



City of Pleasant Ridge  
23925 Woodward Avenue  
Pleasant Ridge, Michigan 48069

**City Commission Meeting  
August 11, 2015  
Agenda**

Honorable Mayor, City Commissioners and Residents: This shall serve as your official notification of the Public Hearings and Regular City Commission Meeting to be held Tuesday, August 11, 2015, at 7:30 p.m., in the City Commission Chambers, 23925 Woodward Avenue, Pleasant Ridge, Michigan 48069. The following items are on the Agenda for your consideration:

**PUBLIC HEARINGS AND REGULAR CITY COMMISSION MEETING – 7:30 P.M.**

1. **Meeting Called to Order.**
2. **Pledge of Allegiance.**
3. **Roll Call.**
4. **PUBLIC DISCUSSION – items not on the Agenda.**
5. **Condemnation and Demolition of the property commonly known as 7 Oakland Park Boulevard, Pleasant Ridge, Michigan:**
  - a. **Public Hearing** – Solicitation of public comments on the condemnation and demolition of the property commonly known as 7 Oakland Park Boulevard, Pleasant Ridge, Michigan.
  - b. Condemnation and Demolition of the property commonly known as 7 Oakland Park Boulevard, Pleasant Ridge, Michigan.
6. **Governmental Reports.**
7. **City Commission Liaison Reports.**
  - **Commissioner Krzysiak – Recreation Commission**
  - **Commissioner Foreman – Committee Liaison**
  - **Commissioner Perry – Planning and DDA**
  - **Commissioner Scott – Historical Commission**
8. **Consideration of the following Consent Agenda.**

*All items listed on the Consent Agenda are considered to be routine by the City Commission, will be enacted by one motion and approved by a roll call vote. There will be no separate discussion of these items unless a City Commissioner or visitor so requests, in which event, the item will be removed from the consent agenda and considered as the last item of business.*

  - a. Minutes of the Public Hearing and Regular City Commission Meeting held Tuesday, July 14, 2015.
  - b. Minutes of the Public Hearing and Special City Commission Meeting held Tuesday, July 28, 2015.
  - c. Monthly Disbursement Report.

- d. Request by PIRGIM and the Fund for the Public Interest to solicit door-to-door from August 12 through August 21, 2015.
  - e. Request by the Ferndale Area Crop Walk to hold its annual CROP Walk for Hunger on certain streets on Sunday, September 27, 2015.
  - f. Establishing a public hearing on Tuesday, September 8, 2015, at 7:30 p.m., to solicit public comments on the request by Whistle Stop 1, Inc., to transfer the Class C liquor license from Mae's Restaurant, Inc., to Whistle Stop 1, Inc., to operate the Whistle Stop restaurant at 24060 Woodward Avenue, Pleasant Ridge, Michigan.
- 9. **Presentation by livingLab regarding Gainsboro Park Improvements.**
  - 10. **Resolution urging DTE Electricity to exercise due care and restraint in trimming and removing trees.**
  - 11. **Resolution Calling on the Michigan Legislature to Ban Discrimination Based on Sexual Orientation and Gender Identity.**
  - 12. **City Manager's Report.**
  - 13. **Other Business.**
  - 14. **Adjournment.**

In the spirit of compliance with the Americans with Disabilities Act, individuals with a disability should feel free to contact the City at least seventy-two (72) hours in advance of the meeting, if requesting accommodations.



# City of Pleasant Ridge

Darren Humphreys, Water Clerk

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From: Darren Humphreys, Water Clerk  
To: City Commission  
Date: August 7, 2015  
Re: 7 Oakland Park Condemnation

## Overview

The property located at 7 Oakland Park continues to be in a state of disrepair and blighted condition. The property owners have not met minimum code standards despite extensions being granted for them to comply with the blight notice of April 30, 2015. Progress inspections have been held regularly and while some progress has been made, it has been extremely limited and the condition of the property continues to deteriorate. Condemnation is the next enforcement step to in the process to restore the property to a habitable condition. I have included a memo from the Assistant City Manager and the letter referenced in the proposed motion.

## Background

As you are aware this property has had a lengthy history with the City, dating back to at least 2008. The last major action on this property was in 2012 when the property was posted Do Not Occupy due to health, sanitation and safety reasons. After several months the homeowner was able to comply with the direction of the Building Official and the Do Not Occupy order was removed.

The City received a complaint in early April 2015, regarding the state of the interior of the property. After notification, the homeowner allowed a member of the Police Department, the Building Official and two members of City Staff to enter and inspect the property. At that time, the state of the interior and exterior of the property were of concern, and the Building Official issued a notice that the interior of the property must be cleaned and sanitized and that the exterior of the property needed to be cleaned, clear of any junk and debris and the pool/pond the homeowner installed needed to be drained and removed or aerated so that mosquitos and algae would not become a problem. An inspection of the garage was not possible at that time because the garage is completely full of junk and debris and the door looks as if it is not functioning property. Progress inspections were done starting in May and continuing through Thursday, August 6 and sufficient progress has not been made. In fact, the condition of the property has worsened over that time.

As a result of the inspections over the past few months and the continuing lack of sufficient progress, the Building Official determined that the home is unfit for human occupancy and the property was posted "Do Not Occupy" on June 23, 2015. The homeowner has been allowed to be at the property during business hours to work on correcting the existing violations, but needed to vacate the property each night. It is our understanding from the homeowner that they maintain an additional residence in a neighboring community, so they have been able to spend nights at their alternate home and work on the Oakland Park property during the day.

However, after complaints from neighbors and monitoring from the police department it was discovered that the homeowners removed the Do Not Occupy sticker and had been staying overnight in the home. On July 30, 2015 the Police Chief reposted the Do Not Occupy on the front door and reminded the homeowner that they could not stay at the house overnight. He and the Police Department have been strongly enforcing and monitoring the 8am to 6pm working hours.

The progress inspection held August 6, 2015 offered little in terms of progress. While some of the rooms of the interior of the home have been "straightened up," the materials that previously occupied those rooms had been relocated to other areas of the home or to the back porch and yard. The garage of the home is still completely inaccessible and the rear yard has seen little maintenance since the initial April inspection.

The homeowners have had opportunities for assistance offered to them to help clean the property, however, to date they have not availed themselves of such services.

In July 2015, the City Commission scheduled a public hearing on the condemnation and possible demolition of this property. The City's intention is for the property owner to bring the property up to minimum code standards so it is no longer a health and safety concern for the property owners and surrounding neighbors.

## Requested Action

City Commission action to condemn the property at 7 Oakland Park for a period not to exceed 60 days. Further that there shall be weekly progress inspections of the interior and exterior of the property under the direction of the Building Official to ensure that all violations as noted in the June 2 letter and the progress inspection notice dated August 6, 2015. The property owner must thoroughly clean, sanitize and make necessary repairs to the property, as directed by the Building.

If the property is not brought up to minimum code standards by correcting the violations previously noted and any additional code violations subsequently discovered (as determined by the Building Official) within the time period set by the City Commission, condemnation will allow the City administration to pursue any action necessary to abate the existing nuisance. Such actions could include the City bringing in a professional property remediation service. Any cost incurred by the City related to such abatement shall be considered a lien against the property.



## City of Pleasant Ridge

Scott Pietrzak, Assistant City Manager

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From: Scott Pietrzak, Assistant City Manager  
To: James Breuckman, City Manager  
Amy Drealan, City Clerk  
Date: August 7, 2015  
Re: 7 Oakland Park

After numerous inspections over the past 7 years at the property commonly known as 7 Oakland Park, I found the following violations and unsafe living conditions during the last inspection that was conducted on August 6, 2015. Some of these violations have existed for several months. A full inspection of the interior of the property could not be conducted due to the condition of the home.

- Unsanitary conditions – Animal feces throughout the property.
- Bags of what appears to be garbage and possible rotted food items throughout the house, as well as other contents and debris – Paths of travel have been blocked.
- Bathrooms not functioning properly, some bathrooms not accessible.
- Large hole in the main floor ceiling from a plumbing issue.
- Odor Removal: Identifying the cause of the odor and determining the conditions in which it contacts any surfaces, the odor can often be removed over time without a trace.
  - Remove the source of the odor, as practical (absorb liquids, scoop solids).
  - Thoroughly clean odor-affected surfaces and materials. Cleaning is basic to deodorizing.
  - Treat the odor source with an appropriate odor counteractant (sanitizer, disinfectant, and enzyme).
  - Seal restorable surfaces, such as subflooring, if practical.
    - Many sources of odor, including pet urine, rotten food & tobacco smoke, require specialized procedures and techniques, this will have to be done by a professional company.
- Cleaning/removal of the carpet & padding by a professional and disposal of them properly in accordance with OSHA and health regulations.
- An extensive pest eradication/fumigation program will need to begin as soon as possible.
- Accumulation of junk and debris in rear yard – holiday decorations, used plastic planting and potting materials, bags of trash stored alongside of house. Fence line must be cleaned and maintained clear of debris.
- Garage roof in disrepair – needs to be repaired or replaced. Permit required. Garage in general disrepair. Needs to be cleared for further inspection.
- Trash bags on the rear porch – verified trash bags on the porch have been opened by animals.

- 24" pool/pond installed below grade, unprotected. Stagnant water also exists in the pool and must be drained immediately – health hazard.

After at least 4 routine house inspections, I have witnessed no substantive improvement in the condition of the dwelling and the property has regressed even more since the beginning of the year.



## City of Pleasant Ridge

June 2, 2015

Ms. Mary Dean Campsie  
7 Oakland Park  
Pleasant Ridge, Michigan 48069

Dear Ms. Campsie:

An inspection of the interior and exterior of your property was conducted on April 30, 2015. The following violations were found and must be corrected. Most of the noted violations are against the International Property Maintenance Code (IPMC)

### INTERIOR

1. Unsanitary conditions – Animal feces throughout. IPMC Sec 108.1.3 and Sec 305.
2. Homeowner admitted to presence of four (4) dogs, two (2) cats. No more than three domestic animals allowed. Dogs must be licensed. PR Code Sec. 10.5
3. Bags of what appears to be garbage and possible rotted food items throughout the house, as well as other contents and debris – Paths of travel have been blocked. IPMC Sec. 308.1, Sec.309.1.
4. Raw sewage visible on the floor in the basement. Potential e-coli contamination in the basement – appears basement has flooded and has not been sanitized. IPMC Sec 305.
5. Boxes and other debris stored around furnace – fire hazard.
6. Bathrooms not functioning properly, some bathrooms not accessible. IPMC Sec.108.1.3.
7. House must be cleaned and thoroughly sanitized including floors, ceilings and walls. IPMC Sec.108.1.3
8. Remove extension cord powering exterior lighting from attic. Remove extension cord used as alternate power in basement.

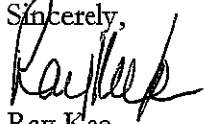
### EXTERIOR – IPMC Sec. 304.

1. Accumulation of junk and debris in rear yard – holiday decorations, used plastic planting and potting materials, bags of trash stored alongside of house. Fence line must be cleaned and maintained clear of debris.
2. Garage roof in disrepair – needs to be repaired or replaced. Permit required. Garage in general disrepair. Needs to be cleared for further inspection.
3. Trash bags on the rear porch – verified trash bags on the porch have been opened by animals.
4. 24" pool/pond installed below grade, unprotected. Stagnant water also exists in the pool and must be drained immediately – health hazard. An enclosure at least 48" high must be installed around the pool, OR the pool must be removed and the hole filled in – IPMC Sec. 303.

Based on the above findings by the City's Building Official, that your property is in violation of the International Property Maintenance Code, your property has been officially declared a nuisance as defined in the Pleasant Ridge City Code, Article III, Nuisances, including but not limited to, Section 34-52 (2), (3), (4), (6) and (10). A copy of the ordinance is enclosed. **It has been determined that there is actual and immediate danger to the public and/or occupants of the premises caused by neglect.** Unless all violations are corrected immediately, the City will take action to resolve this matter or condemn the property. The City Commission at a public meeting may act to condemn and, if necessary, demolish the house and other structures.

I have scheduled a progress inspection of the property on Thursday, June 18, 2015. You must show progress towards correcting these violations to avoid further action. Please contact Darren Humphreys, Building Department Clerk, with any questions you may have.

Sincerely,



Ray Kee  
Building Official

c. City Attorney  
file

*Mailed and Posted at Property 6-2-2015*





*23925 Woodward Avenue  
Pleasant Ridge, Michigan 48069*

## **Public Hearing and Regular City Commission Meeting July 14, 2015**

Having been duly publicized, Mayor Metzger called the meeting to order at 7:34 p.m.

Present: Commissioners Foreman, Krzysiak, Perry, Scott, Mayor Metzger.  
Also Present: City Manager Breuckman, City Attorney Need, City Clerk Drealan.  
Absent: None.

### **Public Discussion**

Ms. Leslie Jones, 19 Fairwood, mentioned that on Saturday, September 26<sup>th</sup>, there will be a recycling day, which will include shredding, and Ridge Resale will be there to collect clothing and other small items. Volunteers are needed to assist with a literature drop, traffic control, and assisting residents at the different recycle areas. No heavy lifting will be required. Information is on the Facebook page.

Assistant City Manager Scott Pietrzak introduced and welcomed his new Assistant Recreation Director Shawsheen Stamper.

### **Presentation by Mr. George Lenko**

Mr. and Mrs. Lenko donated artwork to the City. The artist is Ms. Jeanne Ruzzin, 7 Hanover, Pleasant Ridge. Mr. Lenko provided the history of the painting of the orphaned fawn "Baby." Ms. Ruzzin's art show at the Scarab Club runs through August 29<sup>th</sup>.

### **Presentation by Mr. Fred Sedden**

Mr. Sedden gave a presentation regarding his personal care experience for a Maple tree on his property. Proper trimming and feeding assists in a longer life of the tree. City Manager Breuckman reported that there are about 2,200 trees in the city, and it is estimated at a cost of \$350 per tree. Mr. Sedden had a slideshow presentation on the various stages of his tree growth and other Maple trees in the city. Maple trees and others need an acid-based soil, and Pleasant Ridge is primarily sand. Adding sulfur to the ground will assist the tree in maintaining the manganese needed for a healthy tree. Mr. Sedden recommended that the City should have a soil test at the cost of \$11.00 through Michigan State University extension program. A residential test is \$25.00. Breuckman reported that residents need to contact the City before the trimming or removal of any tree on city property. Mr. Sedden inquired if the City would be able to purchase bulk manganese spikes to provide to the residents for feeding the city trees, and Mr. Breuckman replied that this is something that can be looked into to see if it would be cost effective.

Mr. Andrew Bahrou, 45 Sylvan, inquired if a city survey could determine the relative health of the trees and whether the application of the spikes would be a possibility. Mr. Bahrou added that the MSU program also tests for phosphorous levels.

Ms. Rosemary Spataforta, 51 Amherst, reported that the Ornamental Pears on her street towards I-696 are in bad shape and hopes the City will have someone take a look at them. Breuckman reported that the trees have a fungal disease and is aware of the situation. These trees will have to be replaced in the future.

### **Governmental Reports**

County Commissioner Gary McGillivray reported that the Great Lakes Water Authority has taken shape, and now the County has some say in the operations and rates. Commissioner McGillivray also reported that the Public Services Subcommittee has been looking into gun safety over the past 3 years and a free gun lock program was just initiated. If the local police department does not have the locks, contact the County Commission.

Police Chief Kevin Nowak, Pleasant Ridge Police Department, explained Dearborn Police Department's Operation Blue Light which is a campaign to make police highly visible with intense proactive traffic stops and suspicious pedestrians, especially on major thoroughfares and shared borders. Many agencies participated from June 22<sup>nd</sup> to July 4<sup>th</sup> in the Tri-County area. Chief Nowak reported that a suspect has been apprehended by Ferndale and linked to the recent home invasions that he had reported at last meeting. The police vehicles have new graphics. Chief Nowak reported that the Dream Cruise is 8/15/15. The 15<sup>th</sup> Annual Emergency Vehicle Parade is 8/14/15, and a special program will be held on Nine Mile between Bermuda and Leland, at 1:00p.

### **City Commission Liaison Reports**

Commissioner Scott reported that the Historical Commission will have no meetings during the months of July and August.

Commissioner Krzysiak reported that the Recreation Commission will be hosting public visioning and community collaboration events this weekend in Gainsboro Park, 7/16 to 7/21. Living Design Lab will be onsite to interact and receive ideas and suggestions from the residents. The Ice Cream Social will be on Thursday, July 16<sup>th</sup> to coincide with the vision open house, 6:30-8:30p. Saturday, July 18<sup>th</sup>, focus meetings will begin at 9:00a for seniors; 10:00a for families with young children; 11:00a for gardens and public art; 12:00p for discussion on walking paths; 1:00p will be a drop-in design workshop. On Monday, July 20<sup>th</sup>, a prioritization meeting will be held in Gainsboro Park. On Tuesday, July 21<sup>st</sup>, the weekend's events will be wrapped up with a community celebration at 7:00p. On Wednesday, July 22<sup>nd</sup>, the Recreation Commission will hold its meeting, 7:00p, at the Community Center. Recreation Director Pietrzak reported that for the Ice Cream Social, there will be three different bounce houses, a bungee run, as well as bubble soccer. City Manager Breuckman stressed that the Gainsboro events are for residents to spend as much or as little time as they so choose with the focus groups and design sessions. Mr. Bahrou, 45 Sylvan, inquired if residents will have an opportunity to review and comment on the final drafts of the Gainsboro Park proposals. Breuckman responded that there will be several review processes in the future.

Commissioner Foreman reported that Ferndale Schools is hosting a Maker Camp, which is free. Cambridge Honors Program has 200 students enrolled in this program for the fall. The District Administrative Offices are now moved to the high school. A fundraiser for the campus pond to provide a solar powered aerator, fish and aquariums for winter months, and improved pathways to enjoy the pond area is being set up through youcaring.com, Ferndale Pond. The goal is \$3,000.00, and to date, \$2,145.00 has been collected. Donations are tax-deductible via the Ferndale Education Foundation.

Commissioner Perry reported that the Planning Commission and the Downtown Development Authority (DDA) combined the May/June meetings, and the next meeting will be Monday, July 27<sup>th</sup>, 7:00p. The Woodward Avenue Action Association has opened registration for the Woodward Vision Lunch, Friday, September 11<sup>th</sup>. Saturday, September 12<sup>th</sup> is the Bike Woodward event starting at the Ford Highland Park Plant. You can register at [www.woodwardavenue.org](http://www.woodwardavenue.org).

### **Consent Agenda**

**15-3194**

Motion by Commissioner Foreman, second by Commissioner Perry, that the Consent Agenda, be approved as amended with the removal of item 9e.

Adopted: Yeas: Commissioner Foreman, Perry, Scott, Krzysiak, Mayor Metzger  
Nays: None.

### **Complete Streets Ordinance**

City Manager James Breuckman explained that this ordinance is being adopted pursuant to Michigan Public Act 135 of 2010 which is a complete streets state law that was put into place. Adopting this will allow MDOT to make recommendations and review city plans on any improvements or changes to streets. The City is in the process of completing a traffic calming/green infrastructure manual on how to treat local streets better.

Mayor Metzger opened the public hearing at 8:35 p.m.

Mr. Andrew Bahrou, 45 Sylvan, is in full support of the ordinance, especially the traffic calming. Mr. Bahrou works for the Department of Environmental Quality in storm water management programs and is knowledgeable on green and complete streets, and has shared with Breuckman the link for the City of Cleveland's manual and policies. Mr. Bahrou is actively getting involved with the Pleasant Ridge Environmental group and will be making recommendations via this group. SEMCOG is using funds to put on a 4-part workshop on green infrastructure that has already had two sessions. On July 21<sup>st</sup>, the third workshop is on integrating green infrastructure with ordinance and policy. The last one is August 20<sup>th</sup> for elected officials. Mr. Bahrou will share the link with the city officials.

Commissioner Krzysiak inquired of Mr. Bahrou with his background and knowledge for the area around Gainsboro Park to eliminate the storm water pressure. Mr. Bahrou responded that permeable pavement and asphalt are options for parking lanes, small ditches to infiltrate and capture overflow are a few ideas. Mr. Bahrou added that there are grants through the State of Michigan for various programs involving storm water retention. He will provide the City with information.

With no further comments or discussion, Mayor Metzger closed the public hearing at 8:50 p.m.

**15-3195**

Motion by Commissioner Perry, second by Commissioner Scott, that Ordinance 412, amending Chapter 62 (Streets, Sidewalks and Other Public Places) of the Pleasant Ridge City Code by the addition of a new Section, Section 62-1 (Complete Streets), be adopted.

Adopted:                      Yeas: Commissioner Perry, Scott, Foreman, Krzysiak, Mayor Metzger  
                                     Nays: None.

Commissioner Foreman thanked Mr. Bahrou for speaking and sharing his knowledge, and getting involved with the Environmental group. Foreman inquired of Breuckman that once the manual is approved, does the ordinance need to be amended to refer to the manual. Breuckman explained that the ordinance addresses the Pleasant Ridge Complete Street Plan and is automatic upon adoption of the ordinance. Pleasant Ridge is primarily focusing on the complete streets due to the overall size of the community compared to the larger-scale cities, i.e., Cleveland and Ann Arbor.

Commissioner Perry thanked Mayor Metzger and City Manager Breuckman for moving the complete streets forward.

**Establishing a Special City Commission Meeting on Tuesday, July 28, 2015, at 7:30 p.m**

City Manager James Breuckman explained that the purpose of setting the public hearing is to purchase 99 Kensington in order to better serve the renovation of Gainsboro Park adding to the green park buffer and create additional space for a park walkway area. Funds will come from the recently approved park millage. The purchase of this property will aid in the relocation of the garden club and make a better entry into the dog park. Commissioner Foreman inquired as to the time line of the purchase and adding the property to the new plan. Breuckman responded that the closing is set for August 3<sup>rd</sup> and the current owners have 60-day occupancy after closing.

**15-3196**

Motion by Commissioner Foreman, second by Commissioner Perry, that a Special City Commission Meeting for the purpose of conducting a public hearing be established on Tuesday, July 28, 2015, at 7:30 p.m., to solicit public comments on the proposed acquisition of real property, property commonly known as 99 Kensington, Pleasant Ridge, Michigan.

Adopted:                      Yeas: Commissioner Foreman, Perry, Krzysiak, Scott, Mayor Metzger  
                                     Nays: None.

**Establishment of a permit parking district on Sylvan Avenue**

City Manager James Breuckman reported that the City has received a petition by the residents of Sylvan Avenue to create a permit parking zone. The proposal for the permit parking zone is Monday through Friday, 8 a.m. to 5 p.m., excluding holidays. Businesses will be free to use the parking spaces that are towards Woodward from the retaining wall, the Woodward parking spaces, and the Fairwood public parking lot. Commissioner Foreman inquired as to how an individual would know the restricted area for permit parking and Breuckman replied that signage will be placed in the area. Commissioner Krzysiak mentioned that residents are concerned about enforcement and were wondering if the fine for the parking penalty could be listed. Breuckman responded that there is very limited space on the signs and that most likely will not be listed. Signs will be placed at the beginning and end of the permitted parking area.

**15-3197**

Motion by Commissioner Foreman, seconded by Commissioner Scott, that a permit only parking district be established for Sylvan Avenue, encompassing all addresses between 6 and 18 Sylvan, effective Monday through Friday, 8:00 a.m. to 5:00 p.m., excluding holidays.

Adopted:                      Yeas: Commissioner Foreman, Scott, Krzysiak, Perry, Mayor Metzger  
                                     Nays: None.

Commissioner Foreman added that Chief Nowak has indicated in the past that the permit parking will be enforced.

**Resolution - Southeast Michigan Regional Energy Office**

City Manager Breuckman explained that the Southeast Michigan Regional Energy Office (SEMREO) is a 501(c)(3) nonprofit corporation that has local units of government as its members. SEMREO is more of a resource and advocacy organization for implementing renewable energy projects. There are no costs for being a member. Commissioner Foreman inquired as to language in the proposal for costs of obtaining grants. Breuckman explained that if the City did partner with SEMREO to obtain a grant that there may be costs that need to be repaid.

**15-3198**

Motion by Commissioner Krzysiak, second by Commissioner Perry, to support the joining the Southeast Michigan Regional Energy Office be approved, and that the City appoint City Manager James Breuckman as the City's delegate representative, and Assistant City Manager Scott Pietrzak as the City's alternate representative to the Regional Energy Office membership meetings.

Adopted:                      Yeas: Commissioner Krzysiak, Perry, Foreman, Scott, Mayor Metzger  
                                     Nays: None.

Commissioner Foreman indicated that SEMREO has already been involved with the City before this approval to join.

**Resolution in support of joining the Southeast Michigan Street Lighting Coalition.**

City Manager Breuckman explained that the Southeast Michigan Street Lighting Coalition is connected with SEMREO, and is intervening in the Michigan Public Service Commission rate case for the specific purpose of challenging DTE's proposed rate increases to operate LED street lighting. The City is in the middle of a LED conversion project with DTE currently that will save the City about \$12,000 a year and pay back in a bit less than 4 years based on DTE's proposed rates. Had the City completed the conversion a year earlier, it would have saved the City about \$17,000 a year and paid back in 2.5 years. The conversion to LED will reduce the City's lighting use by 61-percent in electricity costs, but the savings on lighting costs will only be at 25-percent. The Coalition has a fee to join and Pleasant Ridge's portion would be \$400.00 and is based on the number of streetlights in the community, and involves a number of communities. If additional costs are necessary in the future, City has an option to opt out. Commissioner Foreman inquired if the reason DTE is requesting the higher pay back due to the fact that the LED lighting is more efficient, lasts longer, thus, impacting the bottom line to DTE in the long run. Breuckman added that there is a per fixture fee that the City pays for each light. Commissioner Foreman inquired if a decision has

to be made on the “leadership committee” as part of the coalition. Breuckman responded that the leadership committee is elected amongst the members of SEMREO.

#### **15-3199**

Motion by Commissioner Perry, seconded by Commissioner Foreman, to support joining the Southeastern Michigan Street Lighting Coalition as adopted.

Adopted:                      Yeas: Commissioner Perry, Foreman, Krzysiak, Scott, Mayor Metzger  
Nays: None.

#### **Installation of a Little Library in a public park.**

Commissioner Krzysiak reported this is something that has been discussed in the past and the Little Library is a way to create strong social ties that enrich a neighborhood. A national movement has developed to create self-supported lending libraries that enable book sharing among neighbors, and work through efforts of book loving volunteers. Since 2015, over 16,000 little libraries have been installed throughout 65 countries worldwide and in every state in the U.S. Little Free Library.org is a group dedicated to promoting this concept and has developed a program guide for municipalities and individuals seeking to bring the benefits of a little free library to their communities. The process is to identify stewards and an ongoing work group; locate your library; buy or build your library; finding resources; and installing and celebrating the library. The proposal is the installation of a freestanding little lending library in one of the parks on Pleasant Ridge’s west side. The library will be entirely self-sufficient, financed by community contributions and maintained by volunteers. A work group will be organized and the first meeting will be on July 27<sup>th</sup> to coincide with the Book Club meeting, 6:00p, Memorial Park. Design and contributions will be solicited during the month of August, and then decide on August 31<sup>st</sup>. Construction will be in September, and the grand opening event in either September or October. Other communities have them as well, i.e., Berkley. Commissioner Foreman thanked Krzysiak for making this a reality.

#### **Update regarding Citywide Sidewalk Survey**

City Manager Breuckman reported that the City has been working on a sidewalk inventory the past few months. The inventory is completed and staff will provide an update on the results. There are four areas of concern with the sidewalks. Critical flags are areas that have more than 2-inches of unevenness or are severely crumbled, and these will be addressed in the most cost effective way. Small heaves are less than 1.5 inches and can possibly be corrected with a grinding machine. The City does have a grinding machine and most likely will be addressing these areas quickly. Cracked and spalling flags do not really pose a tripping hazard, but the only way to fix is by replacing the sidewalk overall. Streets with the most small heaves will be handled first. Once those are completed, the cracked/spalling sidewalks will then be addressed. Critical flags are the most expensive to replace, and will be addressed as monies are available. There is no set time on when the project will be completed. Commissioner Scott inquired if Woodward should be considered first due to the amount of foot traffic. Breuckman responded that Woodward is overall in good shape except for a portion of the east side. The rapid transit on Woodward could involve many changes and Breuckman recommends waiting to see what this may entail. Also, the Honey Locust trees may need to be replaced in the next 5 to 10 years which will also tie into the sidewalks.

### **City Manager's Report**

City Manager Breuckman reported that *The Ridger* has a new look and has been delivered by the mail. A new format will be designed and may be an 8-page pamphlet for the future. Breuckman reported the LED conversion has begun and will be a savings to the City over time. LED lights offer full spectrum color renderings, and the perception at night is better.

Assistant City Manager Pietrzak reported that the concrete pour will begin on Oxford tomorrow, and that the saw cutting could go as late as 8:00 p.m.

### **Establishing a public hearing on Tuesday, August 11, 2015, at 7:30 p.m**

Commissioner Perry asked this to be removed from the Consent Agenda just in case there were any residents that had any comments or questions.

Mr. Marc Levine, 8 Sylvan, inquired as to why this house was being condemned. Breuckman explained that this house has many hazardous situations and no progress has been made to remedy them. City Attorney Need explained the process of setting the public hearing in order to determine whether the house should be torn down or remedied. The property owner will be given a deadline to comply.

Mr. Tom Treuter, 11 Oakland Park, inquired if the current owner forfeits ownership, and Breuckman replied that it would not. Need explained that if the property owner does not follow the recommendations to repair and rectify the hazardous situation, the City can have the repairs and/or demolition ordered and place a lien on the property for the costs.

### **15-3200**

Motion by Commissioner Perry, seconded by Commissioner Scott, to establish a public hearing on Tuesday, August 11, 2015, at 7:30 p.m., to solicit public comments on the condemnation and demolition of the property commonly known as 7 Oakland Park Boulevard, Pleasant Ridge, Michigan.

Adopted:                      Yeas: Commissioner Perry, Scott, Foreman, Krzysiak, Mayor Metzger  
Nays: None.

### **Other Business**

Commissioner Krzysiak announced that the Book Club for July will be the "This Far by Faith" by Faith Fowler, and will meet on Monday, July 27<sup>th</sup>, 7:00p, Memorial Park. The first Little Library meeting will be at 6:00p.

Commissioner Foreman reported that the summer tax bills are higher than the past and asked for an explanation. Breuckman explained that there was an increase in the taxable value that was affected by all the millages, an increase of 2-3 percent. There were 3.9 mills that will take effect this year.

City Clerk Drealan reported that petitions for the office of City Commission are available 4:00p, July 21<sup>st</sup>. Two petitions have been submitted to date.

Mayor Metzger reminded that the Ice Cream Social is Thursday, July 16<sup>th</sup>, 6:30p.

With no further business or discussion, Mayor Metzger adjourned the meeting at 10:10 p.m.

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Mayor Kurt Metzger

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Amy M. Drealan, City Clerk  
/mat





*23925 Woodward Avenue  
Pleasant Ridge, Michigan 48069*

## **Public Hearing and Special City Commission Meeting July 28, 2015**

Having been duly publicized, Mayor Metzger called the meeting to order at 7:34 p.m.

Present: Commissioners Foreman, Krzysiak, Perry, Scott, Mayor Metzger.  
Also Present: City Manager Breuckman, City Clerk Drealan.  
Absent: None.

### **Public Discussion**

(None.)

### **Consideration of the Purchase of Real Property**

City Manager James Breuckman presented a PowerPoint presentation of the proposed purchase of 99 Kensington. The purchase would connect two separated parks and create a continuous park space between the City's Dog Park and Gainsboro Park, increasing the length of park space by 35-percent. The purchase price is \$140,000 based on an appraisal and is fair market value. The City is only interested in the land and not the structure on the property. Funding will be provided through the Parks & Recreation millage and will have no impact on the Gainsboro budget or general fund. The property purchase also was a topic of discussion in the visioning discussions involving the improvements in Gainsboro Park. The property in question will make a better location for the Community Garden that will provide parking, and also modify the Dog Park entrance and parking.

Commissioner Foreman inquired about the funding through the millage and Breuckman explained that savings on the fence repairs along the railroad will be used towards the purchase.

Commissioner Krzysiak inquired as to the City Attorney's opinion of the purchase with millage funds. Breuckman responded that City Attorney Need agreed that the millage language allows for the purchase of the property to be used for park space.

Mayor Metzger opened the public hearing at 7:42 p.m.

Ms. Marsha Pund, 11 Oxford, expressed concern of how business is being managed in the City, especially on the Parks & Recreation Millage wherein \$200,000 was requested for the replacement of the fence along the railroad for safety concerns and it was repaired for only \$10,000. Ms. Pund read a letter from Jeff and Christy Hand, 8 Oxford Boulevard, who were unable to attend that expressed the same concerns, in addition to concern on Robert Campbell's commission on the sale of the home. The residents suggested that the savings of the money on the fence should be saved for other parks in the city for repairs and upgrades.

Mr. Tom Treuter, 11 Oakland Park, mentioned that he reviewed the proposed plans of the continuous park and believes the purchase is a good deal overall for all parties involved.

Ms. Gerard Virga, 66 Wellesley Drive, mentioned that he agrees the purchase is a benefit for the Dog Park especially, and wants the city to take into consideration that many elderly residents do use the park and both entrances should be maintained.

Mr. Rick Cook, 69 Amherst, mentioned that the purchase of the property to connect the parks is a fantastic opportunity to connect children, families, the elderly, and dog walkers. It is also a great opportunity for the homeowner to receive market value for the property. As an owner of a large dog, Mr. Cook suggested that the Dog Park have segregated areas for large and small dogs.

With no further comments or discussion, Mayor Metzger closed the public hearing at 7:51p.m.

City Manager Breuckman responded that Mr. Campbell did not receive any fee and handled the transaction *pro bono*. If the millage was to be reduced from the savings on the fence, each house would see a 0.1 mill reduction a year, \$10.00 to \$20.00 for 10 years. The fence estimates were part of a master plan on the park renovations and he is unable to comment on that process at this time.

Commissioner Perry mentioned that the purchase of the property is a permanent improvement for Gainsboro Park especially in connecting green spaces.

Commissioner Foreman mentioned that this is a one-time exciting deal that benefits the city and will create a very active park with Gainsboro. The millage is for park improvements and the purchase will add value to the park for future generations.

City Clerk Drealan reported that there were four correspondences received: Three in favor; one against.

Commissioner Krzysiak explained the history and safety of the fence when the master plan was being put into place. The fencing conversation hinged on how durable the fence should be, and discussions went from repairing the chain-link fence to replacing the fence with a premium quality fence. The amount included in the millage was for the maximum costs in total replacement of the fence. The Commission reviewed the options of the fence and determined that just repairing the chain-link fence would provide the safety needed. Breuckman added that chain-link fencing is something that is always available and can be replaced/repared in the future with the same materials.

Commissioner Scott added that the Commission has discussed in the past the options of the fence and its repairs. Scott also added that when the millage was presented to the residents, it was presented as a "parks millage," not a fence millage. The City has been working diligently and wisely to use that money as efficiently as possible. The fence is an example of a savings to get the most out of the dollars for the residents. Scott is in favor of the purchase, not only for the park, but for some of the water issues that have been on Kensington.

**15-3195**

Motion by Commissioner Krzysiak, second by Commissioner Foreman, that the City Commission authorize the purchase of real property commonly known as 99 Kensington, Pleasant Ridge, Michigan, for the price and terms as outlined in the purchase agreement dated July 7, 2015, and that the Mayor and the City Clerk be authorized to execute on behalf of the City, any closing documents related to this purchase.

Adopted:                      Yeas: Commissioner Krzysiak, Foreman, Perry, Scott, Mayor Metzger  
                                     Nays: None.

With no further business or discussion, Mayor Metzger adjourned the meeting at 8:12 p.m.

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Mayor Kurt Metzger

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Amy M. Drealan, City Clerk  
/mat

July 2015

ACCOUNTS PAYABLE

PAYROLL LIABILITIES	\$	6,101.40
TAX LIABILITIES	\$	3,089,251.11
ACCOUNTS PAYABLE	\$	584,635.10
<b>TOTAL</b>	<b>\$</b>	<b>3,679,987.61</b>

PAYROLL

July 9, 2015	\$	39,709.96
July 22, 2015	\$	42,178.01
<b>TOTAL</b>	<b>\$</b>	<b>81,887.97</b>

**CHECK REGISTER FOR CITY OF PLEASANT RIDGE**  
**PAYROLL LIABILITIES**  
**JULY 2015**

PG 1

Check Date	Check	Vendor Name	Description	Amount
7/9/2015	1456	MIFOP	UNION DUES-JUL 2015	\$ 188.00
7/9/2015	1457	MISDU	FOC DEDUCTIONS	\$ 224.60
7/9/2015	1458	M&T BANK-ICMA - 401a	RETIRMENT CONTRIBUTIONS	\$ 1,106.23
7/9/2015	1459	ICMA RETIREMENT TRUST - 457	RETIRMENT CONTRIBUTIONS	\$ 1,415.18
7/9/2015	1460	TIMOTHY BAXTER & ASSOCIATES	GARNISHMENT FEES	\$ 272.28
7/22/2015	1467	MISDU	FOC DEDUCTIONS	\$ 224.60
7/22/2015	1468	M&T BANK-ICMA - 401a	RETIRMENT CONTRIBUTIONS	\$ 1,098.91
7/22/2015	1469	ICMA RETIREMENT TRUST - 457	RETIRMENT CONTRIBUTIONS	\$ 1,299.32
7/22/2015	1470	TIMOTHY BAXTER & ASSOCIATES	GARNISHMENT FEES	\$ 272.28
TOTAL PAYROLL LIABILITIES				<u>\$ 6,101.40</u>

**CHECK REGISTER FOR CITY OF PLEASANT RIDGE**  
**TAX LIABILITIES**  
**JULY 2015**

PG 2

Check Date	Check	Vendor Name	Description	Amount
7/14/2015	2289	CAPITAL TITLE	REISSUE OF CHECK #2270	\$ 681.01
7/14/2015	2290	CITY OF PLEASANT RIDGE-DDA	2015 TAX COLLECTIONS TO 7-13-15	\$ 7,517.78
7/14/2015	2291	CITY OF PLEASANT RIDGE-GENERAL	2015 TAX COLLECTIONS TO 7-13-15	\$ 187,968.25
7/14/2015	2292	FERNDALE PUBLIC SCHOOL	2015 TAX COLLECTIONS TO 7-13-15	\$ 76,178.45
7/14/2015	2293	OAKLAND COUNTY TREASURER	2015 TAX COLLECTIONS TO 7-13-15	\$ 125,151.03
7/29/2015	2294	CITY OF PLEASANT RIDGE-DDA	2015 TAX COLLECTIONS TO 7-26-2015	\$ 15,718.89
7/29/2015	2295	CITY OF PLEASANT RIDGE-GENERAL	2015 TAX COLLECTIONS TO 7-26-15	\$ 1,317,261.02
7/29/2015	2296	FERNDALE PUBLIC SCHOOLS	2015 TAX COLLECTIONS TO 7-26-2015	\$ 498,737.03
7/29/2015	2297	MICHAEL DYLAG	2015 SUMMER TAX REFUND	\$ 2,069.79
7/29/2015	2298	OAKLAND COUNTY TREASURER	2015 TAX COLLECTIONS TO 7-26-2015	\$ 857,967.86
TOTAL TAX LIABILITIES				\$ 3,089,251.11

**CITY OF PLEASANT RIDGE CHECK REGISTER**  
**ACCOUNTS PAYABLE**  
**JULY 15, 2015**

PG 3

Check Date	Check	Vendor Name	Description	Amount
07/15/2015	19697	21ST CENTURY MEDIA-MICHIGAN	PRINTING OF LEGAL ADS	\$ 370.25
07/15/2015	19698	ACCUSHRED, LLC	CITY SHREDDING SERVICES	\$ 55.00
07/15/2015	19699	ADKISON, NEED & ALLEN P.L.L.C.	CITY ATTORNEY SERVICES	\$ 406.00
07/15/2015	19700	ADVANCED MARKETING PARTNERS	PRINTING OF TAX STATEMENTS	\$ 600.10
07/15/2015	19701	ARROW UNIFORM RENTAL	MAT RENTALS AND JANITORIAL SUPPLIES	\$ 235.13
07/15/2015	19702	BEIER HOWLETT PC	CITY ATTORNEY SERVICES	\$ 6,691.00
07/15/2015	19703	CITY OF BERKLEY	JUNE DISPATCH SERVICES	\$ 3,454.61
07/15/2015	19704	CITY OF HUNTINGTON WOODS	CITY ATTORNEY SERVICES	\$ 2,500.00
07/15/2015	19705	CITY OF ROYAL OAK	WATER AND SEWER MAINTENANCE	\$ 423.05
07/15/2015	19706	COMMUNITY MEDIA NETWORK	COMMISSION MEETING RECORDINGS	\$ 200.00
07/15/2015	19707	CONSUMERS ENERGY	CITY UTILITY SERVICES	\$ 2,608.89
07/15/2015	19708	DETROIT EDISON COMPANY	COMMUNITY STREET LIGHTING	\$ 4,128.30
07/15/2015	19709	DILISIO CONTRACTING INC	STEET AND ALLEY RECONSTRUCTION	\$ 229,751.86
07/15/2015	19710	EINHEUSER LEGAL P.C.	CITY ATTORNEY SERVICES	\$ 250.00
07/15/2015	19711	EUGENE LUMBERG	CITY ATTORNEY SERVICES	\$ 562.50
07/15/2015	19712	FERNDALDE PIZZA CO., INC.	SPECIAL RECREATION PROGRAMS	\$ 39.02
07/15/2015	19713	HOME DEPOT CREDIT SERVICES	BUILDING MAINTENANCE SUPPLIES	\$ 217.19
07/15/2015	19714	J & J AUTO TRUCK CENTER	POLICE CAR MAINTENANCE	\$ 33.50
07/15/2015	19715	MAT COURT RECORDING	CITY COMMISSION MEETING MINUTES	\$ 125.00
07/15/2015	19716	MICHIGAN MUNICIPAL LEAGUE	Q-2 UNEMPLOYMENT CONTRIBUTIONS	\$ 44.09
07/15/2015	19717	NYE UNIFORM	POLICE UNIFORM	\$ 265.99
07/15/2015	19718	O.P. AQUATICS	POOL CHEMICALS	\$ 609.95
07/15/2015	19719	OAKLAND COUNTY TREASURER	ELECTION SUPPLIES	\$ 157,532.50
07/15/2015	19720	PRIORITY ONE EMERGENCY	POLICE VEHICLE SUPPLIES	\$ 6,776.00
07/15/2015	19721	RAY KEE	BUILDING INSPECTOR SERVICES - JUNE	\$ 1,350.00
07/15/2015	19722	ROBERT RIED	UNIFORM ALLOWANCE	\$ 427.83
07/15/2015	19723	SCHEER'S ACE HARDWARE	BUILDING MAINTENANCE AND SUPPLIES	\$ 68.18
07/15/2015	19724	SOCRRA	REFUSE COLLECTION CONTRACT	\$ 7,250.00
07/15/2015	19725	SOCWA	WATER PURCHASES FROM JUNE 2015	\$ 14,675.45
07/15/2015	19726	TOSHIBA FINANCIAL SERVICES	COPIER LEASES	\$ 424.10
07/15/2015	19727	UNITED STATES TREASURY- IRS	FORM 720- 38-6004725 QE 6-30-2015	\$ 28.00
07/15/2015	19728	USZTAN CONSTRUCTION	HISTORICAL BUILDING MAINTENANCE	\$ 250.00
07/15/2015	19729	WEX BANK	FUEL PURCHASES FOR POLICE CARS	\$ 1,189.07
07/15/2015	19730	ARROW UNIFORM RENTAL	MAT RENTAL AND JANITORIAL SUPPLIES	\$ 472.46
07/15/2015	19731	BCBS OF MICHIGAN	HEALTH CARE BENEFITS	\$ 26,867.64
07/15/2015	19732	BOSTON MUTUAL LIFE INS.	HEALTH CARE BENEFITS	\$ 155.00
07/15/2015	19733	CRANBROOK SWIM CLUB	B FINALS	\$ 816.00
07/15/2015	19734	FARMINGTON GLENN	8 & UNDER MINI MEET	\$ 140.00
07/15/2015	19735	GREAT AMERICA	TELEPHONE SERVICES	\$ 433.00
07/15/2015	19736	J & J AUTO TRUCK CENTER	POLICE CAR MAINTENANCE	\$ 17.00
07/15/2015	19737	JANI-KING OF MICHIGAN, INC	JANITORIAL CLEANING SERVICES	\$ 2,161.00
07/15/2015	19738	KEVIN LAUDERDALE	SPRING KARATE	\$ 396.00
07/15/2015	19739	MELANIE SEVALD	CARDIO STRENGTH FLEXIBILITY	\$ 896.00
07/15/2015	19740	NSSL	SWIM ATHON SPECIAL OLYMPICS	\$ 2,361.50
07/15/2015	19741	O.P. AQUATICS	POOL CHEMICALS AND SUPPLIES	\$ 466.70
07/15/2015	19742	REPLENISH YOGA	REPLENISH JUNE 9- JULY 14	\$ 269.00
07/15/2015	19743	SCOTT PIETRZAK	POSTAGE PERMIT REIMBURSEMENT	\$ 270.00
07/15/2015	19744	SOLTMAN HEATING & COOLING	POLICE BUILDING REPAIRS	\$ 324.00
07/15/2015	19745	TIA OF MICHIGAN	MEMBERSHIP RENEWAL	\$ 800.00
07/15/2015	19746	WEB MATTERS BY KRISTIE	WEBSTIE HOSTING FOR JULY 2015	\$ 24.95
07/15/2015	19747	WA3	2015-2016 MEMBERSHIP	\$ 1,250.00

Total for 7-15-15

\$ 481,662.81

**CITY OF PLEASANT RIDGE CHECK REGISTER**  
**ACCOUNTS PAYABLE**  
**JULY 28, 2015**

PG 4

Check Date	Check	Vendor Name	Description	Amount
07/28/2015	19748	ANDERSON, ECKSTEIN & WESTRICK	OXFORD RECONSTRUCTION PROJECT	\$ 8,919.11
07/28/2015	19749	BRILAR	DPW CONTRACTED SERVICES	\$ 41,215.33
07/28/2015	19750	CITY OF PLEASANT RIDGE	PETTY CASH REPLENISHMENT	\$ 549.63
07/28/2015	19751	DETROIT EDISON COMPANY	COMMUNITY STREET LIGHTING	\$ 3,871.42
07/28/2015	19752	HOME DEPOT CREDIT SERVICES	MAINTENANCE AND REPAIR - PARKS	\$ 26.16
07/28/2015	19753	KENNETH BORYCZ	INSPECTOR SERVICES	\$ 810.00
07/28/2015	19754	MISS DIG SYSTEM, INC	MISS DIG SYSTEM MEMBERSHIP	\$ 369.00
07/28/2015	19755	SUPERIOR PLAY LLC	COMMUNITY PROMOTION - BENCHES	\$ 181.00
07/28/2015	19756	PLANTE & MORAN PLLC	JUNE 2015 ACCOUNTING SERVICES	\$ 5,209.00
07/28/2015	19757	SOCRRA	REFUSE COLLECTION CONTRACT	\$ 230.64
07/28/2015	19758	ALBANA KOKA	HISTORICAL MUSEUM CLEANING	\$ 50.00
07/28/2015	19759	ARROW UNIFORM RENTAL	MAT RENTALS AND JANITORIAL SUPPLIES	\$ 478.14
07/28/2015	19760	BOSTON MUTUAL LIFE INS. CO	HEALTH CARE BENEFITS	\$ 170.50
07/28/2015	19761	CITY OF FERNDALE	AUGUST FIRE CONTRACT PAYMENT	\$ 21,381.72
07/28/2015	19762	CLINTON RVR WATERSHED COUNCIL	2015 MEMBERSHIP	\$ 250.00
07/28/2015	19763	FERNDAL PIZZA CO., INC.	SPECIAL RECREATION SUPPLIES	\$ 164.14
07/28/2015	19764	HUNT SIGN COMPANY, LTD	NAME A STREET SIGNS	\$ 112.00
07/28/2015	19765	ICMA RETIREMENT CORPORATION	ICMA ANNUAL MEMBERSHIP FEE	\$ 250.00
07/28/2015	19766	J & J AUTO TRUCK CENTER	POLICE CAR MAINTENANCE AND REPAIRS	\$ 544.21
07/28/2015	19767	LEGAL SHIELD	PRE PAID LEGAL SERVICES	\$ 25.90
07/28/2015	19768	LIGHTING SUPPLY COMPANY	BUILDING MAINTENANCE SUPPLIES	\$ 58.24
07/28/2015	19769	O.P. AQUATICS	POOL CHEMICALS AND SUPPLIES	\$ 873.74
07/28/2015	19770	OAKLAND COUNTY TREASURER	CLEMIS MEMBERSHIP FEE	\$ 2,017.25
07/28/2015	19771	PEWABIC POTTERY	100 YEAR PLAQUE DEPOSIT	\$ 650.00
07/28/2015	19772	SOLTMAN HEATING & COOLING	BUILDING MAINTENANCE AND REPAIRS	\$ 99.00
07/28/2015	19773	SEMREO	STREETLIGHT COALITION	\$ 400.00
07/28/2015	19774	SOCRRA	REFUSE COLLECTION CONTRACT	\$ 7,396.00
07/28/2015	19775	TOSHIBA BUSINESS SOLUTIONS	OFFICE SUPPLIES	\$ 99.98
07/28/2015	19776	TOSHIBA FINANCIAL SERVICES	COPIER LEASE	\$ 1,095.80

Total for 7-28-15

\$ 97,497.91



**CITY OF PLEASANT RIDGE CHECK REGISTER**  
**ACCOUNTS PAYABLE**  
**Electronic Payments & P-Card Transactions**

PG 5

Check Date	Check	Vendor Name	Description	Amount
07/20/2015	108	AMAZON.COM	CITY MANAGER SUPPLIES	\$ 220.86
07/20/2015	109	AT&T MOBILITY	WIRELESS SERVICES	\$ 47.52
07/20/2015	110	DTE ENERGY	CITY UTILITY SERVICES	\$ 4,080.40
07/20/2015	111	ERADICO SERVICES INC	EXTERMINATOR SERVICES	\$ 96.00
07/20/2015	112	INTERNATIONAL CODE COUNCIL	2015 MEMBERSHIP	\$ 125.00
07/20/2015	113	QUILL CORPORATION	OFFICE SUPPLIES	\$ 410.06
07/20/2015	114	WOW! BUSINESS	WIRELESS SERVICES	\$ 494.54
Total For Electronic Payments:				<u>\$ 5,474.38</u>



## City of Pleasant Ridge

Amy M. Drealan, City Clerk

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From: Amy M. Drealan, City Clerk  
To: Mayor and City Commission  
Date: August 11, 2015  
Re: PIRGIM/Fund for the Public Interest Request

The City received a request by one of the Directors of PIRGIM and the Funds for the Public Interest to solicit door-to-door from August 12 through August 21, 2015.

Canvassers for the organization will be working on a door-to-door campaign to protect the public health and stop the overuse of antibiotics.

PIRGIM and the Fund for the Public Interest are a registered 5013(c). As a courtesy to our residents, we place notice of these types of solicitation on our monthly City Commission agenda.

### [Requested Action](#)

Approval of the request by PIRGIM/Fund for the Public Interest to solicit door-to-door from August 12 through August 21, 2015.

Please feel free to contact me should you wish to discuss this matter further.



## City of Pleasant Ridge

Amy M. Drealan, City Clerk

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From: Amy M. Drealan, City Clerk  
To: Mayor and City Commission  
Date: August 11, 2015  
Re: Ferndale Area CROP Walk

The City received a request by the Ferndale Area CROP Walk to hold their annual CROP Walk for Hunger, on certain streets in Pleasant Ridge, on Sunday, September 27, 2015.

I have attached a map of the proposed route for this year's walk. The walk will again follow a route using portions of Ridge Road, Elm Park (west), Oakdale, Kenberton (west) and Maplefield.

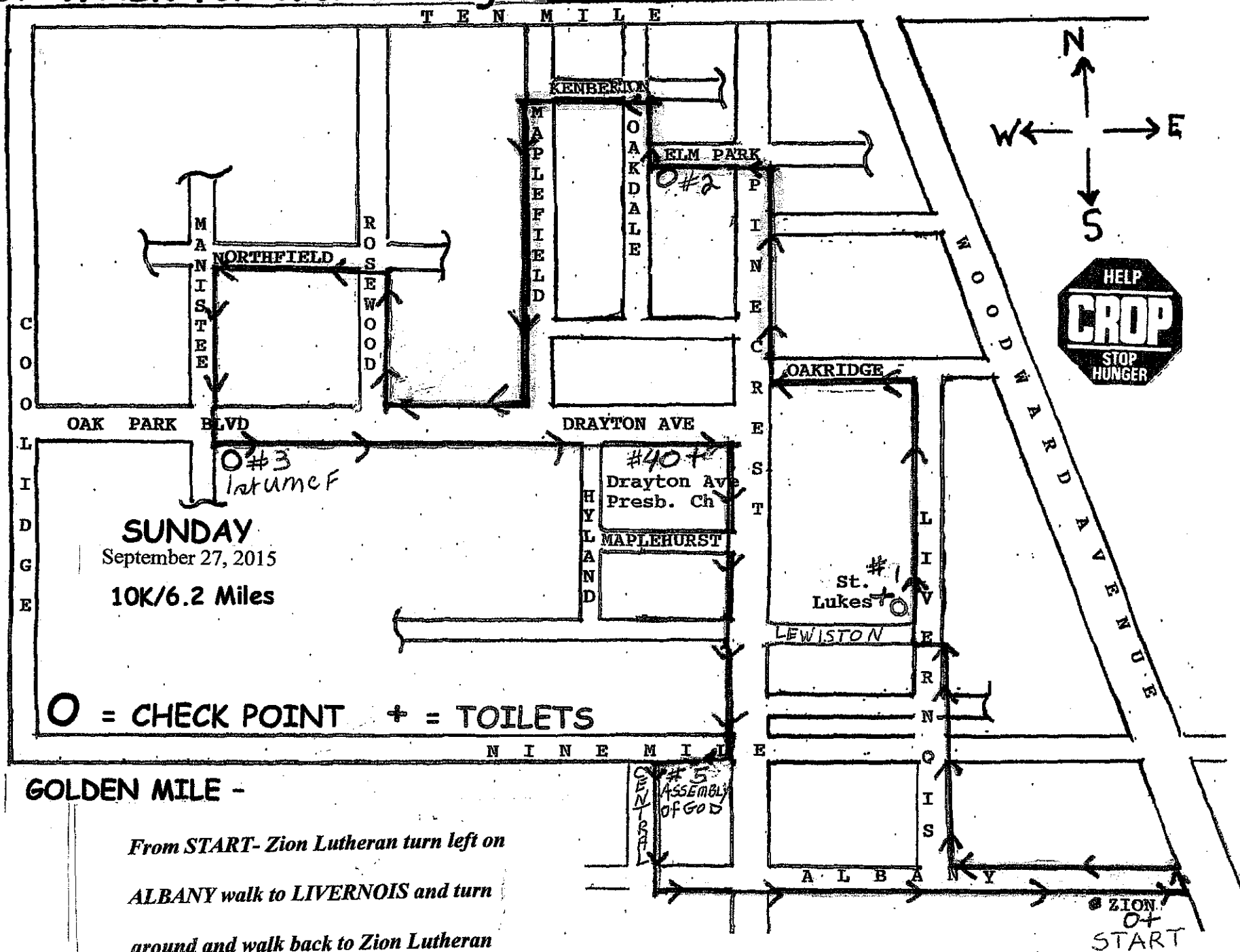
This is annual event and the organizers instruct the walkers on the route specifics. Participants will be asked to stand away from the curb and not block any intersections.

### [Requested Action](#)

Approval of the request by the Ferndale Area CROP Walk to hold their annual CROP Walk for Hunger on Sunday, September 27, 2015 from 2:00 pm to 6:00 pm.

Please feel free to contact me should you wish to discuss this matter further.

# CROP WALK for World Hunger





# City of Pleasant Ridge

Amy M. Drealan, City Clerk

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From: Amy M. Drealan, City Clerk  
 To: City Commission  
 Date: August 11, 2015  
 Re: Mae's/Whistle Stop Liquor License Transfer

## Overview

As you are aware, there is a pending application for a transfer of ownership of the existing Mae's liquor license to the new owners of the Whistle Stop restaurant. The first step in the City's approval process is to formally schedule a public hearing.

## Background Information

Jessica McCarthy, the former owner of Mae's, applied for and received one of the City's two quota liquor licenses in 2013. Mae's was quite a popular eatery for the several years the McCarthy's operated the restaurant. The owners of Whistle Stop, Valter Xhomaqi and David Crisovan, purchased the business (Mae's) in April 2015 and began renovations to the existing restaurant. They reopened and have enjoyed continued success at that location.

At this time, Mr. Xhomaqi and Mr. Crisovan are requesting a transfer of the liquor license formerly held by Jessica McCarthy/Mae's Restaurant Inc. They have submitted their application to the City as well as the MLCC. It is my understanding that the MLCC has received their application and it is under review at this time.

A copy of the proposed application and operating agreement for Whistle Stop is currently being reviewed by the City Attorney, Police Department and City Administration.

The City facilitated an informal meeting between Mr. Xhomaqi and Mr. Crisonvan with the nearby residents of Amherst to discuss any ongoing issues with the operation of the restaurant, and to identify solutions if issues exist. The meeting was held July 22<sup>nd</sup> and was attended by a few Amherst residents, Commissioner Krzysiak, Commissioner Perry, and two members of the City staff. There was a good dialogue between the owners and residents and some of the concerns, notably parking and trash, are being proactively addressed by the new owners of the restaurant.

## Requested Action

That a public hearing be scheduled at the September 8, 2015 Regular City Commission meeting. Once the public hearing is scheduled, a city-wide mailing will be done, as required by our Liquor Control Ordinance.

Please feel free to contact me should you wish to discuss this matter further.



## City of Pleasant Ridge

Amy M. Drealan, City Clerk

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From: Amy M. Drealan, City Clerk  
To: Mayor and City Commission  
Date: August 11, 2015  
Re: livingLab Gainsboro Park Update

livingLab will be attending the meeting to go over the Gainsboro Park Plan refined concept drawing with cost estimates. These will still be the "plans as they currently are." The City Commission will have the opportunity to comment on the plans at this stage

### [Requested Action](#)

None at this time.

Please feel free to contact me should you wish to discuss this matter further.



## City of Pleasant Ridge

James Breuckman, City Manager

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From: Jim Breuckman, City Manager  
To: City Commission  
Date: August 6, 2015  
Re: DTE Tree Trimming Resolution

### Overview

DTE will be conducting tree trimming operations on the west side of Woodward in the coming months. DTE's tree trimming methods are more expansive than they have been in the past due to Michigan Public Service Commission order U-17542.

### Background

The attached MPSC order is the genesis of the new tree clearing program that DTE has been working to implement this year. The program got off to a rocky start in Bloomfield Township and the "ground to sky" program name was eventually changed due to the notoriety that it had generated after a group of residents sued DTE over their clearing operations.

Since then DTE has been working to more sensitively implement the expanded tree clearing directive of the MPSC. However, implementing the MPSC's order requires DTE to work on trees that are located outside of their right-of-way easement.

The City recognizes that there must be a balance between preserving our tree canopy and providing reliable electrical service. However, our tree canopy plays a vital role for Pleasant Ridge. Being located in an urban environment where we have smaller lots and are proximate to major roadways such as I-696 and Woodward, trees provide real and notable economic and environmental benefits. They provide shading which reduces the urban heat island effect, reduces electricity usage by shading our houses, they help to clean the air of pollutants generated by the hundreds of thousands of cars that pass through our City on MDOT roads each day, and they increase our property values.

For the above reason, it is vital that DTE understand the important role that our tree canopy plays in our City. The attached resolution asks DTE to take due care in their operations and to provide clear and full information to the City and our residents about the location of DTE easements so that residents can make informed decisions about allowing DTE to trim or remove trees that are located outside of their easement.

### Requested Action

Approval of the attached resolution to DTE regarding tree trimming and removal operations in Pleasant Ridge.



# City of Pleasant Ridge

## **A Resolution Urging DTE Energy to Exercise Due Care and Restraint in Trimming and Removing Trees**

**WHEREAS**, the Pleasant Ridge City Commission is aware of recent order from the Michigan Public Service Commission (MPSC) to DTE Energy and Consumers Energy to address trees that are outside of the power companies' rights-of-way to reduce the number of outages caused by falling trees and branches near power lines. This program is to be incorporated into their normal vegetation management programs (MPSC order U-17542); and

**WHEREAS**, electric service in Pleasant Ridge is provided by DTE Energy; and

**WHEREAS**, experience in nearby communities has indicated that the implementation of this directive by DTE has resulted in drastic tree removal and a loss of numerous mature trees and vegetation due to clear-cutting methods; and

**WHEREAS**, the Pleasant Ridge City Commission recognizes the need for the community to have reliable electric service, but it also places a high value on our existing tree canopy which is vital in maintaining Pleasant Ridge's character and property values; and

**WHEREAS**, the Pleasant Ridge City Commission believes that while appropriate measures by DTE to reduce possible threats to reliable electrical service by removing trees and branches are warranted, such efforts should be done in coordination with the City and our property owners to prevent the unnecessary loss of existing tree canopy; and

**WHEREAS**, it is a concern that the substantial removal of trees and other vegetation results in branches, stumps, and other related debris being left on properties is a hardship for Pleasant Ridge residents to clean up on their own with and results in a blighted appearance; and

**WHEREAS**, the Pleasant Ridge City Commission desires to communicate its concerns related to the proposed DTE tree trimming and removal and offer recommendations to DTE Energy and request that they use the least impactful methods possible in carrying out their vegetation management.

**NOW THEREFORE, BE IT RESOLVED**, the Pleasant Ridge City Commission urges DTE Energy to incorporate the following practices in their execution of vegetation management programs within Pleasant Ridge:

1. While falling trees and branches has contributed to loss of electrical services primarily during storms, a clear-cutting approach is unreasonable and goes well beyond what is necessary to achieve the stated concerns and beyond what the MPSC has directed.



2. Any tree removal or trimming techniques should err on the side of minimizing the removal of any trees, shrubs, or groundcover under lines that do not threaten power lines or have the characteristics that would allow them to grow and interfere with the overhead lines.
3. DTE Energy shall continue to adhere to the established professional tree trimming standards.
4. DTE Energy shall contact the City of Pleasant Ridge not less than 15 days before work is planned to begin and review the proposed trimming and/or removal schedules in order to determine an appropriate arrangement for each respective site.
5. DTE Energy shall provide the City and each property owner where tree work is proposed with a clear depiction of the boundary of DTE's right-of-way easement so that the property owner will be informed of which trees on their property are located within or outside of the right-of-way.
6. DTE Energy shall make arrangement for the replacement of trees and other vegetation that they must remove from public property.
7. DTE Energy must secure the appropriate approvals and/or authorizations by the property owner for work to be done on private property outside of any right-of-way easement, and will not remove any tree or trim any portion of a tree that is located outside of the right-of-way.
8. DTE Energy will remove all limbs, branches, debris, and grind or remove the stumps of any trees that are removed unless the property owner indicates otherwise.
9. DTE Energy will not trim or prune Oak trees before November 15 or after March 15 to protect Oaks from the threat of Oak Wilt disease.

*I, Amy M. Drealan, do hereby attest that the foregoing is a true and accurate copy of a Resolution unanimously adopted by the Pleasant Ridge City Commission at its meeting held Tuesday, August 11, 2015 .*

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Amy M. Drealan, City Clerk

STATE OF MICHIGAN  
BEFORE THE MICHIGAN PUBLIC SERVICE COMMISSION

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In the matter, on the Commission's own motion,	)	
to investigate the responses of <b>CONSUMERS</b>	)	
<b>ENERGY COMPANY</b> and <b>DTE ELECTRIC</b>	)	Case No. U-17542
<b>COMPANY</b> to recent storm damage in their service	)	
territories.	)	
_____	)	

At the December 4, 2014 meeting of the Michigan Public Service Commission in Lansing,  
Michigan.

PRESENT: Hon. John D. Quackenbush, Chairman  
Hon. Greg R. White, Commissioner  
Hon. Sally A. Talberg, Commissioner

**ORDER**

On December 21 and 22, 2013, a severe ice storm crossed the midsection of Michigan's Lower Peninsula. As a result, an estimated 600,000 customers of Consumers Energy Company (Consumers) and DTE Electric Company (DTE Electric) lost electric power to their homes and businesses for varying lengths of time. In addition to the extended outages and an unprecedented number of downed lines, some customers found it difficult to report outages.

On January 8, 2014, the Commission, on its own motion, ordered an investigation into both utilities' responses to the outages (January 8 order). The Commission identified six criteria to be considered in the investigation: (1) how the ice storm affected the utilities' distribution systems; (2) how the utilities responded before and during the storm (including information on the number and deployment of utility line crews, Michigan-based contractors, and mutual assistance crews

from other states, as well as information on forestry crews); (3) whether any changes could be implemented to reduce the potential for future power outages of the same magnitude; (4) whether there was evidence of a failure on the part of either utility to properly maintain its distribution system that could have contributed to the outages experienced during these storms; (5) whether the utilities were properly prepared to receive and respond to customer calls to report outages, any problems experienced on the reporting system during the storm, and whether accurate information was relayed to customers; and (6) whether the utilities sufficiently addressed all public safety concerns associated with downed power lines in a timely manner. In response to the January 8 order, the Commission received reports from the Commission Staff (Staff) and both companies. The Commission also provided a public comment period.

On May 2, 2014, the Commission issued an order addressing the reports and comments (May 2 order). The Commission generally found the Staff's and the utilities' assessments and proposed recommendations to be appropriate. The Commission stated:

The Commission finds that the utilities' planned distribution investments to replace both low voltage and high voltage distribution system equipment are a step in the right direction to reduce the potential for future power outages of this magnitude. The Commission also supports each utility's continued deployment of its AMI [advanced metering infrastructure] and smart meters. The Commission likewise agrees with the utilities' plans to continue relying on and improving their system automation schemes, including, but not limited to SCADA [supervisory control and data acquisition] and DSCADA [distribution SCADA] projects. The Commission agrees with each utility's plan to implement 2012 design standards from the National Electric Safety Code. The Commission also encourages each utility to continue with vegetation management improvements, and other planned distribution investments identified in their respective filed reports. The Commission agrees with the Staff's recommendation that the companies attempt to accelerate investments on projects that minimize outage frequency and duration, such as distribution automation. These investments, combined with improved vegetation management and other operational practices, are essential to reduce not only the frequency of outages, but also to limit the duration of outages.

The Commission recognizes that one major cause of the outages that occurred was fallen trees or tree limbs laden with ice that affected the distribution system. For this reason, the Commission agrees with and adopts the recommendations the Staff proposed in its report regarding an expansion of vegetation management pilot programs to address trees located

outside of utility easements. The Commission likewise agrees with and adopts the Staff's recommendation that both companies should spend at least the dollars approved for vegetation management programs through the rate case process. The Commission approves of the Staff's proposal to work with both utilities and local governments to put in place local ordinances or legislation addressing the hazardous tree removal process and encourages the adoption of future laws, tariffs, or riders that permit utilities to address undergrounding and tree trimming outside of planned maintenance schedules. Finally, the Commission encourages increased communication with customers about the dangers of hazardous trees and the importance of tree removal.

Regarding the utilities' response to customer calls reporting outages, the Commission finds that while the utilities achieved conformance with the service quality and reliability standards for answer time and call blockage rate for 2013 overall, the answer times and call blockage rates fell significantly short of meeting the standards for at least some duration during the storm. The Commission agrees with the Staff that Consumers should report its improvements in their telecom capacity to handle increased call volumes like those experienced during this storm. Specifically, the Commission requests that the utility identify those issues within their telecommunication system that led to a 60% call blockage factor, and identify its efforts to work with its telecom carrier to avoid such a high call blockage factor in the future. Toward that end, Consumers shall file a report with the Commission by August 15, 2014, providing the information requested and its ongoing progress improvements in this area.

Regarding the service quality customer billing credit of \$25.00, the Commission directs the Staff to investigate the feasibility of making the outage credit automatic and include any recommendations regarding the outage credit in a report to the Commission on October 1, 2014. In addition, the Commission recommends that the Staff work collaboratively with both utilities and other interested persons to define performance incentives and underperformance penalties that are triggered by the number and duration of interruptions to residential customer service both during a single year and for consecutive year outages.

May 2 order, pp. 24-26 (note omitted). The Commission ordered Consumers and DTE Electric to work collaboratively with the Staff to implement the adopted recommendations. On August 15, 2014, Consumers filed the required report, and on October 1, 2014, the Staff filed its final report. The Staff's final report focuses on six areas for improvement, which will be addressed by this order: (1) reliability, (2) vegetation management, (3) wire down response, (4) outage credits, (5) estimated time of restoration (ETR), and (6) communication with customers.

### Reliability Improvements

As discussed in the May 2 order, Consumers is deploying numerous reliability process improvements. Consumers has committed to accelerating the deployment of its smart meters to conclude in 2017, two years ahead of the original schedule. The utility is updating its outage management system to process the information that will be provided more quickly by smart meter technology. Consumers is also working with an electric industry consulting firm to analyze its reliability data, and will continue to do so.

DTE Electric has committed to full deployment of its AMI system by 2015. It has also put into place a new reliability improvement program called Efficient Frontier. DTE Electric has revamped its red dot program to lower the threshold of frequent outages from five outages per year to four outages per year. The utility is also making other circuit design improvements.

With regard to reliability improvements, the Staff states, and the Commission agrees, that Consumers and DTE Electric should continue to follow their infrastructure plans for the installation of smart meters, for the integration of the AMI system into their outage management systems, and for the installation of distribution automation as quickly as is feasible.

### Vegetation Management

Both DTE Electric and Consumers state that the primary cause of damage and outages on their systems is contact from trees and other vegetation with utility infrastructure. Consumers has committed to spending \$46 million in vegetation management in 2014, but this amount is well below the \$53 million which the utility requested for vegetation management in its last electric rate case, Case No. U-17087. In particular, trees which lie outside of Consumers' right-of-way (ROW) are a significant cause of damage during storm events, largely because these hazardous trees cannot be addressed through regular vegetation management practices. Consumers estimates

that 40% of the total tree-related outages during the ice storm were caused by trees outside of the ROW, and that 25% of tree-related outages were caused by ash trees alone. Consumers currently has a pilot program that identifies and removes hazardous trees up to 20 feet outside of the ROW, however this program applies only to three phase lines. Working with a forestry consultant, Consumers is investigating the cost and benefit of expanding this program to the entire distribution system.

DTE Electric reports that approximately 75% of the damage to its distribution system was caused by trees. DTE Electric is currently spending all of its allocated funding on vegetation management. This utility also has a pilot program which involves removing trees outside of the ROW in areas of poor reliability, or during system upgrades, however this pilot targets only trees which pose an imminent threat, and requires obtaining the consent of the owner prior to removal.

Based on the Staff's recommendation, the Commission directs Consumers and DTE Electric to use the results of their pilot programs to develop a hazardous tree removal program in 2015, addressing trees that are outside of the ROW. Their programs should be considered for incorporation into their normal vegetation management programs, if successful. Cost recovery will be considered in future electric rate cases.

#### Outage Credits

Three rules in the Commission's Service Quality and Reliability Standards for Electric Distribution Systems, R 460.744-460.746, provide for credits to be applied to a customer's bill under certain outage conditions. These outage conditions include (1) failure by the utility to restore service to a customer within the 120 hours after an interruption that occurs during the course of catastrophic conditions (outages that effect 10% or more of the utility's customers), (2) failure by the utility to restore service to a customer within 16 hours after an interruption that

occurs during normal conditions, and (3) experiencing more than seven interruptions in a 12 month period on the same circuit. The rules require the customer to be aware of the existence of the credits and of the conditions for obtaining the credits (*e.g.*, normal versus catastrophic), and to apply for the credits. The available credit is usually \$25. The Staff indicates that the outage credit rules appear to be grossly underutilized. The Staff has expressed concern that the rules fail to incentivize the utilities to address poor performing circuits. In the May 2 order, the Commission directed the Staff to investigate the feasibility of making customer outage credits automatic and to include any further recommendations in the October 1 report. As a result, the Staff, on July 10, 2014, sent out a request for comments to all of Michigan's electric utilities regarding outage credits and performance incentives and penalties.

Having reviewed the responses, the Staff concludes that moving to an automated outage credit does not appear to be feasible at this time due to the investments in infrastructure that would be necessary to achieve that functionality. The Staff notes that AMI technology alone will not provide the necessary data to process an automated outage credit. Thus, the Staff recommends that the current outage credit rules remain unchanged at this time. However, the Staff recommends that the utilities take steps to make the outage credits better understood by customers, including moving outage credit information to the front page of their websites after major storms, and providing an application for the credit and an explanation of the filing process once a year to all customers.

Further, the Staff does not recommend the development of any new performance incentives or penalties at this time, but it does recommend that the Commission direct the utilities to increase the distribution and reliability performance reporting required in Case No. U-16065 (DTE Electric), Case No. U-16066 (Consumers), and in Case No. U-12270 (the docket for receiving

annual reports on electric system performance). These are ongoing dockets in which the utilities file annual reports no later than April 2 of each year. These reports currently focus only on the reliability indices known as system average interruption frequency index (SAIFI), customer average interruption duration index (CAIDI), and system average interruption duration index (SAIDI). The Staff notes that these metrics represent only average performance on the system, thus creating the possibility that pockets of poor performance are not revealed. To remedy this, the Staff recommends several forms of increased reliability reporting, and the Commission finds that each one is reasonable and will provide important additional information to the Commission each year. The Commission directs Consumers and DTE Electric to provide the following additional information in each of the relevant dockets listed above no later than April 2 of each year:

- (1) a list of their 10 worst performing circuits for the prior year in terms of both SAIDI and SAIFI;
- (2) for each of the 10 worst performing circuits, the utility shall provide the following information: (a) SAIDI and SAIFI excluding major events for the year, (b) circuit name, number and location, (c) length of circuit (miles), (d) number of customers served, (e) substation name, (f) last circuit trim, (g) list of outages and causes, and (h) corrective action plan to improve performance;
- (3) number of customers experiencing multiple interruptions (CEMI) reporting for indices  $CEMI_0$  through  $CEMI_{10+}$ ; and
- (4) number of customers experiencing long interruption durations (CELID) reporting for indices  $CELID_{60hrs}$  and  $CELID_{8hrs}$  (excluding catastrophic events).

Finally, the Commission directs Consumers and DTE Electric to provide a service quality and reliability credit application to be prominently displayed and continually available on the company's website for electronic submission.

The Commission appreciates, and agrees with, the Staff's suggestion to not pursue performance incentives or penalties at this time as part of this storm investigation. The



Commission, however, remains open to this general concept of performance-based regulation and finds that the development and implementation of such a system of regulation would require a more holistic and in-depth analysis of issues and broader stakeholder input.

#### Wire Down Relief Plan and Wire Guard Safety

Consumers indicates that it currently has approximately 1,650 employees trained to guard downed power lines, and plans to train an additional 850 field personnel, with a goal of maintaining 2,500 trained field wire down employees. The Staff recommends that Consumers maintain this pool of 2,500 trained workers, and continue to retrain workers as needed.

DTE Electric states that it currently has 2,362 trained wire down personnel. The Staff recommends that this number be increased to 2,500, and that retraining continue as needed. The Commission agrees with the Staff's recommendations and encourages the utilities to meet the goal of 2,500 trained personnel.

#### ETR

The Staff acknowledges Consumers' work in developing its online outage map, which provided detailed outage information during the ice storm. The Staff expects that Consumers will continue to redefine incident levels as new technology is deployed.

The Staff recommends, and the Commission agrees, that DTE Electric should refine its restoration estimate method and develop more proactive ways to communicate with its customers regarding restoration estimates.

#### Customer Communications

In the May 2 order, the Commission directed Consumers to identify the issues within its system that led to a 60% call blockage factor. The utility identified the fact that additional trunk

lines would have been required in order to prevent any blocked calls. Consumers indicates that it recently completed the addition of eight T1 lines, thus increasing its trunk capacity by 15%.

Consumers also anticipates substantial hardware and software phone system updates in 2015. The Staff notes that it is satisfied with the utility's identification of the issues with its telecommunications system, with the increased phone system capacity, and with the other future improvements anticipated in 2015.

The Commission finds that Consumers has appropriately balanced the need for some additional telecommunications capacity, and the risk of another catastrophic storm in the near term, with the fact that the AMI system, and other smart grid components that the company is in the process of implementing, are expected to significantly reduce the need for customers to call in outages over time. This is not to say, however, that Consumers should not adequately monitor its telecommunications systems and ensure continuous sufficient telecommunications capacity.

THEREFORE, IT IS ORDERED that:

A. Consumers Energy Company and DTE Electric Company shall carry out the increased reporting requirements adopted herein, and shall file the required information no later than April 2 of each year.

B. Consumers Energy Company and DTE Electric Company shall develop a hazardous tree removal program in 2015, addressing trees that are outside of the right-of-way. This program shall be incorporated into their normal vegetation management programs, and shall be included in any future electric rate case application.

C. Consumers Energy Company and DTE Electric Company shall display outage credit information on the front page of their websites after major storms, and shall provide an application

for the credit and an explanation of the filing process once a year to all customers in February of each year beginning in 2015.

The Commission reserves jurisdiction and may issue further orders as necessary.

Any party desiring to appeal this order must do so in the appropriate court within 30 days after issuance and notice of this order, under MCL 462.26.

MICHIGAN PUBLIC SERVICE COMMISSION

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John D. Quackenbush, Chairman

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Greg R. White, Commissioner

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Sally A. Talberg, Commissioner

By its action of December 4, 2014.

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Mary Jo Kunkle, Executive Secretary



# City of Pleasant Ridge

James Breuckman, City Manager

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From: Jim Breuckman, City Manager  
To: City Commission  
Date: August 11, 2015  
Re: Resolution regarding expansion of the Elliot-Larsen Civil Rights Act

## Overview

Commissioner Krzysiak requested this item be placed on the agenda for City Commission consideration this evening.



## City of Pleasant Ridge

### **Resolution Calling on the Michigan Legislature to Ban Discrimination Based on Sexual Orientation and Gender Identity**

**Whereas;** Michigan's Elliott-Larsen Civil Rights Act, Public Act 453 of 1976, prohibits discrimination in employment, housing, public accommodations, public services and educational facilities based on religion, race, color, national origin, age, sex, height, weight, familial status, or marital status;

**Whereas;** Representative Jim Dressel (R-Holland) first introduced legislation in 1983 to extend the protection of the Elliott-Larsen Civil Rights to the lesbian, gay, bisexual, and transgender (LGBT) community;

**Whereas;** thirty-one years later neither state nor federal law prohibit discrimination based on sexual orientation and gender identity. As a result, it remains legal to fire someone solely for being gay or transgender, to deny someone housing based solely on their sexual orientation, and to refuse to serve someone based only on their gender identity;

**Whereas;** Michigan's own Department of Civil Rights has concluded that discrimination based on sexual orientation and gender identity in Michigan "exists and is significant" and "has direct negative economic effects on Michigan" and has recommended that the Michigan Legislature expand the Elliott-Larsen Civil Rights Act to include both sexual orientation and gender identity;

**Whereas;** as of May 2015 Thirty-five Michigan cities have passed local civil rights ordinances banning discrimination based on both sexual orientation and gender identity, including the City of Pleasant Ridge in 2013;

**Whereas;** eighteen states and the District of Columbia have already adopted legislation prohibiting discrimination based on sexual orientation and gender identity; and

**Whereas;** all hardworking people in our state, including those who are gay and transgender, should have the opportunity to earn a living and provide for themselves and their families. No one should have to live in fear that they could be legally fired for reasons that have nothing to do with their job performance;

**NOW, THEREFORE, BE IT RESOLVED,** that the City of Pleasant Ridge hereby calls upon the Michigan Legislature to enact legislation to amend the Elliott-Larsen Civil Rights Act to ban discrimination based on both sexual orientation and gender identity without further delay;

**BE IT FURTHER RESOLVED,** that the City of Pleasant Ridge calls upon the Michigan Legislature to resist attempts to add provisions to the Elliott-Larsen Civil Rights Act that would allow employers and businesses to use religion to discriminate against LGBT Michiganders.

Compliance with generally applicable civil rights statutes historically has not been and cannot be a matter of personal preference; and

**BE IT FURTHER RESOLVED**, that copies of this resolution shall be transmitted to the Governor, the Michigan Attorney General, the Majority Leader of the Michigan Senate, the Speaker of the Michigan House of Representatives, the Senate Minority Leader, State Senator Vincent Gregory, the House Minority Leader, and State Representative Robert Wittenberg.

*I, Amy M. Drealan, do hereby attest that the foregoing  
is a true and accurate copy of a Resolution unanimously  
adopted by the Pleasant Ridge City Commission at its meeting  
held Tuesday, August 11<sup>th</sup>, 2015 .*

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Amy M. Drealan, City Clerk