowable reimbursement shall be the conference facility group room rate plus applicable taxes. In addition, the City may reimburse the elected official for all telephone calls or internet use related to City business while traveling in accordance with this policy.
- (3) Meals. Meals will only be reimbursed for official travel requiring an overnight stay. Payment for service received (tips) in conjunction with meals is recognized as a legitimate and reasonable expense, and can be added to the above amounts but shall not exceed fifteen percent (15%) of the price of the meal.
- (4) Private Conveyance. Elected officials using private means of conveyance such as their personal vehicle for authorized travel on official City business shall be reimbursed at the then-current IRS mileage rate. Vehicle odometer readings are required to substantiate vehicle mileage. If odometer readings are not available internet map services can be used. Mileage shall be measured from the Eastpointe City Hall or the elected official=s home address, whichever is less; unless the City official is required to be at City Hall prior to leaving, in which case the City Hall address shall be used to

measure miles. When a personal conveyance is used to carpool employees, the Eastpointe City Hall address shall be used. Bridge and road tolls are reimbursable expenses.

- (5) Advance of Money. An elected official traveling on City business in accordance with this policy that involves an overnight stay may request a cash advance for the estimated travel and meal costs, excluding personal vehicle mileage. A written claim for a cash advance shall be first submitted to the Finance Director sufficiently early for the Finance Department to process the request. Advances cannot be made out of petty cash. Cash advances for travel and meal requests will be allowed only if adequate appropriations exist in the appropriate budget, and if the request has been approved by the City Council. An elected official who accepts a cash advance shall, within ten (10) working days after his or her return from such trip, file with the Finance Director an itemized expense accounting together with proper receipts or other documentation, and shall pay to the City any unexpended balance of the advance.
- (6) Claims for Expenses. No travel or meal expenses shall be reimbursed unless the elected official claiming such expenses first prepares and signs an itemized accounting of such expenses on a form prepared by the Finance Director. Expenses shall be itemized on the form with adequate descriptive information including the date of departure at commencement of travel, date of return upon completion of travel, and date of arrival at and departure from each city or location at which City business was performed pursuant to this policy. Written receipts for all expenditures are required for lodging and all other expenditures, including travel and meals, in sufficient detail so as to establish the allowance of each element of the expense claimed to be incurred by the elected official. Payment of claims for all reasonable expenses is subject to City Council approval.
- (7) Unallowable Expenses. Unauthorized expenses, which shall never be reimbursed by the City of Eastpointe, include but are not limited to:
 - a. Alcoholic beverages.
 - b. Expenses of a spouse or other companion.
 - c. Personal entertainment.
 - d. Theft, loss or damage to personal property.
 - e. Barber, beauty, tailor, laundry & other similar personal services.
 - f. Airline or other trip insurance.
 - g. Personal postage, telephone calls or reading materials.
 - h. Personal portion of any trip.

V. RESPONSIBILITY FOR NO-SHOWS AND LATE CANCELLATIONS

If the City has prepaid an elected official's expenses and the elected official is unable to attend a planned trip or event, it is the elected official's responsibility to arrange for an alternate elected official to attend in the elected official's absence, or ensure any prepaid amounts or fees are refunded within thirty (30) days of the unattended event to the City. For any amounts or fees not fully refunded, the elected official shall provide the Ethics

Board with a written explanation within thirty (30) days of the unattended event addressing the reason(s) he or she was unable (i.e., unexpected illness, injury or death in the family, etc.) to attend. The Ethics Board will determine whether the reason(s) given for the elected official=s failure to attend is consistent with this policy. If it is determined that the reason(s) given are not consistent with this policy, the elected official shall promptly refund the City any un-refunded amounts or fees. Failure of the elected official to provide a written explanation addressing the reason(s) he or she was unable to attend the event and/or to refund the City for any amounts or fees may result in the amounts or fees being deducted from the elected official=s annual compensation.

VI. REPORTS

An elected official who utilizes this policy shall provide a brief report on education and training matters attended or received at the next regularly scheduled City Council meeting.

VII. ACKNOWLEDGMENT

After being sworn in, an elected official shall be required to sign a statement formally acknowledging receipt **and acceptance of this policy.**



EASTPOINTE CITY COUNCIL ACTION SUMMARY SHEET

MEETING DATE: January 19, 2021

TOPIC: Introduction and First Reading of Ordinance # 21-1208 - Amend Chapter 10, Administration , Article X, Medical Marihuana Facilities, of the City of Eastpointe Code of Ordinances

BACKGROUND BRIEF: City Council is scheduled to introduce, and give first reading to Ordinance # 21-1208 which would amend Chapter 10, Administration , Article X, Medical Marihuana Facilities, of the City of Eastpointe Code of Ordinances. Attached is the proposed amendment to the City's Medical Marihuana Facilities Ordinance and also the relevant ordinance section showing the proposed revisions in red.

SUMMARY OF PREVIOUS COUNCIL ACTION:

FINANCIAL IMPACT:

CITY MANAGER'S RECOMMENDATION: Introduce and give first reading to Ordinance No. 21-1208

RECOMMENDED MOTION: Moved by , seconded by , to introduce, and give first reading to, Ordinance # 21-1208 which would amend Chapter 10, Administration , Article X, Medical Marihuana Facilities, of the City of Eastpointe Code of Ordinances.

**CITY OF EASTPOINTE
COUNTY OF MACOMB
STATE OF MICHIGAN**

ORDINANCE NO. 21-1208

**AN ORDINANCE TO AMEND CHAPTER 10, ADMINISTRATION, ARTICLE X,
MEDICAL MARIHUANA FACILITIES, OF THE CITY OF EASTPOINTE CODE OF
ORDINANCES**

The City of Eastpointe ordains:

Section 1. Medical Marihuana Facilities.

Article X, Medical Marihuana Facilities, Section 10-230(e) is amended to read as follows:

ARTICLE X. MEDICAL MARIHUANA FACILITIES

Sec. 10-230. Application for and renewal of permits.

- (e) A committee, consisting of the city manager or designee, the director of public safety or designee, and the building official or economic development manager or their designee, shall approve or deny the permit application within 90 days of receipt of the completed application and fees. The processing time may be extended upon written notice by the city for good cause, and any failure to meet the required processing time shall not result in the automatic grant of an approved application. Any denial must be in writing and must state the reason(s) for denial. Any final denial of a permit application may be appealed within 21 days of the denial, to a hearing officer, provided that the pendency of an appeal shall not stay or extend the expiration of any permit application. The city has no obligation to process or approve any incomplete permit application; and any times provided under this article shall not begin to run until the city receives a complete permit application, as determined by the committee. A determination of a complete permit application shall not prohibit the city from requiring supplemental information.

Section 2. Severability.

If any section, clause, or provision of this Ordinance shall be declared to be unconstitutional, void, illegal, or ineffective by any Court of competent jurisdiction, such section, clause, or provision declared to be unconstitutional, void, or illegal shall thereby cease to be a part of this Ordinance, but the remainder of this Ordinance shall stand and be in full force and effect.

Section 3. Repealer.

All Ordinances or parts of Ordinances in conflict herewith are hereby repealed only to the extent necessary to give this Ordinance full force and effect.

Section 4. Publication.

The Clerk shall publish this Ordinance within ten days in a newspaper printed and circulating within the City of general circulation.

Section 5. Effective Date.

This Ordinance shall become effective ten days after date of adoption by the City Council.

CERTIFICATION

We, Monique Owens, Mayor, and Elke Doom, City Clerk, for the City of Eastpointe, Macomb County, Michigan, do hereby certify that the foregoing Ordinance 21-1208 was duly adopted by the City Council after a second reading thereof at a regular meeting of said Council held on Tuesday, February 2, 2021, in the City Hall.

Monique Owens, Mayor

Elke Doom, City Clerk

ARTICLE X. MEDICAL MARIHUANA FACILITIES

Sec. 10-230. Application for and renewal of permits.

- (e) A committee, consisting of the city manager or designee, the director of public safety **or designee**, and the building official or economic development manager **or their designee**, shall approve or deny the permit application within 90 days of receipt of the completed application and fees. The processing time may be extended upon written notice by the city for good cause, and any failure to meet the required processing time shall not result in the automatic grant of an approved application. Any denial must be in writing and must state the reason(s) for denial. Any final denial of a permit application may be appealed within 21 days of the denial, to a hearing officer, provided that the pendency of an appeal shall not stay or extend the expiration of any permit application. The city has no obligation to process or approve any incomplete permit application; and any times provided under this article shall not begin to run until the city receives a complete permit application, as determined by the committee. A determination of a complete permit application shall not prohibit the city from requiring supplemental information.



CITY of EASTPOINTE

EASTPOINTE CITY COUNCIL ACTION SUMMARY SHEET

MEETING DATE: January 19, 2021

TOPIC: Reinstatement of the Deputy City Clerk Position and Amendment to the Assistant City Manager Job Description

BACKGROUND BRIEF: The City of Eastpointe has historically had a Deputy City Clerk/Assessor position with a Pay Grade 8. The Assistant City Manager historically served as the purchasing agent, managed the procurement process as well as oversaw building management with a Pay Grade 8.

The positions were separated in April of 2012. We then contracted with an Assessing Firm and the Deputy City Clerk duties were assigned to the Assistant City Manager.

Request the Deputy Clerk position be reinstated from its historical Pay Grade 8 to Pay Grade 6 to reflect the assessing function is performed by an outside contractor.

Request the Assistant City Manager is to perform primarily as the purchasing agent, manage procurement, oversee building management and serve as a grant writer for the city. The current Pay Grade of 9 is requested to return to Pay Grade 7 to reflect the Deputy City Clerk will manage elections and Clerks Office staff.

A part-time grant writer salary would be in the range of \$30,000-35,000. As this would be added to the assistant city manager job description, there is savings to the city while having an individual dedicated to grant writing.

The Civil Service at their January 12, 2021 meeting voted in favor of reinstating the Deputy Clerk position at a grade 6 and amending the Assistant City Manager job description and salary range to a grade 7.

SUMMARY OF PREVIOUS COUNCIL ACTION: The council voted to separate the Deputy City Clerk/Assessor positions in April of 2012. We then contracted with an Assessing Firm and the Deputy City Clerk duties were assigned to the Assistant City Manager.

FINANCIAL IMPACT: Dependent on Qualifications of the applicants, the budget amendment would be in the range of \$27,099 - \$35,000

CITY MANAGER'S RECOMMENDATION: Reinstate the Deputy City Clerk position and amend the Assistant City Manager job description.

RECOMMENDED MOTION: Moved by , seconded by , to approve reinstatement of the Deputy City Clerk position and amend the Assistant City Manager job description.



EASTPOINTE CITY COUNCIL ACTION SUMMARY SHEET

MEETING DATE: January 19, 2021

TOPIC: Approval of Contract with Payette Sales & Services, Inc., for the Purchase of a New 2022 KME Ladder Truck

BACKGROUND BRIEF: The Fire Department currently has a 1999 Sutphen Platform Truck that needs to be replaced because of age and the number of mechanical issues that have occurred over the years. The fire department created a truck committee and invited several vendors out to showcase their trucks. The committee was educated by each vendor and created a number of specifications that would best fit the needs of the department and community.

On December 4, 2020, the truck went out for formal bid with a cutoff date of December 22, 2020. The bid specifications included community specific requirements, such as turning radius limitations and aerial ladder operations that will best serve the community.

Payette Sales & Service, Inc., 27250 Kitty Hawk Suite B, Grosse Ile, Michigan was the only company that submitted a bid.

SUMMARY OF PREVIOUS COUNCIL ACTION: None on this matter.

FINANCIAL IMPACT: Purchase cost of \$1,303,252.00.

CITY MANAGER'S RECOMMENDATION:

RECOMMENDED MOTION: Moved by , seconded by , to approve the contract with Payette Sales & Services, Inc., for the purchase of a New 2022 KME Ladder Truck in the amount of \$1,303,252.00.



Memorandum

TO: Elke Doom, City Manager
FROM: George T. Rouhib Jr., Director of Public Safety
DATE: January 13, 2021
RE: Ladder Truck Approval

Ms. Doom,

Enclosed are several documents that are related to the purchase of the ladder truck for the fire department. This has been a long process that took endless hours. The purchase of this equipment is a major capital improvement that will benefit the safety of our firefighters, community members, and our neighboring communities.

I want to personally thank Deputy Chief Sage, Sgt. Joe Zangara, Firefighter James Heinzman and Firefighter Mike Sczesniak for being part of the review committee. Over the past several months, the committee invited a number of vendors to the department where they could showcase their product. The information that each vendor provided the committee was pivotal to building truck specifications.

On December 4, 2020, the truck went out for formal bid. The bid specifications included community specific requirements, such as turning radius limitations and aerial ladder operations that will best serve our community. The deadline for submission was December 22, 2020. Based on the bid process, only one company provided the city with a formal bid.

Payette Sales & Service, Inc.
27250 Kitty Hawk, Suite B
Grosse Ile, Michigan 48138

Based on all the collected data, and the recommendation of the Deputy Fire Chief and Fire Committee, we are recommending that council approve the purchase of a new ladder truck from Payette Sales & Service, Inc. in the amount of **\$1,303,252.00**. It will take approximately 15 months to build the truck.

If you have any questions or concerns, please feel free to contact me



CITY of EASTPOINTE

Director of Public Safety
George Rouhib

Deputy Fire Chief
Nick Sage

Fire Marshal
Brian Marquardt

Department of Fire & Rescue
16370 Nine Mile Road
Eastpointe, MI 48021
Business (586) 445-5055
Fax (586) 445-5057

MEMORANDUM

TO: CITY MANAGER ELKE DOOM

FROM: DEPUTY CHIEF SAGE

SUBJECT: LADDER TRUCK REPLACEMENT

DATE: JANUARY 7, 2020

Several vendors were invited to showcase their apparatus. Sutphen Corporation, Pierce and KME Fire Apparatus provided demonstrations and comprehensive presentations about their equipment.

There were five main needs that drove the specification process.

Improved/safer climb features in the aerial ladder itself.

Greater drivability and ability to navigate narrow areas.

Greater ability to use the apparatus in limited footprints.

Much safer platform uses options.

Quicker and more efficient set-up ability.

One bidder, KME Fire Apparatus, submitted a proposal that fulfills our requested specifications.

PAYETTE SALES & SERVICE, INC.

AGREEMENT OF SALE FOR FIRE APPARATUS

THIS AGREEMENT is made between PAYETTE SALES & SERVICE, INC. ("PSS"), of 27250 Kitty Hawk Suite B, Grosse Ile, Michigan 48138 ("Company") and:

_____ City of Eastpointe _____, of
Legal Name of Buyer

23200 Gratiot Avenue Eastpointe Macomb Michigan 48021
Address City County State Zip

586-445-4461

"Buyer" Phone Number

BUYER INFORMATION (check one):

Municipal Corporation (XX)

Non-Profit Corporation

Other (specify): _____

State of Incorporation: Michigan

Date of Incorporation: _____

1. ACCEPTANCE: Company agrees to sell and Buyer agrees to purchase the fire apparatus ("Apparatus") described in the Specifications incorporated as Exhibit A of this contract, as may be amended in writing, and the equipment listed herein, all in accordance with the terms and conditions set forth herein.

2. DELIVERY SCHEDULE: The Apparatus shall be ready for delivery F.O.B. Eastpointe, MI. at approximately 390 days after receipt of Contract subject to extension due to changes made by Buyer or in accordance with Sections 5 or 12 below.

3. PRICE: Buyer shall pay to Company as the Purchase Price for the Apparatus the sum of One Million Three Hundred Three Thousand Two Hundred Fifty Two U.S. Dollars
(\$1,303,252.00)

This purchase price includes the following taxes:

NONE

Any applicable taxes not specifically noted above will be paid by the Buyer directly, or will be added to the Purchase Price and paid by Company. If Buyer claims exemption from any tax, Buyer agrees to promptly furnish the applicable exemption certificate(s) and to indemnify and save Company harmless from any such tax, interest or penalty, which may at any time be assessed against Company as a result of this transaction.

4. TERMS OF PAYMENT: Terms of payment shall be:

- (A) Due upon signing.....\$1,303,252.00
- Due upon completion/receipt of chassis... -0-
- Due upon delivery..... -0-

(B) Check applicable method of payment for remaining balance due:

Cash/cash equivalent at time of delivery

Installment Sales Contract - Financing*

Lease-Purchase Agreement - Financing*

* Lender/Leasing Company: N/A

5. CONTINGENCIES: Company will not be liable for any delay, failure to make delivery, or other default due to strikes or labor unrest, war, riot, federal, state or local government action, fire, flood or other disaster or acts of God, accidents, breakdown of machinery, lack of or inability to obtain materials, parts or supplies, or any other causes or circumstances beyond the reasonable control of Company which prevent or hinder Company's manufacture and/or delivery of the Apparatus.

6. WARRANTY: Company provides a limited warranty on new Apparatus of its own manufacture in accordance with the warranty terms set forth in the Specifications.

EXCEPT TO THE EXTENT PROHIBITED BY LAW, COMPANY MAKES NO OTHER WARRANTY, EXPRESS OR IMPLIED, INCLUDING THE IMPLIED WARRANTIES OF MERCHANTABILITY OR FITNESS FOR A PARTICULAR PURPOSE. THERE ARE NO WARRANTIES WHICH EXTEND BEYOND THE FACE HEREOF.

SEE SEPARATE WARRANTY STATEMENT(S) FOR COMPLETE INFORMATION.

7. DISCLAIMER OF CONSEQUENTIAL DAMAGES: COMPANY EXPRESSLY DISCLAIMS ANY LIABILITY FOR CONSEQUENTIAL OR INCIDENTAL DAMAGES WHICH MAY BE SUSTAINED BY BUYER, INCLUDING BUT NOT LIMITED TO THOSE ARISING FROM THE USE, INABILITY TO USE, MAINTENANCE OR REPAIR OF THE APPARATUS, WHETHER UNDER THEORIES OF BREACH OF EXPRESS OR IMPLIED WARRANTY, NEGLIGENCE, STRICT LIABILITY, OR OTHERWISE.

8. CANCELLATION: This contract is not subject to cancellation by Buyer, unless for material breach by Company, except upon payment to Company of reasonable cancellation charges, which shall take into account expenses already incurred and commitments made by Company and Company's anticipated profit.

9. ENTIRE AGREEMENT; AMENDMENTS: This contract, including its appendices, embodies the entire understanding between the parties relating to the subject matter contained herein and merges all prior discussions and agreements between them. No agent or representative of Company has authority to make any representations, statements, warranties or agreements not herein expressed. All modifications or amendments of this contract, including the appendices, and Change Orders, must be in writing signed by an authorized representative of each of the parties hereto.

10. SEVERABILITY: If any provision hereof shall for any reason be held to be invalid, illegal or unenforceable in any respect, such invalidity, illegality or unenforceability shall not affect any other provision, and this contract shall be construed as if the invalid, illegal or unenforceable provision had never been contained in it, unless to do so clearly negates the overall intent or purpose of the parties in entering into this contract.

11. CHANGES IN COMMERCIAL SPECIFICATIONS: Specifications for all commercial components of the Apparatus, manufactured by companies other than KME, are subject to change without notice. Specifications for such components will be as available at the time of manufacture of the Apparatus. Company shall not be liable for any specification deviations from the original contract specifications on such components made by their original manufacturer.

12. CHANGES IN REGULATIONS/INDUSTRY STANDARDS: The Purchase Price is subject to adjustment for changes to the Apparatus necessitated by changes in applicable government regulations (such as FMVSS or emissions regulations), industry standards (such as NFPA standards), replacement of discontinued models or components from vendors, or freight charges. Buyer is responsible for any cost increases due to such changes beyond Company's control.

EXPLANATION OF CONTRACT AMOUNT

BASE BID PRICE: \$1,337,900.00

OPTIONS:

- 100% Cash prepayment Discount with contract.....(\$40,000.00)
- 100% Insurance/performance bond\$5,352.00

FINAL CONTRACT PRICE WITH OPTIONS: \$1,303,252.00

IN WITNESS WHEREOF, Buyer and Company have caused this Agreement to be executed by their duly authorized representatives this _____ day of January, 2021.

City of Eastpointe
(Buyer's Legal Name)

By: _____
Signature

By: _____
Signature

Title: _____

Title: _____

By: _____
Signature

By: _____
Signature

Title: _____

Title: _____

Sales Representative: Christopher J. Payette

Organization Name: Payette Sales And Service, Inc.

By: 
Signature

Title: President



CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY)
08/20/2020

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AFFIRMATIVELY OR NEGATIVELY AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW. THIS CERTIFICATE OF INSURANCE DOES NOT CONSTITUTE A CONTRACT BETWEEN THE ISSUING INSURER(S), AUTHORIZED REPRESENTATIVE OR PRODUCER, AND THE CERTIFICATE HOLDER.

IMPORTANT: If the certificate holder is an ADDITIONAL INSURED, the policy(ies) must have ADDITIONAL INSURED provisions or be endorsed. If SUBROGATION IS WAIVED, subject to the terms and conditions of the policy, certain policies may require an endorsement. A statement on this certificate does not confer rights to the certificate holder in lieu of such endorsement(s).

PRODUCER Hays Companies 1200 North Mayfair Road, Suite 100 Milwaukee, WI 53226	1-414-443-0000	CONTACT NAME: PHONE (A/C, No. Ext): E-MAIL ADDRESS:	FAX (A/C, No):
INSURED Kovatch Mobile Equipment Corp. One Industrial Complex Nesquehoning, PA 18240		INSURER(S) AFFORDING COVERAGE	
		INSURER A: GREAT AMER E&S INS CO	NAIC # 37532
		INSURER B: TRAVELERS PROP CAS CO OF AMER	25674
		INSURER C: AXIS SURPLUS INS CO	26620
		INSURER D:	
		INSURER E:	
		INSURER F:	

COVERAGES

CERTIFICATE NUMBER: 60027333

REVISION NUMBER:

THIS IS TO CERTIFY THAT THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

INSR LTR	TYPE OF INSURANCE	ADDL INSD	SUBR WVD	POLICY NUMBER	POLICY EFF (MM/DD/YYYY)	POLICY EXP (MM/DD/YYYY)	LIMITS
A	<input checked="" type="checkbox"/> COMMERCIAL GENERAL LIABILITY <input type="checkbox"/> CLAIMS-MADE <input checked="" type="checkbox"/> OCCUR GEN'L AGGREGATE LIMIT APPLIES PER: <input checked="" type="checkbox"/> POLICY <input type="checkbox"/> PRO-JECT <input type="checkbox"/> LOC OTHER:			PL 3403401	07/01/20	07/01/21	EACH OCCURRENCE \$ 1,000,000 DAMAGE TO RENTED PREMISES (Ea occurrence) \$ 300,000 MED EXP (Any one person) \$ PERSONAL & ADV INJURY \$ 1,000,000 GENERAL AGGREGATE \$ 4,000,000 PRODUCTS - COMP/OP AGG \$ 4,000,000 \$
B	<input checked="" type="checkbox"/> AUTOMOBILE LIABILITY <input checked="" type="checkbox"/> ANY AUTO <input type="checkbox"/> OWNED AUTOS ONLY <input type="checkbox"/> SCHEDULED AUTOS <input type="checkbox"/> HIRED AUTOS ONLY <input type="checkbox"/> NON-OWNED AUTOS ONLY			TC2J-CAP-9P529106-TIL-20	07/01/20	07/01/21	COMBINED SINGLE LIMIT (Ea accident) \$ 2,000,000 BODILY INJURY (Per person) \$ BODILY INJURY (Per accident) \$ PROPERTY DAMAGE (Per accident) \$ \$
C	<input checked="" type="checkbox"/> UMBRELLA LIAB <input checked="" type="checkbox"/> OCCUR <input type="checkbox"/> EXCESS LIAB <input type="checkbox"/> CLAIMS-MADE DED RETENTION \$			P-001-000123735-02	07/01/20	07/01/21	EACH OCCURRENCE \$ 5,000,000 AGGREGATE \$ 5,000,000 \$
B	WORKERS COMPENSATION AND EMPLOYERS' LIABILITY ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? (Mandatory in NH) If yes, describe under DESCRIPTION OF OPERATIONS below			UB6P6778892051K AOS UB5P8079802051R AZ,MA,WI	07/01/20 07/01/20	07/01/21 07/01/21	<input checked="" type="checkbox"/> PER STATUTE <input type="checkbox"/> OTH-ER E.L. EACH ACCIDENT \$ 1,000,000 E.L. DISEASE - EA EMPLOYEE \$ 1,000,000 E.L. DISEASE - POLICY LIMIT \$ 1,000,000

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (ACORD 101, Additional Remarks Schedule, may be attached if more space is required)

CERTIFICATE HOLDER**CANCELLATION**

Evidence of Insurance	SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS.
	AUTHORIZED REPRESENTATIVE

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ACORD 25 (2016/03)

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npielmeier
60027333

Document A310™ – 2010

Conforms with The American Institute of Architects AIA Document 310

Bid Bond

CONTRACTOR:

(Name, legal status and address)

Payette Sales and Service Inc
27250 Kitty Hawk Ste. B
Grosse Ile, MI 48138

OWNER:

(Name, legal status and address)

City of Eastpointe
23200 Gratiot Avenue
Eastpointe, MI 48021

SURETY:

(Name, legal status and principal place of business)

Travelers Casualty and Surety Company of America

One Tower Square
Hartford, CT 06183

Mailing Address for Notices

13935 Bishop's Drive Suite 360
Brookfield, Wisconsin 53005

This document has important legal consequences. Consultation with an attorney is encouraged with respect to its completion or modification.

Any singular reference to Contractor, Surety, Owner or other party shall be considered plural where applicable.

BOND AMOUNT: 10% Ten Percent of Amount Bid

PROJECT:

(Name, location or address, and Project number, if any)

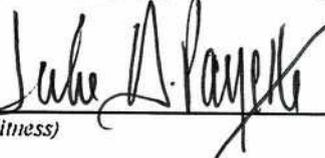
One (1) KME Custom 102' Midmount Aerial Platform

The Contractor and Surety are bound to the Owner in the amount set forth above, for the payment of which the Contractor and Surety bind themselves, their heirs, executors, administrators, successors and assigns, jointly and severally, as provided herein. The conditions of this Bond are such that if the Owner accepts the bid of the Contractor within the time specified in the bid documents, or within such time period as may be agreed to by the Owner and Contractor, and the Contractor either (1) enters into a contract with the Owner in accordance with the terms of such bid, and gives such bond or bonds as may be specified in the bidding or Contract Documents, with a surety admitted in the jurisdiction of the Project and otherwise acceptable to the Owner, for the faithful performance of such Contract and for the prompt payment of labor and material furnished in the prosecution thereof; or (2) pays to the Owner the difference, not to exceed the amount of this Bond, between the amount specified in said bid and such larger amount for which the Owner may in good faith contract with another party to perform the work covered by said bid, then this obligation shall be null and void, otherwise to remain in full force and effect. The Surety hereby waives any notice of an agreement between the Owner and Contractor to extend the time in which the Owner may accept the bid. Waiver of notice by the Surety shall not apply to any extension exceeding sixty (60) days in the aggregate beyond the time for acceptance of bids specified in the bid documents, and the Owner and Contractor shall obtain the Surety's consent for an extension beyond sixty (60) days.

If this Bond is issued in connection with a subcontractor's bid to a Contractor, the term Contractor in this Bond shall be deemed to be Subcontractor and the term Owner shall be deemed to be Contractor.

When this Bond has been furnished to comply with a statutory or other legal requirement in the location of the Project, any provision in this Bond conflicting with said statutory or legal requirement shall be deemed deleted herefrom and provisions conforming to such statutory or other legal requirement shall be deemed incorporated herein. When so furnished, the intent is that this Bond shall be construed as a statutory bond and not as a common law bond.

Signed and sealed this 7th day of December, 2020.



(Witness)

Payette Sales and Service Inc

(Principal)

(Seal)

By: 

(Title)



(Witness) Cathy Hutson

Travelers Casualty and Surety Company of America

(Surety)

(Seal)

By: 

(Title) Sarah DeYoung, Attorney-in-Fact





**Travelers Casualty and Surety Company of America
Travelers Casualty and Surety Company
St. Paul Fire and Marine Insurance Company
Farmington Casualty Company**

POWER OF ATTORNEY

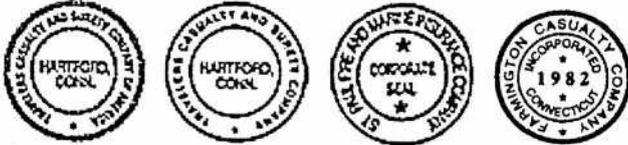
KNOW ALL MEN BY THESE PRESENTS: That Travelers Casualty and Surety Company of America, Travelers Casualty and Surety Company, St. Paul Fire and Marine Insurance Company, and Farmington Casualty Company are corporations duly organized under the laws of the State of Connecticut (herein collectively called the "Companies"), and that the Companies do hereby make, constitute and appoint **Sarah DeYoung of Milwaukee, WI**, their true and lawful Attorney-in-Fact to sign, execute, seal and acknowledge any and all bonds, recognizances, conditional undertakings and other writings obligatory in the nature thereof on behalf of the Companies in their business of guaranteeing the fidelity of persons, guaranteeing the performance of contracts and executing or guaranteeing bonds and undertakings required or permitted in any actions or proceedings allowed by law, including the following bond:

Surety Bond No.: Bid Bond
OR

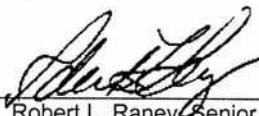
Principal: Payette Sales and Service Inc
Obligee: City of Eastpointe

Project Description: One (1) KME Custom 102' Midmount Aerial Platform

IN WITNESS WHEREOF, the Companies have caused this instrument to be signed, and their corporate seals to be hereto affixed, this **6th** day of **May**, 2019.



State of Connecticut

By: 
Robert L. Raney, Senior Vice President

City of Hartford ss.

On this the **6th** day of **May**, 2019, before me personally appeared **Robert L. Raney**, who acknowledged himself to be the Senior Vice President of each of the Companies, and that he, as such, being authorized so to do, executed the foregoing instrument for the purposes therein contained by signing on behalf of said Companies by himself as a duly authorized officer.

IN WITNESS WHEREOF, I hereunto set my hand and official seal.

My Commission expires the **30th** day of **June**, 2021




Anna P. Nowik, Notary Public

This Power of Attorney is granted under and by the authority of the following resolutions adopted by the Boards of Directors of each of the Companies, which resolutions are now in full force and effect, reading as follows:

RESOLVED, that the Chairman, the President, any Vice Chairman, any Executive Vice President, any Senior Vice President, any Vice President, any Second Vice President, the Treasurer, any Assistant Treasurer, the Corporate Secretary or any Assistant Secretary may appoint Attorneys-in-Fact and Agents to act for and on behalf of the Company and may give such appointee such authority as his or her certificate of authority may prescribe to sign with the Company's name and seal with the Company's seal bonds, recognizances, contracts of indemnity, and other writings obligatory in the nature of a bond, recognizance, or conditional undertaking, and any of said officers or the Board of Directors at any time may remove any such appointee and revoke the power given him or her; and it is

FURTHER RESOLVED, that the Chairman, the President, any Vice Chairman, any Executive Vice President, any Senior Vice President or any Vice President may delegate all or any part of the foregoing authority to one or more officers or employees of this Company, provided that each such delegation is in writing and a copy thereof is filed in the office of the Secretary; and it is

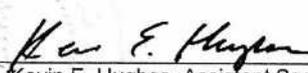
FURTHER RESOLVED, that any bond, recognizance, contract of indemnity, or writing obligatory in the nature of a bond, recognizance, or conditional undertaking shall be valid and binding upon the Company when (a) signed by the President, any Vice Chairman, any Executive Vice President, any Senior Vice President or any Vice President, any Second Vice President, any Assistant Secretary, the Treasurer, any Assistant Treasurer, the Corporate Secretary or any Assistant Secretary and duly attested and sealed with the Company's seal by a Secretary or Assistant Secretary; or (b) duly executed (under seal, if required) by one or more Attorneys-in-Fact and Agents pursuant to the power prescribed in his or her certificate or their certificates of authority or by one or more Company officers pursuant to a written delegation of authority; and it is

FURTHER RESOLVED, that the signature of each of the following officers: President, any Executive Vice President, any Senior Vice President, any Vice President, any Assistant Vice President, any Secretary, any Assistant Secretary, and the seal of the Company may be affixed by facsimile to any Power of Attorney or to any certificate relating thereto appointing Resident Vice Presidents, Resident Assistant Secretaries or Attorneys-in-Fact for purposes only of executing and attesting bonds and undertakings and other writings obligatory in the nature thereof, and any such Power of Attorney or certificate bearing such facsimile signature or facsimile seal shall be valid and binding upon the Company and any such power so executed and certified by such facsimile signature and facsimile seal shall be valid and binding on the Company in the future with respect to any bond or understanding to which it is attached.

I, **Kevin E. Hughes**, the undersigned, Assistant Secretary of each of the Companies, do hereby certify that the above and foregoing is a true and correct copy of the Power of Attorney executed by said Companies, which remains in full force and effect.

Dated this 7th day of December, 2020.




Kevin E. Hughes, Assistant Secretary

To verify the authenticity of this Power of Attorney, please call us at 1-800-421-3880.
Please refer to the above-named Attorney-in-Fact and the details of the bond to which this Power of Attorney is attached.



AERIALCAT™ MIDMOUNT PLATFORM

KME has a full line of midmount platforms with travel heights as low as 126", allowing your department to maneuver in low-clearance environments. KME Midmounts also feature a short overall length from 43', allowing you to navigate the tightest areas. However, low travel heights and short overall length don't equal small storage capabilities. KME midmount platforms allow for storage of 1,000' of LDH hose, and a large ISO ground ladder complement, 300 gallons of water and full height/full depth compartments.



OUR VEHICLES CONNECT AND PROTECT
PEOPLE AROUND THE WORLD EVERY DAY.
www.revgroup.com



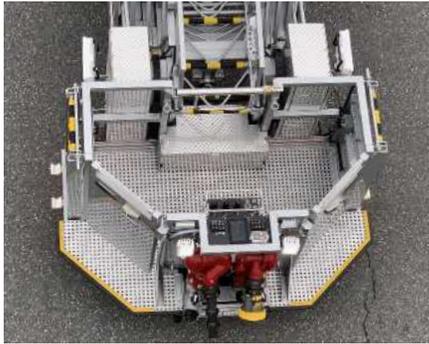
AERIALCAT™ MIDMOUNT PLATFORM



KME's platform has an elevation range that allows you to go -12° below horizontal without any impact on platform capacity and while flowing 2000 GPM water.

CUSTOMIZED TO YOUR REQUIREMENTS

KME offers a full line of midmount platforms available in 84', and 102' configurations designed to fit your station, terrain, and department's demands.



INDUSTRY LEADING PLATFORM DESIGN

KME's platform offers 20.4 cubic feet of space for four firefighters and equipment. Each side of the platform includes an integral parapet ladder for safe egress to the roof.

84' 5 SECTION LADDER

- 84' Vertical Reach
- 77' Horizontal Reach
- 1000 lbs. Rated Capacity

102' 5 SECTION LADDER

- 102' Vertical Reach
- 94' Horizontal Reach
- 1000 lbs. Rated Capacity

FEATURES

- IQAN Motion Control System
- Photo Luminescent Rung Covers
- -12° to 80° Elevation Range
- 126" & 132" Travel Heights
- 100,000 psi Steel Platform Structure
- Roof Ladder & Stokes Basket Options
- Clean Underside of Platform
- Industry Leading Platform Design



v05/19



EASTPOINTE CITY COUNCIL ACTION SUMMARY SHEET

MEETING DATE: January 19, 2021

TOPIC: Appointment of Rob Baker to the Board of Ethics to Replace Former Board Member Mariuca Rofick

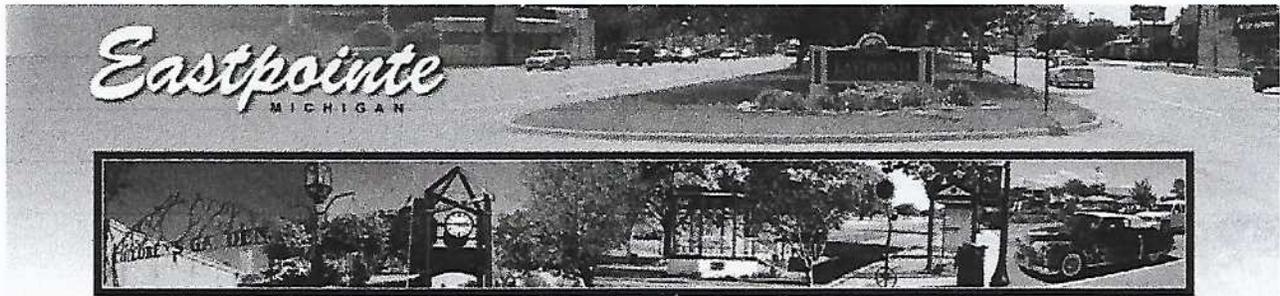
BACKGROUND BRIEF: Councilman DeMonaco requested that this item be added to the agenda. Request to add Rob Baker as his nominee for appointment to the Board of Ethics, pending approval from the City Council. Mr. Baker's nomination is due to the resignation of current Board Member, Mariuca Rofick, who was Councilman DeMonaco's original appointee to the Board of Ethics. Also included is Mr. Baker's application.

SUMMARY OF PREVIOUS COUNCIL ACTION:

FINANCIAL IMPACT:

CITY MANAGER'S RECOMMENDATION:

RECOMMENDED MOTION: Moved by , seconded by , to appoint Rob Baker to the Board of Ethics, with a term to expire June 30, 2023.



City of Eastpointe

Board and Commission Application Form

Name: Rob Baker Date: 1/13/20

Address: 22424 Nevada Home Phone: _____

Cell Phone: 313-333-8244 E-Mail: rlbaker797@gmail.com

• Are you a registered voter of the City? Yes: No:

Have you previously served on a Board or Commission? Yes: No:

If yes, which one? Parks Commision, City Council

Have you ever been convicted of a crime? Yes: No: If yes, please explain the nature of the offense: _____

If you own property in the City, please note the address and location. If you are a principal or partner in a corporation that owns property in Eastpointe, please list these properties as well: _____

Please list any community involvement, employment, education or other expertise that pertains to the Board or Commission you are applying for: City Councilman from 2019-2020, Parks Commission in 2019, Chair of Eastpointe Community Action Coalition, PACE member, Gleaners volunteer

Check the Board or Commission that you would like to serve on (you may check more than one):

Arts and Cultural Diversity Commission (promote arts and cultural initiatives in public areas and develop and implement City-wide programs and events)

Beautification (aesthetic improvements, beautify the City)

Board of Ethics (guides conduct of City officials)

Board of Review (assessment appeals)

Civil Service Commission (system of personnel administration)

Construction Board of Appeals (hear appeals on refusal to grant an application for a permit or a modification to the provisions of this Code covering the manner of construction or materials to be used in the erection, alteration or repair of a building or structure or otherwise make a decision pursuant or related to the Code)

Downtown Development Authority (manages right-of-way improvements in DDA corridor)

Housing Commission (oversees senior citizen housing)

Library Commission (library services)

Local Officers Compensation Commission (recommends/sets salaries for elected officials)

Parks Commission (makes recommendations to Council relative to park programs, projects or facilities)

Planning Commission (City planning, land use and zoning)

Recreational Authority of Roseville and Eastpointe (recreation services)

Zoning Board of Appeals (grants variances to City Codes)

Please complete and mail to: **City Manager's Office
City of Eastpointe
23200 Gratiot Avenue
Eastpointe, MI 48021**

PRINT FORM (MAIL TO CITY)

ERASE FORM (CLEAR INFORMATION)



EASTPOINTE CITY COUNCIL ACTION SUMMARY SHEET

MEETING DATE: January 19, 2021

TOPIC: Discussion and Possible Motion for Charter Amendment to Hold Primaries for Local Elections

BACKGROUND BRIEF: Requested by Councilwoman Lucido to add to the agenda to discuss and have possible motion to hold primary elections. This would have to be a vote of the people as it would be a change to the Charter.

SUMMARY OF PREVIOUS COUNCIL ACTION:

FINANCIAL IMPACT:

CITY MANAGER'S RECOMMENDATION:

RECOMMENDED MOTION: Moved by , seconded by , to put a charter amendment on the ballot to bring primaries back for our local elections.



CITY of EASTPOINTE

EASTPOINTE CITY COUNCIL ACTION SUMMARY SHEET

MEETING DATE: January 19, 2021

TOPIC: Approval of MSU Extension Citizen Planner Program for Councilman DeMonaco

BACKGROUND BRIEF: Requested by Councilman DeMonaco to add item to the agenda for approval to attend the MSU Extension Citizen Planner Program - \$275 (or less if the City Receives a discount).

Expenses will not surpass the allotted \$1,500 budget for the fiscal year.

SUMMARY OF PREVIOUS COUNCIL ACTION:

FINANCIAL IMPACT:

CITY MANAGER'S RECOMMENDATION:

RECOMMENDED MOTION: Moved by , seconded by , to approve attendance for the MSU Extension Citizen Planner Program for Councilman DeMonaco.



CITY of EASTPOINTE

EASTPOINTE CITY COUNCIL ACTION SUMMARY SHEET

MEETING DATE: January 19, 2021

TOPIC: Approval of MML Capital Conference 2021 for Councilman DeMonaco

BACKGROUND BRIEF: Requested by Councilman DeMonaco to add item to the agenda for approval to attend the MML Capital Conference 2021 (Full Access) - \$150 (or less if the City Receives a discount).

Expenses will not surpass the allotted \$1,500 budget for the fiscal year.

SUMMARY OF PREVIOUS COUNCIL ACTION:

FINANCIAL IMPACT:

CITY MANAGER'S RECOMMENDATION:

RECOMMENDED MOTION: Moved by , seconded by , to approve the attendance for the MML Capital Conference 2021 (Full Access) for Councilman DeMonaco.



EASTPOINTE CITY COUNCIL ACTION SUMMARY SHEET

MEETING DATE: January 19, 2021

TOPIC: Approval of MSU Extension Citizen Planner Program for Councilwoman Lucido

BACKGROUND BRIEF: Requested by Councilwoman Lucido to add item to the agenda for approval to attend the MSU Extension Citizen Planner Program.

SUMMARY OF PREVIOUS COUNCIL ACTION:

FINANCIAL IMPACT:

CITY MANAGER'S RECOMMENDATION:

RECOMMENDED MOTION: Moved by , seconded by , to approve attendance for the MSU Extension Citizen Planner Program for Councilwoman Lucido.



EASTPOINTE CITY COUNCIL ACTION SUMMARY SHEET

MEETING DATE: January 19, 2021

TOPIC: Approval of MML Capital Conference 2021 for Councilwoman Lucido

BACKGROUND BRIEF: Requested by Councilwoman Lucido to add item to the agenda for approval to attend the MML Capital Conference 2021.

SUMMARY OF PREVIOUS COUNCIL ACTION:

FINANCIAL IMPACT:

CITY MANAGER'S RECOMMENDATION:

RECOMMENDED MOTION: Moved by , seconded by , to approve the attendance for the MML Capital Conference 2021 for Councilwoman Lucido.

PAYROLLS TO BE APPROVED AT COUNCIL MEETING JANUARY 19, 2021

<u>DEPARTMENT</u>	<u>GENERAL FUND</u>	<u>OTHER FUNDS</u>	<u>TOTAL</u>
Legislative	\$ 2,780.00	\$ -	\$ 2,780.00
Court	\$ 24,624.41	\$ -	\$ 24,624.41
Administration	\$ 79,380.15	\$ -	\$ 79,380.15
Police	\$ 171,553.00	\$ -	\$ 171,553.00
Fire	\$ 114,298.07	\$ -	\$ 114,298.07
Inspection	\$ 27,768.01	\$ -	\$ 27,768.01
Public Works	\$ -	\$ -	\$ -
Parks	\$ 2,275.39	\$ -	\$ 2,275.39
DDA/Econ Devel	\$ 3,080.52	\$ -	\$ 3,080.52
Water/Sewer	\$ -	\$ 39,531.92	\$ 39,531.92
Roads	\$ -	\$ 8,669.29	\$ 8,669.29
Sidewalks	\$ -	\$ 2,230.77	\$ 2,230.77
Rubbish	\$ -	\$ 1,062.14	\$ 1,062.14
Motorpool	\$ -	\$ 5,138.81	\$ 5,138.81
Library	\$ -	\$ 13,606.85	\$ 13,606.85
Total	\$ 425,759.55	\$ 70,239.78	\$ 495,999.33
			\$ 79,801.97
			TOTAL PAYROLL EXPENSE
			\$ 575,801.30

To the best of my knowledge and belief the foregoing payrolls are valid obligations of the City of Eastpointe and are due and payable.

FINANCE DIRECTOR

CITY MANAGER

The foregoing payrolls were duly approved for payment at the regular meeting of the City Council of the City of Eastpointe on January 19, 2021.

MAYOR

SUMMARY OF BILLS TO BE APPROVED AT COUNCIL ON JANUARY 19, 2021

FUND		BILLS	
728	DEATH BENEFIT	\$	-
731	PENSION	\$	-
737	RETIREE HEALTH CARE	\$	73,885.81
TOTAL ALL PAYABLES		\$	73,885.81

To the best of my knowledge and belief the foregoing bills are valid obligations of the City of Eastpointe.

FINANCE DIRECTOR

CITY MANAGER

The foregoing bills were duly approved for payment at the regular meeting of the City Council of the City of Eastpointe on January 19, 2021

MAYOR

SUMMARY OF BILLS TO BE APPROVED AT COUNCIL ON JANUARY 19, 2021

FUND	BILLS
101 GENERAL	\$ 1,112,321.19
202 MAJOR STREETS	\$ 14,640.22
203 LOCAL STREETS	\$ 5,165.32
219 STREET LIGHTING FUND	\$ 278.89
248 DOWNTOWN DEVELOPMENT AUTHORITY	\$ 4,943.27
260 INDIGENT DEFENSE FUND	\$ 11,750.00
265 DRUG LAW ENFORCEMENT FUND	\$ 1,635.60
271 LIBRARY	\$ 17,177.76
405 TAX REVERSION FUND	\$ 11,033.21
517 SANITARY LANDFILL	\$ 125,886.10
592 WATER SEWER	\$ 815,492.22
601 MOTOR POOL	\$ 14,741.49
701 GENERAL AGENCY FUND	\$ 200.00
703 CURRENT TAX COLLECTION FUND	\$ 1,570,757.53
750 IMPREST PAYROLL FUND	\$ 5,227.21
TOTAL ALL PAYABLES	\$ 3,711,250.01

To the best of my knowledge and belief the foregoing bills are valid obligations of the City of Eastpointe.

FINANCE DIRECTOR

CITY MANAGER

The foregoing bills were duly approved for payment at the regular meeting of the City Council of the City of Eastpointe on January 19, 2021.

MAYOR

CITY OF EASTPOINTE

PENSION CHECK REGISTER

JANUARY 5, 2021 - JANUARY 19, 2021

CHECK	VENDOR	DESCRIPTION	AMOUNT
50279	BLUE CROSS BLUE SHIELD OF MI	MONTHLY PREMIUMS	64,385.81
EFT	MERS	RETIREMENT CONTRIBUTIONS	<u>9,500.00</u>
		TOTAL PAYABLES	<u>73,885.81</u>

CITY OF EASTPOINTE

CHECK REGISTER

JANUARY 5, 2021 - JANUARY 19, 2021

CHECK	VENDOR	DESCRIPTION	AMOUNT
125103	AT&T (DBA)	MONTHLY UTILITIES - PARKS	292.43
125104	COMCAST BUSINESS COMMUNICATIONS	MONTHLY UTILITIES - COURT / POLICE / WATER	862.56
125105	CONSUMERS ENERGY	MONTHLY UTILITIES	193.34
125106	DTE ENERGY	MONTHLY UTILITIES	4,148.79
125107	HARTFORD LIFE & ACCIDENT INSURANCE	INSURANCE PREMIUMS	5,027.39
125108	KONICA MINOLTA PREMIER FINANCE	FOLDER/INSERTER LEASE	406.07
125109	SPRINT	MONTHLY UTILITIES	1,637.34
125110	T-MOBILE	MONTHLY UTILITIES	317.06
125111	WOW BUSINESS	MONTHLY UTILITIES - DOG PARK / PATRIOT BUILDING	156.65
125112	MI MUNICIPAL LEAGUE MML	WORKERS COMP DISTRIBUTION	52,726.00
125113	COMCAST	MONTHLY UTILITIES - COURT	966.23
125114	COMCAST BUSINESS COMMUNICATIONS	MONTHLY UTILITIES - CITY HALL / LIBRARY / POLICE	1,150.47
125115	CONSUMERS ENERGY	MONTHLY UTILITIES	5,354.41
125116	EASTPOINTE COMMUNITY SCHOOLS	TAX DISTRIBUTIONS	455,068.01
125117	KONICA MINOLTA PREMIER FINANCE	MONTHLY COPIER LEASE PAYMENT	1,656.23
125118	MACOMB COMMUNITY COLLEGE (TAX DIST)	TAX DISTRIBUTIONS	34,610.32
125119	MACOMB COUNTY BROWNFIELD AUTHORITY	TAX DISTRIBUTIONS	68,764.23

125120	MACOMB COUNTY TREASURERS OFFICE	TAX DISTRIBUTIONS	167,811.85
125121	MACOMB COUNTY TREASURERS OFFICE	TAX DISTRIBUTIONS	106,220.74
125122	MACOMB COUNTY TREASURERS OFFICE	TAX DISTRIBUTIONS	126,464.28
125123	MACOMB INTERMEDIATE SCH DIST MISD	TAX DISTRIBUTIONS	115,196.58
125124	RECREATION AUTHORITY OF	TAX DISTRIBUTIONS	77,422.28
125125	SMORSA	TAX DISTRIBUTIONS	372,547.76
125126	SOUTH LAKE SCHOOL DISTRICT	TAX DISTRIBUTIONS	34,923.86
125127	ABG LAW OFFICE	DOJ ATTORNEY FEES	6,901.50
125128	ACTION MAT & TOWEL RENTAL LTD	MONTHLY MAT RENTAL - WATER	101.00
125129	ADVANCED TREE EXPERTS	TREE REMOVALS & TRIMMINGS	3,110.00
125130	AFLAC	IMPREST PAYROLL FUND	1,593.30
125131	AIRGAS GREAT LAKES INC	WELDING ACCESSORIES - DPW	48.66
125132	ALPHA PSYCHOLOGICAL SERVICES PC	PSYCHOLOGICAL EVALUATION - POLICE	725.00
125133	AMERICAN LAWN & GARDEN LLC	DDA MAINTENANCE	3,969.00
125134	ANDERSON ECKSTEIN & WESTRICK INC	2018 CATCH BASIN REHAB/REPLACEMENT, DONALD WATER MAIN REPLACEMENT, 2019 CONCRETE PAVEMENT REPAIR PROGRAM & WATER SYSTEM OPERATOR	38,887.75
125135	ANYTIME PLUMBING INC	CLEANED OUT DRAINS - FIRE	346.95
125136	APOLLO FIRE EQUIPMENT (APPARATUS)	VEHICLE REPAIRS - FIRE	4,282.60
125137	AUTOZONE INC	TRANS FLUID & BATTERY - DPW	154.87
125138	BAD PIG CUSTOMS LLC	MAINTENANCE ON MOTORCYCLES - POLICE	2,317.50
125139	BALLARD, KENNETH SR	2020 DBOR SUMMER TAX REFUND	2,422.25
125140	BEAN BROTHERS TROPHY & AWARD CO	NAME PLATES - COUNCIL / POLICE	24.00

125141	BOMMARITO LAW PLLC	COURT APPOINTED ATTORNEY	975.00
125142	BURKE, LUCIAN A	2020 DBOR SUMMER TAX REFUND	1,827.13
125143	JEFF M BURNS PLC	COURT APPOINTED ATTORNEY	850.00
125144	BUTLER, MARVELLA D	2020 DBOR SUMMER TAX REFUND	861.09
125145	CALIBER ELECTRIC LLC	ELECTRICAL SERVICE IN DISPATCH ROOM - FIRE	227.00
125146	CANU TORRICE LAW PLLC	COURT APPOINTED ATTORNEY	1,925.00
125147	CDW GOVERNMENT LLC	IT EQUIPMENT - COURT / CITY HALL / POLICE	18,502.26
125148	CE&A PROFESSIONAL SERVICES INC	RANDOM DOT DRUG TESTING	387.16
125149	AVIS CHOULAGH LAW PLLC	COURT APPOINTED ATTORNEY	925.00
125150	CMP DISTRIBUTORS, INC	HELMETS - POLICE	4,825.00
125151	DERONNE HARDWARE INC	MISC HARDWARE SUPPLIES - DPW / FIRE / POLICE / WATER	905.86
125152	DETROIT SALT COMPANY LLC	SALT	9,924.60
125153	DUPREE, FREDRICKA L	2020 DBOR SUMMER TAX REFUND	50.72
125154	EASTPOINTE ANIMAL HOSPITAL	VETERINARY TREATMENT BILLS - POLICE	627.22
125155	EASTPOINTE WATER DEPARTMENT	MONTHLY UTILITIES	4,901.37
125156	ED'S TWO MEN & A MOWER LAWN SVC LLC	RESIDENTIAL & COMMERCIAL CLEAN UPS	12,100.00
125157	EDI FINANCE, INC.	SUPPORT STANDS - DPW	2,111.76
125158	EJH CONSTRUCTION INC	CEILING TILE, WALL FURRING & DRYWALL - POLICE	4,788.00
125159	EPSTEINS LOCKSMITHS	TAX REVERSION LOCK CHANGES & LOCK OUTS - BUILDING	485.00
125160	FALCON ROAD MAINTENANCE EQUIP	DIGITAL CONTROLLER - DPW	1,001.96
125161	FERGAN AUTO PARTS INC	HALOGEN SEALED BEAM LIGHTS - FIRE	32.80
125162	FERGUSON ENTERPRISES INC	CLEANING SUPPLIES - CITY HALL / WATER	527.63

125163	FJF DOOR SALES CO INC	GARAGE DOOR REPAIR - POLICE	230.00
125164	KATHLEEN G GALEN	COURT APPOINTED ATTORNEY	500.00
125165	GALLS LLC	RESERVE BIKE PATROL UNIFORMS - POLICE	614.89
125166	GEMINI FORMS & SYSTEMS	ENVELOPES - FINANCE	629.94
125167	JOHN E F GERLACH PC	COURT APPOINTED ATTORNEY	300.00
125168	GFL ENVIRONMENTAL USA	TRASH REMOVAL AT 22789 ROXANA & MONTHLY TRASH SERVICE	123,342.92
125169	GREAT LAKES AIR OPERATIONS LLC	VIRTUAL DRONE PILOT TRAINING - FIRE / POLICE	948.00
125170	GREAT LAKES PEST CONTROL CO INC	MONTHLY PEST CONTROL - FIRE	35.00
125171	GREAT LAKES WATER AUTHORITY	WATER PURCHASE	127,247.79
125172	GUNN ENTERPRISES INC	CAR WASHES - POLICE	452.00
125173	HALLAHAN & ASSOCIATES PC	PROFESSIONAL SERVICES - ASSESSING	77.52
125174	HELWIG, LEROY J.	2020 DBOR SUMMER TAX REFUND	364.11
125175	THOMAS W HERNDEN	ELECTRICAL INSPECTIONS	1,844.75
125176	HIGHWAY INTERDICTION TRAINING	ADVANCED ROADSIDE INTERVIEW TRAINING - POLICE	500.00
125177	HOME DEPOT CREDIT SERVICES	HAMMER DRILL - WATER	237.97
125178	IHRIE O BRIEN	CITY ATTORNEY SERVICES	13,412.05
125179	J J MICH INC	SEWER REPAIRS AT 22476 CUSHING & 22746 RAUSCH	8,170.00
125180	J T EXPRESS LTD	SAND / DIRT OUT	2,762.89
125181	LAW OFFICE OF JOSH JONES PLLC	COURT APPOINTED ATTORNEY	1,125.00
125182	WILLIAM F JURCZAK	COURT APPOINTED ATTORNEY	225.00
125183	KONICA MINOLTA	COPIER & MAINTENANCE FEES - CITY HALL	394.44
125184	MARISSA KULCSAR	COURT APPOINTED ATTORNEY	1,800.00

125185	LAWSON PRODUCTS INC.	COUPLERS & NIPPLES - DPW	418.35
125186	LITHO PRINTING SERVICE INC	BUSINESS CARDS & BOND RECEIPTS - CITY MANAGER / COUNCIL / POLICE	764.00
125187	MACOMB COUNTY FINANCE OFFICE	ANIMAL CONTROL IMPOUNDS - POLICE	3,021.55
125188	MARINO'S LANDSCAPE	LAWN MAINTENANCE - DDA	8,915.00
125189	MCCOY MAINTENANCE INC	MONTHLY CLEANING SERVICES & ADD'L COVID CLEANING - POLICE	2,850.00
125190	MCLAUGHLIN, CATHY	2020 DBOR SUMMER TAX REFUND	460.90
125191	MICHIGAN ASSOC OF MUNICIPAL CLERKS	MEMBERSHIP RENEWAL	180.00
125192	MIHELICH & KAVANAUGH PLC	COURT APPOINTED ATTORNEY	2,125.00
125193	MOORE, ASHLEY	2020 DBOR SUMMER TAX REFUND	1,172.61
125194	MURRAY, DONALD E.	2020 DBOR SUMMER TAX REFUND	2,489.84
125195	NBC TRUCK EQUIPMENT INC	SLEEVE FOR SALT AUGER, BLADES & AUGER MOTOR BOLT - DPW	5,844.48
125196	NICHOLS PAPER & SUPPLY	JANITORIAL AND CLEANING SUPPLIES - POLICE	419.19
125197	OFFICE DEPOT BSD	OFFICE SUPPLIES - CITY HALL / FIRE / POLICE	939.41
125198	ON DUTY GEAR LLC	SERGEANT & LIEUTENANT BADGES - POLICE	330.00
125199	OWENSBY, MARIE G.	2020 DBOR SUMMER TAX REFUND	624.20
125200	PAGE, ALICIA L.	2020 DBOR SUMMER TAX REFUND	612.86
125201	PITNEY BOWES INC	MAIL MACHINE & SCALE LEASE - FINANCE	1,033.08
125202	PRAXAIR DISTRIBUTION INC	OXYGEN - FIRE	154.25
125203	PRONTO PEST MANAGEMENT INC	BED BUG SPRAYING	262.00
125204	QUALITY LIMOUSINE	VEHICLE REPAIRS - POLICE	2,101.80
125205	SCOTT RABAUT	COURT APPOINTED ATTORNEY	1,000.00
125206	ROBINSON CAPITAL MANAGEMENT LLC	MONTHLY MANAGEMENT FEES	1,140.28

125207	ROGER A PINCH SERVICES	MECHANICAL AND PLUMBING INSPECTIOs	2,304.20
125208	SAMS CLUB DIRECT	PRISONER MEALS & SUPPLIES - POLICE	490.61
125209	SCHLESINGER, DEBRA ANN	2020 DBOR SUMMER TAX REFUND	344.92
125210	SERVICEMASTER TRI-COUNTIES	COVID BUILDING CLEANINGS - DPW / LIBRARY / WATER	250.00
125211	SHRADER TIRE & OIL INC	BULK OIL	2,799.02
125212	SHRED CORP	SHREDDING BINS - FINANCE	53.00
125213	SOUTH MACOMB DISPOSAL AUTHORITY	REFUSE DISPOSAL	2,500.00
125214	SOUTH MACOMB SANITARY DISTRICT	MONTHLY SEWAGE TREATMENT	566,608.13
125215	SPARKS JR., LARRY K	2020 DBOR SUMMER TAX REFUND	729.82
125216	SPEEDY TITLE AND ESCROW SERVICES	REFUND WATER OVERPAYMENT	640.59
125217	SUPREME SOILS LLC	21 AA STONE	1,506.30
125218	TELEFLEX LLC	MEDICAL SUPPLIES - FIRE	1,115.50
125219	TRACTION	MUD FLAPS & HYDRAULICS - DPW	149.91
125220	UNIGLOBE CONSTRUCTION	CASH BOND REFUND	200.00
125221	USZTAN LLC	MEMEORIAL PARK - BUILDING & SITE IMPROVEMENTS	168,533.89
125222	VANCE OUTDOORS INC	AMMUNITION	1,473.00
125223	WASHINGTON ELEVATOR COMPANY INC	ICE MELTER - PARKS	362.60
125224	WEST SHORE SERVICES INC	UV CONTROLLER REPAIR - FIRE	410.00
125225	WOLVERINE POWER SYSTEMS	GENERATOR MAINTENANCE - CITY HALL / FIRE	510.00
125226	XPERT LAWN AND SNOW INC	SNOW REMOVAL - CITY HALL / COURT / DDA / FIRE / LIBRARY / MILITARY MUSEUM / POLICE	7,578.00
EFT	EASTPOINTE PENSION HEALTH CARE	PENSION HEALTH CARE CONTRIBUTION	608,103.82
EFT	MERS	RETIREMENT CONTRIBUTIONS	254,883.34

EFT ENTERPRISE FM TRUST

FUEL PURCHASES

59.47

TOTAL PAYABLES

3,711,250.01



CITY of EASTPOINTE

FINANCE DEPARTMENT
(886) 445-3661 • FAX (886) 445-4392

MUNICIPAL OFFICES
23200 GRATIOT AVENUE
EASTPOINTE, MI 48021

MEMORANDUM

To: Honorable Mayor and
Members of City Council

From: Randall Blum 
Finance Director/Treasurer

Date: January 19, 2021

Subject: Approval of Bills and Payrolls

RECOMMENDATION

It is recommended City Council approve the payment of bills and payrolls as follows:

<u>Date</u>	<u>Payrolls</u>	<u>Retirees</u>	<u>Accounts Payable</u>	<u>Total</u>
January 19, 2021	\$ 575,801.30	\$ -	\$ -	\$ 575,801.30
January 19, 2021	\$ -	\$ 73,885.81	\$ -	\$ 73,885.81
January 19, 2021	\$ -	\$ -	\$ 3,711,250.01	\$ 3,711,250.01
City Operations	\$ 575,801.30	\$ 73,885.81	\$ 3,711,250.01	\$ 4,360,937.12

Distribution by fund and or department is provided in the attached documentation.