

Southgate City Council Agenda

Council Chambers

14400 Dix-Toledo Rd., Southgate, Michigan 48195

Wednesday September 18, 2024

6:30pm

Work Study Session

1. Officials Reports
2. Discussion of Agenda Items

7:00 pm

Regular Meeting

Pledge of Allegiance

Roll Call:

Araj, Ayres-Reiss, Gawlik, George, Graziani, Kuspa, Rauch

Minutes:

1. Work Study Meeting Minutes dated September 4, 2024
2. Regular City Council Meeting Minutes dated September 4, 2024

*Motion to move into Executive Session to discuss
Director of Public Safety and Police Chief Contract Amendments*

Scheduled Persons in the Audience:

Consideration of Bids:

1. Letter from Mayor; Re: Southgate Tower Park & Bridge – Park Pavilion

Page 5

Scheduled Hearings:

1. Continuation of Public Hearing for the Demolition of 19364 Eureka

Page

Communications "A"

1. Memo from Public Safety Dir.; Re: Homecoming Parade – Fee Waiver Page 14
2. Letter from Mayor; Re: Contract Extension for 2024-25 Road Reconstruction Program **(Waiver of Bid)** Page 16
3. Memo from Administrator; Re: Demolition of 19364 Eureka Page 22
4. Memo from Administrator; Re: Director of Public Safety and Police Chief Contract Amendments Page 25
5. Memo from Administrator; Re: DUWA Second Amended Articles of Incorporation (2AOI) Page 26
6. Letter from Mayor; Re: Change Order No. 1 Cobb Park & Waverly Park Basketball Court Improvements Page 53

Communications "B" – (Receive and File):

Ordinances:

1. Memo from Administrator; Re: Changes to City Code – Chapter 666.04 – Second Reading

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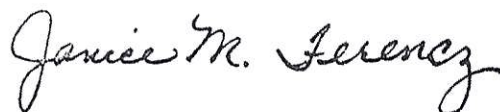
Old Business:

New Business:

Unscheduled Persons in the Audience:

Claims & Accounts: Warrant #1505 \$1,613,833.42

Adjournment:



Janice M. Ferencz, City Clerk

City Council

Work Study Session

September 4, 2024

An Informal Meeting of the Council of the City of Southgate was held on September 4, 2024 at 6:30 P.M. and called to order by Council President Zoey Kuspa.

Present: Victoria Araj, Priscilla Ayres-Reiss, Edward Gawlik, Jr., Karen George, Christian Graziani, Zoey Kuspa, Phil Rauch

Absent:

Also Present: Mayor Joseph G. Kuspa, City Attorney Ed Zelenak, City Administrator Dan Marsh, Assistant City Administrator/Finance Director Doug Drysdale, City Clerk Janice Ferencz, City Treasurer Chris Rollet, Public Safety Director Joseph Marsh, Police Chief Mark Mydlarz, Fire Chief Justin Graves, City Engineer John Hennessey, Recreation Director Julie Goddard & Building Inspections Director Tim Leach

Discussed the following agenda items:

- Authorize Contract Extension for Vehicle Towing and Impound Services
- Approve Purchase of Power DMS Power Ready Module (Waiver of Bid)
- Ordinance Updates to Chapter 666.04 Trespass; Vagrancy

This meeting ended at 6:42 p.m.

City of Southgate

Regular City Council Meeting

September 4, 2024

A Regular Meeting of the Council of the City of Southgate was held on Wednesday, September 4, 2024 in the Southgate City Hall Council Chambers and was called to order at 7:00 PM by Council President Zoey Kuspa.

This meeting began with the Pledge of Allegiance.

Present: Victoria Araj, Priscilla Ayres-Reiss, Edward Gawlik Jr., Karen George, Christian Graziani, Zoey Kuspa, Phil Rauch

Absent:

Also Present: Mayor Joseph G. Kuspa, City Attorney Ed Zelenak, City Administrator Dan Marsh, Assistant City Administrator/Finance Director Doug Drysdale, City Clerk Janice Ferencz, City Treasurer Chris Rollet, Director of Public Safety Joseph Marsh, Police Chief Mark Mydlarz, Fire Chief Justin Graves, City Engineer John Hennessey, Recreation Director Julie Goddard & Building Inspections Director Tim Leach

Minutes:

Moved by Rauch, supported by George, RESOLVED, that the minutes of the City Council Work Study Session dated August 21, 2024 be approved as presented. Carried unanimously.

Moved by Ayres-Reiss, supported by Gawlik, RESOLVED, that the minutes of the Regular City Council Meeting dated August 21, 2024 be approved as presented. Carried unanimously.

Moved by George, supported by Rauch, RESOLVED, that the minutes of the Public Hearing re: 12071 Devoe dated August 21, 2024 be approved as presented. Carried unanimously.

Moved by Rauch, supported by George, RESOLVED, that the minutes of the Public Hearing re: 19364 Eureka dated August 21, 2024 be approved as presented. Carried unanimously.

Moved by Ayres-Reiss, supported by Gawlik, RESOLVED, that the minutes of the Special City Council Meeting dated August 28, 2024 be approved as presented. Carried unanimously.

Communications "A":

1. Memo from Administrator; Re: Contract Extension for Vehicle Towing and Impound Services moved by Rauch, supported by George, RESOLVED THAT the Southgate City Council authorize the Mayor and City Clerk to sign the attached vehicle towing and impound services contract extension with Norm and Eddie's Towing (Brownstown, MI) for a term expiring December 31, 2027. Motion carried unanimously.
2. Letter from Mayor; Re: Purchase of PowerDMS PowerReady Module (Waiver of Bid) moved by Araj, supported by George, RESOLVED THAT the Southgate City Council waive the bid process and approve purchase of PowerReady training management module from Power DMS (El Segundo, CA) in the total amount of \$6,982.18, for a term ending July 5, 2025. Motion carried unanimously.

Ordinances:

1. Memo from Administrator; Re: Changes to City Code Chapter 666.04 First reading, no action taken.

Regular City Council Meeting September 4, 2024

Old Business:

1. DDA Class C Liquor License for 15231 Trenton Road (HopCat) Moved by Rauch, supported by George, RESOLVED, that the Southgate City Council add the DDA Class C Liquor License for 15231 Trenton Road (HopCat) to tonight's agenda. Motion carried unanimously. No further action was taken.

Claims and Accounts:

Moved by Rauch, supported by Ayres-Reiss, RESOLVED, that Claims and Accounts be paid as outlined on Warrant #1504 for \$1,721,451.72. Motion carried unanimously.

Adjournment:

Moved by George, supported by Gawlik, RESOLVED THAT this Regular Meeting of the Southgate City Council be adjourned at 7:07 P.M. Carried unanimously.

Zoey Kuspa
Council President

Janice M. Ferencz
City Clerk

JOSEPH G. KUSPA
Mayor

JANICE M. FERENCZ
City Clerk

CHRISTOPHER P. ROLLET
Treasurer



City of Southgate

- CITY COUNCIL -

ZOEY KUSPA
Council President

CHRISTIAN GRAZIANI

KAREN E. GEORGE

PHILLIP J. RAUCH

PRISCILLA AYRES-REISS

ED GAWLIK JR.

VICTORIA ARAJ

September 13, 2024

To the Honorable
City Council
Southgate, Michigan 48195

Re: Bid recommendation for Southgate Tower Park & Pedestrian Bridge – Park Pavilion

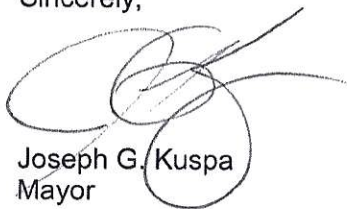
Ladies and Gentlemen:

Bids for Park Pavilion were received and reviewed by the administration. It is recommended by City Engineer and I concur to award this bid to J.G. Morris Jr., Inc., Grosse Ile, Michigan in the amount of \$638,000.00.

Funding for this agreement will be provided by the Wayne County ARPA funds grant.

Your favorable consideration of this matter is greatly appreciated.

Sincerely,



Joseph G. Kuspa
Mayor

JOSEPH G. KUSPA
Mayor

JANICE M. FERENCZ
City Clerk

CHRISTOPHER P. ROLLET
Treasurer



City of Southgate

- CITY COUNCIL -

ZOEY KUSPA
Council President

CHRISTIAN GRAZIANI

KAREN E. GEORGE

PHILLIP J. RAUCH

PRISCILLA AYRES-REISS

ED GAWLIK JR.

MEMORANDUM

TO: The Honorable Mayor and City Council
FROM: Douglas Drysdale, Assistant City Administrator / Finance Director
DATE: September 12, 2024
RE: Recommendation to Award Bid for Southgate Tower Park & Pedestrian Bridge Project – Park Pavilion

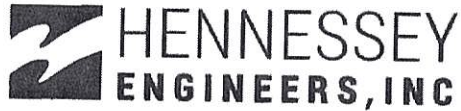
DWD

I have reviewed the above and concur with the City Engineer's recommendation to award the bid for the Southgate Tower Park & Pedestrian Bridge Project – Park Pavilion to J.G. Morris Jr., Inc. (Grosse Ile MI) in the amount of \$638,000.00.

Funds for this project will be provided from the Wayne County ARPA grant.

Proposed Motion

Award the bid for the Southgate Tower Park & Pedestrian Bridge Project – Park Pavilion to J.G. Morris Jr., Inc. in the amount of \$638,000.00, with funds to be provided from the Wayne County ARPA grant.



September 10, 2024

Mr. Dan Marsh, City Administrator
City of Southgate
14400 Dix-Toledo Highway
Southgate, Michigan 48195

**Re: Southgate Tower Park & Pedestrian Bridge
Recommendation of Contract Award – Park Pavilion
City of Southgate
Hennessey Project No. 11096.C**

Dear Mr. Marsh:

As you are aware, the City of Southgate opened Bids on Tuesday, August 27, 2024 for the above referenced project and received two (2) bids from fifty (50) contractors that electronically reviewed the contract documents. Attached is a copy of the Bids.

Our office has reviewed the two (2) bids received and in summary, the bids received are as follows:

<u>Contractor</u>	<u>Bid Amount</u>
• J.G. Morris Jr., Inc.	\$ 638,000.00
• The Summit Company	\$1,253,000.00

This proposal is for the construction of a pavilion for the proposed Southgate Tower Park.

J.G. Morris Jr., Inc. is an experienced structural contractor and engineer and has worked in the City of Southgate in the past. J.G. Morris' past project in the City is the pedestrian bridge over the Frank & Poet Drain, adjacent to the Christ the King Lutheran Church campus.

Therefore, based upon the outcome of the bid and J.G. Morris' past experience, it is our offices recommendation to award the contract of the Southgate Tower Park Pavilion construction, in the amount of **\$638,000.00**.

If you have any questions, please do not hesitate to contact me at any time.



Mr. Dan Marsh
Southgate Tower Park & Pedestrian Bridge – Park
Pavilion
Recommendation of Contract Award

September 10, 2024
Page 2

Very Truly Yours,

HENNESSEY ENGINEERS, INC

A handwritten signature in cursive script, reading 'John M. Miller'.

John M. Miller
Project / Construction Manager

Enclosure

cc: Honorable Mayor Joseph Kuspa, City of Southgate
Honorable City Council Members, City of Southgate
Doug Drysdale, Assistant City Administrator / Finance Director, City of Southgate
Julie Goddard, Parks & Recreation Director, City of Southgate
Kevin Anderson, Director of Public Services, City of Southgate
John J. Hennessey, P.E., Vice-President, Hennessey Engineers, Inc.

File B.3

JG Morris Jr

9505 Groh Road - Grosse Ile, MI 48138 – (734) 362-7600 Office – (586) 244-3409 Direct

08/27/2024

City of Southgate

Attn: City Clerk (Jane Ferencz)

14400 Dix-Toledo Road

Southgate, MI 48195

We are pleased to offer our proposal for the construction of the new Pavilion located at the SOUTHGATE TOWER.

We have reviewed the plans, specifications, and site, and our proposed price to construct the pavilion is **\$638,000. Bid bond is included.**

PLEASE NOTE, THIS IS ALSO ON PAGE 2 OF OUR PROPOSAL:

The current lead time for the COR-TEN steel items is 7-9 weeks.

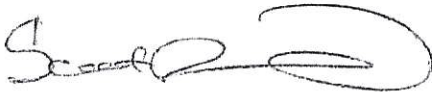
The current lead time for the Stainless-steel clevises is 10-11 weeks.

Lead times are subject to time of order and prior sales.

Shop drawings will take at least 3 weeks.

We exclude the noted schedule of October 25, 2024 for substantial completion.

Sincerely,



Scot Brand

Project Manager

JG Morris Jr. Inc.

EXHIBIT A: PROPOSAL
For
SOUTHGATE TOWER PARK & PEDESTRIAN BRIDGE
PARK PAVILION

City of Southgate, Michigan
Bids will be due on:
Tuesday, August 27, 2024 until 10:00 a.m.

Bids will be opened on:
Tuesday, August 27, 2024 at 10:00 a.m.

TO: City of Southgate
14400 Dix-Toledo Rd
Southgate, MI 48195

Ladies/Gentlemen: The undersigned has examined the plans, specifications and locations of the above-described work and is fully informed as to the nature of the work and conditions relating to its performance and the undersigned fully understands all the Contract Documents.

The undersigned hereby proposes to furnish all necessary machinery, tools, equipment, and other means of construction to do all the work, furnish all materials, except as herein specified, and to complete the work in strict conformity with the requirements of the Proposal and Specifications.

The undersigned further agrees, if awarded the contract, to deliver executed contract and bonds and furnish evidence of insurance within 10 days after the date of award.

The undersigned encloses a certified or cashier's check or bid bond in the amount of five percent (5%) of the bid payable to the order of City of Southgate upon submittal of the bid.

Signed: James Morris Jr.

Address : P.O. Box 210
Grosse Ile, MI 48138

Firm Name: JG Morris Jr Inc.

Telephone: 734.362.7600 Fax: 734.362.8620

All erasures or alterations must be initialed by the bidder.

**SECTION 00310
PROPOSAL FORM**

Submitting Contractor:

JG Morris Jr. Inc.
(Name)

9505 Groh Road, Suite 100, Grosse Ile, MI 48138
(Address)

734.362.7600
(Telephone)

CONTRACTS	Contract Trade Bids Bid Package No. 1A – Park Pavilion
PROJECT	Southgate Tower Park and Pedestrian Bridge Southgate, Michigan Project No. 202227
OWNER	City of Southgate 14400 Dix- Toledo Rd. Southgate, Michigan 48195
ARCHITECT	Constantine George Pappas AIA Architecture / Planning 1025 South Washington Ave Royal Oak, Michigan 48067 P: 248.629.8998 F: 248.298.3192

BASE PROPOSAL

Pursuant to and in compliance with the Instructions to Bidders and having carefully examined the Bidding Documents as enumerated in Instructions for Bidders and all Addenda and Bulletins, the undersigned agrees to enter into an agreement with the Owner and to complete the work whose scope is indicated below, in accordance with the said Contract Documents for the sum of:

Six Hundred and Thirty Eight Thousand Dollars and Zero Cents
(Sum to be Written Out)

Dollars (\$) 638,000

The scope of this Proposal includes all work contained within this Specification and all associated contract drawings.

PRICE GUARANTEE

The undersigned proposes that the price stated in this Proposal is guaranteed for ninety (90) consecutive days from bid date.

TAXES

No taxes are to be included in the Base Proposal Price.

TIME OF COMPLETION

The undersigned agrees to start work immediately after notice of award of the Contract and to complete all work of the Contract at a date mutually agreed upon between the Owner and the Contractor. Please see note below

SUPPLEMENTAL FEES

For additional work performed upon instruction of the Owner by subcontractors of the undersigned, add to the subcontractor's prices for such additional work, a fee of 10 % which includes all the changes of the undersigned for overhead and profit.

For any additional work performed upon instruction of the Owner by persons other than the subcontractor's of the undersigned, the charges will be actual cost of all labor and materials (less all discounts) plus the fee of 5 % to which shall be added the actual cost of insurance and taxes.

Each proposal covering extra work shall be accompanied with complete itemized material and labor breakdowns.

For all revisions involving the deletion of Contract work, it is agreed that full credit shall be given the Owner for such work deleted, including overhead and profit as quoted hereinbefore.

PLEASE NOTE:

The current lead time for the COR-TEN steel items is 7-9 weeks.

The current lead time for the Stainless-steel clevises is 10-11 weeks.

Lead times are subject to time of order and prior sales.

Shop drawings will take at least 3 weeks.

We exclude the noted schedule of October 25, 2024 for substantial completion.

PROPOSAL FORM
00310 -2

VOLUNTARY ALTERNATIVES

The undersigned proposed the following voluntary alternatives:

No. 1
Which Would Save
(Sum to be Written Out)
Dollars (\$)
No. 2
Which Would Save
(Sum to be Written Out)
Dollars (\$)

ADDENDA

If any Addenda or Bulletins covering changes to the Bidding Documents have been received during the bidding period, the bidder shall fill in their numbers and dates which acknowledges having received same, and having included in this proposal the work involved. Note: if no addenda have been issued, write in "None".

Addendum 1	Dated 8/7/2024
	Dated
	Dated
	Dated
	Dated

NEGOTIATION

The undersigned agrees that, should the overall cost exceed the funds available he will be willing to negotiate with the Owner for the purpose of making further reductions in the Contract work, and shall agree to provide full credit for all such reductions in the work requested by the Owner, including full value of labor, materials and subcontract work and reasonable proportionate reductions in overhead profit, thereby arriving at an agreed upon Contract price.

CONTRACT EXECUTION

The undersigned agrees to execute a contract for work covered by this proposal provided that he be notified of its acceptance within ninety (90) days after the opening of bids.

The undersigned hereby declares that he has the legal status checked below:

- () Individual
() Partnership Having the Following Partners:

☒ Corporation Incorporated under the State Laws of:
Michigan

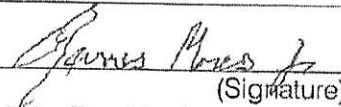
This proposal is submitted in the name of and notice of acceptance should be mailed, telegraphed, or delivered to:

Dated:

08/26/2024

Firms Name

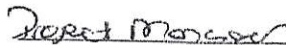
JG Morris Jr Inc.


(Signature)

Title: President

In the Presence of:





Submit three (3) copies and retain one (1) copy. Deliver Contract Trade quotations to the office of the Owner, on or before bid due date sealed, on forms supplied for that purpose.

Representatives of the Owner will be present when quotations are opened.

END OF SECTION 00310

Director of Public Safety
Joseph L. Marsh

Chief of Police
Mark A. Mydlarz

Administration
734-258-3052

Fax: 734-284-0540



City of Southgate
Police Department
14710 REAUME PARKWAY
SOUTHGATE, MI 48195
(734)258-3060

Investigative Bureau
734-258-3054
Fax: 734-246-1381

Ordinance Officer
734-258-3036

To: Honorable Mayor Joseph Kuspa
From: Director Joseph L. Marsh
CC: City Administrator Daniel Marsh, Finance Director Douglas Drysdale
Subject: Homecoming Parade October 4th, 2024 – Fee Waiver
Date: 09/10/2024

Dear Honorable Mayor Kuspa,

The police department has received a Parade Permit Request from the Southgate Anderson High School Student Council. They are requesting to hold an annual Homecoming Parade on October 4th, 2024 starting at 4:30pm and ending at 6pm.

We have reviewed their request and see no issues with allowing this parade. City Ordinance #466.03 requires a completed permit application to be submitted. This ordinance also requires a \$100.00 permit fee. The fee however, can be waived with a Council resolution when the applicant is a nonprofit, religious, fraternal, civil, veteran, or charitable organization located in the City and renders services to the residents of the City.

The police department will grant the permit for the parade. We also seek for this matter to be presented to City Council to waive the required \$100 fee for the Homecoming Parade. We ask that this matter be placed on the City Council Agenda for September 18th, 2024.

Respectfully,

A handwritten signature in black ink, appearing to read 'Joseph L. Marsh', is written over a faint, circular official stamp.

Joseph L. Marsh
Director of Public Safety

SOUTHGATE CITY CODE

u:/Anderson parade permit

JOSEPH G. KUSPA
Mayor

JANICE M. FERENCZ
City Clerk

CHRISTOPHER P. ROLLET
Treasurer



City of Southgate

- CITY COUNCIL -

ZOEY KUSPA
Council President

CHRISTIAN GRAZIANI

KAREN E. GEORGE

PHILLIP J. RAUCH

PRISCILLA AYRES-REISS

ED GAWLIK JR.

VICTORIA ARAJ

September 13, 2024

To the Honorable
City Council
Southgate, Michigan 48195

Re: Contract Extension for 2024-25 Road Reconstruction Program **(Waiver of Bid)**

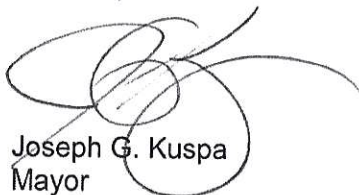
Ladies and Gentlemen:

I have reviewed the above with the City Engineer and I concur with his recommendation to waive the bid process and award the contract extension for the 2024-25 Road Reconstruction program to GV Cement Contracting Company, Brownstown Township, Michigan. GV has agreed to hold their unit prices that were approved under the 2023-34 Humphrey Court & Burns Avenue Road Reconstruction contract on August 2, 2023.

Funds are budgeted in the Street Fund for this contract extension.

Your favorable consideration of this matter is greatly appreciated.

Sincerely,



Joseph G. Kuspa
Mayor

JOSEPH G. KUSPA
Mayor

JANICE M. FERENCZ
City Clerk

CHRISTOPHER P. ROLLET
Treasurer



City of Southgate

- CITY COUNCIL -

ZOEY KUSPA
Council President

CHRISTIAN GRAZIANI

KAREN E. GEORGE

PHILLIP J. RAUCH

PRISCILLA AYRES-REISS

ED GAWLIK JR.

MEMORANDUM

TO: The Honorable Mayor and City Council
FROM: Douglas Drysdale, Assistant City Administrator / Finance Director *DWD*
DATE: September 12, 2024
RE: Recommendation to Approve Contract Extension for 2024-25 Road Reconstruction Program (**BID WAIVER**)

I have reviewed the above and concur with the City Engineer's recommendation to waive the bid process and approve a contract extension with GV Cement Contracting Company (Brownstown Twp, MI) for the 2024-25 Road Reconstruction Program. GV Cement has agreed to hold their unit prices that were approved under the 2023-24 Humphrey Court & Burns Avenue Road Reconstruction contract on August 2, 2023.

Adequate funds are budgeted in the Street Fund for this contract extension.

Proposed Motion

Waive the bid process and approve a contract extension with GV Cement Contracting Company for the 2024-25 Road Reconstruction Program at the unit prices under the 2023-24 Humphrey Court & Burns Avenue Road Reconstruction Project approved on August 2, 2023.



September 9, 2024

Mr. Dan Marsh, City Administrator
City of Southgate
14400 Dix-Toledo Highway
Southgate, Michigan 48195

**Re: 2024-2025 Road Reconstruction Program
(Dondero, Jessica & Timothy Streets, Southgate Village Subdivision)
Request for Contract Extension to GV Cement Contracting Company
City of Southgate
Hennessey Project No. 13142**

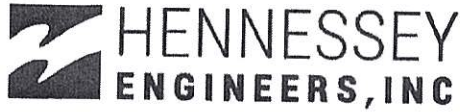
Dear Mr. Marsh:

Enclosed is a copy of the August 28, 2024 letter our office received from GV Cement Contracting Company regarding an extension of their current 2023-2024 Humphrey Court & Burns Avenue Road Reconstruction contract for the 2024-2025 Road Reconstruction Program. GV Cement is not requesting an increase in any of their unit prices.

GV Cement was awarded the 2023-2024 Humphrey Court & Burns Avenue Reconstruction Program on August 2, 2023. GV Cement has performed very well for the City and I have no reason not to recommend them for this contract extension and work. The bid received by GV Cement Contracting Company in 2023 was very reasonable and I would expect to see higher bid prices if this project were to be formally bid out for the 2025 Fiscal year. I have enclosed GV Cement's 2023 unit prices for your review.

Therefore, I recommend that City Council grant the extension for the 2024-2025 Road Reconstruction Program to GV Cement Contracting Company. The amount of work to be performed for the 2024-2025 program will be determined from the approved budget. If the City Council grants the extension, an appropriate change order will be prepared after completion of the work.

If you have any questions or need additional information, please do not hesitate to contact me.



Very Truly Yours,

HENNESSEY ENGINEERS, INC

A handwritten signature in cursive script, reading 'John M. Miller'.

John M. Miller
Project / Construction Manager

Enclosure

cc: Doug Drysdale, Assistant City Administrator / Finance Director, City of Southgate
Kevin Anderson, Department of Public Services Director, City of Southgate
John J. Hennessey, P.E., Vice-President, Hennessey Engineers, Inc.
Vince Vitale, President, GV Cement Contracting Company

File B.3



August 28, 2024

Mr. John Miller, Project Manager
Hennessey Engineers, Inc.
13500 Reeck Road
Southgate, MI 48195

Re: City of Southgate
HEI #13132 – Humphrey & Burns Reconstruction

Dear Mr. Miller:

With respect to the above-mentioned project, I am requesting an extension of our current contract to perform the reconstruction of Dondero Drive in 2024 and Jessica Drive and Timothy Drive in 2025. The project would be done using the current contract unit prices.

I look forward to continue working with you and the City of Southgate. Please contact me if you would like to discuss this further or if you have any questions.

Sincerely,

A handwritten signature in dark ink, appearing to read 'V. Vitale'.

Vincent J. Vitale
President

CITY OF SOUTHGATE - HUMPHREY CUL-DE-SAC & BURNS AVENUE RECONSTRUCTION PROJECT NO. 13132				GV Cement Contracting Company 20000 Dix-Toledo Highway Browns town, MI 48183		Great Lakes Contracting Solutions, LLC 2300 Edinburg Waterford, MI 48328	
Humphrey Cul-de-Sac Reconstruction (2023 Contract Year)							
Line Number	Description	Estimated Amount	Unit	Unit Price in Figures	Line Total	Unit Price in Figures	Line Total
1	Audio/Video Route Survey	1	LSUM	\$1,500.00	\$1,500.00	\$850.00	\$850.00
2	Traffic Maintenance and Control	1	LSUM	\$4,000.00	\$4,000.00	\$9,500.00	\$9,500.00
3	Drainage Structure Silt Sack	3	EACH	\$150.00	\$450.00	\$150.00	\$450.00
4	Tree Trimming	10	EACH	\$200.00	\$2,000.00	\$985.00	\$9,850.00
5	Remove Sign & Post	1	EACH	\$200.00	\$200.00	\$175.00	\$175.00
6	Temporary 8-inch PVC Culvert	1	LSUM	\$1,000.00	\$1,000.00	\$1,500.00	\$1,500.00
7	Temporary 4-inch Concrete Sidewalk	1	LSUM	\$2,000.00	\$2,000.00	\$1,250.00	\$1,250.00
8	Remove Concrete Pavement	2,100	SYD	\$8.00	\$16,800.00	\$13.85	\$29,085.00
9	Remove Asphalt Pavement	70	SYD	\$8.00	\$560.00	\$12.75	\$892.50
10	Remove Concrete Sidewalk	310	SFT	\$2.00	\$620.00	\$2.00	\$620.00
11	Maintenance Aggregate	180	TONS	\$28.00	\$5,040.00	\$52.50	\$9,450.00
12	Station Grading	4.3	STA	\$1,500.00	\$6,450.00	\$3,975.00	\$17,092.50
13	Subgrade Undercutting	55	CYD	\$35.00	\$1,925.00	\$70.00	\$3,850.00
14	6-inch Edgedrain with Geotextile Fabric	855	LFT	\$12.00	\$10,260.00	\$14.75	\$12,611.25
15	6-inch MDOT 21AA Crushed Limestone Aggregate Base (CIP)	2,050	SYD	\$9.00	\$18,450.00	\$13.50	\$27,675.00
16	Reconstruct Drainage Structure	6	VFT	\$650.00	\$3,900.00	\$250.00	\$1,500.00
17	Drainage Structure Tap	2	EACH	\$800.00	\$1,600.00	\$375.00	\$750.00
18	Adjust Structure	2	EACH	\$650.00	\$1,300.00	\$575.00	\$1,150.00
19	7-inch Non-Reinforced Concrete Pavement with 4-inch Integral Mountable Curb	1,850	SYD	\$65.00	\$120,250.00	\$61.00	\$112,850.00
20	7-inch Concrete Sidewalk Ramp with ADA Detectable Warning Tile	90	SFT	\$14.00	\$1,260.00	\$20.00	\$1,800.00
21	6-inch Concrete Driveway Approach	260	SYD	\$68.00	\$17,680.00	\$54.50	\$14,170.00
22	6-inch Concrete Sidewalk	105	SFT	\$9.00	\$945.00	\$8.25	\$866.25
23	4-inch Concrete Sidewalk	185	SFT	\$7.00	\$1,295.00	\$7.50	\$1,387.50
24	HMA Pavement, 3-inch, 5E10	95	SYD	\$60.00	\$5,700.00	\$45.00	\$4,275.00
25	Remove, Salvage & Reinstall Brick Pavers	20	SFT	\$25.00	\$500.00	\$34.50	\$690.00
26	Remove, Salvage & Reinstall Sign & Steel Post	2	EACH	\$200.00	\$400.00	\$375.00	\$750.00
27	Remove, Salvage & Reinstall Basketball Backboard & Appurtenances	1	LSUM	\$2,500.00	\$2,500.00	\$1,250.00	\$1,250.00
28	Replace Sign & Steel Post	1	EACH	\$200.00	\$200.00	\$425.00	\$425.00
29	Remove, Salvage & Reinstall Mailbox	13	EACH	\$200.00	\$2,600.00	\$375.00	\$4,875.00
30	Restoration, 3-inch Topsoil & Hydroseed	5.3	STA	\$2,000.00	\$10,600.00	\$2,820.00	\$14,946.00
31	Construction Observation			45	\$21,960.00	34	\$16,592.00
2023 HUMPHREY RECONSTRUCTION TOTAL BID AMOUNT					\$263,945.00		\$303,128.00

Burns Avenue Reconstruction (2024 Contract Year)							
Line Number	Description	Estimated Amount	Unit	Unit Price in Figures	Line Total	Unit Price in Figures	Line Total
1	Audio/Video Route Survey	1	LSUM	\$2,500.00	\$2,500.00	\$1,050.00	\$1,050.00
2	Traffic Maintenance and Control	1	LSUM	\$6,000.00	\$6,000.00	\$12,500.00	\$12,500.00
3	Drainage Structure Silt Sack	20	EACH	\$150.00	\$3,000.00	\$150.00	\$3,000.00
4	Tree Trimming	6	EACH	\$200.00	\$1,200.00	\$985.00	\$5,910.00
5	Remove Sign & Post	10	EACH	\$200.00	\$2,000.00	\$275.00	\$2,750.00
6	Remove Concrete Pavement	4,750	SYD	\$8.00	\$38,000.00	\$13.50	\$64,125.00
7	Remove Concrete Sidewalk	3,410	SFT	\$2.00	\$6,820.00	\$2.00	\$6,820.00
8	Exploratory Excavation	3	EACH	\$5,000.00	\$15,000.00	\$1,500.00	\$4,500.00
9	Remove Storm Sewer	970	LFT	\$25.00	\$24,250.00	\$30.00	\$29,100.00
10	Remove Drainage Structure	15	EACH	\$800.00	\$12,000.00	\$1,350.00	\$20,250.00
11	Adjust Sanitary Manhole	8	EACH	\$850.00	\$6,800.00	\$1,375.00	\$11,000.00
12	Drainage Structure Tap	9	EACH	\$800.00	\$7,200.00	\$375.00	\$3,375.00
13	12-inch ADS N-12 HDPE Storm Sewer	945	LFT	\$80.00	\$75,600.00	\$126.50	\$119,542.50
14	4-foot Diameter Manhole, Over Existing Sewer	1	EACH	\$3,200.00	\$3,200.00	\$3,855.00	\$3,855.00
15	4-foot Diameter Manhole, Type D, Over Existing Sewer	3	EACH	\$3,300.00	\$9,900.00	\$3,325.00	\$9,975.00
16	5-foot Diameter Manhole, Type D, Over Existing Sewer	1	EACH	\$6,000.00	\$6,000.00	\$4,900.00	\$4,900.00
17	4-foot Diameter Catch Basin, Standard	10	EACH	\$3,000.00	\$30,000.00	\$3,575.00	\$35,750.00
18	4-foot Diameter Catch Basin, Type D	10	EACH	\$3,100.00	\$31,000.00	\$3,295.00	\$32,950.00
19	Maintenance Aggregate	540	TON	\$28.00	\$15,120.00	\$52.50	\$28,350.00
20	Station Grading	12.6	STA	\$1,500.00	\$18,900.00	\$3,985.00	\$50,211.00
21	Subgrade Undercutting	140	CYD	\$35.00	\$4,900.00	\$70.00	\$9,800.00
22	6-inch Edgedrain with Geotextile Fabric	2,230	LFT	\$12.00	\$26,760.00	\$15.00	\$33,450.00
23	6-inch MDOT 21AA Crushed Limestone Aggregate Base (CIP)	4,500	SYD	\$9.00	\$40,500.00	\$14.50	\$65,250.00
24	8-inch Non-Reinforced Concrete Pavement w/6-inch Integral Straight Curb	4,150	SYD	\$66.50	\$275,975.00	\$68.40	\$283,860.00
25	7-inch Concrete Sidewalk Ramp w/ADA Detectable Warning Tile	920	SFT	\$14.00	\$12,880.00	\$20.00	\$18,400.00
26	6-inch Concrete Driveway Approach	740	SYD	\$68.00	\$50,320.00	\$56.70	\$41,958.00
27	4-inch Concrete Sidewalk	2,900	SFT	\$7.00	\$20,300.00	\$7.75	\$22,475.00
28	Remove, Salvage & Reinstall Patio Stones	76	SFT	\$25.00	\$1,900.00	\$34.50	\$2,622.00
29	Remove, Salvage & Reinstall Sign & Steel Post	1	EACH	\$200.00	\$200.00	\$375.00	\$375.00
30	Replace Sign & Steel Post	8	EACH	\$200.00	\$1,600.00	\$375.00	\$3,000.00
31	Pavement Marking, 24-Inch Stop Bar, (2) Applications	109	LFT	\$18.00	\$1,962.00	\$20.50	\$2,234.50
32	Pavement Marking, 6-inch Crownwalk, White, (2) Applications	685	LFT	\$12.00	\$8,220.00	\$5.10	\$3,493.50
33	Restoration, 3-inch Topsoil & Hydroseed	10.4	STA	\$2,500.00	\$26,000.00	\$3,290.00	\$34,216.00
34	Construction Observation			60	\$29,280.00	55	\$26,840.00
2024 BURNS RECONSTRUCTION TOTAL BID AMOUNT					\$815,287.00		\$997,887.50

* Correction in bid calculations determined by HEI

2023 HUMPHREY RECONSTRUCTION TOTAL BID AMOUNT
2024 BURNS RECONSTRUCTION TOTAL BID AMOUNT
TOTAL BID AMOUNT

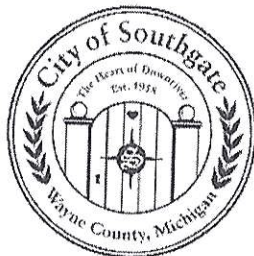
\$263,945.00
\$815,287.00
\$1,079,232.00

\$303,128.00
\$997,887.50
\$1,301,015.50

JOSEPH G. KUSPA
Mayor

JANICE M. FERENCZ
City Clerk

CHRISTOPHER P. ROLLET
Treasurer



City of Southgate

- CITY COUNCIL -

ZOEY KUSPA
Council President

CHRISTIAN GRAZIANI

KAREN E. GEORGE

PHILLIP J. RAUCH

PRISCILLA AYRES-REISS

ED GAWLIK JR.

Memorandum

To: Honorable City Council Members

From: Dan Marsh, City Administrator *DM*

Date: September 12, 2024

Re: Demolition of 19364 Eureka

On July 17, 2024 the Dangerous Buildings Board met to discuss 19364 Eureka (former Alibi bar). This property sustained fire damage and has been classified as a "Dangerous Building." The Dangerous Buildings Board recommended that the property be demolished (see, Dangerous Buildings Board minutes attached). The Administration recommends the City Council affirm the recommendations of the Dangerous Buildings Board to have the property demolished. Charges for demolition will be billed to the property owner and if not paid the charges will be placed as a lien on the property.

If you have any questions please contact me.

Proposed Motion: To affirm the recommendation of the Dangerous Buildings Board that the property located at 19364 Eureka Road must be repaired or demolished within 90 days.

MINUTES

July 17, 2024

Michelle Gendron



City of Southgate

DEPARTMENT OF BUILDING AND SAFETY ENGINEERING
14400 DIX-TOLEDO ROAD, SOUTHGATE MICHIGAN 48195

PHONE: (734) 258-3027

FAX: (734) 281-6670

www.southgatemi.org

June 26, 2024

SAM KOMIS
27601 OAKLEY
LIVONIA, MI 48154

To whom it may concern;

The structure at 19364 Eureka has been classified as a "Dangerous Building" per Section 1460.01 of the City of Southgate Ordinance. Also Section 1460.02 which states "No person shall keep or maintain any building, structure or swelling or part thereof, which is a dangerous building as defined in Section 1460.01.

A meeting with the Dangerous Building Board is scheduled for July 17th, 2024 to discuss the condition of said structure. The owner will have the opportunity to show cause why the building or structure should not be ordered to be demolished or otherwise made safe per code 1460.04.

Sincerely,

Timothy L. Leach
Building Inspections Director

TLL/mg

JOSEPH G. KUSPA
Mayor

JANICE M. FERENCZ
City Clerk

CHRISTOPHER P. ROLLET
Treasurer



City of Southgate

- CITY COUNCIL -

ZOEY KUSPA
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PHILLIP J. RAUCH

PRISCILLA AYRES-REISS

ED GAWLIK JR.

Memorandum

To: Honorable City Council Members

From: Dan Marsh, City Administrator *DM*

Date: September 12, 2024

Re: Director of Public Safety and Chief of Police Contract Amendments

City Council has been presented with proposed contract amendments for the Public Safety Director and the Chief of Police. The Administration believes it is in the best interest of the City to approve the contract amendments. Therefore, the Administration respectfully requests that the City Council authorize the Mayor to sign on behalf of the City. Please contact me if you have any questions.

Proposed Motion: To authorize the Mayor to sign the proposed contract amendments for the Director of Public and the Chief of Police.

JOSEPH G. KUSPA
Mayor

JANICE M. FERENCZ
City Clerk

CHRISTOPHER P. ROLLET
Treasurer



City of Southgate

- CITY COUNCIL -

ZOEY KUSPA
Council President

CHRISTIAN GRAZIANI

KAREN E. GEORGE

PHILLIP J. RAUCH

PRISCILLA AYRES-REISS

ED GAWLIK JR.

Memorandum

To: Honorable City Council Members

From: Dan Marsh, City Administrator *DM*

Date: September 12, 2024

Re: Downriver Utility Waste Water Authority (DUWA) Second Amended Articles of Incorporation (2AOI)

The City of Southgate is one of 13 member communities of the Downriver Utility Waste Water Authority (DUWA). The DUWA Board, seeks approval of the attached 2AOI from each of the member communities. Approval by each community's governing body is required to change the Articles of Incorporation. Attached in your packet is a summary document provided by DUWA legal consul, the red line version of the proposed changes, a clean copy of the proposed changes, and a formal resolution.

The other DUWA communities this resolution is being presented to are: Allen Park, Belleville, Brownstown Township, Dearborn Heights, Ecorse, Lincoln Park, River Rouge, Riverview, Romulus, Taylor, Van Buren Township, and Wyandotte.

Proposed Motion: To approve the attached resolution for the approval of the Second Amended Articles of Incorporation for the Downriver Utility Wastewater Authority.



FAUSONE & GRYSKO, PLC
ATTORNEYS AT LAW

MEMO

TO: DUWA Member Communities

FROM: Fausone & Grysko, PLC
DUWA General Counsel

DATE: September 16, 2024

RE: Second Amended Articles of Incorporation

The Downriver Utility Wastewater Authority (DUWA) board has determined that certain changes to the articles of incorporation are necessary and appropriate. Attached are the Second Amended Articles of Incorporation (2Aol) that the board recommends to the member communities by vote at its September 12, 2024 meeting.

Attached is a redline and a clean copy of the 2Aol and a draft resolution the member community may use to adopt the amendments. Pursuant to the articles it takes unanimous approval of the communities to modify the articles.

In summary the changes to the articles include:

- Change official address from Taylor to Wyandotte (Art I)
- Change fiscal year to July 1. (Art VI)
- Clarify that identifying the alternative Commissioner only has to be set forth in municipalities' minutes (Art VII)
- Define default for non payment as 90 days after the invoice is overdue an additional 90 days - which results in loss of vote at board. (Art X)
- Clarify that 66% is of those entitled to vote and attending the meeting constitutes a supermajority. (Art X)

- Change supermajority voting on capital expenditures from \$500,000 to \$800,000 (Art X g)
- Insert new Art X h, so that Ex 1 percentages for voting “as amended by the Board no more than annually to reflect sewer use attributed to each community.” (Art X h)
- Eliminate bonding requirements for Treasurer (Art XII)
- Change budget submission date to prior to April 1st (Art XII)
- Eliminate providing seven hard copies of audit to municipalities and instead post on line (Art XVIII)
- Eliminate publishing AoI in specific newspapers, instead in “general circulation” and add to publish on Authority website (Art XIX)
- Future amendments to the AoI by Board. (Art XXXI)

Once the community members agree to the amendments it will also be necessary for the DUWA Board amend some of the Bylaws to reflect the AoI changes adopted.

Questions maybe directed to DUWA’s general counsel at jimfausone@thefgfirm.law .

Request:

Each member community is requested to pass a motion to adopt the Second Amended Articles of Incorporation and provide the adopted resolution to the DUWA System Manager.

SECOND AMENDED
ARTICLES OF INCORPORATION
OF THE
DOWNRIVER UTILITY WASTEWATER AUTHORITY

These Articles of Incorporation are adopted by the incorporating municipal corporations for the purpose of creating and governing an Authority under the provisions of Act 233, Public Acts of Michigan, 1955, as amended.

ARTICLE I

The name of this Authority is "Downriver Utility Wastewater Authority." The principal office of the Authority will be located at 797 Central St., Wyandotte, MI 48192.25605 Northline, Taylor, MI, Wayne County, Michigan 48180.

ARTICLE II

The names of the constituent municipal corporations ~~creating in~~ this Authority are: The City of Allen Park, The City of Belleville, The Charter Township of Brownstown, The City of Dearborn Heights, The City of Ecorse, The City of Lincoln Park, The City of River Rouge, The City of Riverview, The City of Romulus, The City of Southgate, The City of Taylor, The Charter Township of Van Buren and the City of Wyandotte, ~~which are hereby designated as the constituent municipalities. Lincoln Park was added as a constituent municipality in June of 2015 by the adoption of these amended Articles of Incorporation.~~

ARTICLE III

The purpose of this Authority will be to own and operate ~~will be to acquire, construct, finance, purchase, manage, administer, own, improve, enlarge, extend and operate or negotiate an agreement with Wayne County or a private entity for the operation of a sewage disposal system, particularly the Downriver Wastewater Treatment System (the "System") in accordance with the authorization of Act 233, Public Acts of Michigan, 1955, as amended, and in addition to all other powers granted by any charter or other statute. Further, that it is the foremost purpose of this Authority is to serve residents of the Townships and Cities efficiently, economically, and to reduce costs where reasonably possible, with a good quality and uniform system for wastewater collection and treatment that will adequately serve their needs.~~

ARTICLE IV

This Authority is a body corporate with power to sue or to be sued in any court of this State. It shall be comprised of the territory embraced within the corporate boundaries of its constituent municipalities as set forth in Exhibit 2. It shall possess all of the powers granted by statute now in effect or hereafter adopted or amended, and by these Articles, and those incident thereto. The enumeration of any powers herein shall not be construed as a limitation upon its general powers unless the context shall clearly indicate otherwise. It shall have a corporate seal.

ARTICLE IV

This Authority shall continue in existence perpetually or until dissolved by act of the parties or by law: Provided, however, that it shall not be dissolved if such dissolution would or could operate as an impairment of its bonds or of any of its contracts.

ARTICLE VI

The fiscal year of the Authority shall commence on the 1st day of July ~~January~~ in each year and end on the 30th ~~31st~~ day of June ~~December~~ of the following ~~that same~~ year.

ARTICLE VII

The governing body of the Authority shall be a Commission consisting of thirteen (13) members, which shall be made up of the Mayors or Supervisors of each constituent municipality or their designees. Each constituent municipality shall also designate a member of its legislative body or other designee as an alternate Commissioner, who shall exercise all powers of that municipality's Commissioner in his or her absence or disability. Provided, however, that any designee must be either an elected official or municipal employee for the community to be represented. Each Mayor, Supervisor or their designee Commissioner shall qualify by taking the constitutional oath of office and filing it with his or her respective City or Township Clerk. The alternate Commissioner shall be designated by the legislative bodies of the constituent municipalities by motion recorded in its minutes at the time of the adoption of these Articles of Incorporation and shall thereafter also take the constitutional oath of office. Successor alternate Commissioners shall be designated by the legislative bodies of the respective constituent municipalities before the first day of January after the election of the legislative body.

A majority of the Commission (seven (7) members) shall be required for a quorum. The Commission shall act by motion, resolution or ordinance. The Commission shall, whenever possible, arrive at a consensus position on any matter coming before it, without the need for a formal vote. Each Commissioner shall be entitled to one (1) vote on all matters coming before the Authority ~~except as provided below and provided further that~~ in the event a constituent Municipality fails to timely pay its allocated share of any financial obligation owed to the Authority for a period of 90 days or Wayne County (a "default"), the Commissioner representing that constituent municipality shall lose the right to vote on any issue coming before the Authority if the default exists for an additional 90 days and until the default is cured by payment in full of the financial obligation. Provided, however, that if the constituent municipality has a good faith dispute as to the amount of its financial obligation, has paid the undisputed amount and has initiated the dispute resolution process adopted by the Authority, as to the disputed amount, then it shall continue to be entitled to vote during the proceeding of the dispute resolution process. Each matter coming before the Commission shall be decided by a majority vote of the Commissioners entitled to vote except as provided below.

The following issues shall require a vote of at least sixty-six (66%) percent of the weighted vote of those entitled to vote and attending the meeting as set forth in the attached Exhibit 1:

- a. ____ Amendment of the Articles of Incorporation, Bylaws or Rules and Regulations of the Authority.
- b. ____ Retention of independent contractors, management personnel, consultants, and/or professionals, including accountants, attorneys and engineers.

- c. ____ Issuance of bonds.
- d. ____ Approval of services to non-constituent municipalities.
- e. ____ Execution of any contract wherein contractual payments are to be pledged as security for bonds.
- f. ____ Assumption of any financial obligations of any constituent municipality.
- g. ____ Approval of any contract for construction or repair which exceeds biannually an amount set by the Board, but not less than Eight Five Hundred Thousand (\$5800,000) Dollars.
- h. ____ Changes to Exhibit 1 attached, which may be amended by the Board no more than annually to reflect sewer use attributed to each community.

~~Amendment of the Articles of Incorporation of the Authority shall require a unanimous vote.~~

ARTICLE XI

The Commission shall have the right to adopt rules and regulations for the use of any facility used by it, adopt bylaws for the regulation of its affairs and the conduct of its business which are not in conflict with the terms of any statute or of these Articles. The Commission shall keep a journal of its proceedings. The Commission shall also adopt an alternative dispute resolution procedure. The journal of its proceedings shall be signed by the Chair. All votes shall be "yeas" and "nays", except that where the vote is unanimous it shall only be necessary to so state. Each member shall be required to vote on all matters unless he or she shall be disqualified therefrom. No member may vote on any matters in which he or she has a personal or financial interest.

ARTICLE XXI

These Articles of Incorporation may be amended at any time so as to permit any other municipality to become a constituent municipality of this Authority, if such amendment to and the Articles of Incorporation are adopted by the legislative body of such other municipality, and if such amendment is adopted by the unanimous vote of the municipalities of which the Authority is composed. Other amendments may be made to these Articles of Incorporation at any time if adopted by a vote of at least sixty-six percent (66%) of the weighted vote, of those entitled to vote at the meeting, as set forth in Exhibit 1. ~~the unanimous vote of the legislative bodies of the constituent municipalities of which the Authority is composed. Any such amendment shall be posted on the Authority's website, endorsed, published, and certified, and printed copies thereof filed in the same manner as the original Articles of Incorporation, except that the filed and printed copies shall be certified by the recording officer of the Authority.~~

These Second Amended Articles have been adopted by the several incorporating municipalities, as hereinafter set forth in the following endorsements, and in witness whereof the Mayor and Clerk in the respective Cities and the Supervisor and Clerk in the respective Townships, have endorsed thereon this statement of such adoption.

[https://fausonebohn.sharepoint.com/teams/FausoneGrysko/FGFiles/WPDocs/JGF/DUWA/Corporate Records/Second Amended & Restated Articles of Incorporation 090324.docx](https://fausonebohn.sharepoint.com/teams/FausoneGrysko/FGFiles/WPDocs/JGF/DUWA/Corporate%20Records/Second%20Amended%20&%20Restated%20Articles%20of%20Incorporation%20090324.docx)

EXHIBIT 1 – WEIGHTED VOTE/TO BE REVISED

MUNICIPALITY	SYSTEM CAPACITY (% OF OWNERSHIP FOR WWTP CAPITAL IMPROVEMENTS)
Allen Park	8.473%
Belleville	1.236%
Brownstown	6.355%
Dearborn Heights	4.413%
Ecorse	3.967%
Lincoln Park	12.136%
River Rouge	4.854%
Riverview	3.094%
Romulus	14.121%
Southgate	10.371%
Taylor	18.314%
Van Buren Township	2.295%
Wyandotte	10.371%
TOTAL	100.000%

*Based on Judge Feikens' 1994 Financing Order

EXHIBIT 2 – SERVICE AREA MAP



**SECOND AMENDED
ARTICLES OF INCORPORATION
OF THE
DOWNRIVER UTILITY WASTEWATER AUTHORITY**

These Articles of Incorporation are adopted by the incorporating municipal corporations for the purpose of creating and governing an Authority under the provisions of Act 233, Public Acts of Michigan, 1955, as amended.

ARTICLE I

The name of this Authority is "Downriver Utility Wastewater Authority." The principal office of the Authority will be located at 797 Central St., Wyandotte, MI 48192.

ARTICLE II

The names of the constituent municipal corporations in this Authority are: The City of Allen Park, The City of Belleville, The Charter Township of Brownstown, The City of Dearborn Heights, The City of Ecorse, The City of Lincoln Park, The City of River Rouge, The City of Riverview, The City of Romulus, The City of Southgate, The City of Taylor, The Charter Township of Van Buren and the City of Wyandotte.

ARTICLE III

The purpose of this Authority will be to own and operate a sewage disposal system, particularly the Downriver Wastewater Treatment System (the "System") in accordance with the authorization of Act 233, Public Acts of Michigan, 1955, as amended, and in addition to all other powers granted by any charter or other statute. Further, that is to

serve residents of the Townships and Cities efficiently, economically, and to reduce costs where reasonably possible, with a good quality and uniform system for wastewater collection and treatment that will adequately serve their needs.

ARTICLE IV

This Authority is a body corporate with power to sue or to be sued in any court of this State. It shall be comprised of the territory embraced within the corporate boundaries of its constituent municipalities as set forth in Exhibit 2. It shall possess all of the powers granted by statute now in effect or hereafter adopted or amended, and by these Articles, and those incident thereto. The enumeration of any powers herein shall not be construed as a limitation upon its general powers unless the context shall clearly indicate otherwise. It shall have a corporate seal.

ARTICLE IV

This Authority shall continue in existence perpetually or until dissolved by act of the parties or by law: Provided, however, that it shall not be dissolved if such dissolution would or could operate as an impairment of its bonds or of any of its contracts.

ARTICLE VI

The fiscal year of the Authority shall commence on the 1st day of July in each year and end on the 30th day of June of the following year.

ARTICLE VII

The governing body of the Authority shall be a Commission consisting of thirteen (13) members, which shall be made up of the Mayors or Supervisors of each constituent municipality or their designees. Each constituent municipality shall also designate a member of its legislative body or other designee as an alternate Commissioner, who shall exercise all powers of that municipality's Commissioner in his or her absence or disability. Provided, however, that any designee must be either an elected official or municipal employee for the community to be represented. Each Mayor, Supervisor or their designee shall qualify by taking the constitutional oath of office and filing it with his or her respective City or Township Clerk. The alternate Commissioner shall be designated by the legislative bodies of the constituent municipalities by motion recorded in its minutes

Annually, at its January meeting the Commission shall select a Chair and Vice Chair, who shall be members of the Commission, and a Secretary and a Treasurer, who may but need not be members of the Commission. Such officers shall serve until the organizational meeting of the following year, or until their respective successors shall be selected and qualify. No appointment to the Commission and no selection of an officer of the Commission shall be deemed to be invalid because it was not made within or at the time specified in these Articles. The Commissioners shall serve without compensation.

ARTICLE VIII

In the case of temporary absence or disability of any Commissioner, the alternate Commissioner from that municipality shall act in his or her stead. In the event of a

vacancy in any office of the Commission, such vacancy shall be filled by the Commission for the unexpired term. In case of the temporary absence or disability of any officer, the Commission may appoint some person temporarily to act in his or her stead except that in the event of the temporary absence or disability of the Chair, the Vice Chair shall so act.

ARTICLE IX

Meetings of the Commission shall be held at such time and place as shall be prescribed by resolution of the Commission and shall be open to the public. Special meetings of the Commission may be called by the Chair or any two Commissioners, by serving written notice of the time, place and purpose thereof, upon each Commissioner, personally, by e-mail or by leaving it at his or her place of residence, at least twenty-four hours prior to the time of such meeting, or by depositing same in a United States Post Office or mail box within the geographic limits of the Authority, at least seventy-two hours prior to the time of such meeting, enclosed in a sealed envelope properly addressed to him or her at his or her home or office address, with postage fully prepaid. Special meetings of the Commission at which all members are present, or which all absent members receive notice, shall be deemed to be valid even though no written notice thereof may be given as above specified.

ARTICLE X

A majority of the Commission (seven (7) members) shall be required for a quorum. The Commission shall act by motion, resolution or ordinance. The Commission shall,

whenever possible, arrive at a consensus position on any matter coming before it, without the need for a formal vote. Each Commissioner shall be entitled to one (1) vote on all matters coming before the Authority except that in the event a constituent Municipality fails to timely pay its allocated share of any financial obligation owed to the Authority for a period of 90 days (a "default"), the Commissioner representing that constituent municipality shall lose the right to vote on any issue coming before the Authority if the default exists for an additional 90 days and until the default is cured by payment in full of the financial obligation. Provided, however, that if the constituent municipality has a good faith dispute as to the amount of its financial obligation, has paid the undisputed amount and has initiated the dispute resolution process adopted by the Authority, as to the disputed amount, then it shall continue to be entitled to vote during the proceeding of the dispute resolution process. Each matter coming before the Commission shall be decided by a majority vote of the Commissioners entitled to vote except as provided below.

The following issues shall require a vote of at least sixty-six (66%) percent of the weighted vote of those entitled to vote and attending the meeting as set forth in the attached Exhibit 1:

- a. Amendment of the Articles of Incorporation, Bylaws or Rules and Regulations of the Authority.
- b. Retention of independent contractors, management personnel, consultants, and/or professionals, including accountants, attorneys and engineers.
- c. Issuance of bonds.

- d. Approval of services to non-constituent municipalities.
- e. Execution of any contract wherein contractual payments are to be pledged as security for bonds.
- f. Assumption of any financial obligations of any constituent municipality.
- g. Approval of any contract for construction or repair which exceeds biannually an amount set by the Board, but not less than Eight Hundred Thousand (\$800,000) Dollars.
- h. Changes to Exhibit 1 attached, which may be amended by the Board no more than annually to reflect sewer use attributed to each community.

ARTICLE XI

The Commission shall have the right to adopt rules and regulations for the use of any facility used by it, adopt bylaws for the regulation of its affairs and the conduct of its business which are not in conflict with the terms of any statute or of these Articles. The Commission shall keep a journal of its proceedings. The Commission shall also adopt an alternative dispute resolution procedure. The journal of its proceedings shall be signed by the Chair. All votes shall be "yeas" and "nays", except that where the vote is unanimous it shall only be necessary to so state. Each member shall be required to vote on all matters unless he or she shall be disqualified therefrom. No member may vote on any matters in which he or she has a personal or financial interest.

ARTICLE XII

The Chair of the Commission shall be the presiding officer thereof. Except as herein otherwise provided, he or she shall not have any executive or administrative functions other than as a member of said Commission. In the absence or disability of the Chair, the Vice Chair shall perform the duties of the Chair. The Secretary shall be the recording officer of the Commission. The Treasurer shall be custodian of the funds, if any, of the Authority. All monies shall be deposited in a bank or banks, to be designated by the Commission, and all checks or other forms of withdrawal therefrom shall be signed by the Treasurer and either the Chair or Vice-Chair of the Authority. The officers of the Commission shall have such other powers and duties as may be conferred upon them by the Commission.

The Commission shall prepare, adopt, and submit to each commissioner of the constituent municipalities an annual budget covering the proposed expenditures to be made for the organizing and operation of the Authority, and for the next fiscal year at least, beginning July 1st, such budget to be submitted on or before April 1.

ARTICLE XIII

The Authority shall possess all the powers necessary to carry out the purposes thereof and those incident thereto. It may acquire property by purchase, construction, lease, gift, devise or condemnation, either within or without its corporate limits, and may hold, manage, control, sell, exchange or lease such property. For the purpose of

condemnation it may proceed under the provisions of Act 149, Public Acts of Michigan, 1911, as now or hereinafter amended, or any other appropriate statute.

ARTICLE XIV

The Authority and/or its constituent municipalities may enter into a contract or contracts providing for the acquisition, purchase, construction, improvement, enlargement, extension, operation, management, administration and financing of a sewage disposal system as authorized and provided in Act 233, Public Acts of Michigan, 1955, as amended. The Authority may enter into contracts with any non-constituent municipality, as authorized and provided in said Act, for the furnishing of sewer service from any facilities owned or operated by the Authority, which contract shall provide for reasonable charges or rates for such service furnished. No contracts shall be for a period exceeding forty (40) years.

ARTICLE XV

For the purpose of obtaining funds for the acquisition, construction, improving, enlarging or extending of a sewage disposal system, the Authority and/or its constituent municipalities may, upon ordinance or resolution duly adopted by it, issue its negotiable bonds, secured by the contractual full faith and credit pledges of each contracting municipality, in accordance with and subject to the provisions of Act 233, Public Acts of Michigan, 1955, as amended.

ARTICLE XVI

The Authority may issue self-liquidating revenue bonds in accordance with the provisions of Act 94, Public Acts of Michigan, 1933, as amended, being Sections 141.101 to 141.139, inclusive, of the Compiled Laws of 1948, or any other act providing for the issuance of revenue bonds, which bonds shall be payable solely from the revenues of the sewage disposal. The charges specified in any contract or contracts securing said bonds shall be subject to increase by the Authority at any time if necessary in order to provide funds to meet its obligations. Any contract authorized herein shall be for a period of not exceeding forty (40) years.

ARTICLE XVII

The Authority may employ such personnel and employees as it may consider desirable, and may retain from time to time the services of accountants, attorneys and engineers, and fix the compensation therefore.

ARTICLE XVIII

The Authority shall cause an annual audit to be made of its financial transactions by a certified public accountant and shall furnish a physical or electronic copy to each Commissioner.

ARTICLE XIX

A Summary of these Articles shall be published on the Authority's website and once in a newspaper which has general circulation within the limits of the Authority. One

printed copy of such Articles of Incorporation, certified as a true copy thereof, with the date and place of publication shall be filed with both the Secretary of State and the County Clerk of the County of Wayne within thirty (30) days after the execution thereof has been completed.

The Commission Secretary is hereby designated as the person to cause these Articles to be published, certified and filed as aforesaid. In the event he shall be unable to act or shall neglect to act, then the Attorney for the Commission shall act in his stead.

ARTICLE XX

This Authority, its Articles of Incorporation and any Amendment to the Articles of Incorporation shall become effective upon the filing of certified copies of these documents, as provided in the preceding Article.

ARTICLE XXI

These Articles of Incorporation may be amended at any time so as to permit any other municipality to become a constituent municipality of this Authority, if such amendment to and the Articles of Incorporation are adopted by the legislative body of such other municipality, and if such amendment is adopted by the unanimous vote of the municipalities of which the Authority is composed. Other amendments may be made to these Articles of Incorporation at any time if adopted by a vote of at least sixty-six percent (66%) of the weighted vote, of those entitled to vote at the meeting, as set forth in Exhibit

1. Any such amendment shall be posted on the Authority's website.

These Second Amended Articles have been adopted by the incorporating municipalities, as hereinafter set forth in the following endorsements, and in witness whereof the Mayor and Clerk in the respective Cities and the Supervisor and Clerk in the respective Townships, have endorsed thereon this statement of such adoption.

[https://fausonebohn.sharpoint.com/teams/FausoneGrysko/FGFiles/WPDocs/JGF/DUWA/Corporate Records/Second Amended & Restated Articles of Incorporation 090324.docx](https://fausonebohn.sharpoint.com/teams/FausoneGrysko/FGFiles/WPDocs/JGF/DUWA/Corporate%20Records/Second%20Amended%20&%20Restated%20Articles%20of%20Incorporation%20090324.docx)

EXHIBIT 1 – WEIGHTED VOTE/TO BE REVISED

MUNICIPALITY	SYSTEM CAPACITY (% OF OWNERSHIP FOR WWTP CAPITAL IMPROVEMENTS)
Allen Park	8.473%
Belleville	1.236%
Brownstown	6.355%
Dearborn Heights	4.413%
Ecorse	3.967%
Lincoln Park	12.136%
River Rouge	4.854%
Riverview	3.094%
Romulus	14.121%
Southgate	10.371%
Taylor	18.314%
Van Buren Township	2.295%
Wyandotte	10.371%
TOTAL	100.000%

*Based on Judge Feikens' 1994 Financing Order

EXHIBIT 2 – SERVICE AREA MAP

RESOLUTION OF THE _____ (CITY/CHARTER TOWNSHIP)
OF _____ TO APPROVE THE
SECOND AMENDED ARTICLES OF INCORPORATION
OF THE DOWNRIVER UTILITY WASTEWATER AUTHORITY

RESOLUTION NO. _____

WHEREAS, 1955 PA 233, as amended ("Act 233") authorizes an authority to acquire sewage disposal systems as defined within said act and to improve, enlarge, expand, and operate such systems; and

WHEREAS, by the terms of Act 233, the Downriver Utility Wastewater Authority ("DUWA"), with members the cities of Belleville, Ecorse, Lincoln Park, River Rouge, Southgate, Wyandotte, Allen Park, Taylor, Dearborn Heights, Romulus, Riverview, and the Charter Townships of Van Buren and Brownstown ("Communities") has ownership and operation of a sewage disposal system ("System"), and

WHEREAS, DUWA owns and operates the System pursuant to Articles of Incorporation and Bylaws; and

WHEREAS, the DUWA Board of Commissioners have recommended changes to the Articles of Incorporation to acknowledge change in circumstances and such Amended Articles have been reviewed by the municipality's counsel and the DUWA Legal Committee and the DUWA Board.

NOW THEREFORE, be it resolved that the City/Charter Township of _____ ("municipality") hereby agrees that:

1. The Second Amended Articles of Incorporation of the DUWA are hereby approved and the appropriate administrative official of the municipality is hereby authorized to execute said Articles.

ON MOTION OF _____ SUPPORTED BY _____ the foregoing Resolution was adopted by the following vote:

ROLL CALL: ABSENT _____ AYE _____ NAY _____

I, _____, Clerk for the City/Charter Township of _____, hereby certify that the foregoing is a true and accurate copy of a Resolution adopted by the City Council/Township Board for the City/Charter Township of _____ at a regular meeting held on the ____ day of _____, 2024, and that said meeting was conducted and public notice of said meeting was given pursuant to and in full compliance with the Open Meeting Act, being Act 267, Public Acts of Michigan, 1976, and that the minutes of said meeting were kept and will be or have been available as required by said Act.

_____, Clerk

[https://fausonebohn.sharepoint.com/tcams/FausoneGrysko/PGFiles/WPDocs/JGF/DUWA/Corporate Records/Resolution to approve Second Amd & Restated Articles.docx](https://fausonebohn.sharepoint.com/tcams/FausoneGrysko/PGFiles/WPDocs/JGF/DUWA/Corporate%20Records/Resolution%20to%20approve%20Second%20Amd%20&%20Restated%20Articles.docx)

JOSEPH G. KUSPA
Mayor

JANICE M. FERENCZ
City Clerk

CHRISTOPHER P. ROLLET
Treasurer



City of Southgate

- CITY COUNCIL -

ZOEY KUSPA
Council President

CHRISTIAN GRAZIANI

KAREN E. GEORGE

PHILLIP J. RAUCH

PRISCILLA AYRES-REISS

ED GAWLIK JR.

VICTORIA ARAJ

September 13, 2024

To the Honorable
City Council
Southgate, Michigan 48195

Re: Approval of Change Order No. 001 for Cobb Park and Waverly Park
Basketball Court Improvements

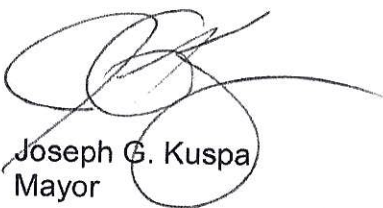
Ladies and Gentlemen:

I have reviewed the above and concur with the City Engineer's recommendation to approve Change Order No. 1 in the amount of \$409,000.00 to Rolar Corporation for the tennis and pickleball courts in the proposed Southgate Tower Park Development Project. This change order is for an addition to the scope of work as outlined in the contract that was approved at the March 20, 2024 City Council Meeting.

Funds for this change order are available in the Wayne County ARPA Funds.

Your favorable consideration of this matter is requested.

Sincerely,



Joseph G. Kuspa
Mayor

JOSEPH G. KUSPA
Mayor

JANICE M. FERENCZ
City Clerk

CHRISTOPHER P. ROLLET
Treasurer



City of Southgate

- CITY COUNCIL -

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ED GAWLIK JR.

MEMORANDUM

TO: The Honorable Mayor and City Council

FROM: Douglas Drysdale, Assistant City Administrator / Finance Director

DATE: September 12, 2024 *DWD*

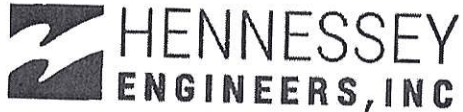
RE: Recommendation to Approve Change Order No. 001 to Cobb Park & Waverly Park Basketball Court Improvements Contract for Southgate Tower Project – Tennis Courts

I have reviewed the above and concur with the City Engineer's recommendation to approve Change Order No. 001 with Rolar Construction Corporation (Warren MI) in the amount of \$409,000.00 for the Southgate Tower Project – Tennis Courts. This change order is to the contract with Rolar Construction for the Cobb Park & Waverly Park Basketball Court Improvements project awarded March 20, 2024.

Funds for this project will be provided from the Wayne County ARPA grant.

Proposed Motion

Approve Change Order No. 001 to Cobb Park & Waverly Park Basketball Court Improvement Contract with Rolar Construction Corporation in the amount of \$409,000.00 for the Southgate Tower Project – Tennis Courts project, utilizing funds from the Wayne County ARPA grant.



September 13, 2023

Mr. Dan Marsh, City Administrator
City of Southgate
14400 Dix-Toledo Highway
Southgate, Michigan 48195

**Re: Cobb Park & Waverly Park Basketball Court Improvements
Change Order No. 001
City of Southgate
Hennessey Project No. 13145**

Dear Mr. Marsh:

Please find attached change order 001 for the above referenced project. The referenced project was awarded to Rolar Construction Corporation through a competitive bidding process and approved by the City Council at their regularly scheduled meeting of March 20, 2024.

The City of Southgate and Hennessey Engineers is requesting that Rolar Corporation construct and complete a proposed tennis and pickleball courts project in the proposed Southgate Tower Park Development Park Project.

This change order is for an addition to the scope of work as outlined in the approved contract.

We request that the attached change order be approved at the regular City Council meeting scheduled for September 18, 2024. If you have any questions, or if additional information is necessary, please do not hesitate to contact me.

Very Truly Yours,

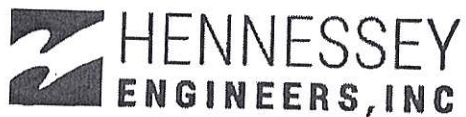
HENNESSEY ENGINEERS, INC

A handwritten signature in black ink, reading 'John M. Miller'.

John M. Miller
Project / Construction Manager

cc: Doug Drysdale, Finance Director, City of Southgate
Kevin Anderson, Director of Public Services, City of Southgate
Julie Goddard, Director of Parks and Recreation, City of Southgate
John J. Hennessey, P.E., Vice President, Hennessey Engineers, Inc.
Dave Lawrason, President, Rolar Construction Corporation
Brooks Bauer, Project Manager, Rolar Construction Corporation

File B.3



CHANGE ORDER

Recommendation No. 001 Date: September 12, 2024

Project: Cobb Park & Waverly Park Basketball Court Improvements
Project Number: 13145
Owner: City of Southgate
Contractor: Rolar Construction Corporation

1. Addition to the Scope of Work:

Approximately 16,000 square feet of asphalt tennis and pickleball courts are proposed for the Southgate Tower Park & Pedestrian Bridge Project. This proposed project will include tennis posts and nets, portable pickleball nets, chain link fencing, light pole bases for future lights and acrylic color coatings of the asphalt surface.

This change order accounts for the additional requested work for the Cobb Park & Waverly Park Basketball Court Improvements.

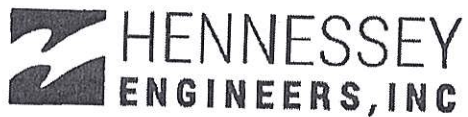
Increase Cost for Change in Project Scope: \$409,000.00

2. 10% Contingency:

A 10 percent contingency will not be required for this change order.

10% Contingency: \$0.00

Original Contract Price:	\$ 230,664.66
10% Contingency:	\$ 23,066.47
Change Order No. 1 Price Increase:	<u>\$ 409,000.00</u>
Revised Contract Price:	\$ 662,731.13



Changes Originated By Hennessey Engineers, Inc.:

Signature: John M. Miller

Title: Project / Construction Manager

Print Name: John M. Miller

Date: September 12, 2024

Accepted by: Rolar Construction Corp.

Signature: David Lawrason

Title: President

Print Name: David Lawrason

Date: September 13, 2024

Accepted by the City of Southgate:

Signature: _____

Title: _____

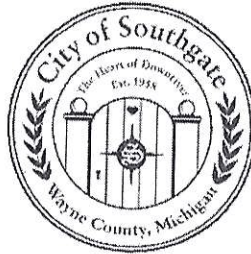
Print Name: _____

Date: _____

JOSEPH G. KUSPA
Mayor

JANICE M. FERENCZ
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- CITY COUNCIL -

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ED GAWLIK JR.

City of Southgate

Memorandum

To: Honorable City Council Members

From: Dan Marsh, City Administrator *DM*

Date: September 12, 2024

Re: Changes to City Code Chapter 666.04 Trespass; Vagrancy – Second Reading

The Administration is recommending the following changes to Chapter 666.04 Trespass; Vagrancy (changes underlined for emphasis):

(b) No person shall unlawfully lodge in or unlawfully be found at any time in sheds, barns, stables, unoccupied buildings, and like structures, or public places. without giving a good account of himself or herself.

(c) No person shall camp, use camping facilities, including but not limited to tents, huts, or temporary shelters, or use camp paraphernalia including but not limited to cots, beds, sleeping bags, hammocks or tarps in any public street, park, sidewalk, alleyway, public easement, public lot, or public area.

Adoption of this new language will strengthen the City's ability to prevent individuals from living in public spaces and will help law enforcement connect unhoused individuals with shelter resources.

If you have any questions please contact me.

Proposed Motion: To adopt the proposed language changes to section 666.04 Trespass; Vagrancy.