

CITY OF BERKLEY PUBLIC NOTICE
REGULAR CITY COUNCIL MEETING
Monday, August 12, 2024
7:00 P.M. – City Hall
248-658-3300

CALL 40th 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 40th Regular City Council meeting on Monday, July 22, 2024; Joint City Council meeting on Tuesday, July 9, 2024; and City Council Work Session on Monday, July 22, 2024.
2. **WARRANT:** Matter of [approving Warrant No.1401](#).
3. **RESOLUTION NO. R-19-24:** Matter of [approving participation](#) in the “Tie Michigan Teal” campaign to promote awareness of ovarian cancer and its symptoms.
4. **MOTION NO. M-67-24:** Matter of [Considering Participation](#) in the National Opioid Settlement and Authorize the Interim City Manager to Sign Participation Agreements on the City's Behalf.
5. **PROCLAMATION NO. P-14-24:** Matter of [proclaiming September 2024](#) as National Suicide Prevention Month.
6. **PROCLAMATION NO. P-15-24:** Matter of [proclaiming September 2024](#) as National Recovery Month.
7. **PROCLAMATION NO. P-16-24:** Matter of [proclaiming September 2024](#) as Childhood Cancer Awareness Month.
8. **PROCLAMATION NO. P-17-24:** Matter of [proclaiming September 2024](#) as National Preparedness Month.
9. **PROCLAMATION NO. P-18-24:** Matter of [recognizing Mark Coon](#) for his years of CruiseFest service.

Regular Agenda

1. **RECOGNITIONS/PRESENTATIONS:** Matter of receiving any recognitions or presentations from the Consent Agenda.
2. **PRESENTATION:** Matter of receiving a presentation from Communications Director Caitlin Flora regarding the City's new website.
3. **RESOLUTION NO. R-20-24:** Matter of [designating Saturday, December 7, 2024](#) for the Annual Holiday Parade and Tree Lighting Ceremony in Berkley. The approval is conditional upon the submission of required items and documents prior to event dates.
4. **MOTION NO. M-68-24:** Matter of [adopting the City of Berkley Annual Overnight Parking Policy](#).
5. **CLOSED SESSION:** Matter of considering convening in closed session at the conclusion of the regular meeting to consider material exempt from discussion or disclosure by state or federal statute in accordance with the Open Meetings Act, MCL 15.268(h).

COMMUNICATIONS

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.

THE REGULAR MEETING OF THE FORTIETH COUNCIL OF THE CITY OF BERKLEY, MICHIGAN WAS CALLED TO ORDER AT 7:00PM ON MONDAY, JULY 22, 2024 IN COUNCIL CHAMBERS BY MAYOR DEAN

PRESENT: Councilmember Steve Baker
Mayor Pro Tem Ross Gavin
Councilmember Gregory Patterson
Mayor Bridget Dean
Councilmember Clarence Black
Councilmember Dennis Hennen
Councilmember Jessica Vilani

OTHER STAFF PRESENT:

Interim City Manager Nate Geinzer
City Attorney Dan Christ
City Clerk Victoria Mitchell
Department of Public Works Director Shawn Young
Community Development Director Kristen Kapelanski
Public Safety Director Matt Koehn
Facilities Manager Alex Brown

APPROVAL OF AGENDA

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

MAYOR-LED MOMENT OF REFLECTION

PLEDGE OF ALLEGIANCE

PUBLIC COMMENT

Sandra Porter, Berkley, spoke regarding the City's short-term rental ordinance.

Joel Ulferts, Berkley, spoke regarding the changes to on-street parking permits.

Steve Tomkowiak, Oak Park, Fair Housing Center of Metropolitan Detroit, spoke in opposition to M-64-24.

Jerry Naumann, Berkley, spoke in opposition to the proposed on-street parking permit changes.

Michael Turner, Berkley, thanked Officer Palmer for his help with an adolescent hawk that was stuck in the fence. He thanked Palmer for his devotion to our city.

Lisa Pereira, Berkley, asked questions regarding the proposed changes to the on-street parking permit process.

Consent Agenda

Councilmember Hennen moved to approve the following Consent Agenda, seconded by Mayor Pro Tem Gavin:

APPROVAL OF THE MINUTES: Matter of approving the minutes of the 40th Regular City Council meeting on Monday, June 17, 2024.

WARRANT: Matter of approving Warrant No.1400.

MOTION NO. M-62-24: Matter of approving the Flagstar Government Banking Public Unit Resolution and Master Signature Authorization Agreement changing the authorized signers on the bank account to the clerk, treasurer, and finance director.

MOTION NO. M-63-24: Matter of approving a proposal from Hubbel, Roth, and Clark for fiscal year 2024-2025 GIS Support Services in the not-to-exceed amount of \$28,000. Funding for this proposal would primarily come from accounts 592-536-821-000 (Water-Engineering) and 443-901-821-000 (Road Project-Engineering) but other accounts may be utilized based on actual usage.

MOTION NO. M-64-24: Matter of approving a Planned Unit Development Agreement for a multiple-family development on the east side of Coolidge Highway, south of Cambridge Road and north and south of Columbia Road. The applicant, Designhaus Architecture on behalf of WJ Ventures LLC, 2465 Columbia, 2468 Columbia and 2476 Columbia and 2475 Cambridge, is requesting the approval.

MOTION NO. M-65-24: Matter of receiving and filing an Advisory Opinion in response to alleged ethics violation under Section 2-40 of the City of Berkley Code of Ordinances.

MOTION NO. M-66-24: Matter of approving the appointment to boards and commissions.

Ayes: Gavin, Hennen, Patterson, Vilani, Baker, Black and Dean

Nays: None

Motion Approved.

Regular Agenda

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

PRESENTATION: Matter of receiving a presentation on the Revolving Energy Fund and sustainability efforts.

Facilities Manager Alex Brown presented regarding the Revolving Energy Fund and sustainability efforts. He defined the revolving energy fund and presented a graphic showing what will happen when this initiative is off the ground. He explained how it will work including funding, reinvestment, and energy savings. He explained the City's energy efficiency accomplishments to date: 1) installed 3 EV charging stations, with 6 total charging ports; 2) Converted the remaining facility lights and baseball fields to LED; 3) Updated wiring between City Hall and Public Safety, including installing submeter to accurately track usage; 4) HVAC improvement: new systems will be installed at Public Safety and the Library; 5) Achieved Gold Status in the Michigan Green Communities challenge for the last 3 years.

ORDINANCE NO. O-07-24: Matter of considering the Second Reading and Adoption of an ordinance to amend Section 106-36 Damage and Obstruction Prohibited Generally, Section 122-92 Established Use of Off-Street Parking Spaces, and Section 122-94 Parking in Residential Districts Between Certain Hours and add Section 122-96 Presumption from Ownership, Section 122-97 Vehicle Abandonment, and Section 122-98 On-Street Parking Prohibitions of the City of Berkley Code of Ordinances to update the policies and procedures for on-street parking and parking in municipal lots.

Councilmember Hennen moved to approve Ordinance No. O-07-24

Seconded by Councilmember Black

Ayes: Hennen, Vilani, Baker, Black, Gavin and Dean
Nays: Patterson
Ordinance No. O-07-24 Approved.

Lisa Pereira, Berkley, asked questions regarding signage.

Thomas Stathopoulos, Berkley, spoke in opposition to O-07-24.

CLOSED SESSION: Matter of considering convening in closed session at the conclusion of the regular meeting to consider material exempt from discussion or disclosure by state or federal statute in accordance with the Open Meetings Act, MCL 15.268(h).

Councilmember Patterson moved to convene in Closed Session at the conclusion of the regular meeting.

Seconded by Councilmember Hennen.

Ayes: Patterson, Vilani, Baker, Black, Gavin, Hennen and Dean

Nays: None

COMMUNICATIONS

COUNCILMEMBER VILANI

- Environmental Advisory Committee will have no July meeting; they will next meet on August 15th on the second-floor of the Public Safety building.
- For the Berkley Area Chamber of Commerce, thank you to all of the participants and volunteers for Street Art Fest. She said it was a super fun event; her dog really enjoyed the Yappy Hour addition there. It's great to see all the creativity of our residents; a lot of hard work went into planning, including our own Department of Public Works and Public Safety Department who worked hard to make it a safe and fun event for everybody. CruiseFest is coming up soon; there are still T-shirt sponsorship opportunities available. If you're interested head to the Berkley Chamber website. She congratulated all the Berkley Has Heart contest winners; there will be another photography contest coming up this Fall in conjunction with the Bookley! events. She highlighted some beauty in our community: the Berkley Has Heart book is available for \$5. The book is the work of many of our residents and Chamber members; it includes listings of how to get to the murals in town. It makes a great gift for those that live nearby; all proceeds go to support the schools. Buy the books at Chamber events or reach out to her at vilani@berkleymich.net.

MAYOR PRO TEM GAVIN

- Parks & Recreation Advisory Board's next meeting will be on August 8th at 7pm at the Community Center.
- The next Library Board meeting will be on August 21st at 7pm at the Library.

COUNCILMEMBER BAKER

- The Downtown Development Authority met July 10th. Congrats to Ullman's who received a \$10,000 small business grant from American Express. Visit downtownberkley.com for more.
- The Historical Committee met on July 9th; they debriefed on their engagement and participation with residents at Art Bash and the Pride Block Party. Please come to the Museum, they're open from 2-4pm on Sundays and 10am-1pm on Wednesdays. You can learn more at berkleyhistory.com.
- Matthew McConaughey once said, "The person who invented the hamburger was smart; the person that invented the cheeseburger was a genius". For all of you who celebrate, happy hamburger week! Please hug somebody you love.

COUNCILMEMBER HENNEN

- Tree Board is on summer break but has a vacancy for a student position.
- The Zoning Board of Appeals heard five cases in July: they approved three variances for additions to homes and approved two new downtown murals. Their next meeting is Tuesday, August 13th at 7 pm with two cases for dimensional variances; they also have two vacancies for alternate positions.

COUNCILMEMBER BLACK

- The Committee for Technology and Engagement had their first official meeting; he thanked Director Flora and Chief Innovation Officer Stan Lisica for their attendance. Their next meeting is tentatively set for September 11th. He said it's a great group and they're very excited. He gave a shout out to Karina Campbell and the Berkley Burn on their phenomenal softball tournament; the tournament took place all across the city, what was great about it was it brought people in from other towns. He said it got him thinking that along with Moms' and Dads' Clubs, the Cubs, the Burn, etc. that these are really cool events in our community that bring people here and gives us a chance to showcase. He said he lives 30 feet from the splash pad and it was fun to see the teams take a dip in the splash pad. He said he was out throwing with his daughter and he decided that since they live so close and it was hot he would take advantage of the splash pad for once. He said all Berkley residents should go to the splash pad and not be ashamed or surprised if they see him there.

COUNCILMEMBER PATTERSON

- The Planning Commission will meet on July 22nd at 7 pm.
- The Beautification Advisory Committee met and will meet again on the 31st; at their last meeting they awarded Landscapes of The Year, you can look for nine signs popping up throughout the city.

INTERIM CITY MANAGER NATE GEINZER

- Last week he went to the summer Michigan Municipal Executives Conference. He said that as everyone knows, we are looking for a City Manager and that he wanted to let everyone know there is interest. He said he's had a chance to talk with a number of candidates, and did have a few people approach him specifically about the position.
- He said he had the opportunity to lead a session with a good friend of his called Whole Wellness that really looked at the meaning of life and whole wellness, encompassing physical, emotional and social wellbeing. Pay attention to your friends and family. He learned things through that group that he was not aware of and you don't know when someone is struggling with balancing those areas of life.

CITY ATTORNEY DAN CHRIST

- No updates.

MAYOR DEAN

- She thanked Mr. Otto for stepping up and serving on the Parks & Recreation Committee.
- She said it was brought to her attention that the Berkley Cares Pantry has lost some major funding. She said she is looking into how to be impactful in supporting not only the sustainability of this important community asset but also to raise awareness. She would like to recognize Berkley First Methodist Church because they have graciously allowed the food pantry to operate out of their lower level, shout out to Zach and Rachel Dunlap for being so involved in our community and to have met a need where they saw one. Our focus is time, talent, and treasure with emphasis on the treasure, because it really does take finances to make this pantry go. She proposes that the month of October will be Berkley Cares Month; we'll kick off fundraising with a pancake breakfast (date to be determined). She said she is looking for input from residents on how they would like to be involved. As a city it's Berkley We Care, right? There's a lot of things to care about, she said she is just shining a light on this one because the food pantry does such a phenomenal job. It's not just people in Berkley who are hungry but the surrounding communities.

She said there's a sign up genius at Berkleycaresfoodpantry.com where you can donate, sign up to cover days, drop off food, organize food collections. Other people do a sustainable gift, you can decide if that's a direction you want to go in. She asked that if any colleagues want to support the city-wide effort to please reach out to her and cc Mr. Geinzer as well. We have so many great things happening in our community and when she sees something struggling that provides such a necessary resource, she thinks that if we can give them a hand in whatever way that we can, she would like to do that.

ADJOURNMENT:

Councilmember Patterson moved to adjourn the Regular Meeting at 7:59 p.m.

Seconded by Councilmember Black.

Ayes: Baker, Black, Gavin, Hennen, Patterson, Vilani and Dean

Nays: None.

Motion Approved.

THE CLOSED SESSION OF THE FORTIETH COUNCIL OF THE CITY OF BERKLEY, MICHIGAN WAS CALLED TO ORDER AT 8:08 PM ON MONDAY, JULY 22, 2024 IN COUNCIL CHAMBERS BY MAYOR DEAN

PRESENT: Councilmember Steve Baker
Mayor Pro Tem Ross Gavin
Councilmember Gregory Patterson
Mayor Bridget Dean
Councilmember Clarence Black
Councilmember Dennis Hennen
Councilmember Jessica Vilani

OTHER STAFF PRESENT:

Interim City Manager Nate Geinzer
City Attorney Dan Christ
City Clerk Victoria Mitchell
Department of Public Works Director Shawn Young

Members of Council considered material exempt from discussion or disclosure by state or federal statute in accordance with the Open Meetings Act, MCL 15.268(h).

ADJOURNMENT:

Councilmember Patterson moved to adjourn the Closed Session at 8:41 pm

Seconded by Councilmember Vilani

Ayes: Black, Gavin, Hennen, Patterson, Vilani, Baker and Dean

Nays: None.

Motion Approved.

Bridget Dean, Mayor

ATTEST:

Victoria Mitchell, City Clerk

THE SPECIAL WORK SESSION OF THE CITY COUNCIL AND PLANNING COMMISSION OF THE CITY OF BERKLEY, MICHIGAN WAS CALLED TO ORDER AT 7:04 PM ON TUESDAY, JULY 9, 2024 BY MAYOR DEAN

PRESENT:

Councilmember Clarence Black
Councilmember Dennis Hennen
Councilmember Greg Patterson
Councilmember Jessica Vilani
Mayor Bridget Dean
Commissioner Eric Arnsman
Commissioner Joseph Bartus
Commissioner Shiloh Dahlin
Commissioner Lisa Hamameh
Commissioner Josh Stapp
Commissioner Mike Woods
Chair Lisa Kempner

ABSENT:

Councilmember Steve Baker
Mayor Pro Tem Ross Gavin

OTHERS PRESENT:

Community Development Director Kristen Kapelanski
Interim City Manager Nate Geinzer
City Attorney Dan Christ
City Clerk Victoria Mitchell
Zoning Administrator Kim Anderson

APPROVAL OF AGENDA:

Councilmember Hennen moved to approve the Agenda
Seconded by Councilmember Vilani
Ayes: Black, Hennen, Patterson, Vilani, Dean, Arnsman, Bartus, Dahlin, Hamameh, Stapp, Woods and Kempner
Nays: None
Absent: Baker and Gavin
Motion Approved.

PLEDGE OF ALLEGIANCE

PUBLIC COMMENT:

None.

REGULAR AGENDA:

DISCUSSION: Matter of discussing updates to the Draft Zoning Ordinance.

Megan Masson-Minock, Carlisle Wortman Associates principal, presented the draft zoning ordinance.

She thanked all who provided comments regarding the draft zoning ordinance.
She outlined the goals of the workshop:

- Agenda
- Process
- Overview of Big Changes
- Check-in (10 minutes)
- Discussion Items
- Next Steps
- Check out

She stated the process started in the spring of 2023. There were four phases:

1. Ordinance assessment
2. Full draft for review
3. PC and CC Review of Draft Zoning Ordinance
4. Ordinance adoption

Progress includes:

- Monthly steering committee meetings
- joint meetings
- feedback
- draft hearings

Ms. Masson-Minock said we are in Phase 3 now. She hopes to have a draft out by August and hold community input opportunities in September when people are done with summer plans.

Ms. Kapelanski said draft versions have been out to the public.

Discussion continued regarding how the process and draft document is being communicated and how to make it more user-friendly and build engagement. It was stated it is important to explain what is going on.

Ms. Masson-Minock said future zoning ordinance drafts could be searchable. She stated the biggest changes in the draft ordinance include:

- Consolidation of residential zoning districts – 4 districts to 2 districts
- Use-based and site-design-based zoning districts
- Allow accessory dwelling units (with design requirements)
- Parking overlay zoning districts
- PUD process
- Two-tier system for home-based businesses
- Signs now part of the zoning ordinance
- Landscaping regulations - adding
- Off-street parking – a lot of changes there
- Preliminary Plan Review by Planning Commission & Final site plan review by community development director
- Standards for different types of zoning ordinance amendments

Ms. Masson-Minock reviewed Use-Base Zoning and Site-Design-Based Zoning:

Use-base zoning

- Uses allowed by zoning district
- All yards are the same.

Site-Design-Based Zoning

- Use groups instead of a list of individual users
- Use groups and site layouts allowed by street
- Parcel size within the zoning district

Ms. Masson-Minock checked in and asked the group how they would rate the draft zoning ordinance on a scale of one to five. Each participant provided their score which ranged from 3 to 5. The average score was 3.7.

Ms. Masson-Minock thanked the group for the time spent reviewing the draft ordinance. She stated she read through all of the articles and comments provided. She stated Article 6 had the least amount of time with the steering committee.

Ms. Masson-Minock stated the next topic is to review the following discussion items:

- Parking overlay
- Off-street parking
- Multiple Family
- Parking in-lieu fee for using public parking or municipal lot spaces
- Downtown Uses
- First Floor Office
- Any restrictions on multi-story buildings?
- Gateway, Woodward, Downtown
- Height incentives: public space, green roof
- PUD
- Required elements for preliminary PUD application
- Standards for approval

It was asked that childcare facilities and municipal lots are also discussed.

Each item was discussed in detail.

Following the discussion, Ms. Masson-Minock reviewed what she heard regarding some of the more discussable items:

- The group prefers a parking overlay knowing some people don't think it's appropriate, but are willing to test it with the public as long as there is clear information provided on what it is with extra clarification regarding lots to be combined.

- An example for parking in-lieu is offering a spot for purchase in a municipal lot for an apartment that is for rent above a shop.
- Height Incentives:
 - Should public space placement be given a height incentive?
 - Should green roofs be given a height incentive?
 - What roles would PUDs play?
 - Affordable and accessible housing as a required percentage?
 - Was there a question about density in relation to height incentives?
 - Ms. Masson-Minock stated she would go back and reopen that portion of the rewrite with parameters on affordable housing, one-story per green roof, and including public spaces.
- First-floor office use was a topic of discussion:
 - Some members thought first-floor office use would be ok with special use approval.
 - Some thought it was a better option than vacant storefronts.
 - If we allowed that use, could we include a minimum number of employees per square foot to ensure foot traffic is coming to the downtown?
- Initial thoughts were varied and group members were the most divided regarding off-street parking (multifamily). The differences centered on how many parking spaces should be required when considering a multi-family development. The number of parking spaces per dwelling unit ranged from .85 to 2. Discussion topics included:
 - Developers feel 1.5 or higher spots is too high – could prevent development
 - A parking study was conducted. Why wouldn't they go with those results
 - How a fractional parking space is applied needs to be communicated
 - What standards do neighboring communities use
 - Availability of mass transit and on-street parking
 - Choosing a standard that won't result in constant variance requests
 - Ms. Masson-Minock said her experience with other communities are they are moving toward less
 - It was asked what the best case, worst case scenario would be. Ms. Masson-Minock said worst case there is parking overflow. She said best case is you get it right and you have redevelopment along key corridors with attractive housing options.
 - We have a skittish community with multi-family housing
 - Kristen said she thought 1.25 spaces per dwelling unit is something we could present to the community
 - It was mentioned to look at the parking issue on a broader spectrum. Other factors include looking at the city's parking policy and including guest parking spaces.
 - Discussions focused on considering 1.25 to 1.5 spaces.
 - Ms. Masson-Minock suggested taking 1.25 to the community for feedback. Not all agreed. After more discussion, she said she would put in 1.35 with 10 spaces for guests. A 15 percent reduction is there.

At 9 p.m., Ms. Masson-Minock asked everyone to look at the PUD article 7 – and look at Sec. 703 – standards of approval – and as a decision maker, asked is it clear and acceptable. She stated this is a homework assignment and for attendees to provide their thoughts to Ms. Kapelanski or Ms. Anderson. Is what we are asking for enough?

Ms. Masson-Minock thanked everyone for participating in these hard conversations.

Check Out:

- Ms. Masson-Minock asked what needs to happen for a public release of the Map & Zoning Map & Zoning Ordinance (Phase 4).
- A brief discussion took place regarding what the communication plan should look like for Phase 4.

ADJOURNMENT:

Councilmember Patterson moved to adjourn the Special Joint Work Session at 9:07 p.m.

Seconded by Councilmember Vilani.

Ayes: Hennen, Patterson, Vilani, Black, Dean, Arnsman, Bartus, Dahlin, Hamameh, Stapp, Woods and Kempner

Nays: None

Absent: Baker and Gavin

Motion Approved.

Bridget Dean, Mayor

ATTEST:

Victoria Mitchell, City Clerk

DRAFT

THE WORK SESSION OF THE FORTIETH COUNCIL OF THE CITY OF BERKLEY, MICHIGAN WAS CALLED TO ORDER AT 5:30PM ON MONDAY, JULY 22, 2024 IN COUNCIL CHAMBERS BY MAYOR DEAN

PRESENT: Councilmember Steve Baker
Councilmember Clarence Black (arrived at 5:38 p.m.)
Mayor Pro Tem Ross Gavin
Councilmember Dennis Hennen
Councilmember Gregory Patterson
Councilmember Jessica Vilani
Mayor Bridget Dean

OTHER STAFF PRESENT:

Interim City Manager Nate Geinzer
City Clerk Victoria Mitchell
Department of Public Works Director Shawn Young
Community Development Director Kristen Kapelanski
Finance Director Carl Johnson
Communications Director Caitlin Flora
Public Safety Director Matt Koehn
Public Safety Lieutenant Jordan Kobernick (telecommute)

APPROVAL OF AGENDA

Councilmember Baker moved to approve the Agenda
Seconded by Councilmember Vilani
Ayes: Black, Gavin, Hennen, Patterson, Vilani, Baker, and Dean
Nays: None
Motion Approved.

PUBLIC COMMENT

Joel Ulferts, Berkley, asked if there are any other documents that the Council planned on discussing that were not included in the packet. He commented on the hardship document in the packet. He said he is not sure it is a hardship if someone's F150 doesn't fit in a driveway.

Tricia Losey, Berkley, said she supports the application for a true hardship. She doesn't feel being on a corner lot or having too large of a vehicle is a true hardship.

REGULAR AGENDA

- 1. DISCUSSION:** Matter of discussing the On-Street Parking Annual Permit Process and Hardship Considerations.

Interim City Manager Nate Geinzer began the work session by thanking everyone and ceded the floor to Community Development Director Kristen Kapelanski.

Ms. Kapelanski introduced the on-street parking annual permit process and reviewed the concerns considered to come up with a hardship procedure that the Council is looking for.

Lt. Kobernick stated he did go out and count again the number of vehicles parked on the streets and it was about 150 cars a night. That has been very consistent. That is a nightly count.

A comprehensive discussion took place regarding the on-street parking annual permit process and hardship considerations.

Overnight parking policy/hardship considerations:

1. Corner lot – aerial footage was shown. This will be revisited. Concerns were mentioned.
2. Residences that don't have a driveway
 - a. Public Safety would confirm with a site visit and/or aerial review.

Lt. Kobernick said it is hard to say percentage-wise how many vehicles would fall into each category. He said it is not going to be as broad as one may think it would be. He said most violators are not "hardship" cases.

Ms. Kapelanski said all the considerations are built on one another as far as increasing fees, annual passes, hardships, etc.

Public Safety Director Koehn said officers went on a run where a vehicle was partially blocking the sidewalk because there was nowhere else to park.

3. Residences that have more vehicles registered to a home than available parking spots
 - a. Public Safety would use a database to see how many vehicles per residence.
 - b. Ms. Kapelanski asked to pause the discussion on whether a garage is considered in a home's available parking spaces.
 - c. It was asked how many annual passes could be given to each house. Ms. Kapelanski posited how could we limit to just one if there are two additional vehicles. Be welcoming.
 - d. Councilmembers were eager to discuss garages.
4. Residences with driveway narrower than eight feet.
 - a. Existing. It is no longer permitted.
 - b. Ms. Kapelanski said it is a very small number.
5. Residences whose residents don't have handicap accessibility.
 - a. This would be assessed with aerial footage. Residents would be contacted.
6. Residences with construction work underway for more than 30 days.
 - a. As part of the new policy, a dumpster must go in the driveway. This would be a function of the Community Development Department.
7. Residences that have drivers in the home that are staying longer than 30 days.
 - a. Could be a family member who will serve as a caregiver or a family member coming to stay for an extended visit.

Other changes:

1. Misuse of annual passes.
 - a. A fine associated and Public Safety would lead the investigation.
 - b. Fraud with application.
2. Annual parking policy would come to the Council
3. Would multiple passes be issued if multiple requests are received?
 - a. Ms. Kapelanski said she is not overly concerned this will be an issue. She said since this is a policy and not an ordinance, they could be nimble.

Council comments on overnight parking:

- Mayor Dean asked if they have an idea of how many people will still "roll the dice" with parking in the street overnight:
 - Ms. Kapelanski discussed anecdotally the impact of changing the ticket fee from \$10 to \$50.
 - Could review data as they get going.
 - Ms. Kapelanski said they have been working on this for a year and a lot of research with a lot of departments was involved.

- Ms. Kapelanski doesn't see how much more could go into this. She said she thinks the most change would be within the first year.
- Councilmember Baker said he likes the idea of a quarterly review:
 - Discussed anecdotally those he has seen that "roll the dice" quite regularly
 - Asked about the possibility of linking a parking permit to the construction process so the hardship would be linked to the actual building permit. Ms. Kapelanski said that wouldn't be too hard. She said they would still need to pay for the yearly pass.
- Councilmember Vilani discussed restricting/not restricting the use of the passes. She discussed the garage consideration. If someone lived on a corner lot and did not have a driveway, they could apply for an annual permit and then park two cars on the road. She posited if it is a hardship if they could put their cars in their garage.

Mr. Geinzer said under that scenario, we're thinking that people are going to be selfish and take advantage of the policy. He presented for the sake of discussion different scenarios where maybe a resident has to use their garage for other uses and may not be able to park cars in their garage.

Continued discussion took place on this topic including:

- We do not want to over-engineer the process
- Should we just increase the cost of the permit and have a free-for-all?
- Most residents are honest and aren't going to abuse a hardship policy
- It comes down to residents maximizing their space and being good homeowners

Other policy considerations included:

- Include a sliding scale in the policy where an overnight parking ticket would increase in cost for each subsequent violation
- We need to be mindful that if the policy is too restrictive, we are essentially saying people with larger families can't live here
- If we're going to focus on being welcoming, then raise the cost of tickets and fees and limit restrictions and hardships
- Other communities' policies were discussed including if the communities count a garage space as an available parking space for each household
- Residents are concerned if cars are parked on the streets overnight, then will they be denied services like street sweeping, leaf pickup, and snow removal
- Residents could purchase and utilize a shed to store items that would allow them to use their garage for parking
- What should the fee be for an annual pass? A range of \$25-\$500 was discussed
- Could residents park horizontally in their aprons

It was asked of the group, setting aside the hardship aspect of the policy, if there was consensus regarding other aspects of the parking policy. Should they create a list of items they agree upon to help move the process forward?

Ms. Kapelanski discussed her concerns about an administrative/staffing process with some of the ideas put forth. For example, she said from a staff consideration, she would be concerned with putting \$50 in place without having an annual permit in place.

Further discussion took place regarding the hardship aspect of the policy. The Council was divided on hardship definitions and if garage spaces should be factored into available parking spaces per household when considering a hardship application.

Mr. Geinzer reminded council members the parking ordinance is on tonight's meeting agenda, which doesn't include the policy. He said he would hate to move the ordinance forward if members are not close to a consensus on the policy.

Mr. Geinzer said counting a garage (one and two-car garages) as one available parking space seems like a compromise. He said if there is a broad consensus that including a hardship aspect to the policy is applicable, then he feels they should move ahead at the regular meeting with ordinance approval. He said if there are other changes to make or council members are far off base, then there needs to be more discussion.

Mr. Geinzer said it is administration's intention to review the policy quarterly. He said if we have more one-car garages for large families then we thought, then we could adjust.

It was asked if we change the policy, then what would happen to the people who already received a permit? They would be grandfathered in for the year. It was mentioned there could be further implications to changing the policy. For example, if someone bought their child a car because they thought it could be legally parked on the street and then that provision is removed, what would they do with the car? It was stated we need to make it clear to residents that the policy could change.

Mayor Dean said she would like to look at this as more of a pilot. She said the discussion has been good, but at some point, we need to take a leap of faith and sometimes it takes time to make good. She reiterated the reason and the time put into by the internal parking committee and resulting policy discussions.

It was reiterated the hope is residents would do the right thing and not take advantage of the policy. Outreach regarding being a good neighbor was discussed.

It was also reiterated we are talking about a policy governing parking on the street from 2-5 a.m.

The intention now is for the policy to come before Council in August if the ordinance is approved on the second reading that evening.

Mr. Geinzer said staff will come back with a revised policy depending on the ordinance vote tonight.

ADJOURNMENT:

Councilmember Baker moved to adjourn the Work Session at 6:42 p.m.

Seconded by Councilmember Patterson

Ayes: Gavin, Hennen, Patterson, Vilani, Baker, Black, and Dean

Nays: None.

Motion Approved.

Bridget Dean, Mayor

ATTEST:

Victoria Mitchell, City Clerk



CITY OF BERKLEY
CHECK WARRANT
#1401
JULY 2024

Check Date	Check #	Payee	Description	Account	Amount
07/03/2024	75887	MISDU	PAYROLL DEDUCTIONS	231-000	82.99
			PAYROLL DEDUCTIONS	231-000	542.76
			CHECK GEN 75887 TOTAL FOR FUND 101:		625.75
07/03/2024	75888	MISSION SQUARE RETIREMENT-303792	ICMA 457 W/H	232-002	2,693.93
			ICMA 457 W/H	232-002	238.56
			ICMA 457 W/H	232-002	51.76
			CHECK GEN 75888 TOTAL FOR FUND 101:		2,984.25
07/03/2024	75889	MISSION SQUARE RETIREMENT-706259	ICMA ROTH IRA	232-009	10.00
07/03/2024	75890	NATIONWIDE RETIREMENT SOLUTIONS	NATIONWIDE 457 W/H	232-003	7,226.58
			NATIONWIDE 457 W/H	232-003	1,789.65
			CHECK GEN 75890 TOTAL FOR FUND 101:		9,016.23
07/15/2024	75891#	21ST CENTURY MEDIA - MICHIGAN	ADVERTISING	901-000	152.69
			ADVERTISING	901-000	107.15
			ADVERTISING	901-000	190.64
			ADVERTISING	901-000	190.64
			CHECK GEN 75891 TOTAL FOR FUND 101:		641.12
07/15/2024	75892	A & B ALARM SYSTEMS, INC.	BUILDING MAINTENANCE	931-000	279.00
07/15/2024	75893	ALBERT C. SANOM RES. BUILDER	BBB06-0042 - PB06-0304	283-000	40.00

07/15/2024	75894*#	AMAZON CAPITAL SERVICES	EQUIPMENT SUPPLIES	778-000	319.96
			EQUIPMENT SUPPLIES	778-000	33.38
			EQUIPMENT SUPPLIES	778-000	54.43
			EQUIPMENT SUPPLIES	778-000	57.96
			EQUIPMENT SUPPLIES	778-000	13.59
			OFFICE SUPPLIES	728-000	16.43
			OFFICE SUPPLIES	728-000	14.67
			MAINTENANCE SUPPLIES	776-000	11.50
			MAINTENANCE SUPPLIES	776-000	12.79
			UNIFORMS-CLEANING & PURCHASES	744-000	199.95
			PRISONER BOARD	753-000	42.04
			PRISONER BOARD	753-000	35.00
			FURNITURE	981-000	70.48
			OFFICE SUPPLIES	728-000	15.49
			TOOLS	787-000	298.96
			PROFESSIONAL DEVELOPMENT	960-000	199.99
			OFFICE SUPPLIES	728-000	65.53
			ADVERTISING	901-000	39.98
			BUILDING MAINTENANCE	931-000	57.12
			CHECK GEN 75894 TOTAL FOR FUND 101:		1,559.25
07/15/2024	75895	AMERICAN LIBRARY ASSOCIATION	MEMBERSHIPS	803-000	247.00
07/15/2024	75897	AT&T	CONTRACTUAL SERVICES	818-000	195.24
07/15/2024	75898*#	AT&T	TELEPHONE	853-000	660.59
			TELEPHONE	853-000	94.37
			TELEPHONE	853-000	47.19
			TELEPHONE	853-000	47.18
			CHECK GEN 75898 TOTAL FOR FUND 101:		849.33
07/15/2024	75899*#	AT&T	TELEPHONE	853-000	156.87
			TELEPHONE	853-000	412.83
			TELEPHONE	853-000	74.31
			TELEPHONE	853-000	74.31
			CHECK GEN 75899 TOTAL FOR FUND 101:		718.32

07/15/2024	75900*#	AT&T	TELEPHONE	853-000	657.90
			TELEPHONE	853-000	93.98
			TELEPHONE	853-000	46.99
			TELEPHONE	853-000	46.99
			CHECK GEN 75900 TOTAL FOR FUND 101:		<u>845.86</u>
07/15/2024	75902	AVANTE ENTERPRISES, LLC	SUPPLIES	728-000	343.75
07/15/2024	75904	BCD CONSTRUCTION	BBB23-0093 - PB23-0396	283-000	75.00
07/15/2024	75906*#	BIG D LOCK CITY	SUPPLIES	728-000	145.00
07/15/2024	75907*#	BILLINGS LAWN EQUIPMENT	VEHICLE SUPPLIES	781-000	87.00
07/15/2024	75908	BLUE CROSS BLUE SHIELD OF MICH	ACCRUED HEALTH CARE	259-000	117,930.94
07/15/2024	75910	BROOKE JAKEWAY	BBA21-0014 - PB21-0027	283-000	15.00
07/15/2024	75911	BS & A SOFTWARE	COMPUTER SOFTWARE	986-000	3,010.00
			COMPUTER SOFTWARE	986-000	2,460.00
			CHECK GEN 75911 TOTAL FOR FUND 101:		<u>5,470.00</u>
07/15/2024	75913	CAMELOT CLEANERS	PRISONER BOARD	753-000	63.75
07/15/2024	75915	CARLISLE / WORTMAN	CONSULTANT	817-000	650.00
			CONTRACTUAL SERVICES	818-000	2,610.00
			CHECK GEN 75915 TOTAL FOR FUND 101:		<u>3,260.00</u>
07/15/2024	75916#	CDW GOVERNMENT, INC.	EQUIPMENT SUPPLIES	778-000	79.59
			SUPPLIES	728-000	77.49

			CAR COMPUTERS	985-001	56.27
			CHECK GEN 75916 TOTAL FOR FUND 101:		213.35
07/15/2024	75917	CECILE CALVERLY - HOTVEDT	BBA06-0098 - PB06-0222	283-000	50.00
07/15/2024	75918	CHE T'S RENT-ALL	BUILDING MAINTENANCE	931-000	211.23
07/15/2024	75919#	CINTAS	BUILDING MAINTENANCE	931-000	313.47
			MEDICAL SUPPLIES	758-011	84.67
			CHECK GEN 75919 TOTAL FOR FUND 101:		398.14
07/15/2024	75920*#	CINTAS	CUSTODIAL SERVICES	811-000	148.45
07/15/2024	75922	CIVICPLUS	CONSULTANT	817-000	350.00
07/15/2024	75925*#	CONTRACTORS CONNECTION	UNIFORMS	744-000	641.95
			UNIFORMS	744-000	641.95
			CHECK GEN 75925 TOTAL FOR FUND 101:		1,283.90
07/15/2024	75926	CUSTOM DECK CREATIONS LLC	BBA24-0076 - PB DP24-0004	283-000	100.00
07/15/2024	75929	DAVID & SARA PIATT	BSP24-0002 - PBSP-0002	283-000	50.00
07/15/2024	75931	DEALER AUTO PARTS SALES	VEHICLE MAINTENANCE - DPW	939-002	205.32
07/15/2024	75932	DELANG FLUID POWER, INC.	VEHICLE SUPPLIES	781-000	31.85
07/15/2024	75933	DELL MARKETING LP	CAR COMPUTERS	985-001	7,299.00
07/15/2024	75934	DONALD T. WOOD	BBA12-0123 - PB12-0225	283-000	50.00

07/15/2024	75935	DOUBLE HAUL SOLUTIONS	CONSULTANT	817-000	7,500.00
07/15/2024	75936*#	DURST LUMBER CO	MAINTENANCE SUPPLIES	776-000	1.60
			MAINTENANCE SUPPLIES	776-000	9.38
			MAINTENANCE SUPPLIES	776-000	21.57
			MAINTENANCE SUPPLIES	776-000	68.97
			VEHICLE SUPPLIES	781-000	106.32
			VEHICLE SUPPLIES	781-000	35.44
			VEHICLE SUPPLIES	781-000	18.37
			CHECK GEN 75936 TOTAL FOR FUND 101:		261.65
07/15/2024	75937	EARTH CO CONSTRUCTION SERVICE	PLUMBING PERMITS	481-000	135.00
07/15/2024	75939	ELECTIONSOURCE	CONSULTANT	817-000	146.33
07/15/2024	75940	ELISE GORDILLO	BBA14-0160 - PB14-0263	283-000	50.00
07/15/2024	75941	ERC-LED, LLC	LAND IMPROVEMENTS	971-150	4,170.00
07/15/2024	75944	FLINT INSTITUTE OF SCIENCE AND HIST	PROGRAM SUPPLIES-CONTRIBUTIONS - LIBRARY	758-005	221.00
07/15/2024	75945	FOREMAN CONSTRUCTION CO.	BBE24-0005 - PBRA24-0018	283-000	800.00
07/15/2024	75946	FUNSPACE DIRECT	BBA12-0175 - PB12-0319	283-000	50.00
07/15/2024	75947	GALLAGHER BENEFIT SERVICES, INC.	CONTRACTUAL SERVICES	818-000	414.75
07/15/2024	75950	HAFELI, STARAN, & CHRIST, P.C.	CITY ATTORNEY	825-000	5,815.00

07/15/2024	75951	HART INTERCIVIC	OFFICE EQUIPMENT MAINTENANCE	934-000	6,096.00
07/15/2024	75952	HENRY FORD HEALTH SYSTEM	CONSULTANT	817-000	242.00
			CONSULTANT	817-000	483.00
			CHECK GEN 75952 TOTAL FOR FUND 101:		725.00
07/15/2024	75954#	HUBBELL, ROTH & CLARK	BUILDING ESCROW-ENGINEERING REVIEW	283-371	650.00
			HEAT/COOLING	976-002	7,285.00
			CONTRACTUAL SERVICES	818-000	331.27
			CHECK GEN 75954 TOTAL FOR FUND 101:		8,266.27
07/15/2024	75955	HUNT SIGN CO LTD	BB10-0005 - PS10-0006	283-000	50.00
			BBA14-0206 - PS14-0024	283-000	50.00
			BBA13-0217 - PS13-0045	283-000	50.00
			HISTORIC COMMITTEE	302-000	262.00
			CHECK GEN 75955 TOTAL FOR FUND 101:		412.00
07/15/2024	75957	IMAGE PRINTING	OFFICE SUPPLIES	728-000	142.50
07/15/2024	75958	INTEGRATED SUPPLY NETWORK	TOOLS	787-000	7.80
07/15/2024	75959	INTERSTATE BILLING SERVICE	VEHICLE SUPPLIES	781-000	768.74
			VEHICLE SUPPLIES	781-000	4,195.01
			VEHICLE MAINTENANCE	939-000	2,302.89
			CHECK GEN 75959 TOTAL FOR FUND 101:		7,266.64
07/15/2024	75960	ITALY AMERICAN CONSTRUCTION	BD23-0020 - PB23-0387	283-000	1,000.00
07/15/2024	75963	JAY BILT CONSTRUCTION LLC	BBA23-0222 - PB23-0416	283-000	55.00
07/15/2024	75964	JOHNSON CONTROLS, INC.	BUILDING MAINTENANCE	931-000	379.47

07/15/2024	75965	JOHNSON CONTROLS, INC.	BUILDING MAINTENANCE	931-000	1,575.88
07/15/2024	75966	JOHNSON CONTROLS, INC.	HEAT/COOLING	976-002	167,837.56
07/15/2024	75967	JOHNSON CONTROLS, INC.	BUILDING MAINTENANCE	931-000	1,389.46
07/15/2024	75969	JOSHUA ALLEN KENDALL	BBA24-0087 - PBR24-0049	283-000	100.00
07/15/2024	75972	KAM KOMICS	PROGRAM SUPPLIES-CONTRIBUTIONS - LIBRARY	758-005	165.00
07/15/2024	75973	KANOPY, INC.	OFFICE SUPPLIES	728-000	171.70
07/15/2024	75974	KARYN CARRICO	BOOKS / PERIODICALS	731-000	140.00
07/15/2024	75975	KEHL CONSTRUCTION	BBE08-0010 - PB08-0214	283-000	800.00
07/15/2024	75976	KENNETH LESTER HAND JR	BBC05-0082 - PB05-0450	283-000	100.00
07/15/2024	75977	KONICA MINOLTA BUSINESS SOLUTIONS	OFFICE EQUIPMENT RENTAL	946-000	9.10
07/15/2024	75978	LARRY'S WELDING SUPPLY	VEHICLE SUPPLIES	781-000	62.65
07/15/2024	75980	LEADSONLINE LLC	DATA PROCESSING	814-000	2,995.00
07/15/2024	75981*#	LGC GLOBAL ENERGY FM, LLC	CUSTODIAL SERVICES	811-000	919.40
			CUSTODIAL SERVICES	811-000	919.40
			CUSTODIAL	811-000	1,711.71
			CUSTODIAL	811-000	1,711.71
			CUSTODIAL SERVICES	811-000	141.40
			CUSTODIAL SERVICES	811-000	141.41

			CUSTODIAL SERVICES	811-000	2,268.85
			CUSTODIAL SERVICES	811-000	2,268.85
			CHECK GEN 75981 TOTAL FOR FUND 101:		10,082.73
07/15/2024	75982	MAD SCIENCE OF DETROIT	PROGRAM SUPPLIES-CONTRIBUTIONS - LIBRARY	758-005	555.00
07/15/2024	75984	MATTHEW JAISLE	BUILDING BONDS - FIRE DEMOLITION/REHAB	283-009	13,835.00
07/15/2024	75985	METRO PUMP SERVICE	FUEL & OIL	751-000	460.00
07/15/2024	75986	MICH MUN.LIABILITY & PROP POOL	LIABILITY INSURANCE	914-000	590.00
07/15/2024	75987	MICHIGAN LIBRARY ASSOC.	MEMBERSHIPS	803-000	620.00
07/15/2024	75988	MICHIGAN STATE POLICE	CONTRACTUAL SERVICES	818-000	30.00
07/15/2024	75989	MID-TOWN PETROLEUM ACQUISITION LLC	FUEL & OIL	751-000	1,117.16
07/15/2024	75990	MIDWEST TAPE	DOWNLOADABLE CONTENT	731-001	425.03
07/15/2024	75993	NATIONAL HOSE TESTING SPECIALITIES	FIRE TRUCK MAINTENANCE	939-001	4,216.80
07/15/2024	75994	NELSON BROTHERS SEWER & PLUMBING	BUILDING MAINTENANCE	931-000	215.00
07/15/2024	75995	NYE UNIFORM	UNIFORMS-CLEANING & PURCHASES	744-000	263.50
			UNIFORMS-CLEANING & PURCHASES	744-000	42.50
			UNIFORMS-CLEANING & PURCHASES	744-000	219.00
			UNIFORMS-CLEANING & PURCHASES	744-000	418.00
			UNIFORMS-CLEANING & PURCHASES	744-000	155.50
			CHECK GEN 75995 TOTAL FOR FUND 101:		1,098.50

07/15/2024	75996*#	O'REILLY AUTOMOTIVE, INC.	VEHICLE SUPPLIES	781-000	570.98
			TOOLS	787-000	6.99
			CHECK GEN 75996 TOTAL FOR FUND 101:		<u>577.97</u>
07/15/2024	75998	OAKLAND COUNTY TREASURER	DATA PROCESSING	814-000	1,172.00
07/15/2024	75999	OAKLAND COUNTY TREASURER	DATA PROCESSING	814-000	7,415.50
07/15/2024	76001	ON DUTY GEAR	UNIFORMS-CLEANING & PURCHASES	744-000	37.00
07/15/2024	76002	ORKIN PEST CONTROL	BUILDING MAINTENANCE	931-000	75.00
			BUILDING MAINTENANCE	931-000	75.00
			BUILDING MAINTENANCE	931-000	75.00
			CHECK GEN 76002 TOTAL FOR FUND 101:		<u>225.00</u>
07/15/2024	76003	OVERDRIVE, INC.	DOWNLOADABLE CONTENT	731-001	1,982.71
07/15/2024	76004*#	PITNEY BOWES INC.	OFFICE EQUIPMENT RENTAL	946-000	9.99
07/15/2024	76006	POMP'S TIRE SERVICE, INC.	VEHICLE SUPPLIES	781-000	424.50
07/15/2024	76007	POOL BUSTERS, INC.	BBA22-0187 - PB22-0365	283-000	100.00
07/15/2024	76008	PRESIDIO NETWORKED SOLUTIONS GROUP	BUILDING MAINTENANCE	931-000	2,372.63
07/15/2024	76009	PRINTING SYSTEMS	STATIONARY	729-000	666.42
			STATIONARY	729-000	677.77
			CHECK GEN 76009 TOTAL FOR FUND 101:		<u>1,344.19</u>
07/15/2024	76011	PROTEC	MEMBERSHIPS AND DUES	803-000	1,899.25

07/15/2024	76012	QUANTUM SERVICES GROUP, LLC	CONTRACTUAL SERVICES	818-000	1,442.00
07/15/2024	76014*#	RAL LAWN & SHRUB CARE	BUILDING MAINTENANCE	931-000	87.00
07/15/2024	76015	RANDAZZO MECHANICAL	ELECTRICAL PERMITS	479-000	25.00
07/15/2024	76016	RANDAZZO MECHANICAL	HEATING PERMITS	480-000	25.00
07/15/2024	76017	REBECCA STOUT	PROGRAM SUPPLIES-CONTRIBUTIONS - LIBRARY	758-005	149.86
07/15/2024	76020	RKA PETROLEUM COS, INC	INVENTORY - FUEL & OIL	110-002	1,488.14
			INVENTORY - FUEL & OIL	110-002	18,013.62
			CHECK GEN 76020 TOTAL FOR FUND 101:		19,501.76
07/15/2024	76023	ROYAL OAK AWNING	BSB24-0011 - PS24-0013	283-371	50.00
07/15/2024	76024	ROYAL OAK FORD	VEHICLE MAINTENANCE - DPW	939-002	87.50
			VEHICLE MAINTENANCE - DPW	939-002	29.25
			CHECK GEN 76024 TOTAL FOR FUND 101:		116.75
07/15/2024	76025	S.J. COMPUTERS LLC	OFFICE EQUIPMENT	983-000	764.99
07/15/2024	76027	SAIF DEVELOPMENT LLC	BBD23-0015 - PB23-0329	283-000	500.00
07/15/2024	76028	SECUREIT	EQUIPMENT	982-000	1,954.15
07/15/2024	76029	SEMCOG	MEMBERSHIPS AND DUES	803-000	2,786.00

07/15/2024	76030	SERVPRO OF OAK PARK / FERNDAL 9678	BUILDING MAINTENANCE	931-000	1,111.63
07/15/2024	76031	SHARE CORPORATION	VEHICLE SUPPLIES	781-000	183.70
07/15/2024	76032	SHERWIN WILLIAMS COMPANY	EQUIPMENT	982-000	382.68
07/15/2024	76035	SPRINGSHARE LLC	CONTRACTUAL SERVICES	818-000	1,198.00
07/15/2024	76036	STACEY BRONOEL	REIMBURSEMENT FOR LOST/DAMAGED BOOKS	670-738	28.00
07/15/2024	76037#	STAPLES	OFFICE SUPPLIES	728-000	179.99
			OFFICE SUPPLIES	728-000	51.92
			OFFICE SUPPLIES	728-000	145.35
			CHECK GEN 76037 TOTAL FOR FUND 101:		377.26
07/15/2024	76038	STATE OF MICHIGAN	BUILDING MAINTENANCE	931-000	75.00
07/15/2024	76039	STEVEN KING	PROFESSIONAL DEVELOPMENT	960-000	12.20
07/15/2024	76040	SUNSET CONSTRUCTION & CEMENT CO	BBB10-0010 - PB10-0084	283-000	** VOIDED **
07/15/2024	76041	SWEETWATER SPRINKLERS	BUILDING MAINTENANCE	931-000	409.23
07/15/2024	76042	T-MOBILE	DOWNLOADABLE CONTENT	731-001	229.60
07/15/2024	76043	T-MOBILE USA, INC.	DATA PROCESSING	814-000	50.00
07/15/2024	76044	THE GREEN PANEL, INC.	BBA23-0218 - PB23-0406	283-000	100.00

07/15/2024	76045*#	THE LIBRARY NETWORK	BOOKS / PERIODICALS	731-000	1,247.05
			LIBRARY COOP	828-000	1,031.51
			LIBRARY COOP	828-000	9,111.56
			BOOKS	978-000	2,135.51
			RENTED MATERIALS	978-001	1,788.81
			BOOKS FROM DONATIONS	978-002	250.77
			CHECK GEN 76045 TOTAL FOR FUND 101:		15,565.21
07/15/2024	76046	THE MOTLEY MISFITS	PROGRAM SUPPLIES-CONTRIBUTIONS - LIBRARY	758-005	162.50
07/15/2024	76048	TRANSUNION RISK AND ALTERNATIVE	MEMBERSHIPS	803-000	118.40
07/15/2024	76049	TRESNAK CONSTRUCTION	BBB23-0085 - PB23-0372	283-000	40.00
			BBB23-0098 - PB23-0409	283-000	75.00
			BBA24-0047 - PBR24-0025	283-000	100.00
			CHECK GEN 76049 TOTAL FOR FUND 101:		215.00
07/15/2024	76050	TRUCK & TRAILER SPECIALTIES INC.	VEHICLE SUPPLIES	781-000	226.34
07/15/2024	76051	TUFF SHED INC.	BBA24-0077 - PBG24-0011	283-000	100.00
07/15/2024	76052*#	UNITED FACILITY SUPPLIES	MAINTENANCE SUPPLIES	776-000	99.57
			OFFICE SUPPLIES	728-000	158.41
			CHECK GEN 76052 TOTAL FOR FUND 101:		257.98
07/15/2024	76054	VESCO OIL CORPORATION	TOOLS	787-000	1,107.25
07/15/2024	76055	VICTORIA MITCHELL	PROFESSIONAL DEVELOPMENT	960-000	295.12
07/15/2024	76056	VIGILANTE SECURITY, INC.	BUILDING MAINTENANCE	931-000	312.00
07/15/2024	76057	WAYNE CRAFT INC.	BBA12-0137 - PB12-0270	283-000	50.00

07/15/2024	76058	WINDSTREAM	CONTRACTUAL SERVICES	818-000	648.41
07/15/2024	76059	WOLVERINE FREIGHTLINER EASTSIDE	VEHICLE SUPPLIES	781-000	620.16
07/15/2024	76060	WOW! BUSINESS	CONTRACTUAL SERVICES	818-000	851.98
07/15/2024	76061	XEROX CORPORATION	OFFICE EQUIPMENT MAINTENANCE	934-000	140.79
07/15/2024	76062	ZEP SALES & SERVICE	VEHICLE SUPPLIES	781-000	264.36
07/18/2024	76063*#	CITY OF BERKLEY-DPW PETTY CASH	OFFICE SUPPLIES	728-000	10.60
			PROGRAM SUPPLIES	758-000	155.49
			PROFESSIONAL DEVELOPMENT	960-000	62.97
			CHECK GEN 76063 TOTAL FOR FUND 101:		229.06
07/18/2024	76064	MISDU	PAYROLL DEDUCTIONS	231-000	82.99
			PAYROLL DEDUCTIONS	231-000	542.76
			CHECK GEN 76064 TOTAL FOR FUND 101:		625.75
07/18/2024	76065	MISSION SQUARE RETIREMENT-303792	ICMA 457 W/H	232-002	2,725.10
			ICMA 457 W/H	232-002	238.56
			ICMA 457 W/H	232-002	51.76
			CHECK GEN 76065 TOTAL FOR FUND 101:		3,015.42
07/18/2024	76066	MISSION SQUARE RETIREMENT-706259	ICMA ROTH IRA	232-009	10.00
07/18/2024	76067	NATIONWIDE RETIREMENT SOLUTIONS	NATIONWIDE 457 W/H	232-003	5,484.38
			NATIONWIDE 457 W/H	232-003	1,518.45
			CHECK GEN 76067 TOTAL FOR FUND 101:		7,002.83

07/18/2024	76068	STATE OF MICHIGAN - DETROIT	CITY WITHHOLDING	235-000	104.93
			Total for fund 101 GENERAL FUND		489,343.05
07/15/2024	75907*#	BILLINGS LAWN EQUIPMENT	PROGRAM SUPPLIES	758-000	285.69
07/15/2024	75923*	CMV LANDSCAPE & EQUIPMENT COMPANY	CONTRACTUAL SERVICES	818-000	5,460.00
			CONTRACTUAL SERVICES	818-000	4,003.00
			CONTRACTUAL SERVICES	818-000	2,730.00
			CHECK GEN 75923 TOTAL FOR FUND 202:		12,193.00
07/15/2024	75924*#	CONTRACTORS CLOTHING CO.	UNIFORMS	744-000	321.29
07/15/2024	75925*#	CONTRACTORS CONNECTION	UNIFORMS	744-000	174.00
			UNIFORMS	744-000	482.40
			CHECK GEN 75925 TOTAL FOR FUND 202:		656.40
07/15/2024	75928	DANA STEVENS ARBORIST, INC.	CONTRACTUAL SERVICES	818-000	220.00
07/15/2024	75938*#	EJ USA, INC.	PROGRAM SUPPLIES	758-000	3,219.44
07/15/2024	75953*	HERSCH'S INC.	PROGRAM SUPPLIES	758-000	210.00
07/15/2024	76014*#	RAL LAWN & SHRUB CARE	CONTRACTUAL SERVICES	818-000	265.00
07/15/2024	76021*	ROAD COMMISSION OF OAKLAND CO	EQUIPMENT MAINTENANCE	933-000	639.49
07/18/2024	76063*#	CITY OF BERKLEY-DPW PETTY CASH	PROGRAM SUPPLIES	758-000	38.62
			PROGRAM SUPPLIES	758-000	40.99
			PROGRAM SUPPLIES	758-000	31.81
			PROGRAM SUPPLIES	758-000	17.05
			CHECK GEN 76063 TOTAL FOR FUND 202:		128.47
			Total for fund 202 MAJOR STREET		18,138.78

07/15/2024	75907*#	BILLINGS LAWN EQUIPMENT	PROGRAM SUPPLIES	758-000	122.44
07/15/2024	75923*	CMV LANDSCAPE & EQUIPMENT COMPANY	CONTRACTUAL SERVICES	818-000	1,680.00
			CONTRACTUAL SERVICES	818-000	4,500.00
			CONTRACTUAL SERVICES	818-000	2,128.00
			CHECK GEN 75923 TOTAL FOR FUND 203:		8,308.00
07/15/2024	75938*#	EJ USA, INC.	PROGRAM SUPPLIES	758-000	1,379.76
07/15/2024	75953*	HERSCH'S INC.	PROGRAM SUPPLIES	758-000	90.00
07/15/2024	75961	J.H. HART URBAN FORESTRY	CONTRACTUAL SERVICES	818-000	4,408.75
			CONTRACTUAL SERVICES	818-000	4,174.25
			CONTRACTUAL SERVICES	818-000	3,792.38
			CHECK GEN 75961 TOTAL FOR FUND 203:		12,375.38
07/15/2024	76021*	ROAD COMMISSION OF OAKLAND CO	EQUIPMENT MAINTENANCE	933-000	71.06
07/18/2024	76063*#	CITY OF BERKLEY-DPW PETTY CASH	PROGRAM SUPPLIES	758-000	38.60
			ROAD SUPPLIES	782-000	1.89
			PROGRAM SUPPLIES	758-000	41.00
			PROGRAM SUPPLIES	758-000	31.80
			PROGRAM SUPPLIES	758-000	17.04
			CHECK GEN 76063 TOTAL FOR FUND 203:		130.33
			Total for fund 203 LOCAL STREETS		22,476.97
07/15/2024	75896#	ARMADILLO	PROGRAM SUPPLIES	758-000	400.00
			PROGRAM SUPPLIES	758-000	440.00
			CHECK GEN 75896 TOTAL FOR FUND 208:		840.00
07/15/2024	75898*#	AT&T	TELEPHONE	853-000	94.37

07/15/2024	75899*#	AT&T	TELEPHONE	853-000	107.33
07/15/2024	75900*#	AT&T	TELEPHONE	853-000	93.98
07/15/2024	75901	AT&T	TELEPHONE	853-000	158.78
07/15/2024	75905	BEN BANCROFT	CONTRACTUAL SERVICES	818-000	1,347.50
07/15/2024	75906*#	BIG D LOCK CITY	EQUIPMENT SUPPLIES	778-000	103.44
07/15/2024	75909*#	BRENDA CASTANEDA	CONTRACTUAL SERVICES	818-000	142.10
07/15/2024	75914	CARDCONNECT	CONTRACTUAL SERVICES	818-000	25.00
07/15/2024	75921	CINTAS	CONTRACTUAL SERVICES	818-000	157.84
07/15/2024	75930	DAVID LEE SMITH	CONTRACTUAL SERVICES	818-000	58.00
07/15/2024	75942	FACE FLAIR LLC	CONTRACTUAL SERVICES	818-000	400.00
07/15/2024	75968	JOSEPH SERMO	CONTRACTUAL SERVICES	818-000	1,774.50
07/15/2024	75970	JUMP-A-RAMA, INC.	CONTRACTUAL SERVICES	818-000	2,976.00
07/15/2024	75971	KAIYA SCOTT	CONTRACTUAL SERVICES	818-000	1,152.00
07/15/2024	75981*#	LGC GLOBAL ENERGY FM, LLC	CUSTODIAL SERVICES	811-000	1,386.49
			CUSTODIAL SERVICES	811-000	1,386.49

			CHECK GEN 75981 TOTAL FOR FUND 208:		2,772.98
07/15/2024	75991	MIKE SWANTEK	CONTRACTUAL SERVICES	818-000	600.00
07/15/2024	76005	PK PERFORMANCE	PROGRAM SUPPLIES	758-000	252.00
07/15/2024	76018	RENEE SOKOLOSKI	YOUTH CAMP	626-112	460.00
07/15/2024	76022	ROBERT GREEN	CONTRACTUAL SERVICES	818-000	108.11
07/15/2024	76034	SONIC FREEWAY LLC	CONTRACTUAL SERVICES	818-000	600.00
07/15/2024	76052*#	UNITED FACILITY SUPPLIES	MAINTENANCE SUPPLIES	776-000	71.96
			MAINTENANCE SUPPLIES	776-000	56.44
			CHECK GEN 76052 TOTAL FOR FUND 208:		128.40
			Total for fund 208 RECREATION REVOLVING FUND		14,352.33
07/15/2024	75909*#	BRENDA CASTANEDA	CONTRACTUAL SERVICES	818-000	883.60
07/15/2024	75948	GORDON FOOD SERVICE INC.	PROGRAM SUPPLIES	758-000	85.04
07/15/2024	75996*#	O'REILLY AUTOMOTIVE, INC.	VEHICLE MAINTENANCE	939-000	96.57
			Total for fund 211 SENIOR ACTIVITIES		1,065.21
07/15/2024	75992	MINUTEMAN PRESS	PROGRAM SUPPLIES	758-000	3,917.50
07/15/2024	76033	SOCRRA	RUBBISH COLLECTION	818-001	33,381.88
			TRASH DISPOSAL	818-003	22,013.12
			TRASH DISPOSAL	818-003	955.07
			CHECK GEN 76033 TOTAL FOR FUND 226:		56,350.07
			Total for fund 226 SOLID WASTE		60,267.57

07/15/2024	75903	AVERY ORTA	DDA - EVENTS	817-004	100.00
07/15/2024	75912	C'FORJA, LLC	DDA - EVENTS	817-004	400.00
07/15/2024	75962	JANINE BRAUN	CONTRACTUAL SERVICES	818-000	1,300.00
07/15/2024	75979	LAURA LUCHTMAN	DDA - EVENTS	817-004	400.00
07/15/2024	76013#	RAD HATTER MARKETING	DDA - EVENTS	817-004	3,678.16
			CONTRACTUAL SERVICES	818-000	4,200.00
			CHECK GEN 76013 TOTAL FOR FUND 248:		7,878.16
07/15/2024	76019	REWARE VINTAGE, LLC	DDA - EVENTS	817-004	600.00
07/15/2024	76047	THE ORIGINAL PRINT SHOPPE	DOWNTOWN MERCHANDISE EXPENDITURES	817-002	1,012.50
			Total for fund 248 DOWNTOWN DEVELOPMENT AUTHORITY		11,690.66
07/15/2024	76045*#	THE LIBRARY NETWORK	CDBG EXPENSES-PROGRAM YEAR 2023-2024	818-046	534.24
			Total for fund 275 CDBG		534.24
07/15/2024	75894*#	AMAZON CAPITAL SERVICES	OFFICE SUPPLIES	728-000	15.50
07/15/2024	75920*#	CINTAS	CUSTODIAL	811-000	148.45
07/15/2024	75924*#	CONTRACTORS CLOTHING CO.	UNIFORMS	744-000	215.99
07/15/2024	75927	D'ANGELO BROS INC.	IMPROVEMENTS-SEWER	971-150	25,681.09
			IMPROVEMENTS-SEWER	971-150	43,118.57
			CHECK GEN 75927 TOTAL FOR FUND 592:		68,799.66

07/15/2024	75936*#	DURST LUMBER CO	EQUIPMENT	982-592	4.77
			EQUIPMENT	982-592	49.44
			CHECK GEN 75936 TOTAL FOR FUND 592:		<u>54.21</u>
07/15/2024	75938*#	EJ USA, INC.	EQUIPMENT	982-592	3,983.52
07/15/2024	75943	FERGUSON WATERWORKS #3386	EQUIPMENT	982-592	699.55
			EQUIPMENT	982-592	260.00
			CHECK GEN 75943 TOTAL FOR FUND 592:		<u>959.55</u>
07/15/2024	75949	H.D. EDWARDS & CO.	VEHICLE MAINTENANCE	939-000	83.20
07/15/2024	75956	HYDROCORP	CROSS CONNECTIONS	822-000	1,769.00
07/15/2024	75981*#	LGC GLOBAL ENERGY FM, LLC	CUSTODIAL	811-000	141.41
			CUSTODIAL	811-000	141.40
			CHECK GEN 75981 TOTAL FOR FUND 592:		<u>282.81</u>
07/15/2024	75983	MALONEY TRUCKING	DPW CONTRACTUAL	830-000	4,725.00
07/15/2024	75997	OAKLAND COUNTY REGISTER OF DEEDS	CONTRACTUAL SERVICES	818-000	30.00
07/15/2024	76000#	OAKLAND COUNTY TREASURER	BULK SEWAGE	927-000	96,015.16
			STORM FLOW	927-000	163,485.27
			CHECK GEN 76000 TOTAL FOR FUND 592:		<u>259,500.43</u>
07/15/2024	76004*#	PITNEY BOWES INC.	POSTAGE-PRINTING-MAILING	730-000	74.52
07/15/2024	76010	PROGRESSIVE PLUMBING SUPPLY CO.	EQUIPMENT	982-592	39.36

07/15/2024	76026	S/E OAK. CTY WATER AUTHORITY	BULK WATER	926-000	81,081.35
07/15/2024	76053	UNIVERSAL PLUMBING SUPPLY	EQUIPMENT	982-592	58.39
07/18/2024	76063*#	CITY OF BERKLEY-DPW PETTY CASH	POSTAGE-PRINTING-MAILING	730-000	61.11
			PROGRAM SUPPLIES	758-000	123.81
			VEHICLE MAINTENANCE	939-000	35.61
			PROFESSIONAL DEVELOPMENT	960-000	15.00
			CHECK GEN 76063 TOTAL FOR FUND 592:		235.53
			Total for fund 592 WATER AND SEWER		422,056.47

TOTAL - ALL FUNDS	1,039,925.28
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'*'-INDICATES CHECK DISTRIBUTED TO MORE THAN ONE FUND

'#'-INDICATES CHECK DISTRIBUTED TO MORE THAN ONE DEPARTMENT

DATE	VENDOR	AMOUNT
7/2/2024	INTERNAL REVENUE SERVICES	\$ 16,244.97
7/3/2024	CONSUMERS ENERGY	\$ 69.33
7/3/2024	CONSUMERS ENERGY	\$ 39.90
7/3/2024	CONSUMERS ENERGY	\$ 18.39
7/3/2024	CONSUMERS ENERGY	\$ 243.92
7/3/2024	CONSUMERS ENERGY	\$ 174.87
7/3/2024	CONSUMERS ENERGY	\$ 175.53
7/3/2024	UNION DUES	\$ 270.00
7/3/2024	UNION DUES	\$ 640.00
7/3/2024	UNION DUES	\$ 400.00
7/5/2024	DTE	\$ 511.67
7/5/2024	DTE	\$ 195.60
7/8/2024	ALERUS	\$ 11,871.19
7/8/2024	ALERUS	\$ 7,692.47
7/8/2024	ALERUS	\$ 1,886.23
7/8/2024	ALERUS	\$ 5,141.98
7/8/2024	DTE	\$ 26.25
7/8/2024	DTE	\$ 619.51
7/8/2024	DTE	\$ 6,067.97
7/8/2024	DTE	\$ 18.90
7/8/2024	DTE	\$ 76.66

7/8/2024	DTE	\$	643.44
7/8/2024	DTE	\$	455.43
7/8/2024	DTE	\$	29.67
7/8/2024	DTE	\$	630.53
7/8/2024	DTE	\$	77.98
7/8/2024	DTE	\$	125.82
7/8/2024	DTE	\$	1,766.21
7/8/2024	INTERNAL REVENUE SERVICES	\$	90,304.72
7/8/2024	1ST BANK CARD - CITY CREDIT CARD	\$	20,590.89
7/9/2024	HARTFORD	\$	5,199.78
7/9/2024	HARTFORD	\$	347.15
7/10/2024	ALERUS	\$	98,071.11
7/11/2024	DTE	\$	19,882.19
7/15/2024	STATE OF MICHIGAN	\$	20,477.06
7/16/2024	DTE	\$	58.65
7/16/2024	DTE	\$	1,034.17
7/16/2024	DTE	\$	18.98
7/18/2024	ALERUS	\$	5,176.42
7/18/2024	ALERUS	\$	1,078.10
7/18/2024	ALERUS	\$	3,687.88
7/18/2024	UNION DUES	\$	640.00
7/18/2024	UNION DUES	\$	400.00
7/22/2024	INTERNAL REVENUE SERVICES	\$	58,248.45
7/24/2024	1ST BANK CARD - CITY CREDIT CARD	\$	32,021.61

TOTAL ACH PAYMENTS	\$ 413,351.58
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We hereby certify that the foregoing is a true and correct list of bills and that they have been approved by the City Council and this is the authority to issue checks in the amounts stated and charge them in the various accounts.

Bridget Dean, Mayor

Victoria Mitchell, City Clerk

A RESOLUTION

**of the Council of the City of Berkley, Michigan
establishing a Resolution to Tie Teal Ribbons**

- WHEREAS,** Tie Michigan Teal is a state-wide campaign designed to promote awareness of ovarian cancer and its symptoms; and
- WHEREAS,** Teal is the color representing ovarian cancer; and
- WHEREAS,** ovarian cancer is the deadliest of the gynecologic cancers and one of the five leading cancer related deaths among women in the United States; and
- WHEREAS,** each year approximately 22,000 women are diagnosed with the disease and 15,000 women will die; and
- WHEREAS,** women diagnosed with ovarian cancer have an average five-year survival rate of 45 percent; and
- WHEREAS,** unlike other cancers, there is no early detection test for ovarian cancer and because symptoms which are often subtle and mimic other diseases awareness of symptoms is the key to early diagnosis; and
- WHEREAS,** Tie Michigan Teal consists of volunteers tying ribbons on lampposts, trees and sign-posts and providing local businesses and offices with symptom information cards; and
- WHEREAS,** Tie Michigan Teal takes place the entire month of September and the City of Berkley supports their efforts to educate our residents and all members of the public about ovarian cancer and its symptoms; and

NOW, THEREFORE, THE CITY OF BERKLEY RESOLVES:

- SECTION 1:** I, Berkley Mayor and the members of the Berkley City Council, hereby proclaim September 2024 as Ovarian Cancer Awareness Month and will join Tie Michigan Teal with communities across the state and will have teal ribbons tied on lampposts, trees and sign posts and informational cards distributed to local businesses and offices to raise awareness of ovarian cancer and its symptoms.

Introduced and Passed at a Regular City Council Meeting on Monday, August 12, 2024.

Bridget Dean, Mayor

Attest:

Victoria Mitchell, City Clerk



April 2024

Dear Administrator:


Tie Michigan Teal is a statewide campaign of the Michigan Ovarian Cancer Alliance designed to promote awareness of ovarian cancer and its symptoms. Teal is the color representing ovarian cancer. Ovarian cancer is the deadliest of the gynecologic cancers and one of the five leading cancer related deaths among women in the United States.

In 2024 approximately 19,680 women will receive a diagnosis with the disease and 12,740 women will die. Unlike other cancers, there is no early detection test for ovarian cancer.

The *Tie Michigan Teal* campaign consists of volunteers tying teal ribbons on lamp posts, benches and businesses in the downtown areas and distributing awareness information to local businesses to display. The event will be held during the month of September, which has been declared National Ovarian Cancer Awareness Month. There is no cost to the city and the ribbons will be taken down at the end of the month.

I am asking you to grant permission for our volunteers to tie ribbons throughout your town/city/ village this September, 2024. Please sign on the bottom of this letter and return the signed letter to the volunteer whose name and contact information is below. Thank you for your support of our efforts to raise awareness and educate on ovarian cancer. If you have any questions or concerns, please contact us at: info@mioca.org or (734) 800-6144

Sincerely,


Megan Neubauer
Executive Director

Town/City/Village: City of Berkley

Mayor/Town Official Name: Bridget Dean

Signature/Date:  7/11/2024

Please return the signed letter to the volunteer listed below. She/he is responsible for the Tie the Michigan Teal Campaign in your city/town.

Volunteer Name: Marcia Gurche

Phone number: 586-303-0838

Email Address: M.gurche@gmail.com

August 12, 2024 City Council Meeting

Moved by Councilmember _____ and seconded by Councilmember _____ to consider Participation in the National Opioid Settlement and Authorize the Interim City Manager to Sign Participation Agreements on the City's Behalf.

Ayes:

Nays:

Motion:

MEMORANDUM

To: Mayor Dean and City Council
Nate Geinzer, Interim City Manager

From: Charlaine Stevenson, Assistant to the City Manager

Date: August 12, 2024

Subject: Approval of Opioid Settlement with Kroger

Madam Mayor and Members of City Council,

Background

Michigan local governments have received \$1.6 billion from the opioid settlement. Funds will come from Allergan, CVS, Distributors, Janssen, Kroger, Teva, Walgreens and Walmart from 2023 until 2038. Funds can only be used to educate our community about drugs and safety. In total the City of Berkley will receive \$131,064.38 over 15 years. The funds received from the National Opioid Settlement have many restrictions. Many of our colleagues have found it best to transfer the funds to Oakland county to administer and better leverage the dollars. The Interim City Manager will be able to sign on the city's behalf. Since 2023 the city has received \$13,987.25 and we will continue to receive more for the next 15 years.

Summary

- Authorize the Interim City Manager to sign the Kroger National Opioid Settlement agreement.
- Kroger makes a total estimated payment of \$7,282.94 between 2024-2034
- Kroger will give Berkley an allocation percentage of 0.0238%
- Restrictions include: All opioid dollars used only as an educational tool for the community
- It is recommended to donate money to Oakland county to administer

Recommendation

It is recommended that City Council move to authorize the Interim City Manager to sign the Opioid Settlement with Kroger contract.

New National Opioids Settlement: Kroger
Opioids Implementation Administrator
opioidsparticipation@rubris.com

Berkley city, MI
Reference Number: CL-793615

TO LOCAL POLITICAL SUBDIVISIONS:

THIS PACKAGE CONTAINS DOCUMENTATION TO PARTICIPATE IN THE NEW NATIONAL OPIOIDS SETTLEMENT. YOU MUST TAKE ACTION IN ORDER TO PARTICIPATE.

Deadline: August 12, 2024

A new proposed national opioids settlement (“*New National Opioids Settlement*”) has been reached with Kroger (“*Settling Defendant*”). This *Participation Package* is a follow-up communication to the *Notice of National Opioids Settlement* recently received electronically by your subdivision.

You are receiving this *Participation Package* because Michigan is participating in the Kroger settlement.

If a state does not participate in a particular Settlement, the subdivisions in that state are not eligible to participate in that Settlement.

This electronic envelope contains:

- The *Participation Form* for the Kroger settlement, including a release of any claims.

The *Participation Form* must be executed, without alteration, and submitted on or before August 12, 2024, in order for your subdivision to be considered for initial participation calculations and payment eligibility.

Based upon subdivision participation forms received on or before August 12, 2024, the subdivision participation rate will be used to determine whether participation is sufficient for the settlement to move forward and whether a state earns its maximum potential payment under the settlement. If the settlement moves forward, your release will become effective. If a settlement does not move forward, that release will not become effective.

Any subdivision that does not participate cannot directly share in the settlement funds, even if the subdivision’s state is settling and other participating subdivisions are sharing in settlement funds. Any subdivision that does not participate may also reduce the amount of money for programs to remediate the opioid crisis in its state. Please note, a subdivision will not necessarily directly receive settlement funds by participating; decisions on how settlement funds will be allocated within a state are subject to intrastate agreements or state statutes.

You are encouraged to discuss the terms and benefits of the *New National Opioids Settlement* with your counsel, your Attorney General's Office, and other contacts within your state. Many states are implementing and allocating funds for this new settlement the same as they did for the prior opioids settlements with McKesson, Cardinal, Cencora (formerly AmerisourceBergen), J&J/Janssen, Teva, Allergan, CVS, Walgreens, and Walmart but states may choose to treat this settlement differently.

Information and documents regarding the *New National Opioids Settlement* and how it is being implemented in your state and how funds will be allocated within your state can be found on the national settlement website at <https://nationalopioidsettlement.com/>. This website will be supplemented as additional documents are created.

How to return signed forms:

There are three methods for returning the executed *Participation Form* and any supporting documentation to the Implementation Administrator:

- (1) *Electronic Signature via DocuSign*: Executing the *Participation Form* electronically through DocuSign will return the signed form to the Implementation Administrator and associate your form with your subdivision's records. Electronic signature is the most efficient method for returning the *Participation Form*, allowing for more timely participation and the potential to meet higher settlement payment thresholds, and is therefore strongly encouraged.
- (2) *Manual Signature returned via DocuSign*: DocuSign allows forms to be downloaded, signed manually, then uploaded to DocuSign and returned automatically to the Implementation Administrator. Please be sure to complete all fields. As with electronic signature, returning a manually signed *Participation Form* via DocuSign will associate your signed forms with your subdivision's records.
- (3) *Manual Signature returned via electronic mail*: If your subdivision is unable to return an executed *Participation Form* using DocuSign, the signed *Participation Form* may be returned via electronic mail to opioidsparticipation@rubris.com. Please include the name, state, and reference ID of your subdivision in the body of the email and use the subject line Settlement Participation Form - [Subdivision Name, Subdivision State] - [Reference ID].

Detailed instructions on how to sign and return the *Participation Form*, including changing the authorized signer, can be found at <https://nationalopioidsettlement.com/>. You may also contact opioidsparticipation@rubris.com.

The sign-on period for subdivisions ends on August 12, 2024.

If you have any questions about executing the *Participation Form*, please contact your counsel, the Implementation Administrator at opioidsparticipation@rubris.com,

or Assistant Attorney General Matt Walker at 517-335-7632 or WalkerM30@michigan.gov.

Thank you,

New National Opioids Settlement Implementation Administrator

The Implementation Administrator is retained to provide the settlement notice required by the New National Opioids Settlement and to manage the collection of the Participation Form.

Subdivision Participation and Release Form

Governmental Entity: Berkley city	State: MI
Authorized Signatory:	
Address 1:	
Address 2:	
City, State, Zip:	
Phone:	
Email:	

The governmental entity identified above (“*Governmental Entity*”), in order to obtain and in consideration for the benefits provided to the Governmental Entity pursuant to the Settlement Agreement dated March 22, 2024 (“*Kroger Settlement*”), and acting through the undersigned authorized official, hereby elects to participate in the Kroger Settlement, release all Released Claims against all Released Entities, and agrees as follows.

1. The Governmental Entity is aware of and has reviewed the Kroger Settlement, understands that all terms in this Participation and Release Form have the meanings defined therein, and agrees that by executing this Participation and Release Form, the Governmental Entity elects to participate in the Kroger Settlement and become a Participating Subdivision as provided therein.
2. The Governmental Entity shall promptly, and in any event no later than 14 days after the Reference Date and prior to the filing of the Consent Judgment, dismiss with prejudice any Released Claims that it has filed. With respect to any Released Claims pending in *In re National Prescription Opiate Litigation*, MDL No. 2804, the Governmental Entity authorizes the Plaintiffs’ Executive Committee to execute and file on behalf of the Governmental Entity a Stipulation of Dismissal with Prejudice substantially in the form found at <https://nationalopioidsettlement.com/>.
3. The Governmental Entity agrees to the terms of the Kroger Settlement pertaining to Participating Subdivisions as defined therein.
4. By agreeing to the terms of the Kroger Settlement and becoming a Releasor, the Governmental Entity is entitled to the benefits provided therein, including, if applicable, monetary payments beginning after the Effective Date.
5. The Governmental Entity agrees to use any monies it receives through the Kroger Settlement solely for the purposes provided therein.
6. The Governmental Entity submits to the jurisdiction of the court in the Governmental Entity’s state where the Consent Judgment is filed for purposes limited to that court’s role as provided in, and for resolving disputes to the extent provided in, the Kroger Settlement. The Governmental Entity likewise agrees to arbitrate before the National



Arbitration Panel as provided in, and for resolving disputes to the extent otherwise provided in, the Kroger Settlement.

7. The Governmental Entity has the right to enforce the Kroger Settlement as provided therein.
8. The Governmental Entity, as a Participating Subdivision, hereby becomes a Releasor for all purposes in the Kroger Settlement, including without limitation all provisions of Section XI (Release), and along with all departments, agencies, divisions, boards, commissions, districts, instrumentalities of any kind and attorneys, and any person in their official capacity elected or appointed to serve any of the foregoing and any agency, person, or other entity claiming by or through any of the foregoing, and any other entity identified in the definition of Releasor, provides for a release to the fullest extent of its authority. As a Releasor, the Governmental Entity hereby absolutely, unconditionally, and irrevocably covenants not to bring, file, or claim, or to cause, assist or permit to be brought, filed, or claimed, or to otherwise seek to establish liability for any Released Claims against any Released Entity in any forum whatsoever. The releases provided for in the Kroger Settlement are intended by the Parties to be broad and shall be interpreted so as to give the Released Entities the broadest possible bar against any liability relating in any way to Released Claims and extend to the full extent of the power of the Governmental Entity to release claims. The Kroger Settlement shall be a complete bar to any Released Claim.
9. The Governmental Entity hereby takes on all rights and obligations of a Participating Subdivision as set forth in the Kroger Settlement.
10. In connection with the releases provided for in the Kroger Settlement, each Governmental Entity expressly waives, releases, and forever discharges any and all provisions, rights, and benefits conferred by any law of any state or territory of the United States or other jurisdiction, or principle of common law, which is similar, comparable, or equivalent to § 1542 of the California Civil Code, which reads:

General Release; extent. A general release does not extend to claims that the creditor or releasing party does not know or suspect to exist in his or her favor at the time of executing the release that, if known by him or her would have materially affected his or her settlement with the debtor or released party.

A Releasor may hereafter discover facts other than or different from those which it knows, believes, or assumes to be true with respect to the Released Claims, but each Governmental Entity hereby expressly waives and fully, finally, and forever settles, releases and discharges, upon the Effective Date, any and all Released Claims that may exist as of such date but which Releasors do not know or suspect to exist, whether through ignorance, oversight, error, negligence or through no fault whatsoever, and which, if known, would materially affect the Governmental Entities' decision to participate in the Kroger Settlement.



11. Nothing herein is intended to modify in any way the terms of the Kroger Settlement, to which Governmental Entity hereby agrees. To the extent this Participation and Release Form is interpreted differently from the Kroger Settlement in any respect, the Kroger Settlement controls.

I have all necessary power and authorization to execute this Participation and Release Form on behalf of the Governmental Entity.

Signature: _____

Name: _____

Title: _____

Date: _____



MICHIGAN STATE-SUBDIVISION AGREEMENT FOR ALLOCATION OF KROGER SETTLEMENT AGREEMENT

The People of the State of Michigan and its communities have been harmed by misfeasance, nonfeasance, and malfeasance committed by certain entities within the pharmaceutical industry. The conduct of such Pharmaceutical Entities has caused, or contributed to the existence of, a public nuisance associated with the opioid public health epidemic.

The State, through its Attorney General, and Litigating Local Governments, through their elected representatives and counsel, are separately engaged in litigation seeking to hold the Pharmaceutical Entities accountable for the damage caused by their misfeasance, nonfeasance, and malfeasance by seeking compensation for past damages and imposing the equitable remedy of nuisance abatement. The State and Litigating Local Governments litigated their claims in their proprietary, sovereign, and quasi-sovereign capacities. This State-Subdivision Agreement Applies to National Settlement (“Settlement”) reached with Kroger Co. (“Kroger”), one such pharmaceutical retailer entity.

To allocate monetary payments received from Kroger Co., the State and Litigating Local Governments agree to the following State-Subdivision Agreement:

I. Definitions

As used in this Memorandum of Understanding (“MOU”):

- A. “Actual Attorney Fees” are the aggregate contingent fees paid to a Local Litigating Attorney for work performed for a Litigating Local Government for the Settlement and associated litigation, based on a Litigating Local Government’s Actual Total Recovery. This does not include any fee payments for common benefit work as defined by the Settlement.
- B. “Actual Total Recovery” is the aggregated monetary recovery that an individual Litigating Local Government receives, based on that Litigating Local Government’s Final Allocation Percentage and aggregate Local Government Share.
- C. “De minimis-share Local Government” is a Participating Local Government whose Final Allocation Percentage is less than .0011%.
- D. “Final Allocation Percentage” is a Participating Local Government’s Allocation Percentage as modified by the Litigation Adjustment.

Attached as Exhibit A is the Final Allocation Percentage for each Local Government.

- E. “Litigating Local Government Attorneys” are the law firms who were retained by the Litigating Local Governments.
- F. “Litigating Local Government Attorney Fee Fund” (“LLGAFF”) is an annually adjusted percentage of the Local Government Share set aside for Projected Attorney Fee installment payments.
- G. “Litigating Local Governments” are the entities indicated as litigating in Exhibit C of this agreement.
- H. “Litigation Adjustment” is an adjustment applied to the Preliminary Allocation Percentage.
- I. “Local Government Share” is the portion of the Settlement Payments payable to Participating Local Governments pursuant to this State-Subdivision Agreement.
- J. “Local Governments” are the entities located within the geographic boundaries of the State of Michigan and identified in the Exhibits that identify the eligible Local Governments of the Settlement.
- K. “National Contingency Fee Fund” are the individual Contingency Fee Funds established in the Settlement to compensate Litigating Local Government Attorneys.
- L. “National Fund Administrator” is the Settlement Fund Administrator as defined by the Settlement.
- M. “Opioid Remediation” is the term as defined by the Settlement.
- N. “Participating Local Governments” are the Local Governments who have signed a Participation Agreement for the Settlement.
- O. “Parties” are the State and the Litigating Local Governments. The singular word “Party” shall mean either the State or Litigating Local Governments.
- P. “Pharmaceutical Entities” are the “Released Entities” as defined by the Settlement.
- Q. “Preliminary Allocation Percentage” is the percentage listed for a Participating Local Government in Exhibit B of this agreement.

- R. “Projected Attorney Fees” are the anticipated contingent fees paid to a Litigating Local Government Attorney for work performed for a Litigating Local Government for the Settlement and associated litigation, based on a Litigating Local Government’s Projected Total Recovery. This does not include any fee payments for common benefit work as defined by the Settlement.
- S. “Projected Total Recovery” is the aggregated monetary recovery that an individual Litigating Local Government is projected to receive based on that Litigating Local Government’s Final Allocation Percentage and aggregate Local Government Share.
- T. “Settlement” is the Kroger Co. National Settlement Agreement related to opioids and entered by the State of Michigan.
- U. “Settlement Payments” are scheduled monetary payments received through the Settlement.
- V. “State” is the State of Michigan acting through its Attorney General or her designees.
- W. “State Share” is the portion of the Settlement Payments payable to the State pursuant to this State-Subdivision Agreement.

II. Terms

1. Participation in Settlement: The Parties agree that to participate in the Settlement, Local Governments must execute a Participation Agreement.
2. Opioid Remediation: All Settlement Payments shall be utilized by Participating Local Governments and the State for Opioid Remediation, except as otherwise allowed by the Settlement. A minimum of 70% of Settlement Payments must be used solely for future Opioid Remediation.
3. Distribution:
Settlement Payments are allocated as follows:
 - 50% of Settlement Payments to the Local Government Share
 - 50% of Settlement Payments to the State Share

4. Local Government Share Offset: Prior to Participating Local Governments receiving their Final Allocation Percentage of the Local Government Share, amounts will be deducted for the following funds:
 - Litigating Local Government Attorney Fee Fund
5. Litigation Adjustment: The Parties recognize that the Litigating Local Governments expended time, resources, and assumed risk in the pursuit of litigation against the Pharmaceutical Entities. In recognition of this commitment and contribution, the Litigating Local Governments are entitled to a Litigation Adjustment of 10%.
6. Accelerated Participation Payments: Prior to the distribution of the State Share, the National Fund Administrator shall allocate the Projected Total Recovery for all De minimis-share Local Governments from the State Share to those De minimis-share Local Governments. This allocation shall be made in the first Settlement Payment. In subsequent Settlement Payments, the National Fund Administrator shall direct distributions of all De minimis-share Local Governments to the State Share.
7. Non-Participant Reallocation: If a non-county Local Government does not participate in the Settlement, then that non-county Local Government's share shall revert to the county(ies) in which it is located. If a county Local Government does not participate in the Settlements, that county's share shall be reallocated to the Participating Local Governments.
8. Litigation Costs: To the extent that Litigating Local Government Attorneys receive cost reimbursement from the National Contingency Fee Fund, then such reimbursed costs shall be deducted from any remaining entitlement to costs as provided under individual retention agreements.
9. Attorney Fees:
 - a. Attorney fee payments shall be paid from the LLGAFF, but only in years where Settlement Payments to the Local Government Share are greater than \$0.00.
 - b. Projected Attorney Fees shall be calculated as no more than 15% of an individual Litigating Local Government's Projected Total Recovery, as previously agreed upon in the Michigan State-Subdivision for the Distributor and Janssen Settlements. Projected Attorney Fees shall be paid in equal installments over

the shorter of: (i) the first seven Settlement Payments; or (ii) the total number of Settlement Payments.

- c. Litigating Local Government Attorneys must apply to the National Contingency Fee Fund and seek the maximum allowable contribution to their fee. To the extent that a Litigating Local Government Attorney applies to the National Attorney Contingency Fee Fund and the National Attorney Contingency Fee Fund does not pay the Projected Attorney Fee annual installment payment, the LLGAFF shall pay the deficiency for that year. The total of all deficiency payments shall be no more than 5% of the Litigating Local Government's Projected Total Recovery. If a Litigating Local Government Attorney does not apply to the National Attorney Contingency Fee Fund, the LLGAFF shall not pay any deficiency. A Projected Attorney Fee payment from the LLGAFF may not exceed any restrictions in the Kroger Settlement Agreement pertaining to the amount of settlement funds that may be allocable to non-Opioid Remediation purposes from each of those settlements.
 - d. Actual Attorney Fees shall be no greater than 15% of a Litigating Local Government's Actual Total Recovery.
 - e. If a Litigating Local Government's Actual Total Recovery is less than the Projected Total Recovery, the Litigating Local Government Attorney shall return the amount received that is greater than 15% of the Litigating Local Government's Actual Total Recovery.
 - f. The Parties shall endeavor to reconcile any timing discrepancies between fee payments from the National Contingency Fee Fund and the LLGAFF to assure payment of a 15% Attorney Fee.
10. Allocation of Remaining Local Government Share: The remainder of the Local Government Share after offsets shall be distributed to Participating Local Governments in accordance with each Participating Local Government's Final Allocation Percentage.
11. Escrow Agent: An Escrow Agent shall be agreed upon by the State and a majority of the Litigating Local Governments to administer the distribution of the Local Government Share and all funds contained within it pursuant to this State-Subdivision Agreement. The Escrow Agent shall be entitled to a reasonable fee for their services, which shall be paid solely from the Administrative Fund. Alternatively, the

Parties may explore whether the Escrow Agent's role can be fulfilled by the Settlement Fund Administrator as that term is defined in the Settlement.

12. Reversion to Local Government Share:

Any amounts remaining in the LLGAFF after paying the Projected Attorney Fee annual installment payment shall revert to the Local Government Share for distribution to Participating Local Governments in accordance with their Final Allocation Percentage. Any amount reverted to the Local Government Share shall be distributed no later than the next Settlement Payment.

III. Other Terms and Conditions

1. Governing Law and Venue: This Agreement will be governed by the laws of the State of Michigan. Any and all litigation arising under the Agreement, unless otherwise specified in this Agreement, will be instituted in either: (a) the Court that enters the Order if the matter deals with a matter covered by the Order and the Court retains jurisdiction; or (b) the appropriate State court in Michigan.
2. Modification: This Agreement may only be modified by a written amendment between the appropriate Parties. No promises or agreements made after the execution of this Agreement shall be binding unless expressly reduced to writing and signed by the Parties.
3. Execution in Counterparts: This Agreement may be executed in any number of counterparts, each of which shall be deemed to be an original, but all of which together shall constitute one and the same instrument.
4. Assignment: The rights granted in this Agreement may not be assigned or transferred by any Party without the prior written approval of the other Party. No Party shall be permitted to delegate its responsibilities or obligations under this Agreement without the prior written approval of the other Parties.
5. Additional Documents: The Parties agree to cooperate fully and execute any and all supplementary documents and to take all additional actions which may be reasonably necessary or appropriate to give full force and effect to the basic terms and intent of this Agreement.

6. Captions: The captions contained in this Agreement are for convenience only and shall in no way define, limit, extend, or describe the scope of this Agreement or any part of it.
7. Entire Agreement: This Agreement, including any attachments, embodies the entire agreement of the Parties. There are no other provisions, terms, conditions, or obligations. This Agreement supersedes all previous oral or written communications, representations, or agreements on this subject.
8. Construction: The Parties hereto hereby mutually acknowledge and represent that they have been fully advised by their respective legal counsel of their rights and responsibilities under this Agreement, that they have read, know, and understand completely the contents hereof, and that they have voluntarily executed the same. The Parties hereto further hereby mutually acknowledge that they have had input into the drafting of this Agreement and that, accordingly, in any construction to be made of this Agreement, it shall not be construed for or against any Party, but rather shall be given a fair and reasonable interpretation, based on the plain language of the Agreement and the expressed intent of the Parties.
9. Capacity to Execute Agreement: The Parties represent and warrant that the individuals signing this Agreement on their behalf are duly authorized and fully competent to do so.
10. Effectiveness: This Agreement shall become effective on the date on which the last required signature is affixed to this Agreement.

Exhibit A - Final Allocation Percentage
Michigan State-Subdivision Agreement for Kroger Settlement

Exhibit A - Final Allocation Percentage

Local Government	Final Allocation Percentage
Ada Township	0.0048672491%
Adrian City	0.0377750571%
Alcona County	0.0917940297%
Alger County	0.0863820337%
Algoma Township	0.0019503721%
Allegan County	0.5134781318%
Allen Park City	0.0714291400%
Allendale Charter Township	0.0051691825%
Alpena County	0.3489129359%
Alpine Charter Township	0.0016899367%
Ann Arbor City	0.3078689973%
Antrim County	0.2619106430%
Antwerp Township	0.0008728394%
Arenac County	0.1773263732%
Auburn Hills City	0.0782192126%
Bangor Charter Township	0.0072610498%
Baraga County	0.0815223814%
Barry County	0.2877609956%
Bath Charter Township	0.0357545030%
Battle Creek City	0.2275464953%
Bay City	0.0762853502%
Bay County	1.2109925232%
Bedford Township	0.0274217426%
Benton Charter Township	0.0602971146%
Benzie County	0.1531857055%
Berkley City	0.0238559660%
Berrien County	1.4096709065%
Beverly Hills Village	0.0305750883%
Big Rapids City	0.0162883194%
Birmingham City	0.0685227179%
Bloomfield Charter Township	0.1592123748%
Branch County	0.3754752735%
Brandon Charter Township	0.0198368214%
Brighton Township	0.0006728394%
Brownstown Charter Township	0.0688040827%

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Michigan State-Subdivision Agreement for Kroger Settlement

Local Government	Final Allocation Percentage
Burton City	0.0220545655%
Byron Township	0.0095435120%
Cadillac City	0.0659406832%
Caledonia Charter Township	0.0030673508%
Calhoun County	1.8175021666%
Cannon Township	0.0036808209%
Canton Charter Township	0.2588321285%
Cascade Charter Township	0.0134789810%
Cass County	0.4053750832%
Charlevoix County	0.2104592719%
Cheboygan County	0.3110680973%
Chesterfield Charter Township	0.1404231620%
Chippewa County	0.2632344876%
Clare County	0.3114103689%
Clawson City	0.0155156244%
Clinton Charter Township	0.6407812266%
Clinton County	0.5306192780%
Coldwater City	0.0085958845%
Commerce Charter Township	0.0221176243%
Comstock Charter Township	0.0094006092%
Cooper Charter Township	0.0010667353%
Crawford County	0.2834713014%
Davison Township	0.0098374672%
Dearborn City	0.3332957021%
Dearborn Heights City	0.1171891580%
Delhi Charter Township	0.0218839116%
Delta Charter Township	0.0451061644%
Delta County	0.2557976495%
Detroit City	7.0043022777%
Dewitt Charter Township	0.0408977189%
Dickinson County	0.2723412578%
East Bay Township	0.0016290902%
East Grand Rapids City	0.0230630052%
East Lansing City	0.1894330764%
Eastpointe City	0.1865525155%
Eaton County	0.9861089866%
Egelston Township	0.0065849019%
Emmet County	0.2016799000%
Emmett Charter Township	0.0090526675%

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Michigan State-Subdivision Agreement for Kroger Settlement

Local Government	Final Allocation Percentage
Escanaba City	0.0177788333%
Farmington City	0.0244970566%
Farmington Hills City	0.1836539524%
Fenton Charter Township	0.0020606649%
Fenton City	0.0533444252%
Ferndale City	0.0991162992%
Flat Rock City	0.0191064907%
Flint Charter Township	0.0284464008%
Flint City	2.9020480514%
Flushing Charter Township	0.0041632884%
Fort Gratiot Charter Township	0.0105014847%
Fraser City	0.0890810562%
Frenchtown Charter Township	0.0543711838%
Fruitport Charter Township	0.0143781939%
Gaines Township, Kent County	0.0100007209%
Garden City	0.0400666486%
Garfield Charter Township	0.0004523052%
Genesee Charter Township	0.0143994694%
Genesee County	2.0222988370%
Genoa Township	0.0000841049%
Georgetown Charter Township	0.0080112116%
Gladwin County	0.2391684964%
Gogebic County	0.0830544105%
Grand Blanc Charter Township	0.0233387940%
Grand Haven Charter Township	0.0125419639%
Grand Haven City	0.0386762323%
Grand Rapids Charter Township	0.0041785420%
Grand Rapids City	1.3200304570%
Grand Traverse County	0.9068912659%
Grandville City	0.0309223680%
Gratiot County	0.3462222699%
Green Oak Township	0.0357806378%
Grosse Ile Township	0.0238269927%
Grosse Pointe Park City	0.0314891491%
Grosse Pointe Woods City	0.0224396090%
Hamburg Township	0.0377390811%
Hamtramck City	0.1203841279%
Harper Woods City	0.0336018655%
Harrison Charter Township	0.1219869902%

Exhibit A - Final Allocation Percentage
Michigan State-Subdivision Agreement for Kroger Settlement

Local Government	Final Allocation Percentage
Hartland Township	0.0003244047%
Hazel Park City	0.0489386342%
Highland Charter Township	0.0195655907%
Highland Park City	0.0260202858%
Hillsdale County	0.4105041237%
Holland Charter Township	0.0193895872%
Holland City	0.1100538894%
Holly Township	0.0027246349%
Houghton County	0.2448207297%
Huron Charter Township	0.0397499656%
Huron County	0.1947177493%
Independence Charter Township	0.0548563932%
Ingham County	2.3483828726%
Inkster City	0.1109546618%
Ionia City	0.0298598458%
Ionia County	0.5396199789%
Iosco County	0.3533723488%
Iron County	0.1212729351%
Iron Mountain City	0.0101053101%
Isabella County	0.6292225146%
Jackson City	0.1940676111%
Jackson County	0.7214737917%
Kalamazoo Charter Township	0.0345755857%
Kalamazoo City	0.2517097496%
Kalamazoo County	2.1830160391%
Kalkaska County	0.1094231355%
Kent County	3.0589085349%
Kentwood City	0.0945959397%
Keweenaw County	0.0044979388%
Lake County	0.0801183868%
Lansing City	0.5838781768%
Lapeer County	0.5261771741%
Leelanau County	0.1361121830%
Lenawee County	0.8666225223%
Lenox Township	0.0074382901%
Leoni Township	0.0060431354%
Lincoln Charter Township	0.0118621201%
Lincoln Park City	0.1055951609%
Livingston County	1.4709098660%

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Michigan State-Subdivision Agreement for Kroger Settlement

Local Government	Final Allocation Percentage
Livonia City	0.4399745592%
Luce County	0.0702367042%
Lyon Charter Township	0.0040068160%
Mackinac County	0.0604498099%
Macomb County	8.4966206434%
Macomb Township	0.0719075065%
Madison Heights City	0.0959170107%
Manistee County	0.3433049178%
Marion Township, Livingston County	0.0001321649%
Marquette City	0.0208343056%
Marquette County	0.5927501439%
Mason County	0.2736024413%
Mecosta County	0.2207441477%
Melvindale City	0.0345402135%
Menominee County	0.1050220262%
Meridian Charter Township	0.0470569691%
Midland City	0.2009195979%
Midland County	0.3578785428%
Milford Charter Township	0.0042718823%
Missaukee County	0.0666491945%
Monitor Charter Township	0.0029359445%
Monroe Charter Township	0.0079574543%
Monroe City	0.1396991561%
Monroe County	1.6848065467%
Montcalm County	0.6833587090%
Montmorency County	0.0968243729%
Mount Clemens City	0.0334306903%
Mount Morris Charter Township	0.0165482687%
Mount Pleasant City	0.0237786846%
Mundy Charter Township	0.0100221232%
Muskegon Charter Township	0.0239840474%
Muskegon City	0.1161880260%
Muskegon County	1.8759295925%
Muskegon Heights City	0.0332610314%
New Baltimore City	0.0319311246%
Newaygo County	0.5138387494%
Niles City	0.0387681812%
Niles Township	0.0143124958%
Northville Charter Township	0.0920671038%

Exhibit A - Final Allocation Percentage
Michigan State-Subdivision Agreement for Kroger Settlement

Local Government	Final Allocation Percentage
Norton Shores City	0.0466449877%
Novi City	0.0974211078%
Oak Park City	0.0689727142%
Oakland Charter Township	0.0182340949%
Oakland County	5.7490446273%
Oceana County	0.2394112823%
Oceola Township	0.0002402998%
Ogemaw County	0.6119980640%
Ontonagon County	0.0554783904%
Orion Charter Township	0.0322086363%
Osceola County	0.2116637545%
Oscoda County	0.0652460081%
Oshtemo Charter Township	0.0082672044%
Otsego County	0.3122434453%
Ottawa County	0.9856052443%
Owosso City	0.0399032918%
Oxford Charter Township	0.0146649465%
Park Township, Ottawa County	0.0046131297%
Pittsfield Charter Township	0.0279734296%
Plainfield Charter Township	0.0097865852%
Plymouth Charter Township	0.0411431450%
Pontiac City	0.3308657333%
Port Huron Charter Township	0.0095929414%
Port Huron City	0.1731886027%
Portage City	0.0652775897%
Presque Isle County	0.1600742388%
Redford Charter Township	0.1408837357%
Riverview City	0.0320763333%
Rochester City	0.0265312862%
Rochester Hills City	0.0449194895%
Romulus City	0.1024428607%
Roscommon County	0.4225018168%
Roseville City	0.2840239750%
Royal Oak City	0.1725396612%
Saginaw Charter Township	0.0459946405%
Saginaw City	0.2862994320%
Saginaw County	1.7730393593%
Sanilac County	0.3815217629%
Sault Ste. Marie City	0.1083167770%

Exhibit A - Final Allocation Percentage
Michigan State-Subdivision Agreement for Kroger Settlement

Local Government	Final Allocation Percentage
Schoolcraft County	0.0524761976%
Scio Charter Township	0.0034246408%
Shelby Charter Township	0.3366633161%
Shiawassee County	0.7980933155%
South Lyon City	0.0172108158%
Southfield City	0.2614724834%
Southfield Township	0.0000739720%
Southgate City	0.0590464814%
Spring Lake Township	0.0069094121%
Springfield Charter Township	0.0029712082%
St Clair County	2.1956069742%
St Joseph County	0.2835067060%
St. Clair Shores City	0.2259100369%
Sterling Heights City	1.0348308715%
Sturgis City	0.0398319787%
Summit Township, Jackson County	0.0097847761%
Superior Charter Township	0.0080576481%
Taylor City	0.2502149934%
Texas Charter Township	0.0034602263%
Thomas Township	0.0084482592%
Traverse City	0.0682342524%
Trenton City	0.0320245188%
Troy City	0.1568637642%
Tuscola County	0.4875465057%
Tyrone Township, Livingston County	0.0064039892%
Union Charter Township	0.0000340455%
Van Buren Charter Township	0.0755554143%
Van Buren County	0.5070372777%
Vienna Charter Township, Genesee County	0.0057455156%
Walker City	0.0383592467%
Warren City	1.2919233878%
Washington Township, Macomb County	0.0537580568%
Washtenaw County	2.6140018962%
Waterford Charter Township	0.1452994768%
Wayne City	0.0921719182%
Wayne County	11.2050250072%
West Bloomfield Charter Township	0.1743088246%
Westland City	0.3587882268%
Wexford County	0.3285642495%

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Local Government	Final Allocation Percentage
White Lake Charter Township	0.0389092655%
Wixom City	0.0245525356%
Woodhaven City	0.0380115040%
Wyandotte City	0.0649183232%
Wyoming City	0.1697749703%
Ypsilanti Charter Township	0.0384677895%
Ypsilanti City	0.0597227004%
Zeeland Charter Township	0.0040879713%
Blackman Charter Township	0.0000000000%
Detroit Wayne Mental Health Authority	0.0000000000%
Total	100.0000000000%

Exhibit B - Preliminary Allocation Percentage
Michigan State-Subdivision Agreement for Kroger Settlement

Exhibit B - Preliminary Allocation Percentage

Local Government	Preliminary Allocation Percentage
Ada Township	0.0073233482%
Adrian City	0.0568370128%
Alcona County	0.0834491179%
Alger County	0.0785291215%
Algoma Township	0.0029345640%
Allegan County	0.7725881935%
Allen Park City	0.1074735355%
Allendale Charter Township	0.0077776425%
Alpena County	0.3171935781%
Alpine Charter Township	0.0025427083%
Ann Arbor City	0.4632250874%
Antrim County	0.2381005845%
Antwerp Township	0.0013132895%
Arenac County	0.1612057938%
Auburn Hills City	0.1176899978%
Bangor Charter Township	0.0109251027%
Baraga County	0.0741112558%
Barry County	0.4329702358%
Bath Charter Township	0.0537968516%
Battle Creek City	0.3423704436%
Bay City	0.1147802745%
Bay County	1.1009022938%
Bedford Township	0.0412592343%
Benton Charter Township	0.0907240950%
Benzie County	0.1392597323%
Berkley City	0.0358941044%
Berrien County	1.2815190059%
Beverly Hills Village	0.0460038135%
Big Rapids City	0.0245076907%
Birmingham City	0.1031004819%
Bloomfield Charter Township	0.2395537286%
Branch County	0.3413411577%
Brandon Charter Township	0.0298468290%
Brighton Township	0.0010123659%
Brownstown Charter Township	0.1035238283%

Exhibit B - Preliminary Allocation Percentage
Michigan State-Subdivision Agreement for Kroger Settlement

Local Government	Preliminary Allocation Percentage
Burton City	0.0331836857%
Byron Township	0.0143593354%
Cadillac City	0.0992155073%
Caledonia Charter Township	0.0046151897%
Calhoun County	1.6522746969%
Cannon Township	0.0055382276%
Canton Charter Township	0.2353019350%
Cascade Charter Township	0.0202807109%
Cass County	0.3685228029%
Charlevoix County	0.1913266108%
Cheboygan County	0.2827891794%
Chesterfield Charter Township	0.2112831498%
Chippewa County	0.2393040796%
Clare County	0.4685534972%
Clawson City	0.0233450803%
Clinton Charter Township	0.5825283878%
Clinton County	0.4823811618%
Coldwater City	0.0129335184%
Commerce Charter Township	0.0332785651%
Comstock Charter Township	0.0141443213%
Cooper Charter Township	0.0016050286%
Crawford County	0.2577011831%
Davison Township	0.0148016255%
Dearborn City	0.5014825529%
Dearborn Heights City	0.1763248603%
Delhi Charter Township	0.0329269168%
Delta Charter Township	0.0678675252%
Delta County	0.2325433177%
Detroit City	6.3675475252%
Dewitt Charter Township	0.0615354244%
Dickinson County	0.2475829616%
East Bay Township	0.0024511576%
East Grand Rapids City	0.0347010017%
East Lansing City	0.1722118876%
Eastpointe City	0.2806901834%
Eaton County	0.8964627151%
Egelston Township	0.0099077587%
Emmet County	0.3034511111%
Emmett Charter Township	0.0136208021%

Exhibit B - Preliminary Allocation Percentage
 Michigan State-Subdivision Agreement for Kroger Settlement

Local Government	Preliminary Allocation Percentage
Escanaba City	0.0161625757%
Farmington City	0.0368587005%
Farmington Hills City	0.2763289545%
Fenton Charter Township	0.0031005125%
Fenton City	0.0802629568%
Ferndale City	0.1491321203%
Flat Rock City	0.0287479606%
Flint Charter Township	0.0428009530%
Flint City	2.6382255013%
Flushing Charter Township	0.0062641566%
Fort Gratiot Charter Township	0.0158007179%
Fraser City	0.1340329179%
Frenchtown Charter Township	0.0818078358%
Fruitport Charter Township	0.0216336824%
Gaines Township, Kent County	0.0150472599%
Garden City	0.0602849815%
Garfield Charter Township	0.0006805464%
Genesee Charter Township	0.0216656939%
Genesee County	1.8384534882%
Genoa Township	0.0001265457%
Georgetown Charter Township	0.0120538094%
Gladwin County	0.3598571100%
Gogebic County	0.1249651212%
Grand Blanc Charter Township	0.0351159584%
Grand Haven Charter Township	0.0188708587%
Grand Haven City	0.0581929367%
Grand Rapids Charter Township	0.0062871075%
Grand Rapids City	1.2000276882%
Grand Traverse County	0.8244466054%
Grandville City	0.0465263367%
Gratiot County	0.3147475181%
Green Oak Township	0.0538361746%
Grosse Ile Township	0.0358505107%
Grosse Pointe Park City	0.0473791255%
Grosse Pointe Woods City	0.0337630289%
Hamburg Township	0.0567828826%
Hamtramck City	0.1811320680%
Harper Woods City	0.0505579556%
Harrison Charter Township	0.1108972638%

Exhibit B - Preliminary Allocation Percentage
 Michigan State-Subdivision Agreement for Kroger Settlement

Local Government	Preliminary Allocation Percentage
Hartland Township	0.0004881050%
Hazel Park City	0.0736339264%
Highland Charter Township	0.0294387306%
Highland Park City	0.0391505779%
Hillsdale County	0.3731855670%
Holland Charter Township	0.0291739126%
Holland City	0.1655890102%
Holly Township	0.0040995334%
Houghton County	0.2225642997%
Huron Charter Township	0.0361363324%
Huron County	0.2929757372%
Independence Charter Township	0.0825378903%
Ingham County	2.1348935205%
Inkster City	0.1669443281%
Ionia City	0.0449276471%
Ionia County	0.4905636172%
Iosco County	0.3212475898%
Iron County	0.1102481228%
Iron Mountain City	0.0091866455%
Isabella County	0.5720204678%
Jackson City	0.1764251010%
Jackson County	1.0855421077%
Kalamazoo Charter Township	0.0520230321%
Kalamazoo City	0.3787268993%
Kalamazoo County	1.9845600355%
Kalkaska County	0.1646399668%
Kent County	2.7808259408%
Kentwood City	0.1423307082%
Keweenaw County	0.0067676775%
Lake County	0.0728348971%
Lansing City	0.5307983425%
Lapeer County	0.7916953951%
Leelanau County	0.1237383482%
Lenawee County	0.7878386566%
Lenox Township	0.0111917816%
Leoni Township	0.0090926074%
Lincoln Charter Township	0.0178479538%
Lincoln Park City	0.1588803292%
Livingston County	1.3371907873%

Exhibit B - Preliminary Allocation Percentage
 Michigan State-Subdivision Agreement for Kroger Settlement

Local Government	Preliminary Allocation Percentage
Livonia City	0.3999768720%
Luce County	0.0638515493%
Lyon Charter Township	0.0060287256%
Mackinac County	0.0909538431%
Macomb County	7.7242005849%
Macomb Township	0.1081932941%
Madison Heights City	0.1443184148%
Manistee County	0.3120953798%
Marion Township, Livingston County	0.0001988576%
Marquette City	0.0313476613%
Marquette County	0.5388637672%
Mason County	0.2487294921%
Mecosta County	0.3321355122%
Melvindale City	0.0519698104%
Menominee County	0.1580179806%
Meridian Charter Township	0.0708027402%
Midland City	0.3023071472%
Midland County	0.5384703258%
Milford Charter Township	0.0064275489%
Missaukee County	0.1002815458%
Monitor Charter Township	0.0044174736%
Monroe Charter Township	0.0119729252%
Monroe City	0.2101937979%
Monroe County	1.5316423152%
Montcalm County	0.6212351900%
Montmorency County	0.0880221572%
Mount Clemens City	0.0503004024%
Mount Morris Charter Township	0.0248988150%
Mount Pleasant City	0.0357778255%
Mundy Charter Township	0.0150794621%
Muskegon Charter Township	0.0360868180%
Muskegon City	0.1748185396%
Muskegon County	1.7053905386%
Muskegon Heights City	0.0500451306%
New Baltimore City	0.0480441296%
Newaygo County	0.4671261358%
Niles City	0.0583312847%
Niles Township	0.0215348319%
Northville Charter Township	0.0836973671%

Exhibit B - Preliminary Allocation Percentage
Michigan State-Subdivision Agreement for Kroger Settlement

Local Government	Preliminary Allocation Percentage
Norton Shores City	0.0701828658%
Novi City	0.1465815056%
Oak Park City	0.1037775542%
Oakland Charter Township	0.0274353387%
Oakland County	5.2264042066%
Oceana County	0.2176466203%
Oceola Township	0.0003615593%
Ogemaw County	0.5563618764%
Ontonagon County	0.0504349004%
Orion Charter Township	0.0484616785%
Osceola County	0.1924215950%
Oscoda County	0.0981702870%
Oshtemo Charter Township	0.0124389806%
Otsego County	0.2838576775%
Ottawa County	1.4829589190%
Owosso City	0.0600391920%
Oxford Charter Township	0.0220651355%
Park Township, Ottawa County	0.0069409957%
Pittsfield Charter Township	0.0254303905%
Plainfield Charter Township	0.0147250675%
Plymouth Charter Township	0.0619046968%
Pontiac City	0.3007870303%
Port Huron Charter Township	0.0144337077%
Port Huron City	0.2605826060%
Portage City	0.0982178051%
Presque Isle County	0.1455220353%
Redford Charter Township	0.2119761371%
Riverview City	0.0482626131%
Rochester City	0.0399194381%
Rochester Hills City	0.0675866509%
Romulus City	0.0931298734%
Roscommon County	0.3840925607%
Roseville City	0.4273474490%
Royal Oak City	0.2596061973%
Saginaw Charter Township	0.0692043420%
Saginaw City	0.4307711416%
Saginaw County	1.6118539630%
Sanilac County	0.3468379663%
Sault Ste. Marie City	0.0984697973%

Exhibit B - Preliminary Allocation Percentage
 Michigan State-Subdivision Agreement for Kroger Settlement

Local Government	Preliminary Allocation Percentage
Schoolcraft County	0.0789566063%
Scio Charter Township	0.0051527746%
Shelby Charter Township	0.5065495239%
Shiawassee County	0.7255393777%
South Lyon City	0.0258956950%
Southfield City	0.3934160797%
Southfield Township	0.0001112995%
Southgate City	0.0888423705%
Spring Lake Township	0.0103960225%
Springfield Charter Township	0.0044705319%
St Clair County	1.9960063402%
St Joseph County	0.4265691571%
St. Clair Shores City	0.3399081996%
Sterling Heights City	0.9407553377%
Sturgis City	0.0599318930%
Summit Township, Jackson County	0.0147223455%
Superior Charter Township	0.0121236785%
Taylor City	0.3764778630%
Texas Charter Township	0.0052063171%
Thomas Township	0.0127113988%
Traverse City	0.0620311385%
Trenton City	0.0481846521%
Troy City	0.2360199679%
Tuscola County	0.4432240961%
Tyrone Township, Livingston County	0.0096355544%
Union Charter Township	0.0000512255%
Van Buren Charter Township	0.0686867403%
Van Buren County	0.7628971716%
Vienna Charter Township, Genesee County	0.0086448035%
Walker City	0.0577159947%
Warren City	1.1744758071%
Washington Township, Macomb County	0.0808853142%
Washtenaw County	2.3763653602%
Waterford Charter Township	0.2186201385%
Wayne City	0.0837926529%
Wayne County	10.1863863702%
West Bloomfield Charter Township	0.2622681115%
Westland City	0.3261711153%
Wexford County	0.2986947723%

Exhibit B - Preliminary Allocation Percentage
 Michigan State-Subdivision Agreement for Kroger Settlement

Local Government	Preliminary Allocation Percentage
White Lake Charter Township	0.0585435626%
Wixom City	0.0369421752%
Woodhaven City	0.0571927749%
Wyandotte City	0.0976772465%
Wyoming City	0.2554463949%
Ypsilanti Charter Township	0.0578793100%
Ypsilanti City	0.0898598214%
Zeeland Charter Township	0.0061508332%
Blackman Charter Township	0.0000000000%
Detroit Wayne Mental Health Authority	0.0000000000%
Total	100.0000000003%

Exhibit C - Litigating Local Governments

Local Government	Litigating Local Government
Ada Township	
Adrian City	
Alcona County	Yes
Alger County	Yes
Algoma Township	
Allegan County	
Allen Park City	
Allendale Charter Township	
Alpena County	Yes
Alpine Charter Township	
Ann Arbor City	
Antrim County	Yes
Antwerp Township	
Arenac County	Yes
Auburn Hills City	
Bangor Charter Township	
Baraga County	Yes
Barry County	
Bath Charter Township	
Battle Creek City	
Bay City	
Bay County	Yes
Bedford Township	
Benton Charter Township	
Benzie County	Yes
Berkley City	
Berrien County	Yes
Beverly Hills Village	
Big Rapids City	
Birmingham City	
Bloomfield Charter Township	
Branch County	Yes
Brandon Charter Township	
Brighton Township	
Brownstown Charter Township	

Exhibit C - Litigating Local Governments
 Michigan State-Subdivision Agreement for Kroger Settlement

Local Government	Litigating Local Government
Burton City	
Byron Township	
Cadillac City	
Caledonia Charter Township	
Calhoun County	Yes
Cannon Township	
Canton Charter Township	Yes
Cascade Charter Township	
Cass County	Yes
Charlevoix County	Yes
Cheboygan County	Yes
Chesterfield Charter Township	
Chippewa County	Yes
Clare County	
Clawson City	
Clinton Charter Township	Yes
Clinton County	Yes
Coldwater City	
Commerce Charter Township	
Comstock Charter Township	
Cooper Charter Township	
Crawford County	Yes
Davison Township	
Dearborn City	
Dearborn Heights City	
Delhi Charter Township	
Delta Charter Township	
Delta County	Yes
Detroit City	Yes
Dewitt Charter Township	
Dickinson County	Yes
East Bay Township	
East Grand Rapids City	
East Lansing City	Yes
Eastpointe City	
Eaton County	Yes
Egelston Township	
Emmet County	
Emmett Charter Township	

Exhibit C - Litigating Local Governments
Michigan State-Subdivision Agreement for Kroger Settlement

Local Government	Litigating Local Government
Escanaba City	Yes
Farmington City	
Farmington Hills City	
Fenton Charter Township	
Fenton City	
Ferndale City	
Flat Rock City	
Flint Charter Township	
Flint City	Yes
Flushing Charter Township	
Fort Gratiot Charter Township	
Fraser City	
Frenchtown Charter Township	
Fruitport Charter Township	
Gaines Township, Kent County	
Garden City	
Garfield Charter Township	
Genesee Charter Township	
Genesee County	Yes
Genoa Township	
Georgetown Charter Township	
Gladwin County	
Gogebic County	
Grand Blanc Charter Township	
Grand Haven Charter Township	
Grand Haven City	
Grand Rapids Charter Township	
Grand Rapids City	Yes
Grand Traverse County	Yes
Grandville City	
Gratiot County	Yes
Green Oak Township	
Grosse Ile Township	
Grosse Pointe Park City	
Grosse Pointe Woods City	
Hamburg Township	
Hamtramck City	
Harper Woods City	
Harrison Charter Township	Yes

Exhibit C - Litigating Local Governments
 Michigan State-Subdivision Agreement for Kroger Settlement

Local Government	Litigating Local Government
Hartland Township	
Hazel Park City	
Highland Charter Township	
Highland Park City	
Hillsdale County	Yes
Holland Charter Township	
Holland City	
Holly Township	
Houghton County	Yes
Huron Charter Township	Yes
Huron County	
Independence Charter Township	
Ingham County	Yes
Inkster City	
Ionia City	
Ionia County	Yes
Iosco County	Yes
Iron County	Yes
Iron Mountain City	Yes
Isabella County	Yes
Jackson City	Yes
Jackson County	
Kalamazoo Charter Township	
Kalamazoo City	
Kalamazoo County	Yes
Kalkaska County	
Kent County	Yes
Kentwood City	
Keweenaw County	
Lake County	Yes
Lansing City	Yes
Lapeer County	
Leelanau County	Yes
Lenawee County	Yes
Lenox Township	
Leoni Township	
Lincoln Charter Township	
Lincoln Park City	
Livingston County	Yes

Exhibit C - Litigating Local Governments
Michigan State-Subdivision Agreement for Kroger Settlement

Local Government	Litigating Local Government
Livonia City	Yes
Luce County	Yes
Lyon Charter Township	
Mackinac County	
Macomb County	Yes
Macomb Township	
Madison Heights City	
Manistee County	Yes
Marion Township, Livingston County	
Marquette City	
Marquette County	Yes
Mason County	Yes
Mecosta County	
Melvindale City	
Menominee County	
Meridian Charter Township	
Midland City	
Midland County	
Milford Charter Township	
Missaukee County	
Monitor Charter Township	
Monroe Charter Township	
Monroe City	
Monroe County	Yes
Montcalm County	Yes
Montmorency County	Yes
Mount Clemens City	
Mount Morris Charter Township	
Mount Pleasant City	
Mundy Charter Township	
Muskegon Charter Township	
Muskegon City	
Muskegon County	Yes
Muskegon Heights City	
New Baltimore City	
Newaygo County	Yes
Niles City	
Niles Township	
Northville Charter Township	Yes

Exhibit C - Litigating Local Governments
 Michigan State-Subdivision Agreement for Kroger Settlement

Local Government	Litigating Local Government
Norton Shores City	
Novi City	
Oak Park City	
Oakland Charter Township	
Oakland County	Yes
Oceana County	Yes
Oceola Township	
Ogemaw County	Yes
Ontonagon County	Yes
Orion Charter Township	
Osceola County	Yes
Oscoda County	
Oshtemo Charter Township	
Otsego County	Yes
Ottawa County	
Owosso City	
Oxford Charter Township	
Park Township, Ottawa County	
Pittsfield Charter Township	Yes
Plainfield Charter Township	
Plymouth Charter Township	
Pontiac City	Yes
Port Huron Charter Township	
Port Huron City	
Portage City	
Presque Isle County	Yes
Redford Charter Township	
Riverview City	
Rochester City	
Rochester Hills City	
Romulus City	Yes
Roscommon County	Yes
Roseville City	
Royal Oak City	
Saginaw Charter Township	
Saginaw City	
Saginaw County	Yes
Sanilac County	Yes
Sault Ste. Marie City	Yes

Exhibit C - Litigating Local Governments
Michigan State-Subdivision Agreement for Kroger Settlement

Local Government	Litigating Local Government
Schoolcraft County	
Scio Charter Township	
Shelby Charter Township	
Shiawassee County	Yes
South Lyon City	
Southfield City	
Southfield Township	
Southgate City	
Spring Lake Township	
Springfield Charter Township	
St Clair County	Yes
St Joseph County	
St. Clair Shores City	
Sterling Heights City	Yes
Sturgis City	
Summit Township, Jackson County	
Superior Charter Township	
Taylor City	
Texas Charter Township	
Thomas Township	
Traverse City	Yes
Trenton City	
Troy City	
Tuscola County	Yes
Tyrone Township, Livingston County	
Union Charter Township	
Van Buren Charter Township	Yes
Van Buren County	
Vienna Charter Township, Genesee County	
Walker City	
Warren City	Yes
Washington Township, Macomb County	
Washtenaw County	Yes
Waterford Charter Township	
Wayne City	Yes
Wayne County	Yes
West Bloomfield Charter Township	
Westland City	Yes
Wexford County	Yes

Exhibit C - Litigating Local Governments
Michigan State-Subdivision Agreement for Kroger Settlement

Local Government	Litigating Local Government
White Lake Charter Township	
Wixom City	
Woodhaven City	
Wyandotte City	
Wyoming City	
Ypsilanti Charter Township	
Ypsilanti City	
Zeeland Charter Township	
Blackman Charter Township	
Detroit Wayne Mental Health Authority	Yes
Total	87

State of Michigan

Michigan State-Subdivision Agreement for Allocation of the Kroger Settlement
Agreement

By: Matthew L. Walker

Its: Assistant Attorney General

A PROCLAMATION
of the Council of the City of Berkley, Michigan
Proclaiming September 2024 as National Suicide Prevention Month

P-14-24

- WHEREAS,** September is known as National Suicide Prevention Month and is intended to help raise awareness surrounding suicide prevention resources available in the community; and
- WHEREAS,** World Suicide Prevention Day is observed each year on September 10; and
- WHEREAS,** Suicidal thoughts can affect anyone regardless of age, gender, race, orientation, income level, religion, or background; and
- WHEREAS,** According to the American Foundation for Suicide Prevention (A.F.S.P.), Suicide is the 10th leading cause of death among adults, and the 2nd leading cause of death among individuals between the ages of 10 and 34 in the United States; and
- WHEREAS,** According to the U.S. Centers for Disease Control and Prevention (CDC), each year more than 48,000 people die by suicide; and
- WHEREAS,** Organizations like the National Alliance on Mental Illness (NAMI) and National Suicide Prevention Lifeline, 800-273-TALK (8255) work to help individuals in crisis and provide resources to shed light on this highly stigmatized topic; and
- WHEREAS,** In 2020, Congress designated the new 988 dialing code to operate through the existing National Suicide Prevention Lifeline to help expand the crisis care system to better provide direct, life-saving services to all in need.; and
- WHEREAS,** Every year thousands of individuals die by suicide, leaving behind friends and family members to navigate the tragedy of loss. Often feelings of shame and stigma prevent them from talking openly; and
- WHEREAS,** Oakland Community Health Network (OCHN) is committed to being a Zero Suicide organization and cultivating a network of providers who are engaged in the Zero Suicide philosophy.

NOW, THEREFORE, THE CITY OF BERKLEY HEREBY PROCLAIMS

- SECTION 1:** That the month of September 2024 is hereby proclaimed as *National Suicide Prevention Month* in the City of Berkley.
- SECTION 2:** The City of Berkley calls upon all citizens, government agencies, public and private institutions, businesses, and schools to recommit our community to increasing awareness and understanding of suicide prevention, and the need for appropriate and accessible services to assist individuals in crisis.

Proclaimed this 12th day of August, 2024 at a Regular Meeting of the Berkley City Council.

Bridget Dean, Mayor

Attest:

Victoria Mitchell, City Clerk

A PROCLAMATION
of the Council of the City of Berkley, Michigan
Proclaiming September 2024 as National Recovery Month

P-15-24

- WHEREAS,** Substance use disorders occur when the recurrent use of alcohol and/or drugs causes clinically or functionally significant impairment, such as health problems, disability, and failure to meet major responsibilities at work, school, or home; and
- WHEREAS,** According to the Substance Abuse and Mental Health Services Administration (SAMHSA), in 2019, 9.5 million people 18 or older had both a substance use disorder and a mental illness; and
- WHEREAS,** Stigma and stereotypes associated with substance use disorders often keep people from seeking treatment that could improve their quality of life; and
- WHEREAS,** Substance use disorder recovery is a journey of healing and transformation, enabling people to live in a community of their choice while striving to achieve their full potential; and
- WHEREAS,** Substance use disorder recovery benefits individuals living with these disorders by focusing on their abilities to live, work, learn, and fully participate and contribute to our society, and also enriches the culture of our community.
- WHEREAS,** Substance use recovery is important for individual well-being and vitality, as well as for families, friends, communities, and businesses; and
- WHEREAS,** We believe everyone facing substance use disorders is capable of living a life in recovery; and
- WHEREAS,** We will continue to educate and raise awareness of the risks and potential harm associated with prescription drug misuse; and

NOW, THEREFORE, THE CITY OF BERKLEY HEREBY PROCLAIMS

- SECTION 1:** That the month of September 2024 is hereby proclaimed as *National Recovery Month* in the City of Berkley.
- SECTION 2:** The City of Berkley calls upon all citizens, government agencies, public and private institutions, businesses, and schools to recommit our community to increasing awareness and understanding of substance use, and the need for appropriate and accessible services to promote recovery.

Proclaimed this 12th day of August, 2024 at a Regular Meeting of the Berkley City Council.

Bridget Dean, Mayor

Attest:

Victoria Mitchell, City Clerk

A PROCLAMATION

P-16-24

of the Council of the City of Berkley, Michigan
Proclaiming September 2024 as Childhood Cancer Awareness Month

- WHEREAS,** 43 children in the United States will be diagnosed with cancer each day at an average age of six-years-old, and of those diagnosed, one out of five children will not survive the disease; and
- WHEREAS,** Pediatric cancer is not just one disease but is made up of a dozen types and subtypes of cancer, these types of cancers are most often very different from those that affect adults; and
- WHEREAS,** Pediatric cancers can be diagnosed in children regardless of their gender, race, orientation, income level, religion, or background; and
- WHEREAS,** Pediatric cancer is the leading cause of death by disease in US children under 15 years of age, surpassing that of AIDS, asthma, cystic fibrosis, diabetes, and muscular dystrophy combined; and
- WHEREAS,** The causes of most pediatric cancers are largely unknown and not strongly linked to lifestyle, unlike adult cancers; and
- WHEREAS,** Two-thirds of pediatric cancer patients will develop long-lasting chronic conditions resulting from treatment; and
- WHEREAS,** The pediatric cancer rates have been rising for the past decades, and approximately 14,910 adolescents in the US under the age of 19 will be diagnosed with cancer in 2024; and
- WHEREAS,** In the last 25 years, only 3 drugs have been specifically developed for children's cancer; and
- WHEREAS,** Less than 5% of the federal government's total funding for cancer research is dedicated to childhood cancers, only about 4% of funds raised for the National Cancer Institute go directly to pediatric cancer research, and funding for pediatric cancer research has continued to steadily decrease since 2003; and
- WHEREAS,** Despite major advances in treatment, it is still critically important to conduct research and increase awareness regarding pediatric cancer.

NOW, THEREFORE, THE CITY OF BERKLEY HEREBY PROCLAIMS

SECTION 1: That the month of September 2024 is hereby proclaimed as *Childhood Cancer Awareness Month* in the City of Berkley.

Proclaimed this 12th day of August, 2024 at a Regular Meeting of the Berkley City Council.

Bridget Dean, Mayor

Attest:

Victoria Mitchell, City Clerk

A PROCLAMATION
of the Council of the City of Berkley, Michigan
Proclaiming September 2024 as National Preparedness Month

P-17-24

- WHEREAS,** Each year Michigan experiences a variety of emergencies and natural disasters that pose significant dangers to our communities and affect the lives of many Michiganders. Whether facing the pandemic, damaging floods or drought, or winter weather, it is vital that we remain prepared for any disaster; and
- WHEREAS,** Across Michigan, we have seen communities' band together to support their fellow neighbors in the face of disaster. Our individual and collective preparedness is vital to handle any threats and reduce the loss of life and property. We all must work together to develop preparedness plans which can help minimize the impact of disaster for ourselves, our families, and our communities. Individuals and families are encouraged to develop and practice emergency plans to protect their household and property by taking time to create a communication strategy, decide on an emergency meeting location, build a three-day disaster preparedness kit, sign up for emergency alerts; and
- WHEREAS,** Additional preparedness considerations should be taken with regard to young children, residents who are older, individuals with access and functional needs, those with medical devices, and family pets. Preparedness plans should also include financial preparedness. Saving money is the best defense against disasters. Individuals, families, and business owners should ensure they have access to financial, insurance, and medical records; and
- WHEREAS,** By staying prepared, we can mitigate the lasting and damaging effects of disasters. Each September, we all participate in National Preparedness Month and renew our commitment to promoting emergency preparedness in homes, businesses, and communities across the state.

NOW, THEREFORE, THE CITY OF BERKLEY HEREBY PROCLAIMS

- SECTION 1:** That September 2024 is hereby proclaimed as *National Preparedness Month* in the City of Berkley.
- SECTION 2:** The City of Berkley calls upon the residents and business owners, to commit to reviewing and updating their Family and Business Preparedness plans.

Proclaimed this 12th day of August, 2024 at a Regular Meeting of the Berkley City Council.

Bridget Dean, Mayor

Attest:

Victoria Mitchell, City Clerk

A PROCLAMATION
of the Council of the City of Berkley, Michigan
in appreciation of Mark Coon for his dedication to the success of the
Berkley CruiseFest

WHEREAS, *Mark Coon has been involved with the planning and coordination of the Berkley CruiseFest for more than 20 years; and*

WHEREAS, *Mark, a known car enthusiast, has left an impression on thousands of spectators lining the streets of 12 Mile each year that is difficult to capture with words alone; and*

WHEREAS, *the impact of Mark's hard work is evident in every detail of the event. His passion has created a lasting legacy with invaluable contributions; and*

WHEREAS, *Mark's unwavering commitment to the Berkley CruiseFest has set a remarkable standard moving forward.*

NOW, THEREFORE, THE CITY OF BERKLEY PROCLAIMS:

SECTION 1: *That the City Council, on behalf of all local residents, is offering its genuine thanks to Mark Coon for his years of hard work and dedication; and*

SECTION 2: *The City Council invites the Berkley community to join them in congratulating Mark on the incredible work that has been done.*

Introduced and passed at a Regular City Council Meeting on Monday, August 12, 2024.

Bridget Dean
Mayor

Attest:

Victoria Mitchell
City Clerk

A RESOLUTION
Of the Council of the City of Berkley, Michigan
designating Saturday, December 7, 2024 for the
Annual Holiday Parade and Tree Lighting Ceremony in Berkley

WHEREAS, the Annual Berkley Christmas Parade was established by City Council and continues as a result of the hard work of the Berkley Holiday Parade Committee, which is dedicated to continuing this much anticipated Holiday event in Berkley; and

WHEREAS, in good spirit, the Berkley Holiday Committee seeks Council approval for use of certain City streets as it presents its Annual “Holiday Lights Parade” for the enjoyment of Berkley residents; and

WHEREAS, the Annual “Tree Lighting Ceremony” was also established by City Council in order to bring local residents together in the spirit of the Holiday Season. The Berkley Junior Women’s Club intends to continue its tradition of sponsoring the Annual “Tree Lighting Ceremony” and a visit from Santa immediately following the parade on the front lawn of City Hall; and

NOW, THEREFORE, THE CITY OF BERKLEY RESOLVES:

SECTION 1: That the Council of the City of Berkley hereby designates Saturday, December 7, 2024 for the annual Holiday parade which will begin at 5:30 p.m. and all local residents are urged to assemble at 5:00 p.m., along the following parade route, to begin this festive evening welcoming the Holidays to Berkley.

SECTION 2: That the City of Berkley, in the County of Oakland, Michigan, will faithfully fulfill all permit requirements, and shall save harmless indemnify, defend and represent the Board against any and all claims for bodily injury or property damage, or any other claim arising out of or related to operations authorized by such permit(s) as issued.

SECTION 3: That the City Clerk is directed to forward a copy of this resolution to the Road Commission for Oakland County, on behalf of the City of Berkley, in the County of Oakland, Michigan for the necessary approval of the Berkley Holiday Committee to conduct said parade.

SECTION 4: That the Berkley Holiday Committee agrees to a Community Special Assessment Cost Reimbursement in the amount of _____.

Introduced and passed at a Regular City Council Meeting on Monday, August 12, 2024.

Attest:

Bridget Dean, Mayor

Victoria Mitchell, City Clerk



MEMORANDUM

To: Mayor Dean and City Council
 From: Nate Geinzer, Interim City Manager
 Date: August 12, 2024
 Subject: Consider Interim Community Special Event Fee Policy

Madam Mayor and Members of City Council,

Background

- The City of Berkley Fee Schedule was updated effective June 20, 2023 in part to add the “actual costs” of City Services to fees associated with Community Special Events.

Community Special Event	
Application	
Application Fee	\$ 200.00
Clean up Bond	\$ 200.00
Cost Recovery	
Incidental Cost (Postage, Notifications, Copying, ETC.)	Actual Cost
City Services & Equipment Use Fees	Actual Cost
City Staff (Based on RT/OT Hourly Rates)	Actual Cost

- The City’s numerous Community Special Events result in \$10s of Thousands in tax payer resources to support annually. City staff will be pulling together a total estimate of these costs for a larger community special event policy discussion and update anticipated to begin later this year.

Summary

- It has come to the attention of the City Manager’s Office that the above outlined fee schedule has not been consistently applied across all events and groups.
- It is important that city staff has clear guidance on the application of the above referenced fees, that they are consistently administered, we are transparent with civic event applicants up front regarding event expectations and related costs, and that the City has a thorough Civic Event Policy that outlines the application and review process, cost recovery requirements, event operations expectations, emergency management, communications, and more.

- While, a comprehensive update to the City’s Civic Event Policy is “on the list,” interim measures are needed while city staff takes the necessary time to work on this important policy update.
- Proposed Interim Policy Provisions
 - Cost Recovery
 - Staff to Provide “Good Faith Estimate” of Actual Costs to Applicant Prior to Submission of Application to the City
 - All non-city applicants shall be subject to cost recovery, including, but not limited to, Chamber of Commerce, DDA, Not-for-Profits, and Schools.
 - Cost Recovery will be applied consistently as follows:
 - Community Events = 50% of cost recovery
 - Promotional Events, Fundraising, Runs, Etc. = 100%
 - Carnival or Circus = 100%
 - Approved Applicants to provide 50% Deposit 30 Days Prior to Event
 - Remaining balance due 30 days following the completion of the event.
 - Does the City Council want to phase this in over time?
- Further Policy Consideration

Recommendation

It is recommended that City Council move to approve the Interim Community Special Event policy updates as they relate to cost recovery as presented.



**CITY OF BERKLEY
COMMUNITY SPECIAL EVENT
PERMIT APPLICATION DISPOSITION CHECKLIST**

Event Name: Berkley Holiday Lights Parade

Event Date(s) Sat Dec. 7, 2024 Location(s) Cummings + 12 mile to City Hall Event Hours 4:30 pm - 8:30 pm

ORGANIZATION:

Organization Name: <u>Holiday Lights Committee</u>			
Headquarters Street Address: <u>Ave Berkley 48072</u>			
City:	State:	Zip Code:	Phone:
Website: <u>Berkleyholidayparade.com</u>			

Tax Exempt Status (as defined by the US Internal Revenue Service):
 Non-Profit 501(c)(3) N/A Other (specify) Applying for 501(c)(3)

The following documents have been submitted:

- | | | |
|--|---|-----------------------------|
| Completed application | <input checked="" type="checkbox"/> YES | <input type="checkbox"/> NO |
| Valid IRS tax exempt verification | <input type="checkbox"/> YES | <input type="checkbox"/> NO |
| Financial report for the preceding fiscal year | <input checked="" type="checkbox"/> YES | <input type="checkbox"/> NO |
| Proof of Commercial Liability Coverage - <u>60 days before event</u> | <input type="checkbox"/> YES | <input type="checkbox"/> NO |
| Estimated cost to execute the solicitation / event | <input checked="" type="checkbox"/> YES | <input type="checkbox"/> NO |
| Charitable Solicitation / Special Event Hold Harmless Agreement | <input checked="" type="checkbox"/> YES | <input type="checkbox"/> NO |

Application reviewed by: Public Safety [Signature] Public Works [Signature]
 Building Official E. [Signature]

Comments:

Presented to City Council:			
Date: _____	Approved: _____	Organization Notified: _____	Date: _____
	<input type="checkbox"/> YES <input type="checkbox"/> NO	<input type="checkbox"/> YES <input type="checkbox"/> NO	



City Clerk's Office
 3338 Coolidge Hwy.
 Berkley, MI 48072
 248-658-3300
 Fax: 248-658-3301
 www.berkleymi.org

Print Form

CITY OF BERKLEY, MICHIGAN

COMMUNITY SPECIAL EVENT APPLICATION

Name of Event: Berkley Holiday Lights Parade

Organization / Contact:

Name of Organization: Holiday Lights Committee Contact's Name: Cinda Coon

Address: _____ City: Berkley State/zip: Mi 48072

Telephone: _____ 24 Hour Emergency Contact: Same

If event will be on private property owned by someone else, then a letter of permission from the property owner must be submitted with the application.

Event Location: If the event involves city streets or sidewalks, include a map showing the location. A petition from affected businesses may be required.
Dates and Hours of Event: <u>Sat Dec 7th 2024 4:30pm - 8:30pm</u>
How many employees or volunteers? <u>20</u>
How will site be secured during off-hours? <u>No parking signage</u>
What type of merchandise will be sold? <u>☐</u>
If you are selling food, include a copy of your receipt from Oakland County Health Department. <u>☐</u>
Will there be any electricity outside the building (e.g., extension cords, heaters, lights)? If yes, an electrical inspection by the City will be required after set up and before opening. <u>☐</u>
Include a Site Plan showing where merchandise will be sold, how pedestrian and vehicular traffic will circulate on the site. <u>☐</u>
What are your plans for set up and removal? <u>☐</u>
Tax Exempt Status (as defined by the US Internal Revenue Service): Non-Profit <input type="checkbox"/> 501.C3 <input type="checkbox"/> Other (specify) <input type="checkbox"/>
Include the following documents: <input type="checkbox"/> Internal Revenue Service tax exempt documentation for the organization. <input type="checkbox"/> Organization's financial report for the preceding fiscal year. <input type="checkbox"/> Proof of Commercial Liability Coverage on an "occurrence basis", naming the City of Berkley as additional insured, with no less than \$1,000,000 per occurrence and/or combined single limit, Personal injury, Bodily injury, and Property Damage. <input type="checkbox"/> Liquor Liability, \$500,000 per occurrence and \$500,000 aggregate. (if applicable) <input type="checkbox"/> Special Event Hold Harmless Agreement signed by an authorized representative

By Ordinance, each Community Special Event is limited to a maximum of 7 days.

Applications must be received at least 45 days prior to the event. Events involving the public right of way will require City Council approval. I understand that a representative of the organization will need to attend the City Council meeting. The City will notify me of the meeting date and time.

An application will be denied or an event shut down if complete and accurate information is not provided.

Cinda A Coon
 Signature of Applicant

7/3/2024
 Date



CITY OF BERKLEY
COMMUNITY SPECIAL EVENT
HOLD HARMLESS AGREEMENT

This Hold Harmless Agreement is between Holiday Lights Committee (the Organization) and the City of Berkley, Michigan, (City) for the date(s) specified below.

Organization Name Berkley Holiday Lights Committee

Address

City Berkley State Mi zip 48072 Phone

Event Name Holiday Lights Parade

Event Location(s) 12 mile, Coolidge, Cummings Bacon + Rosemont Event Date(s) 12/7/2024

To the fullest extent permitted by law, the Organization expressly agrees to indemnify and hold harmless the City of Berkley, its elected and appointed officials, its employees and volunteers and others working on behalf of the City, from and against all loss, cost, expense, damage, liability or claims (whether groundless or not) arising out of bodily injury, sickness or disease (including death resulting at any time there from) which may be sustained or claimed by any person or persons participating in the above named event.

This includes damage or destruction of any property (including loss of use) based on any act or omission (negligent or otherwise) of the Organization or anyone acting on its behalf in connection with or incidental to this agreement. The Organization shall, at its own cost and expense, defend any such claim and any suit, action, or proceeding which may be commenced hereunder. In the event of any suit, action or proceeding, the Organization shall pay:

- Any and all judgments which may be recovered.
Any and all expenses, including, but not limited to, costs, attorneys' fees and settlement expenses which may be incurred.

The Organization shall not be responsible to the City on indemnity for damages caused by or resulting from the City's sole negligence.

Authorized Representative Cinda A Coon Title Chairman
(Please print)

Signature Cinda Coon Date 7/3/2024

CITY OF BERKLEY MICHIGAN

TEMPORARY TRAFFIC CONTROL ORDER

(TCO NUMBER)



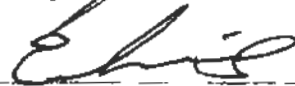
In accordance with the duly adopted Uniform Traffic Code for Cities, Townships, and Villages, the Traffic Engineer hereby issues the following Temporary Traffic Control Order.

Firm Permit Applicant: Please provide the information requested in the shaded area. Submit this page with your application.

PROJECT NAME:	Holiday Lights Parade, Petting Zoo Warming Station, Horse + Carriage Rides
Location	Parade - 1/2 mile to City Hall, Petting Zoo + Warming Station - N side of Griffith + 1/2 mile
DATE/S/TIMES:	Dec. 7, 2024 Petting Zoo + Warming Station 1pm-4pm Parade 5:30pm Carriage Rides following parade
RESPONSIBLE PARTY:	
Name:	Cinda Coon
Street Address:	
City/State/ZIP:	Berkley MI 48072
Contact Phone:	
Email address:	

For Official Use Only:

Action required by City: (Attach additional pages if needed)	
--	--

Approved by: (print name and title below)	Signature:	Date:
Public Safety	 302	12/8/24
Public Works		12/8/24
Planning Building Official		7.11.24

Permit # PTU24-0011

**Original - Traffic Control File

Return copy of completed form to City Clerk's Office



City of Berkley
Department of Public Safety
Matt Koehn, Director



CITY OF BERKLEY MICHIGAN

TEMPORARY TRAFFIC CONTROL ORDER

T-19-24

In accordance with the duly adopted Uniform Traffic Code for Cities, Townships, and Villages, the Traffic Engineer hereby issues the following Traffic Control Order.

PURPOSE: Annual Berkley Holiday Lights Parade

LOCATION: 12 Mile Road from Greenfield to Coolidge
Coolidge from Beverly to Edwards
Rosemont from Coolidge to Berkley

DATES: Saturday, December 7, 2024 from 5 PM to 8 PM

ACTION: 12 Mile Road to be closed at 5:00 PM for the Annual Holiday Lights Parade. 12 Mile Road to be shutdown at Greenfield to Coolidge, prohibiting east and west traffic. Coolidge to be closed at southbound Coolidge at Edwards and northbound Coolidge at Beverly. All north/south side streets between Coolidge and Greenfield to be shutdown to prohibit traffic from entering 12 Mile Road. Traffic will be allowed north on Coolidge from west bound 12 Mile. Rosemont closed from Coolidge to Berkley. Griffith closed from the northside of 12 Mile to the south side of the alley.

Public Works to place appropriate barricades, road closed ahead and other needed signage. Temporary No Parking signs to be placed on west side of side streets in effected area from Beverly to Edwards as well as on south side of Beverly and south side of Edwards.

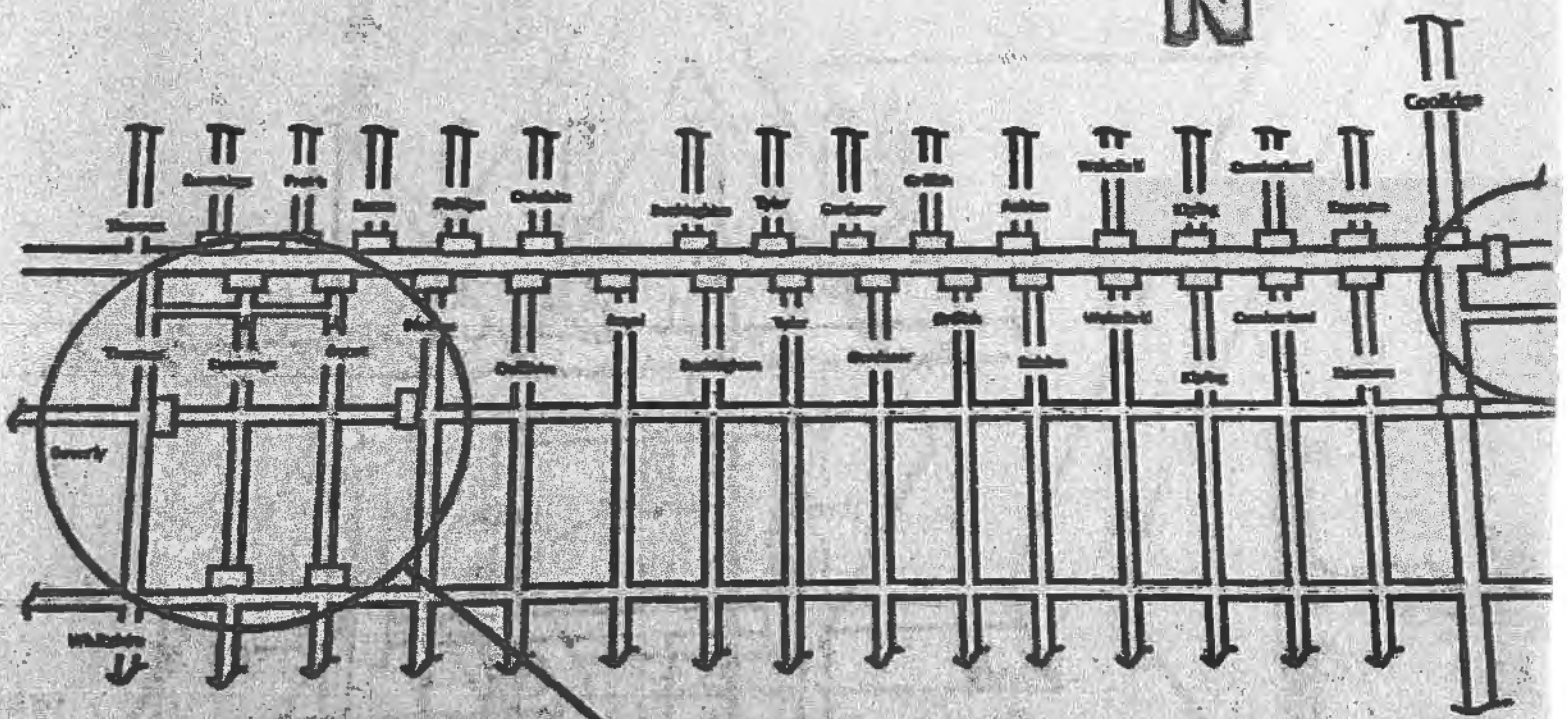
Upon completion of parade, Twelve Mile road will be reopened and Coolidge will remain shut down from Beverly to 12 Mile until completion of activity events at City Hall.

Public Safety will provide enforcement and assist Public Works. Additional actions to be taken as needed as determined by Public Safety or Public Works.

Matt Koehn
City of Berkley
Public Safety Director
July 22, 2024

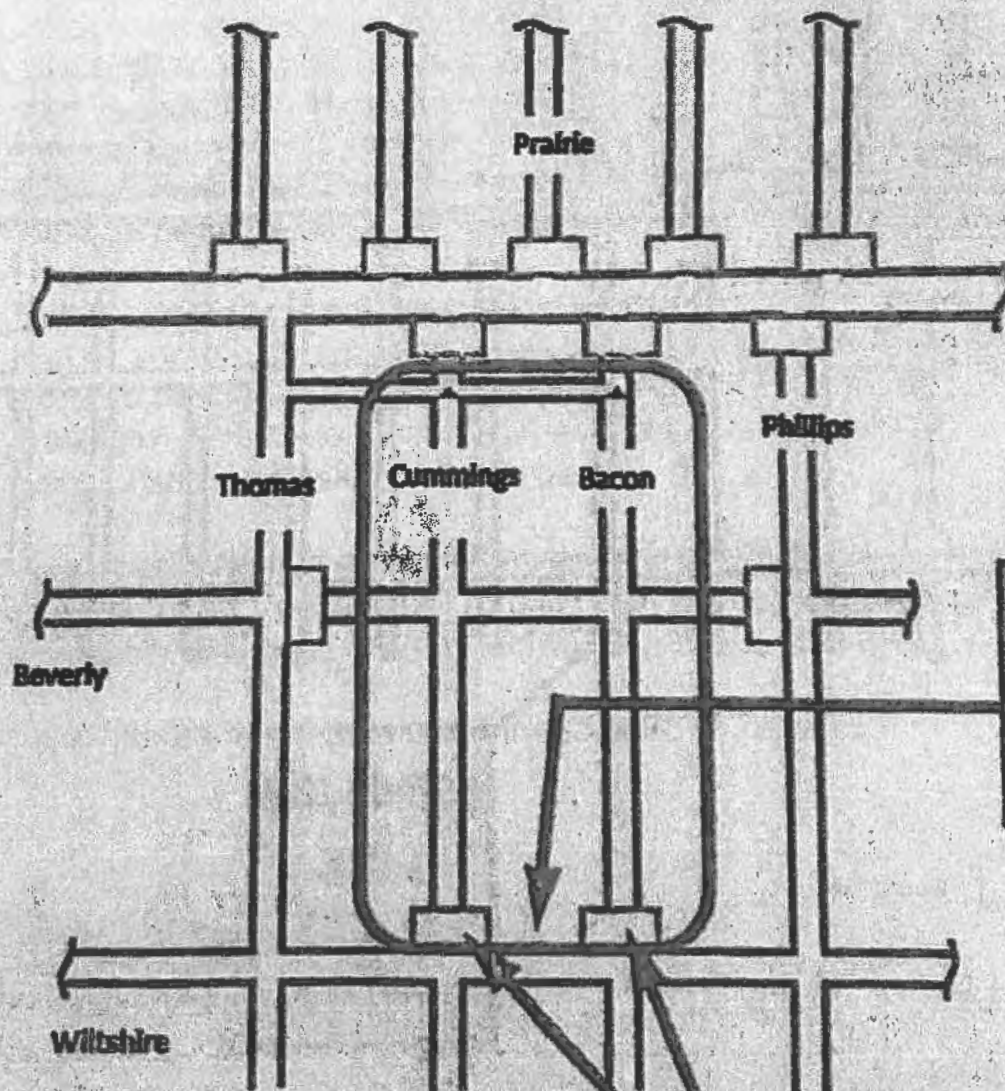
Distribution Copies

1. Public Safety Director
2. Public Works Director
3. Original – Traffic Control File



STAGING AREA
DETAIL
A

 Barricaded



Prairie

Phillips

Thomas

Cummings

Bacon

Beverly

Wiltshire

Un
To handle
trying to

Volunteer Staging D

At Barricade to guide parade
their location for line up locat

barricades

Cones



Detail
B
Bazabo Area

Start of line

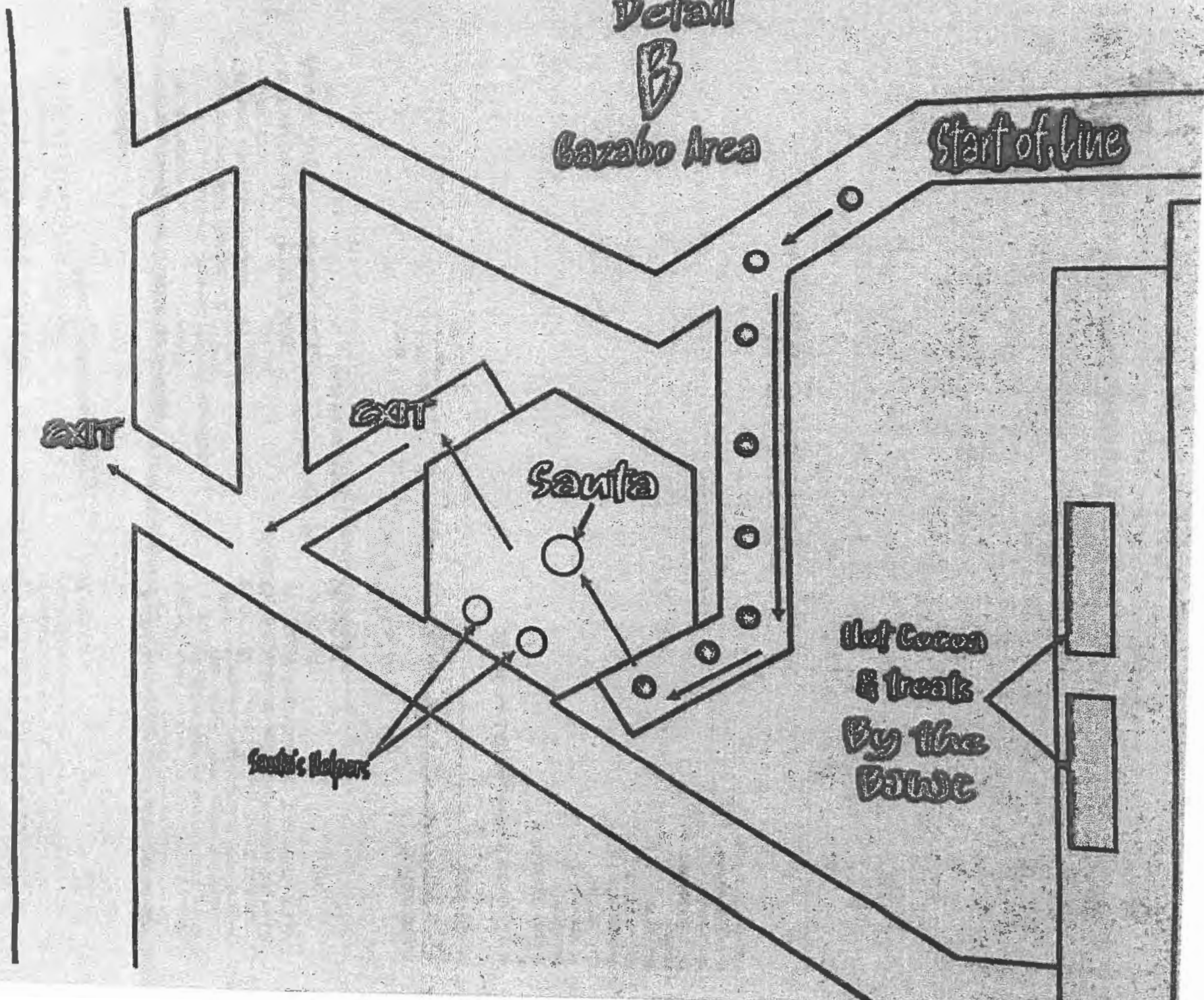
EXIT

EXIT

Santa

Santa's Helpers

Hot Cocoa
& Treats
By the
Bar



2023 Parade Treasurer's Report Year End Summary

Income:

Berkley Chamber Donation	\$1,000.00
DDA Donation	\$1,000.00
KW Realtor: Petting Zoo Sponsor	\$1,000.00
Resident Donation	\$100.00
City of Berkley Budget Donation	\$5,000.00
BHWYA Donation	\$200.00
Total Income:	\$8,300.00

Expenses:

Postage for mailings	\$86.16
Santa Parade Fee	\$500.00
Eagle Rock Insurance: Donated, approx value \$600	\$0.00
Brendels Septic Tank Porta Potties – 2	\$580.00
Camelot Farms Carriages	\$1,000.00
Petting Zoo	\$1,696.16
Marching Bands(3 – BHS, Oak Park & Sfld)	\$2,400.00
Banner Carriers / Volunteer Groups	\$130.00
Total Expenses:	\$6,392.32

Postage, Envelopes & Labels for Parade Mailings
24 Seconds Fundraiser Party (postcards, postage,
Santa Appearance Fee, flyers for tables)

Lit Drop Printing

Flyers & Posters

P.O. Box Renewal

Miscellaneous (pizza & pop for sleigh work night)

New Checks Printing Fee

Luminary Supplies

Petting Zoo

Royal Oak H.S. Marching Band

Highland Park H.S. Band & Bus Fee

Southfield H.S. Marching Band & Bus

BHS Marching Band & Drill Team

Santa Parade Fee

BHS Choir Carolers

BHS Dance Team

BHS Cheerleaders Volunteers

First Robotics Team Volunteers

Total

Mailings & Publicity

Sleigh Repairs

insurance

Porta Potties

Parade Banners (Blarney Stone)

Appearance Fees

Bands (4)

Carriages & Horses

Income -

Sponsors:

Berkley Animal Clinic	\$200.00
Omara's	\$200.00
Bagger Daves	\$300.00
Comfort Plus	\$200.00
Norther Auto	\$800.00
Shanbom	\$200.00
McCourts	\$200.00
Coffee Beaners	\$200.00
Chamber of Commerce	\$365.00
Berkley Front	\$200.00

	\$2,865.00
Refunds from merchandise	\$22.92
Brownies Donation	\$82.04
24 Seconds Fundraiser	\$1,454.00
Mall Donations	\$635.00
	\$305.00
	\$155.00
	\$90.00
	\$125.00
	\$1,310.00



MEMORANDUM

To: Mayor Dean and City Council
From: Matt Koehn, Director of Public Safety *rk*
Date: July 23, 2024
Subject: 2024 Berkley Holiday Lights Parade

Madam Mayor and Members of City Council,

Background

- The Holiday Lights Committee has submitted an application for the 2024 Annual Holiday Tree Lighting Ceremony on Saturday, December 7, 2024
- The Parade will start at 5:30 PM and go from 12 Mile and Bacon to southbound Coolidge Highway from 12 Mile Road, past the Gazebo, where the 2024 Annual Holiday Tree Lighting Ceremony will take place.
- 12 Mile will be closed from Greenfield to Coolidge Highway and Coolidge Highway will be closed from Edwards to Beverly for the Parade (12 Mile will reopen at the conclusion of the Parade) and Coolidge Highway will remain closed from 12 Mile to Beverly until the Conclusion of the Tree Lighting Ceremony
- There will be other events taking place within the footprint of the Event:
 - Petting Zoo and Warming Station at 12 Mile and Griffith (1 PM-4 PM) and Carriage Rides on Rosemont from Coolidge to Berkley (after the Parade)

Summary

- This is a yearly event
- The Department of Public Safety and Emergency Management will collaborate with the Holiday Lights Committee and Berkley Department of Public Works to work out all of the details of the event and create an Emergency Operations Plan (EOP)
- Universal Ambulance, the Oak Park Department of Public Safety, the Huntington Woods Department of Public Safety, Suburban Mobility Authority for Regional Transportation (SMART), and Corewell Health William Beaumont University will all be notified of the road closure
- A Traffic Control Order (TCO) will be prepared
- The DPS total cost to prepare for and staff the 2024 Annual Holiday Tree Lighting Ceremony and Berkley Holiday Lights Parade is approximately \$5,000

Recommendation

The Department of Public Safety recommends approval of the 2024 Berkley Holiday Lights Parade, contingent upon the submission of:

- Proof of Commercial Liability Coverage on an "occurrence basis", naming the City of Berkley as additional insured, with no less than \$1,000,000 per occurrence and/or combined single limit, Personal injury, Bodily injury, and Property Damage



City of Berkley
Department of Public Safety
Matt Koehn, Director



CITY OF BERKLEY MICHIGAN

TEMPORARY TRAFFIC CONTROL ORDER

T-19-24

In accordance with the duly adopted Uniform Traffic Code for Cities, Townships, and Villages, the Traffic Engineer hereby issues the following Traffic Control Order.

PURPOSE: Annual Berkley Holiday Lights Parade

LOCATION: 12 Mile Road from Greenfield to Coolidge
Coolidge from Beverly to Edwards
Rosemont from Coolidge to Berkley

DATES: Saturday, December 7, 2024 from 5 PM to 8 PM

ACTION: 12 Mile Road to be closed at 5:00 PM for the Annual Holiday Lights Parade. 12 Mile Road to be shutdown at Greenfield to Coolidge, prohibiting east and west traffic. Coolidge to be closed at southbound Coolidge at Edwards and northbound Coolidge at Beverly. All north/south side streets between Coolidge and Greenfield to be shutdown to prohibit traffic from entering 12 Mile Road. Traffic will be allowed north on Coolidge from west bound 12 Mile. Rosemont closed from Coolidge to Berkley. Griffith closed from the northside of 12 Mile to the south side of the alley.

Public Works to place appropriate barricades, road closed ahead and other needed signage. Temporary No Parking signs to be placed on west side of side streets in effected area from Beverly to Edwards as well as on south side of Beverly and south side of Edwards.

Upon completion of parade, Twelve Mile road will be reopened and Coolidge will remain shut down from Beverly to 12 Mile until completion of activity events at City Hall.

Public Safety will provide enforcement and assist Public Works. Additional actions to be taken as needed as determined by Public Safety or Public Works.

Matt Koehn
City of Berkley
Public Safety Director
July 22, 2024

Distribution Copies

1. Public Safety Director
2. Public Works Director
3. Original – Traffic Control File



**CITY OF BERKLEY
COMMUNITY SPECIAL EVENT
PERMIT APPLICATION DISPOSITION CHECKLIST**

Event Name: Annual Holiday Tree Lighting Ceremony

Event Date(s) 12/7/2024 Location(s) Gazebo + City Hall Event Hours 4pm - 9pm

ORGANIZATION:

Organization Name: <u>Berkley Jr Women's Club</u>			
Headquarters Street Address:			
City: <u>Berkley</u>	State: <u>mi</u>	Zip Code: <u>48072</u>	Phone:
Website: <u>Being built right now we have a FB page</u>			

Tax Exempt Status (as defined by the US Internal Revenue Service):
 Non-Profit 501(c)(3) N/A Other (specify) _____

The following documents have been submitted:

- | | | |
|---|---|-----------------------------|
| Completed application | <input checked="" type="checkbox"/> YES | <input type="checkbox"/> NO |
| Valid IRS tax exempt verification | <input checked="" type="checkbox"/> YES | <input type="checkbox"/> NO |
| Financial report for the preceding fiscal year | <input type="checkbox"/> YES | <input type="checkbox"/> NO |
| Proof of Commercial Liability Coverage <u>Eagle Rock</u> | <input type="checkbox"/> YES | <input type="checkbox"/> NO |
| Estimated cost to execute the solicitation / event | <input checked="" type="checkbox"/> YES | <input type="checkbox"/> NO |
| Charitable Solicitation / Special Event Hold Harmless Agreement | <input checked="" type="checkbox"/> YES | <input type="checkbox"/> NO |

Application reviewed by: Public Safety [Signature] Public Works [Signature]
 Building Official [Signature] 8-8-24

Comments: Planning

Presented to City Council:			
Date:	Approved:	Organization Notified	
_____	YES <input type="checkbox"/> NO <input type="checkbox"/>	YES <input type="checkbox"/> NO <input type="checkbox"/>	<u>[Signature]</u>



City Clerk's Office
 3333 Coolidge Hwy.
 Berkley, MI 48072
 248-658-3300
 Fax: 248-658-3301
 www.berkleymi.org

Print Form

CITY OF BERKLEY, MICHIGAN COMMUNITY SPECIAL EVENT APPLICATION

Name of Event: Annual Holiday Tree Lighting Ceremony

Organization / Contact:

Name of Organization: Berkley Jr Women's Club Contact's Name: Cinda Coon
 Address: _____ City: Berkley State/zip: Mi
 Telephone: _____ 24 Hour Emergency Contact: Same

If event will be on private property owned by someone else, then a letter of permission from the property owner must be submitted with the application.

Event Location: <small>If the event involves city streets or sidewalks, include a map showing the location. A petition from affected businesses may be required.</small>	
Date and Hours of Event: <u>Saturday Dec 7, 2024</u> <u>4pm-9pm</u>	
How many employees or <u>volunteers?</u> <u>All volunteers</u>	
How will site be secured during off-hours? <u>N/A</u>	
What type of merchandise will be sold? <u>N/A</u>	
If you are selling food, include a copy of your receipt from Oakland County Health Department. <u>N/A</u>	
Will there be any electricity outside the building (e.g., extension cords, heaters, lights)? If yes, an electrical inspection by the City will be required after set up and before opening. <u>N/A</u>	
Include a Site Plan showing where merchandise will be sold, how pedestrian and vehicular traffic will circulate on the site. <u>N/A</u>	
What are your plans for set up and removal?	
Tax Exempt Status (as defined by the US Internal Revenue Service): Non-Profit <input type="checkbox"/> 501.C3 <input checked="" type="checkbox"/> Other (specify) <input type="checkbox"/>	
Include the following documents: <input type="checkbox"/> Internal Revenue Service tax exempt documentation for the organization. <input type="checkbox"/> Organization's financial report for the preceding fiscal year. <input type="checkbox"/> Proof of Commercial Liability Coverage on an "occurrence basis", naming the City of Berkley as additional insured, with no less than \$1,000,000 per occurrence and/or combined single limit, Personal Injury, Bodily Injury, and Property Damage. <input type="checkbox"/> Liquor Liability, \$500,000 per occurrence and \$500,000 aggregate. (if applicable) <input type="checkbox"/> Special Event Hold Harmless Agreement signed by an authorized representative	

By Ordinance, each Community Special Event is limited to a maximum of 7 days.

Applications must be received at least 45 days prior to the event. Events involving the public right of way will require City Council approval. I understand that a representative of the organization will need to attend the City Council meeting. The City will notify me of the meeting date and time.

An application will be denied or an event shut down if complete and accurate information is not provided.

Cinda Coon
 Signature of Applicant

7/13/2024
 Date

APPROVALS

DEPARTMENT	Approve (YES/NO)	Signature	Date
Planning/Building	yes	<i>E. Lewis</i>	8.8.24
Comments:			
Public Safety	yes	<i>[Signature]</i>	8.8.24
Comments:			
Notify SMART, ambulance, and waste collection of any road closures.			
Public Works:			
Comments:			
Parks/Recreation		N/A	
Comments:			
City Clerk	yes	<i>Victoria Mitchell</i>	
Comments:			
City Manager			
Comments:			

For City Use Only:

Date Application Received	Receipt Number
---------------------------	----------------

Received	Receipt Number	Date Received
Application Fee (\$200.00) <input type="checkbox"/>		
Clean up Bond (\$100.00) <input type="checkbox"/>		
Fee Waived <input checked="" type="checkbox"/>	City Manager's approval required	

City Manager's Signature: _____ Date: _____

IF APPLICABLE:

Motion Number:

Conditions (if any):

Is fee to be reimbursed?



**CITY OF BERKLEY
COMMUNITY SPECIAL EVENT
HOLD HARMLESS AGREEMENT**

This Hold Harmless Agreement is between Berkley Jr Women's Club (the Organization) and the City of Berkley, Michigan, (City) for the date(s) specified below.

Organization Name Berkley Jr Women's Club
 Address _____
 City Berkley State Mi Zip 48072 Phone _____
 Event Name Annual Holiday Tree Lighting Ceremony
 Event Location(s) Gazebo + City Hall Event Date(s) 12/7/2024

To the fullest extent permitted by law, the Organization expressly agrees to indemnify and hold harmless the City of Berkley, its elected and appointed officials, its employees and volunteers and others working on behalf of the City, from and against all loss, cost, expense, damage, liability or claims (whether groundless or not) arising out of bodily injury, sickness or disease (including death resulting at any time there from) which may be sustained or claimed by any person or persons participating in the above named event.

This includes damage or destruction of any property (including loss of use) based on any act or omission (negligent or otherwise) of the Organization or anyone acting on its behalf in connection with or incidental to this agreement. The Organization shall, at its own cost and expense, defend any such claim and any suit, action, or proceeding which may be commenced hereunder. In the event of any suit, action or proceeding, the Organization shall pay:

- Any and all judgments which may be recovered.
- Any and all expenses, including, but not limited to, costs, attorneys' fees and settlement expenses which may be incurred.

The Organization shall not be responsible to the City on indemnity for damages caused by or resulting from the City's sole negligence.

Authorized Representative Cinda Coon Title President
(Please print)
 Signature Cinda Coon Date 7/3/2024

**CITY OF BERKLEY MICHIGAN
TEMPORARY TRAFFIC CONTROL ORDER**

(TCO NUMBER)

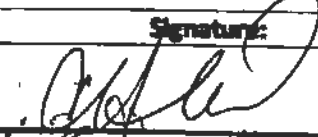


In accordance with the duty adopted Uniform Traffic Code for Cities, Townships, and Villages, the Traffic Engineer hereby issues the following Temporary Traffic Control Order.

Film Permit Applicant: Please provide the information requested in the shaded area. Submit this page with your application.

PROJECT NAME:	Annual Holiday Tree Lighting Ceremony
Location:	City Hall + Gazebo
DATE/S/TIMES:	12/7/2024 4pm-9pm
RESPONSIBLE PARTY:	Berkley Jr Women's Club
Name:	Cinda Coon
Street Address:	
City/State/ZIP:	Berkley mi 48072
Contact Phone:	
Email address:	

For Official Use Only:

Action required by City: (Attach additional pages if needed)	

Approved by: (Print name and title below)	Signature:	Date:
Public Safety		8-24
Public Works		8/8/24
Planning Building Official		7.11.24

Permit # PTU 24-0010

****Original - Traffic Control File**

Return copy of completed form to City Clerk's Office



City of Berkley
Department of Public Safety
Matt Koehn, Director



CITY OF BERKLEY MICHIGAN

TEMPORARY TRAFFIC CONTROL ORDER

T-19-24

In accordance with the duly adopted Uniform Traffic Code for Cities, Townships, and Villages, the Traffic Engineer hereby issues the following Traffic Control Order.

PURPOSE: Annual Berkley Holiday Lights Parade

LOCATION: 12 Mile Road from Greenfield to Coolidge
Coolidge from Beverly to Edwards
Rosemont from Coolidge to Berkley

DATES: Saturday, December 7, 2024 from 5 PM to 8 PM

ACTION: 12 Mile Road to be closed at 5:00 PM for the Annual Holiday Lights Parade. 12 Mile Road to be shutdown at Greenfield to Coolidge, prohibiting east and west traffic. Coolidge to be closed at southbound Coolidge at Edwards and northbound Coolidge at Beverly. All north/south side streets between Coolidge and Greenfield to be shutdown to prohibit traffic from entering 12 Mile Road. Traffic will be allowed north on Coolidge from west bound 12 Mile. Rosemont closed from Coolidge to Berkley. Griffith closed from the northside of 12 Mile to the south side of the alley.

Public Works to place appropriate barricades, road closed ahead and other needed signage. Temporary No Parking signs to be placed on west side of side streets in effected area from Beverly to Edwards as well as on south side of Beverly and south side of Edwards.

Upon completion of parade, Twelve Mile road will be reopened and Coolidge will remain shut down from Beverly to 12 Mile until completion of activity events at City Hall.

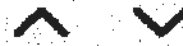
Public Safety will provide enforcement and assist Public Works. Additional actions to be taken as needed as determined by Public Safety or Public Works.

Matt Koehn
City of Berkley
Public Safety Director
July 22, 2024

Distribution Copies

1. Public Safety Director
2. Public Works Director
3. Original – Traffic Control File

1:32



Entity Record Update for BERKLEY JUNIOR WOMEN'S CLUB

**This notification is being sent to you as the
appointed resident agent.**

**Please be advised that a new filing has been
posted for:**

Entity Name: BERKLEY JUNIOR
WOMEN'S CLUB

Date/Time: 8/24/2023 10:44 AM

Filing Type: 2023 ANNUAL REPORT

Filing Number:

**This message was sent for informational
purposes only. If you have any questions, you
may contact the Michigan Corporations Division
at CorpsMail@michigan.gov or by calling (517)
241-6470.**

**Corporations Division
Corporations, Securities & Commercial
Licensing Bureau**



1:32



23



MI Corporations... 10:50 AM
To: DEBRA MESKE >

MI Corporations Division Filing Endorsement

To DEBRA MESKE,

Attached is the filed copy of the ANNUAL REPORT that you have submitted online. The CID and PIN required to sign in the online filing system of the entity are as follows.

ENTITY NAME: BERKLEY JUNIOR WOMEN'S CLUB

ID: 800786614

CID:

PIN:



Please keep the CID and PIN in a safe place, and do not share it with anyone that does not have authority to submit documents on behalf of the entity.

Sincerely,

**Corporations Division
Corporations, Securities &
Commercial Licensing Bureau**





MEMORANDUM

To: Mayor Dean and City Council
From: Matt Koehn, Director of Public Safety *ML*
Date: July 23, 2024
Subject: 2024 Annual Holiday Tree Lighting Ceremony

Madam Mayor and Members of City Council,

Background

- The Berkley Junior Women's Club has submitted an application for the 2024 Annual Holiday Tree Lighting Ceremony for Saturday, December 7, 2024 at the conclusion of the 2024 Berkley Holiday Lights Parade
- The event will take place at the Gazebo at Berkley City Hall
- Coolidge Highway will remain closed from 12 Mile to Beverly during the Ceremony (12 Mile will be reopened after the conclusion of the Parade) until the conclusion of the Ceremony
- Refreshments will be served during the Ceremony

Summary

- This is a yearly event
- The Department of Public Safety and Emergency Management will collaborate with the Berkley Junior Women's Club and Berkley Department of Public Works to work out all of the details of the event and create an Emergency Operations Plan (EOP)
- Universal Ambulance, the Oak Park Department of Public Safety, the Huntington Woods Department of Public Safety, Suburban Mobility Authority for Regional Transportation (SMART), and Corewell Health William Beaumont University will all be notified of the road closure
- A Traffic Control Order (TCO) will be prepared
- The DPS total cost to prepare for and staff the 2024 Annual Holiday Tree Lighting Ceremony and Berkley Holiday Lights Parade is approximately \$5,000

Recommendation

The Department of Public Safety recommends approval of the 2024 Annual Holiday Tree Lighting Ceremony, contingent upon the submission of:

- Proof of Commercial Liability Coverage on an "occurrence basis", naming the City of Berkley as additional insured, with no less than \$1,000,000 per occurrence and/or combined single limit, Personal injury, Bodily injury, and Property Damage

August 12, 2024 City Council Meeting

Moved by Councilmember _____ and seconded by Councilmember
_____ to adopt the City of Berkley Annual Overnight Parking Policy

Ayes:

Nays:

Motion:

MEMORANDUM

To: Mayor Dean and City Council
From: Kristen Kapelanski, Community Development Director
Date: August 12, 2024
Subject: Annual Overnight Parking Policy

Madam Mayor and Members of City Council,

Background

- Staff presented updates to on-street overnight parking regulations in the form of ordinance amendments and policy suggestions to the City Council at their June 17, 2024 meeting.
- At that meeting, Council approved the first reading of the ordinance and directed staff to include language requiring Council approval of on-street parking policies and procedures. The second reading of the ordinance was approved at the July 22, 2024 Council meeting.
- City Council also asked staff to propose hardship provisions and a staff investigation when considering whether annual parking permits should be approved. Staff presented hardship provisions and investigation procedures to the Council at a work session on July 22, 2024. Council provided additional direction to staff at that work session regarding the annual parking permit to include a garage as a parking space, collect and report on data and implementation at regular intervals and consider alternate fee amounts.

Summary

- Attached for Council's review and approval is an Overnight Parking Policy. The Overnight Parking Policy addresses annual parking permits, pods and dumpsters and temporary on-street parking.
- The Overnight Parking Policy specifically includes property and resident conditions that would qualify as hardships for annual parking permits. The following would be considered:
 - Residences located on a corner lot.
 - Residences that do not have a driveway.
 - Residences that have more vehicles registered to their residence than can fit in the driveway without blocking the sidewalk. This is based on a 20 ft. x 8 ft. vehicle space.
 - Residences with driveways narrower than 8 ft.
 - Residences whose driveways do not permit needed handicap accessibility.

- Residences with construction work underway and a dumpster that will be located in the driveway for more than 30 days.
- Residences that have more drivers with their own vehicles than can fit in the driveway staying at the property for more than 30 days. Applicants using this provision must attest to the Additional Drivers with Vehicles Affidavit.
- If an applicant is seeking an annual parking permit and has a reason that is not listed, City staff will collect this information for consideration of updates to the qualifying hardships list.
- Public Safety will conduct an investigation based on the hardship identified which will include aerial photo review and records review, not an on-site investigation.
- A garage, regardless of size will be counted as one parking space.
- The cost of an annual parking permit has been left blank. Staff is asking the City Council to provide direction on what that cost should be. There was not a Council consensus at the July 22, 2024 work session. Staff has recommended \$300 based on a review of similar annual parking permit costs in area cities. Staff recommends against graduated fees. A singular fee simplifies communications and administration.
- An example of the annual parking permit application (which likely be moved to an electronic form) has been included. This will be finalized with implementation of the Overnight Parking Policy, should it be adopted by Council.
- Council also asked for regular review of implementation, particularly of the annual parking permit system, should it be adopted. Staff recommends six-month reviews that would include, among other things, data collection on the number of annual parking permits, the hardships identified for annual parking permits, the number of on-street parking tickets issued between 2AM and 5AM and the number of cars on the streets between 2AM and 5AM.

Recommendation

The City Council is requested to adopt the Overnight Parking Policy.



CITY OF BERKLEY

3338 COOLIDGE HWY, BERKLEY, MICHIGAN 48072

Overnight Parking Policy

Intent

It is the intent of the City of Berkley to keep streets as clear as possible between the hours of 2:00 am and 5:00 am. Fewer vehicles on the street during these times allow for better street maintenance in the form of cleaning and snow removal. Clear streets promote crime deterrence and offer the Public Safety Department better visibility while conducting neighborhood patrols. The City also recognizes that not all parking situations are created equal and different family and residential situations exist, warranting overnight parking procedures that allow flexibility.

Responsible Departments as Designated by the City Manager

The City Manager has designated the Community Development Department and Public Safety Department to be in charge of the application for overnight on-street parking permits.

Annual Parking Permit

Applications for annual parking permits are available at the Community Development Department within City Hall or online ([Web Link](#))

Applications for annual parking permits must be completed in their entirety and submitted with all required documentation. The Community Development Department will process all completed applications.

- The annual parking permit is valid January 1 through December 31.
- Annual parking permits cost \$XXXX. Revenue may be used for program expenses and to enhance, maintain, and expand public parking, including on-street parking.
- Annual parking permits cannot be used at or issued to residences with vehicles listed on a car rental or car share program.
- Permits must be hung from the rearview mirror with the reflective side facing the front of the vehicle.
- Vehicles requiring a CDL may not be issued an annual permit.



CITY OF BERKLEY

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- Only a vehicle registered to the permit's address may utilize the annual parking permit.
- Applicants must consent to notifications and acknowledge on-street parking ordinance provisions and parking policy rules.
- Annual parking permits do not allow overnight parking in municipal lots and cannot be used on Twelve Mile Road or Coolidge Highway.
- Overnight charging at EV-equipped spaces in municipal lots and on-street is allowed without an annual permit.
- Annual parking permits are valid for single-family or two-family addresses only.
- Annual parking permit applicants must identify a hardship that necessitates their need for the annual parking permit. Employee parking at home-based businesses does not constitute a hardship. Qualifying hardships include:
 - Residences located on a corner lot.
 - Residences that do not have a driveway.
 - Residences that have more vehicles registered to their residence than can fit in the driveway and garage without blocking the sidewalk. This is based on a 20 ft. x 8 ft. vehicle space. All garages, regardless of size, count as one space.
 - Residences with driveways narrower than 8 ft.
 - Residences whose driveways do not permit needed handicap accessibility.
 - Residences with construction work underway and a dumpster that will be located in the driveway for more than 30 days.
 - Residences that have more drivers with their own vehicles than can fit in the driveway and garage staying at the property for more than 30 days. Applicants using this provision must attest to the Additional Drivers with Vehicles Affidavit. This is based on a 20 ft. x 8 ft. vehicle space. All garages, regardless of size, count as one space.



CITY OF BERKLEY

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- If an applicant is seeking an annual parking permit and has a reason that is not listed, City staff will collect this information for consideration of updates to the qualifying hardships list.
- The Public Safety Department will conduct an investigation based on the qualifying hardship identified. An annual parking permit may be revoked if an applicant is found to have identified a hardship that is not present at their residence. Review may take up to two weeks.

Pods, Dumpsters and Similar Temporary Containers

Pods, dumpsters, and similar temporary containers may only be placed in the street with the approval of the Building Official. Placement shall only be considered based on an identified hardship that prevents placement on the property.

Temporary On-Street Parking

It is understood that specific, temporary, and infrequent situations may arise in which overnight on-street parking may be necessary. These may include emergencies, home or driveway construction, and short-term out-of-town guests. To facilitate this need, the Temporary Overnight Parking List has been established to provide authorization for such temporary and infrequent situations.

Temporary overnight parking authorization will be limited to no more than 15 days per calendar year per license plate. Additional days may be permitted at the discretion of the Public Safety Director or their designee.

There is an online portal to enter your information into the Temporary Overnight Parking List. This information is automatically sent to the Berkley Public Safety Communications Center. The website is available at: [Online Overnight Parking System](#). Those who choose not to use the online system may still obtain a pass by going into the Public Safety building.

This is a temporary list and cannot circumvent the yearly residential permit application process listed above. This list is monitored and those found abusing the list will be ticketed. Temporary parking is not permitted for trailers, boats, campers, etc. that are not connected to a motor vehicle.

CITY OF BERKLEY, MICHIGAN

PERMIT APPLICATION FOR ANNUAL PARKING PERMIT

Applicant Information	
Name:	
Address:	
Mobile Telephone:	Email:
Applicant signature:	

Number of annual permits requested:	
Size of Garage (i.e. 1 car, 2 car, 2 ½ car, etc.)	
I am requesting an annual parking permit because of the following hardship (check all that apply):	
<input type="checkbox"/> My residence is located on a corner lot.	
<input type="checkbox"/> My residence does not have a driveway.	
<input type="checkbox"/> I have more vehicles registered to my residence than can fit in my driveway without blocking the sidewalk.	
<input type="checkbox"/> My driveway is narrower than eight feet.	
<input type="checkbox"/> My driveway does not permit needed handicap accessibility.	
<input type="checkbox"/> I am having extended construction work on my residence and my driveway will be blocked with a construction dumpster for more than thirty days.	
<input type="checkbox"/> I have more drivers in my residence with their own vehicles than can fit in my driveway for more thirty days. (Must attest to the required Additional Drivers with Vehicles Affidavit at the end of this form.)	

If you do not qualify under any of the above hardships, please list your reason for requesting an annual parking permit here. Although it would not be permitted under the current policy, the City may consider adjusting the hardship requirements based on input received here.
Comments:

I have read and acknowledge the following requirements:
<input type="checkbox"/> Annual parking permits are valid from January 1 through December 31 and must be renewed each year.
<input type="checkbox"/> Annual parking permit passes must be hung from a rearview mirror with the reflective side facing the front of the vehicle.
<input type="checkbox"/> Vehicles requiring a Commercial Driver's License cannot use an annual parking pass.
<input type="checkbox"/> Only a vehicle registered to the annual parking permit address can use an annual parking permit.
<input type="checkbox"/> The City will use the provided mobile number and email to notify annual parking permit holders of instances where on-street parking of any kind is not permitted, such as snow emergencies, leaf pick-up, utility work or special events.
<input type="checkbox"/> Annual parking permits cannot be used in municipal parking lots or on Twelve Mile Road or Coolidge Highway.
<input type="checkbox"/> Annual parking permits cannot be used for inoperable vehicles.

- Any vehicle parked for over forty-eight hours, without moving, will be considered abandoned and may be removed by the City.
- Annual parking permits cannot be used at residences with vehicles listed on a car rental or car share program.
- A fee of \$XXXX per permit is required to obtain an annual parking permit.
- A nonrefundable \$25.00 application fee must be submitted with the application. Lost permit passes can be replaced for a \$25.00 fee.
- This adopted On-Street Policy is subject to review and change which may include the inclusion of the additional hardship circumstances or the removal of some hardships currently listed.**

Additional Drivers with Vehicles Affidavit

I, _____, am a resident at _____ in Berkley, MI and do hereby certify, swear or affirm that I will have more drivers with their own vehicles residing in my home for a period more than thirty days.

Signature:	Date:
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Office Use only

Annual Permit Serial Number:	Date:
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DRAFT