

**CITY OF BERKLEY PUBLIC NOTICE
SPECIAL CITY COUNCIL MEETING
Wednesday, May 10, 2023
6:00 P.M. – City Hall
248-658-3300**

**CALL 39th COUNCIL TO ORDER
APPROVAL OF AGENDA
MAYOR-LED MOMENT OF REFLECTION
PLEDGE OF ALLEGIANCE
PUBLIC COMMENT
ORDER OF BUSINESS**

Consent Agenda

1. **APPROVAL OF THE MINUTES**: Matter of approving the minutes of the 39th City Council Special Joint Work Session on Wednesday, April 10, 2023.
2. **MOTION NO. M-28-23**: Matter of approving the 2023 Summer Maintenance Agreement between the Road Commission for Oakland County and the City of Berkley. The City will be reimbursed a total of \$1,680 which will be paid in two installments, \$1,092 due in September 2023 and \$588 due upon completion of last maintenance activity.
3. **RESOLUTION NO. R-10-23**: Matter of approving a Resolution of the Council of the City of Berkley, Michigan authorizing the West Nile Virus Expense Reimbursement Request.
4. **PROCLAMATION NO. P-14-23**: Matter of proclaiming May 14, 2023 as Apraxia Awareness Day.

Regular Agenda

1. **MOTION NO. M-29-23**: Matter of awarding the contract for the Wiltshire Road water main and road reconstruction project to the lowest qualified bidder, Springline Excavating, in an amount of \$3,199,532.66. In addition, allocate an additional 10 percent construction contingency (\$319,953.27) and a not-to-exceed Construction Engineering amount of \$284,860.90.
2. **MOTION NO. M-30-23**: Matter of authorizing a contract with Hartwell Cement Company, 21650 Fern St. Oak Park, MI 48237, at a cost not to exceed \$495,613.80. Funds for this expenditure will come from account 614-950-974-000 (\$241,385.70), 202-464-975-100 (\$204,228.10), and account 592-537-974-000 (\$50,000 rain garden). Also, to award engineering fees of \$17,203.73 from account 202-464-821-010 and \$23,660.81 from account 614-950-821-000.
3. **MOTION NO. M-31-23**: Matter of approving the purchase of a 2023 Ford Transit Cargo Van for \$53,869.00 from Lunghammer Ford utilizing the Macomb County and MITN Cooperative Bids.
4. **ORDINANCE NO. O-08-23**: Matter of considering the First Reading of an Ordinance of the City Council of the City of Berkley, Michigan to add Section 138-199 and amend Section 138-32, Section 138-387, Section 138-388, Section 138-427, Section 138-428, Section 138-442, Section 138-443, Section 138-457 and Section 138-458 of Chapter 138 - Zoning to allow outdoor service areas as a principal permitted use and allow rooftop outdoor eating areas for restaurants and other food serving establishments as a special use.
5. **CLOSED SESSION**: Matter of considering convening in closed session at the conclusion of the special meeting to discuss a confidential attorney/client privileged communication.

ADJOURN

Note: The City of Berkley will provide necessary reasonable auxiliary aids and services, such as signers for the hearing impaired and audio tapes of printed materials being considered at the meeting, to individuals with disabilities at the meeting upon four working days' notice to the City. Individuals with disabilities requiring auxiliary aids or services should contact the City by writing or calling: Victoria Mitchell, ADA Contact, Berkley City Hall, 3338 Coolidge Highway, Berkley, MI 48072 (1-248-658-3310).

Note: Official minutes of City Council Meetings and supporting documents for Council packets are available for public review in the City Clerk's Office during normal working hours. Anyone wishing to submit correspondence for the meeting may send an email to clerk@berkleymich.net or call 248-658-3310 by 5 p.m. on the day of the meeting.