

City Council Study Session Agenda

Monday, March 15, 2021 at 6:00 PM
27400 Southfield Road, Lathrup Village, Michigan 48076

ZOOM REMOTE MEETING INFORMATION

Webinar ID: 948 6109 0435

Password: 424402

CLICK HERE: [Online Zoom Link](#)

Telephone: 646.558.8656 or 312.626.6799

CLICK HERE: [Public Comment Form Link](#)

In accordance with Emergency Orders issued by the Michigan Department of Health and Human Services, Oakland County, local officials, State of Michigan legislation, and City of Lathrup Village Declaration of a Local State of Emergency (March 2020), that continues to exist and which allows for electronic meetings of public bodies, notice is hereby given that the City of Lathrup's City Council will be meeting electronically using www.Zoom.us for videoconference and public access.

1. **Call to Order**
2. **Discussion Items**
 - [A.](#) Insufficiency of Referendum Petition
 - [B.](#) Sidewalk Ordinance - Amendment
 - [C.](#) Sidewalk Replacement Program
 - [D.](#) Water Meter & Related Projects - Update
 - [E.](#) Infrastructure Committee - Update
 - [F.](#) Marijuana / Cannabis - Update.
 - [G.](#) Professional Auditing Services RFP - Update
 - H. Agenda Items - Discussion
3. **Mayor and Council Comments**
4. **Public Comments**
5. **Adjourn**



A HERITAGE OF GOOD LIVING

Dr. Sheryl L. Mitchell Theriot

City Administrator

City of Lathrup Village

27400 Southfield Road | Lathrup Village, MI 48076

smitchell@lathrupvillage.org

Office: 248.557.2600 x 225 | Cell: 248.520.0620

COUNCIL COMMUNICATION:

TO: Mayor Garrett and City Council Members

FR: Sheryl Mitchell Theriot, City Administrator

DA: March 15, 2021

RE: Insufficiency of Referendum Petition

The City of Lathrup Village published a Notice of Intent to issue and sell \$5.38 million in general obligation limited tax bonds and the Notice to Taxpayers and Electors of the Right of Referendum. The bonds are for public infrastructure improvements consisting of:

- a) water supply system improvements, including replacement of water mains, water
- b) meters, gate valves, fire hydrants and lead service lines;
- c) sanitary sewer system improvements, including sanitary sewer retention tank improvements and replacement of force mains and lateral sewer lines; and
- d) sidewalk, ditch and drainage improvements, together with all related equipment, site improvements, appurtenances and attachments.

According to Public Act 34 of 2001, voters have 45 days after the publication of the notice of intent to file a Referendum Petition, with the signatures of not less than 10% of the registered voters. This would then require the vote of the majority of electors to issue the bonds.

As of February 22, 2021, 202 signatures were received by the City Clerk. This did not meet the minimum threshold of 392 signatures. There is also a legal opinion from the City's Bond Attorney Patrick McGow, that the "form of the referendum petition does not meet the requirements of Michigan law for a referendum petition under Act 34, Act 279 and Act 116."

Suggested Motion:

MOTION TO Affirm the Determination by the City Clerk that the Referendum Petition is insufficient to require election based on the fact that the form of referendum petition does not satisfy the requirements of Michigan Law and that the Referendum Petition was not signed by the required 10% of the registered voters of the City of Lathrup Village, as required by law.

Founded in 1852
by Sidney Davy Miller



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February 26, 2021

Ms. Yvette Talley
City Clerk
City of Lathrup Village
27400 Southfield Road
Lathrup Village, MI 48076-3489

Re: Referendum Petitions

Dear Ms. Talley:

We have been advised that referendum petitions were filed in the office of City Clerk of the City of Lathrup Village (the "City") on February 22, 2021 titled Right to Referendum Petition in connection with the Notice to Taxpayers and Electors of the City of Lathrup Village of Intent to Issue Bonds and the Right of Referendum Relating Thereto (the "Notice of Intent"). We have been asked to review the form of petition to determine if it meets the legal requirements for a referendum petition under Michigan law.

Background

The Notice of Intent states that the City intends to issue and sell its general obligation limited tax bonds pursuant to Act 34, Public Acts of Michigan, 2001, as amended, in an aggregate principal amount of not to exceed Five Million Three Hundred Eighty Thousand Dollars (\$5,380,000), in one or more series, for the purpose of paying all or part of the costs of acquiring, constructing, furnishing and equipping certain public infrastructure improvements in the City, consisting of: a) water supply system improvements, including replacement of water mains, water meters, gate valves, fire hydrants and lead service lines; b) sanitary sewer system improvements, including sanitary sewer retention tank improvements and replacement of force mains and lateral sewer lines; and c) sidewalk, ditch and drainage improvements, together with all related equipment, site improvements, appurtenances and attachments.

Section 517 of Act 34, Public Acts of Michigan, 2001, as amended ("Act 34"), states "*If, within 45 days after the publication of the notice of intent, a petition, signed by not less than 10% or 15,000 of the registered electors, whichever is less, residing within the county, city, village, or township, is filed with the governing body of the county, city, village, or township, requesting a referendum upon the question of the issuance of the municipal securities, then the municipality shall not issue the municipal securities until authorized by the vote of a majority of the electors of*

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the county, city, village, or township qualified to vote and voting on the question at a general or special election.” MCL 141.2517.

The Notice of Intent was published in the *Oakland Press* on January 7, 2021 and the 45th day following publication was Saturday, February 20, 2021. Under state law, the deadline for filing referendum petitions would be the close of business on the following business day, which would be February 22, 2021. Therefore, the petitions that were filed in your office on February 22, 2021 were filed in a timely manner.

Required Number of Signatures

It is our understanding that as of the most recent election on November 3, 2020, there were 3,918 registered voters in the City, and 10% of the registered voters is 392. The petitions that were filed contained, even if they were all found to be valid registered voters, only 202 signatures, which is less than the required number of signatures to meet the minimum number required by law to require a referendum election.

Review of Referendum Petition Form

In reviewing the petition form, we believe the petition form does not satisfy the legal requirements for a referendum petition under Michigan law based on the reasons and analysis below.

Section 517 of Act 34, which is the statute providing the requirements for a notice of intent and the referendum petition, states the “*Signatures on the petition shall be verified by a person under oath as the actual signatures of the persons whose names are signed to the petition, and the governing body of the county, city, village, or township shall have the same power to reject signatures and petitions as city clerks under section 25 of the home rule city act, 1909 PA 279, MCL 117.25.*” MCL 141.2517.

Section 25 of the Home Rule City Act, Act 279, Public Acts of Michigan, 1909, as amended (“Act 279”), is the provision which gives the City Clerk of a city the power to review initiatory petitions to determine if it contains the requisite number of registered electors and to certify the sufficiency or insufficiency of the petition. MCL 141.2517.

Section 25a of Act 279 states that petitions under various provisions of Act 279, “*including the circulation and signing of the petition, is subject to section 488 of the Michigan Election Law, 1954 PA 116, MCL 168.488.*” MCL 117.25a.

The Michigan Election Law, Act 116, Public Acts of Michigan, 1954, as amended (“Act 116”) is the state statute that consolidates Michigan election laws and provides for the powers and duties of election officials and the regulation of elections. Section 488 of Act 116 is applicable to various initiatory and referendum petitions, and states what sections of the Michigan Election Law

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apply to petitions that refer to that section: “Section 482(1), (4), (5), and (6) apply to a petition to place a question on the ballot before the electorate of a political subdivision under a statute that refers to this section, and to the circulation and signing of the petition.” MCL 168.488(2).

Section 482 of Act 116, MCL 168.482, is the statute that sets forth the legal requirements for petitions, and the sections that govern what a referendum petition on the Notice of Intent, are as follows:

168.482 Petitions; size; form; contents.

Sec. 482.

(1) Each petition under this section must be 8-1/2 inches by 14 inches in size. . .

(4) The following statement must appear beneath the petition heading:

*"We, the undersigned qualified and registered electors,
residents in the _____ congressional district
in the state of Michigan, respectively petition for (amendment to
constitution) (initiation of legislation) (referendum of
legislation) (other appropriate description)."*

(5) The following warning must be printed in 12-point type immediately above the place for signatures, on each part of the petition:

WARNING

A person who knowingly signs this petition more than once, signs a name other than his or her own, signs when not a qualified and registered elector, or sets opposite his or her signature on a petition, a date other than the actual date the signature was affixed, is violating the provisions of the Michigan election law.

(6) Subject to subsections (7) and (8), the remainder of the petition form must be as provided following the warning to electors signing the petition in section 544c(1). In addition, the petition must comply with the requirements of section 544c(2).

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(7) Each petition under this section must provide at the top of the page check boxes and statements printed in 12-point type to clearly indicate whether the circulator of the petition is a paid signature gatherer or a volunteer signature gatherer.

(8) Each petition under this section must clearly indicate below the statement required under subsection (7) and be printed in 12-point type that if the petition circulator does not comply with all of the requirements of this act for petition circulators, any signature obtained by that petition circulator on that petition is invalid and will not be counted.

As noted in subsection (6) above, the petition form must also comply with the requirements of Section 544c(1) and 544c(2), MCL 168.544c, below the warning section, which have the following required lines for signatures, certificate of circulator and circulator warnings:

Printed Street Address

Name and or

Date of Signing

Signature Rural Route Zip Code Mo. Day Year

1. _____
2. _____
3. _____
4. _____

numbered lines as above

CERTIFICATE OF CIRCULATOR

The undersigned circulator of the above petition asserts that he or she is 18 years of age or older and a United States citizen; that each signature on the petition was signed in his or her presence; that he or she has neither caused nor permitted a person to sign the petition more than once and has no knowledge of a person signing the petition more than once; and that, to his or her best knowledge and belief, each signature is the genuine signature of the person purporting to sign the petition, the person signing the petition was at the time of signing a registered elector of the city or township listed in the heading of the petition, and the elector was qualified to sign the petition.

Circulator—Do not sign or date certificate until after circulating petition.

____ If the circulator is not a resident of Michigan, the circulator shall make a cross or check mark on the line provided, otherwise each signature on this petition sheet is invalid and the signatures will not be counted by a filing official. By making a cross or check mark on the line provided, the undersigned circulator asserts that he or she is not a resident of Michigan and agrees

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to accept the jurisdiction of this state for the purpose of any legal proceeding or hearing that concerns a petition sheet executed by the circulator and agrees that legal process served on the secretary of state or a designated agent of the secretary of state has the same effect as if personally served on the circulator.

(Printed Name and Signature of Circulator) (Date)

(Complete Residence Address (Street and Number or Rural Route)) Do not enter a post office box

(City or Township, State, Zip Code)

(County of Registration, if Registered to Vote, of a Circulator who is not a Resident of Michigan)

Warning-A circulator knowingly making a false statement in the above certificate, a person not a circulator who signs as a circulator, or a person who signs a name other than his or her own as circulator is guilty of a misdemeanor.

(2) The petition must be in a form providing a space for the circulator and each elector who signs the petition to print his or her name. The secretary of state shall prescribe the location of the space for the printed name. The failure of the circulator or an elector who signs the petition to print his or her name, to print his or her name in the location prescribed by the secretary of state, or to enter a zip code or his or her correct zip code does not affect the validity of the signature of the circulator or the elector who signs the petition. A printed name located in the space prescribed for printed names does not constitute the signature of the circulator or elector. If an elector does not include his or her signature, his or her street address or rural route, or the date of signing on the petition as required under subsection (1), the elector's signature is invalid and must not be counted by a filing official.

The referendum petition form that was submitted is very basic with an introduction requesting the proposed Bonds be put before the voters a vote, with lines for the signature, date and address of the resident, followed by a few lines with the name, signature and address of the canvasser.

The referendum petition form that was submitted meets very few of the many legal requirements that are required of a referendum petition, and is deficient for the following reasons:

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- The petition does not meet the paper size requirements (8.5x14 inches) of MCL 168.482(1);
- The petition does not contain the statement below the heading required by MCL 168.482(4);
- The petition does not contain the warning to signers required by MCL 168.482(5);
- The petition does not contain the required lines or information required for the signatures required by MCL 168.544c(1);
- The petition does not contain the Certificate of Circulator required by MCL 168.544c(1);
- The petition does not contain the information required from Circulators required by MCL 168.544c(1).

Conclusion

Therefore, based on the above, we are of the opinion that the form of referendum petition does not meet the requirements of Michigan law for a referendum petition under Act 34, Act 279 and Act 116. Furthermore, based on the initial count of the number of signatures submitted, even if the form of petition satisfied the legal requirements for a valid petition, even if all of the signatures on the petition were valid signatures of registered voters, the number of signatures falls short of the required 10% threshold, and is insufficient because it was not signed by 10% of the registered voters of the City as required by law.

Hopefully this addresses the questions that you have asked us to address. If you have any further questions, please feel free to contact us.

Very truly yours,

MILLER, CANFIELD, PADDOCK AND STONE, P.L.C.

By: 
Patrick F. McGow

Cc: Sheryl Mitchell
Scott Baker

CERTIFICATE REGARDING THE INSUFFICIENCY OF REFERENDUM PETITION

I hereby certify that I am the City Clerk of the City of Lathrup Village, County of Oakland, Michigan and that my office received a petition filed on February 22, 2021 titled Right to Referendum Petition in connection with the Notice to Taxpayers and Electors of the City of Lathrup Village of Intent to Issue Bonds and the Right of Referendum Relating Thereto.

Section 517 of Act 34, Public Acts of Michigan, 2001, as amended, states “*If, within 45 days after the publication of the notice of intent, a petition, signed by not less than 10% or 15,000 of the registered electors, whichever is less, residing within the county, city, village, or township, is filed with the governing body of the county, city, village, or township, requesting a referendum upon the question of the issuance of the municipal securities, then the municipality shall not issue the municipal securities until authorized by the vote of a majority of the electors of the county, city, village, or township qualified to vote and voting on the question at a general or special election.*” MCL 141.2517.

The Notice of Intent was published in the *Oakland Press* on January 7, 2021 and the 45th day following publication was Saturday, February 20, 2021. As of the most recent election on November 3, 2020, there were 3,918 registered voters in the City, and 10% of the registered voters is 392.

The petitions that were filed contained 202 signatures, which is less than the required number of signatures to meet the minimum number required by law to require a referendum election. We have not checked each signature against the voter records to determine if each signature represents a valid registered voter and that there are no duplicates. We do not need to check the records to verify signatures because based on the number of signatures on the petitions, there is clearly an insufficient number of registered voters to trigger the 10% threshold.

In addition, we have been advised by counsel that the form of petition does not meet the requirements of Michigan law as a valid referendum petition.

Therefore, I determine that the petition is insufficient to require a referendum election based on the fact that the form of referendum petition does not satisfy the requirements of Michigan law and it was not signed by 10% of the registered voters of the City as required by law.

Yvette Talley
City Clerk

Dated: February __, 2021



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City Administrator

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COUNCIL COMMUNICATION:

TO: Mayor Garrett and City Council Members

FR: Sheryl Mitchell Theriot, City Administrator

DA: March 15, 2021

RE: Sidewalk Ordinance - Amendment

The current sidewalk ordinance is a process that involves establishing a Special Assessment District and multiple public hearings. Previously, the city has instituted a process that allowed resident to spread the payments over a period of time.

The proposed ordinance amendment reflects the option that does not require a special assessment process and the immediate placement of the repair costs on the property taxes.

Suggested Motion:

1st Reading of Ordinance to Amend Chapter 62 – Streets, Sidewalks, and Other Public Places, Section 122 and 123 - Duty of Property Owners Generally and Standards Generally

ORDINANCE NO. ____ - 21

CITY OF LATHRUP VILLAGE

OAKLAND COUNTY, MICHIGAN

AN ORDINANCE TO AMEND CHAPTER 62, STREETS, SIDEWALKS AND OTHER PUBLIC PLACES, AMENDING SUBDIVISION II, STANDARDS, DIVISION 3 – MAINTENANCE, SEC. 122 - STANDARDS GENERALLY AND SEC. 12 – NONCOMPLIANCE; WORK BY CITY.

THE CITY COUNCIL OF THE CITY OF LATHRUP VILLAGE ORDAINS:

Ordinance Chapter 62. Amendment of Section 122-123

Chapter 62 Streets, Sidewalks and Other Public Places, Division 3, Maintenance, Section 122-123 Duty of Property Owners Generally and Standards Generally are hereby amended to read as follows:

Current Ordinance language:

Sec. 62-122. - Standards generally.

The required maintaining of such sidewalks shall be such that the sidewalk is kept in reasonable repair and in condition reasonably safe and fit for travel and in conformity with the other specifications and standards enumerated in this article. In all events, sidewalks having defects over two inches in width, depth, or height are required to be replaced or repaired.

Sec. 62-123. - Noncompliance; work by city.

If an owner fails to comply with the duties and requirements imposed by this division, the city administrator may repair, reconstruct, and maintain the sidewalk at the initial cost and expense of the city as a public health and safety measure. The city's cost and expense shall be a debt owing the city from the owner and may be specially assessed pursuant to article III of chapter 58 or other applicable ordinance.

Proposed amendments (changes in red)

Sec. 62-122. - Standards generally.

The required maintaining of such sidewalks shall be such that the sidewalk is kept in reasonable repair and in condition reasonably safe and fit for travel and in conformity

with the other specifications and standards enumerated in this article. In all events, sidewalks **with cracked or spalling concrete or** having defects over two inches in width, depth, or height **constitute a hazard and** are required to be replaced or repaired.

Sec. 62-123. - Sidewalks needing repair; notice to property owner; repair by city.

(a) Whenever the city administrator determines that a sidewalk fails to meet the standards identified in Section 62-122, notice may be given to the owner of the lot or premises adjacent to and abutting upon such sidewalk of the city administrator's determination. Such notice shall be given in accordance with subsection (c). Thereafter, it shall be the duty of the owner to place the sidewalk in a safe condition. Such notice shall specify a reasonable time, not less than ten (10) days, within which such work shall be completed with due diligence.

(b) If the owner of such lot or premises shall refuse or neglect to repair the sidewalk within the time limited therefor, or in a manner otherwise than in accordance with this article, the city administrator shall have the sidewalk repaired at the initial cost and expense of the city as a public health and safety measure. If the city administrator determines that the condition of the sidewalk is such that immediate repair is necessary to protect the public, they may dispense with the notice and institute the repairs immediately. In any event, the cost of repairs under this section shall be charged against the premises which adjoins the sidewalk and shall be paid by the owner of the premises. If not paid, the cost of repairs shall be collected as provided in section 11.9 of the Charter and Article III of Chapter 58.

(c) Notice regarding sidewalk repairs shall be served in the following manner:

(1) By delivering the notice to the owner personally or by leaving the same at the owner's residence, office or place of business with some person of suitable age and discretion;

(2) By mailing the notice by first class mail to such owner at his or her last known address; or

(3) If the owner is unknown, by posting the notice in some conspicuous place on the premises at least fifteen (15) days before the required work shall be completed. No person shall interfere with, obstruct, mutilate, conceal or tear down any official notice or placard posted by any city official, unless permission is given by such officer to remove the notice.

Section 2 of Ordinance. Repealer.

This ordinance repeals any ordinances in conflict thereof.

Section 3 of Ordinance. Severability.

If any section, subsection, sentence, clause or phrase of this ordinance is, for any reason, held to be unconstitutional, such decisions shall not affect the validity of the remaining portions of this ordinance. The City Council hereby declares that it would have passed this ordinance, and each section, subsection, clause or phrase thereof,

irrespective of the fact that any one or more sections, subsections, sentences, clauses and phrases be declared unconstitutional.

Section 4 of Ordinance. Savings Clause.

Nothing in this ordinance shall be construed to affect any suit or proceeding pending in any court, or any rights acquired, or liability incurred, or any cause or causes of action acquired or existing, under any act or ordinance hereby repealed as cited in this ordinance; nor shall any just or legal right or remedy of any character be lost, impaired or affected by this ordinance.

Section 5 of Ordinance. Publication and Effective Date.

This ordinance shall be effective _____. The City Clerk is hereby ordered and directed to cause this ordinance or a summary of this ordinance to be published in the manner required by law.

Section 6 of Ordinance. Adoption.

That this ordinance was duly adopted by the City of Lathrup Village City Council at its regular meeting called and held on _____, 2021, and was ordered given publication in the manner required by law.

CITY OF LATHRUP VILLAGE

YVETTE TALLEY, City Clerk

Introduction Date: March 15, 2021

Adoption Date: _____, 2021

Publication Date: _____, 2021

Effective Date: _____, 2021

CITY OF LATHRUP VILLAGE – CURRENT SIDEWALK ORDINANCE

ARTICLE I. - IN GENERAL

Sec. 62-1. - Maintenance of sidewalks, parking lots and driveways.

Every property owner and other person in possessory control of a sidewalk, parking lot, or driveway on private property which is a public place, as defined in this Code, shall exercise due care to maintain such sidewalk, parking lot, or driveway and the adjoining right-of-way in reasonable repair and in condition reasonably safe and fit for travel. Every such person who fails to do so shall be in violation of this section, and such premises not so maintained shall constitute a public nuisance.

(Code 1991, art. V, ch. 7, § 110)

Secs. 62-2—62-25. - Reserved.

ARTICLE II. - SIDEWALK CONSTRUCTION, REPAIR AND MAINTENANCE

DIVISION 1. - GENERALLY

Secs. 62-26—62-50. - Reserved.

DIVISION 2. - CONSTRUCTION OR REPAIR

Subdivision I. - In General

Sec. 62-51. - Council powers.

The council reserves to itself the power to exercise, by resolution, the constitutional and statutory powers of the city to the control of highways, streets, alleys and public places within the city. In the exercise of such power, the council may grant or require deviations from the standards of this division in appropriate cases when it deems such action to be in the public interest.

(Code 1991, art. VII, ch. 3, § 403)

Sec. 62-52. - Permit.

- (a) A permit must be obtained from the building official before any public sidewalk may be constructed, reconstructed, rebuilt or repaired. Applications for permits and the granting or denial of permits shall be governed by the equivalent provisions of the building code which is adopted in article II of chapter 14.
- (b) The fee for each permit shall be as provided in section 34-96.

(Code 1991, art. VII, ch. 3, §§ 201, 202)

Sec. 62-53. - Protection of excavations; liability.

It shall be the duty of all persons constructing, reconstructing, rebuilding or repairing sidewalks to suitably barricade and light any excavated area on public property and to suitably barricade any newly constructed, reconstructed, rebuilt or repaired sidewalk until the sidewalk is ready for use by the public.

(Code 1991, art. VII, ch. 3, §§ 401, 402)

Secs. 62-54—62-80. - Reserved.

Subdivision II. - Standards

Sec. 62-81. - Compliance.

All sidewalks constructed, reconstructed, rebuilt or repaired within this city within any platted street or alley or otherwise in use or intended for use as a public sidewalk shall meet the standards set forth in this subdivision, except as otherwise provided.

(Code 1991, art. VII, ch. 3, § 101)

Sec. 62-82. - Width and thickness.

All sidewalks shall be five feet in width. However, when an existing sidewalk less than five feet in width is reconstructed, repaired or replaced, such reconstruction, repair or replacement may be of the same width as the existing sidewalk. No sidewalk shall be less than four inches in thickness and, where it crosses existing or proposed driveways or roadways, less than six inches in thickness.

(Code 1991, art. VII, ch. 3, § 102)

Sec. 62-83. - Concrete.

- (a) All sidewalks constructed, reconstructed, rebuilt or repaired shall be of cement concrete composed of properly proportioned, clean fine and coarse aggregate, Portland cement and water, each having such physical properties that when mixed to a homogeneous mass and deposited to a sufficient depth upon the proper subgrade, worked and finished to a smooth and true surface and properly protected against the effects of the elements, and the hardened resulting concrete sidewalk shall sustain, without failure, a compressive load of 3,500 pounds per square inch at the end of 28 days.
- (b) All aggregates shall consist of uniformly graded, clean, hard particles of natural sand, rock fragments of stone or gravel, free from soft stone, coated or nondurable substances. Water used for concrete shall be clean city water and free from injurious amounts of deleterious substances. Cement shall be of durable and usable quality.
- (c) Concrete shall be classified as class A concrete, which is concrete having a compressive strength at 28 days of 3,500 pounds or more per square inch when cured in a moist room at a temperature within the range of 65 to 75 degrees Fahrenheit for a period of 28 days. The quantities of cement and water used shall be not less than six 94-pound bags of cement per cubic yard and not more than 5½ gallons of water per 94-pound bag of cement.
- (d) Concrete must contain approximately six percent of entrained air. The entrained air shall be obtained either by using air-entraining cement, an approved air-entraining admixture, or both as may be necessary in order to ensure full compliance with the requirements of this subdivision. Cement with air-entraining agents shall be Portland cement, type 1A.
- (e) When the air temperature falls to 40 degrees Fahrenheit and is dropping, no concrete shall be poured or placed. Pouring may be started when the temperature is 35 degrees Fahrenheit in the shade and away from artificial heat and is rising. All concrete during the curing shall be protected from freezing by straw, hay or tarpaulins for not less than 72 hours after pouring.
- (f) The city reserves the right to make air and slump tests on any or all loads of concrete supplied to the job prior to placing the concrete in the grade. Concrete not meeting the specifications will be rejected.

Retempering of rejected concrete for reuse on the job will not be allowed. Water shall not be added to the concrete at any time after concrete is made without specific permission by the city.

- (g) The concrete shall be alternately tamped and struck off with a strike board until all voids are removed and the surface has the required grade and cross section. The surface shall be floated with a wood float followed by a steel float just enough to produce a smooth surface free from irregularities. The surface shall then be brushed, to slightly roughen the surface and remove the finishing tool marks.

(Code 1991, art. VII, ch. 3, §§ 103—106, 111—113)

Sec. 62-84. - Grade; forming of joints and surface edges.

All sidewalks shall be constructed in a thorough and workmanlike manner. The grade of the finished sidewalk shall have a fall toward the street. Joints and surface edges shall be formed to a radius of about one-fourth inch, and the surface shall be finished in such a manner that, when completed, it shall have a neat appearance and a wearing surface equal in roughness to troweling smooth and brushing lightly with a stiff brush or broom.

(Code 1991, art. VII, ch. 3, § 107)

Sec. 62-85. - Subgrade.

All sidewalks shall be laid on at least four inches of a firm, well-compacted subgrade of sand or uniform earth, free from vegetable matter or refuse. The subgrade after grading shall be thoroughly tamped or otherwise compacted to ensure its stability. Any soft, spongy, or otherwise unstable areas in the subgrade shall be removed and replaced with granular fill. In cuts, the subgrade shall be made sufficiently wide to permit the proper placing of forms, and in fills the subgrade shall be made at least one foot wider on each side than the required width of the sidewalk. All fills shall be of granular material and shall be placed in thoroughly compacted layers not to exceed six inches in depth. Compaction shall be accomplished by the use of mechanical equipment or hand tamps with metal bases. Existing sidewalks or paved areas under proposed sidewalks shall be removed except where the grade will allow at least two inches of granular fill to be placed over them.

(Code 1991, art. VII, ch. 3, § 108)

Sec. 62-86. - Forms.

- (a) Forms for sidewalk shall be straight, free from distortions, and shall show no vertical variation greater than one-eighth of an inch in ten-foot lengths from the true plane surface on the top of the forms when tested with a ten-foot straight edge. Forms must be used for all sidewalk construction. Where a proposed walk abuts existing concrete and the edge of the existing concrete is true to line and grade, the existing concrete with expansion paper will be considered a form for the new sidewalk. Forms shall be of the full depth specified for the walk, securely held in place and true to line and grade. Before placing concrete, forms shall be thoroughly cleaned and oiled.
- (b) Forms shall not be removed from freshly placed concrete until it has set for at least 24 hours. They shall be carefully removed and in such a manner that no damage will be done to the edge of the sidewalk.

(Code 1991, art. VII, ch. 3, §§ 109, 114)

Sec. 62-87. - Construction and expansion joints.

Construction joints spaced not more than five feet apart shall be cut into the sidewalk not less than one inch deep for its full width and shall partially separate adjacent slabs. Expansion joints one-half inch in thickness, composed of some suitable inert material thoroughly impregnated with a bituminous or asphaltic compound, shall be placed between walks at all places where they meet and in intermediate joints at distances not exceeding 30 feet and shall extend from the finished sidewalk surface for the full depth of the walk. Where a sidewalk meets a driveway, an expansion joint shall be placed.

(Code 1991, art. VII, ch. 3, § 110)

Sec. 62-88. - Damage to lawns or driveways.

The contractor shall use extreme care while replacing existing sidewalks or constructing new sidewalks adjacent to existing lawns not to damage the lawns. The contractor shall remove a maximum of 12 inches of sod beyond the edges of the sidewalk. He shall remove the sod after cutting the sod with a square-nosed shovel on a parallel line to the sidewalk. The contractor will be held responsible for all damage to lawns beyond the subgrade of the sidewalk. Any lawn area damaged as a result of the contractor's operations may be repaired by the city at the contractor's expense. When sidewalk replacement is adjacent to concrete driveways, the existing sidewalk shall be removed without damaging the driveway. Expansion joints shall be placed along each edge of the sidewalk, and the sidewalk shall be replaced using the expansion paper at the driveway as forms.

(Code 1991, art. VII, ch. 3, § 115)

Sec. 62-89. - Location.

Any new sidewalk shall be constructed and all old sidewalks shall be repaired, reconstructed and rebuilt within the street right-of-way and 12 inches from the abutting private property line. However, if an old sidewalk is replaced or repaired which is less than 12 inches from the abutting private property line, the distance of the replaced or repaired sidewalk shall be in accordance with the same distance as existed with the old sidewalk from the abutting private property line, and the requirements of sections 62-85 and 62-88 and this section shall be reduced accordingly.

(Code 1991, art. VII, ch. 3, § 116)

Sec. 62-90. - Cleanup work.

Cleanup work for sidewalk construction shall be done as soon as possible following the completion of any section of sidewalk, and in no case shall more than two consecutive days, excluding Sundays and holidays, elapse from the time any section of sidewalk is placed until cleanup is completed.

(Code 1991, art. VII, ch. 3, § 117)

Sec. 62-91. - Advertising.

No advertising or publicity matter shall be permanently incorporated in a sidewalk during construction nor shall advertising or publicity matter be painted on or otherwise applied to a constructed sidewalk.

(Code 1991, art. VII, ch. 3, § 118)

Sec. 62-92. - State design requirements.

All new and rebuilt sidewalks shall be so constructed as to conform to the barrier free design requirements of state law.

(Code 1991, art. VII, ch. 3, § 119)

Sec. 62-93. - Preservation of trees and shrubs.

No sidewalk work shall be conducted so as to injure or destroy any tree or shrub on public or private property except as a matter of necessity as provided in this section. If a literal application of this subdivision would endanger a tree or shrub on private property, permission of the owner shall be sought. If permission is refused or the tree or shrub is on public right-of-way, the city administrator shall investigate the circumstances and shall grant such reasonable and proper deviations from this subdivision as may be necessary to preserve valuable trees and shrubs. Appeal from these administrative decisions may be had to the council by any aggrieved person.

(Code 1991, art. VII, ch. 3, § 120)

Sec. 62-94. - Newly platted or replatted areas.

Sidewalks conforming to this subdivision are required to be provided and maintained in all newly platted or replatted areas of the city at the expense of the abutting property owners.

(Code 1991, art. VII, ch. 3, § 121)

Secs. 62-95—62-120. - Reserved.

DIVISION 3. - MAINTENANCE

Sec. 62-121. - Duty of property owners generally.

The owners of real property within the city shall maintain public sidewalks abutting upon such property, where the property is in a portion of a platted subdivision where other neighboring properties have public sidewalks and, also, where public sidewalks have been constructed or installed abutting upon such property.

(Code 1991, art. VII, ch. 3, § 301)

Sec. 62-122. - Standards generally.

The required maintaining of such sidewalks shall be such that the sidewalk is kept in reasonable repair and in condition reasonably safe and fit for travel and in conformity with the other specifications and standards enumerated in this article. In all events, sidewalks having defects over two inches in width, depth, or height are required to be replaced or repaired.

(Code 1991, art. VII, ch. 3, § 302)

Sec. 62-123. - Noncompliance; work by city.

If an owner fails to comply with the duties and requirements imposed by this division, the city administrator may repair, reconstruct, and maintain the sidewalk at the initial cost and expense of the city

as a public health and safety measure. The city's cost and expense shall be a debt owing the city from the owner and may be specially assessed pursuant to article III of chapter 58 or other applicable ordinance.

(Code 1991, art. VII, ch. 3, § 303)

Sec. 62-124. - Liability.

The owner of a sidewalk shall be liable over to the city for any and all damages and losses sustained by the city as a result of a claim, if and when:

- (1) The city notifies an owner that the abutting public sidewalk is not maintained as required by issuing a notice to repair;
- (2) The owner fails to comply with the notice within 30 days; and
- (3) A claim is made against the city by suit or otherwise for personal injury or property damage subsequently sustained by any person arising out of faulty maintenance of the sidewalk.

(Code 1991, art. VII, ch. 3, § 304)

Sec. 62-125. - Duty to remove snow from adjacent sidewalks.

The occupant of every lot or premises adjoining any street, or the owner of such lot or premises, if the same are not occupied, or the agent of such occupant or owner having charge of the lot, building or other premises adjacent to or abutting upon said sidewalk, shall remove snow or cause the same to be removed within the periods of time herein limited, to-wit: When snow shall cease to fall during the daylight hours, such snow shall be cleared from the sidewalks within 12 hours after such cessation. When a fall of snow shall have ceased during the nighttime, it shall be cleared from the sidewalks by 6:00 p.m. of the following day.

(Ord. No. 381-06, pt. II, 2-27-2006)

Sec. 62-126. - Duty to remove ice from adjacent sidewalks.

When any ice shall form on any sidewalk, the occupant of every lot or premises adjoining any street, or the owner of such lot or premises, if the same are not occupied, or the agent of such occupant or owner having charge of the lot, building or other premises adjacent to and abutting upon said sidewalk, shall, if practical, immediately remove said ice, or cause the same to be removed; provided, that when immediate removal is impractical, the said owner, occupant or agent shall immediately cause sand or other material approved by the department of public works to be placed upon said ice in such a manner and in such quantities as to prevent the sidewalk from being slippery and dangerous to pedestrians and the ice shall be removed at the earliest possible time thereafter.

(Ord. No. 381-06, pt. II, 2-27-2006)

Sec. 62-127. - Use of snow removal equipment.

No person shall use any mechanically driven vehicle for the removal of snow from sidewalks or other pedestrian easements in the city which will, by virtue of its use for such purpose, damage or tend to damage any sidewalk or improved easement in the city. The use of mechanically driven vehicles for such purpose shall be lawful only where such mechanically driven vehicles due not cause damage as prohibited in this section.

(Ord. No. 381-06, pt. II, 2-27-2006)

Sec. 62-128. - Failure to clear; damage; abatement; lien.

It shall be a violation of this Code for any owner or occupant to fail or neglect to clear ice or snow from the sidewalk as required by sections 62-125 and 62-126. It shall also be unlawful for any person who causes damage to the sidewalks in violation of section 62-127. Such conduct shall be deemed a municipal civil infraction and shall also be deemed to constitute the creation or maintenance of a public nuisance under chapter 1, subsection 1-7(f) of this Code of Ordinances. In addition, the director of public works may cause the same to be cleared and the expense of removal shall become a debt to the city from the occupant or owner of such premises and shall be collected as any other debt to the city and also in accordance with article III of chapter 58, or other applicable ordinances.

(Ord. No. 381-06, pt. II, 2-27-2006)

Secs. 62-129—62-149. - Reserved.



A HERITAGE OF GOOD LIVING

Dr. Sheryl L. Mitchell Theriot

City Administrator

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COUNCIL COMMUNICATION:

TO: Mayor Garrett and City Council Members

FR: Sheryl Mitchell Theriot, City Administrator

DA: March 15, 2021

RE: Sidewalk Replacement Program

SIDEWALK REPLACEMENT PROGRAM – the 2021 project area is the residential area south of 11 Mile/I-696 and the commercial corridor of Southfield Road have been identified for this year's sidewalk program. Letters will be going out to property owners.

Instead of the Special Assessment Process, it is being recommended to amend to amend the sidewalk ordinance to allow for notification to the property owner and allowing the owner a reasonable time (not less than 10 days) to complete the repairs.

If the repairs are not undertaken, the city can move forward with the repairs at city expense to address this as a public health and safety measure. The cost of the repairs shall be charged about the adjacent property owner.

For the 2021 Sidewalk program, it is being recommended to allow the property owners to contract for the repairs themselves; pay the full amount upon invoice; or divide the payments over 2 years.

TREE ROOTS - It is recognized that many of the sidewalks are lifted up by the roots from City trees located in the easement area. The repair/replacement of the sidewalk is the responsibility of the property owner. Some of the sidewalk repairs may require the grinding of the tree roots, in order to help level the sidewalk flags. **Need direction from Council on if the cost associated with the trees should also be the responsibility of the property owner, or will the city assume this cost of grinding the tree roots (est. \$100 each)**

Suggested Motion:

Adopt the Attached Resolution to Adopt the 2021-2023 Sidewalk Replacement Program

CITY OF LATHRUP VILLAGE
RESOLUTION – ADOPTION OF 2021-23 SIDEWALK REPLACEMENT PROGRAM

WHEREAS, City of Lathrup Village Ordinance (Sec. 62.122) requires that sidewalks be maintained in a safe condition and defects are required to be replaced or repaired by the abutting property owner; and

WHEREAS, in 2019, the Infrastructure Committee made recommendations to ensure that all sidewalks, both residential and those in the business corridor, are maintained in a safe, uniform manner according to code, with sidewalk replacements to occur over multiple years by dividing the city into project areas; and

WHEREAS, in Year 1 (2021) of the Sidewalk Replacement Program, the focus will be in the neighborhoods south of 11 Mile/I-696 from Santa Barbara to east of Lathrup Boulevard, as well as in the commercial properties along Southfield Road (from Lincoln to 12 Mile Rd); and

WHEREAS, in Year 2 (2022) and Year 3 (2023), the Sidewalk Replacement Program plans to focus on the residential areas and business corridors (11 & 12 Mile) east of Southfield Road and then west of Southfield Road; and

WHEREAS, a typical sidewalk flag costs approximately \$125 to \$150 each to replace; and

WHEREAS, in previous years, the City of Lathrup Village has established Sidewalk Replacement Programs that allowed residents to enter into payment arrangements for the repair/replacement of sidewalks abutting their property;

WHEREAS, in addition to the multiple annual payments, an administration fee and interest rate were applied to the initial and subsequent billings; and

WHEREAS, city ordinances require that sidewalks are to be maintained in a safe condition and defects in order to provide a safe and level surface for pedestrians that is free from trip hazards.

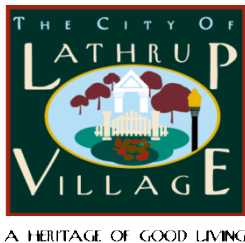
NOW THEREFORE BE IT RESOLVED that the City Council of the City of Lathrup Village, does hereby approve the 2021-2023 Sidewalk Replacement Program.

Adopted this 15th day of March, 2021.

Mykale Garrett, Mayor

I, Yvette Talley, City Clerk, for the City of Lathrup Village, Michigan, do hereby certify that the above resolution was adopted at a Regular meeting of the Lathrup Village City Council held on March 15, 2021.

Yvette Talley, City Clerk



CITY OF LATHRUP VILLAGE

27400 Southfield Road
Lathrup Village, Michigan 48076
248.557.2600
www.lathrupvillage.org

SIDEWALK REPLACEMENT PROGRAM OUTLINE

- City Ordinance (Sec. 62.122) requires that sidewalks be maintained in a reasonable repair and a safe condition. Defects are required to be replaced or repaired by the abutting property owner
- The property owners abutting the sidewalks requiring repair/replacement have the option to either:
 - Do the work themselves or hire contractor for the repairs; requires obtaining a permit
 - Participate in the City Sidewalk Program (permit fees are waived); and either:
 - Pay the full amount upon notification of cost/invoice
 - Divide the payments over 2 years
- **3 Year Program***

Year	Residential Area	Business Area
Year 1 – 2021	South of I-696/11 Mile (east and west of Southfield Rd)	Southfield Corridor (from Lincoln to 12 Mile)
Year 2 – 2022	East of Southfield Rd	11 Mile Rd and 12 Mile Rd (East of Southfield Rd)
Year 3 – 2023	West of Southfield Rd	11 Mile Rd and 12 Mile Rd (West of Southfield Rd)

**Areas included in Years and 2 and 3 may be subject to change*

- **Sidewalk Flags** – sidewalk flag replacement cost will be based on prices provided by successful bid (estimated at \$125 - \$150)
- **Sidewalk Defect** – in accordance with the Sidewalk Replacement Program Marking Key identifying criteria for: stubbers, cracked, drainage, holes/pitting, scaling, slope, and other defects
- **Tree Roots** – the sidewalk repair/replacement may require the tree roots to be shaved in order to level the sidewalk flag. The cost (est. \$100) will be the responsibility of **City of Lathrup Village or Property Owner**.
- **Administration Fee** – 10% for participating in the city program (or as approved by Council)
- **Finance Charge** - 5% annual fee for carrying a balance (or as approved by Council)

Revised 3/15/2021

CITY OF LATHRUP VILLAGE SIDEWALK REPLACEMENT PROGRAM

Proposed Schedule

March– April 2021 – City staff will be marking flags which meet the criteria detailed in the Sidewalk Replacement Program Standard Operating Procedures. A request for Proposals (RFP) for cement contractors will be drafted and released by the end of April.

Early May 2021 – RFPs are due. The City contractor is selected, and a contract is drafted for consideration by City Council.

Late May 2021 – Letter to property owners with the amount owed and notice of public hearing.

May 17 or June 21, 2021 – The contract is presented to City Council for approval. There will also be a Public Hearing at this meeting.

June 2021 – Notice of bid award; signing of contract; pre-construction conference

July/August 2021 – Contractor to begin work.

September/October 2021 - completion of project

Should the property owner's sidewalk need repair or replacement, they will be given two options to ensure your sidewalk is safe and in compliance with the City's ordinances.

Option 1: Have the City's contractor perform the work. This avoids the cost of having to obtain a permit and will be based on the actual cost of the replacement work (at the City's volume discounted rate). Should they choose this option, the amount you are responsible for can either be paid up front or they will be billed when work is complete (**approximately October 2021**). They will have the option of making the payment over two years. Outstanding balances not paid by December 2021, will be placed on the Summer 2022 tax bill.

Option 2: Perform the work yourself or hire a contractor of your choice. Should you choose this option, you must notify the City who your contractor is by June 11, 2021 and pull the required permits. If work is not completed by **August 31, 2021**, the City's contractor will do the work and you will be billed upon completion (approximately October 2021). Outstanding balances not paid by December will be placed on the Summer 2022 tax bill.

Updates and Project Information: The City has setup an Infrastructure project page on our website (www.lathrupvillage.org) to provide detailed information on the Sidewalk Replacement Program, upcoming capital improvement projects.

Questions: Please contact Susie Stec, Director – Community & Economic Development at sstec@lathrupvillage.org or 248.557.2600 ext.223.



City of Lathrup Village

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Lathrup Village, Michigan 48076
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March 15, 2021

Re: Sidewalk Replacement Program

Dear Property Owner:

As you may be aware, the City intends to undertake many capital improvements over the course of the next three (3) years. Your safety is of paramount importance to us. Our city ordinance (Section 62.122) requires that sidewalks be maintained in a safe condition and defects are required to be replaced or repaired. One of the first projects we will be initiating in your area is a **Sidewalk Replacement Program**. The goal of this program is to provide a safe and level surface for pedestrians that is free from trip hazards.

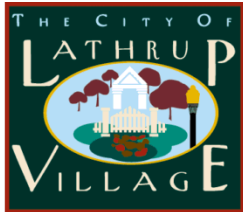
In Year One (2021-22) of the Sidewalk Replacement Program, the focus will be in the neighborhoods south of 11 Mile/I-696 from Santa Barbara to east of Lathrup Boulevard, as well as in the commercial properties along Southfield Road.

The City previously conducted an initial evaluation of the sidewalks in your area to confirm they are in a safe condition. A copy of the sidewalk ordinance (62-122) and a "marking key" are attached for your review. Now that the snow has melted, sidewalk "flags" in need of replacement will be marked. A typical flag costs \$125 - \$150 to replace. Initial cost estimates will be available in April/June and finalized in May/June. Property owners will be notified of the estimated costs and will have an opportunity to review the proposed repair and cost associated with their property.

Here is the *proposed* Sidewalk Replacement Program schedule:

March– April 2021 – City staff will be marking flags which meet the criteria detailed in the Sidewalk Replacement Program Standard Operating Procedures. A request for Proposals (RFP) for cement contractors will be drafted and released by the end of April.

Early May 2021 – RFPs are due. The City contractor is selected, and a contract is drafted for consideration by City Council.



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May 17 or June 21, 2021 – The contract is presented to City Council for approval. There will also be a Public Hearing at this meeting.

July/August 2021 – Contractor to begin work.

Should your sidewalk need repair or replacement, you will have two options available to you to ensure your sidewalk is safe and in compliance with the City's ordinances.

Option 1: Have the City's contractor perform the work. This avoids the cost of having to obtain a permit and will be based on the actual cost of the replacement work (at the City's volume discounted rate). Should you choose this option, the amount you are responsible for can either be paid up front or you will be billed when work is complete (approximately October 2021). You will have the option of making your payment over two years. Outstanding balances not paid by December 2022, will be placed on the Summer 2023 tax bill.

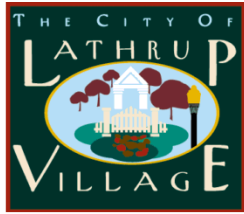
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Updates and Project Information: The City has setup an Infrastructure project page on our website (www.lathrupvillage.org) to provide detailed information on the Sidewalk Replacement Program, upcoming capital improvement projects, and a real-time GIS project map.

On a final note, to help the City coordinate work throughout the community and avoid having to tear out new work, please complete the Water Service Line Materials Survey. Instructions are enclosed for your convenience. Your assistance in identifying your water service line is greatly appreciated. If you have any questions, please contact Susie Stec, Director – Community & Economic Development at sstec@lathrupvillage.org or 248.557.2600 ext.223.

Sincerely,

The City of Lathrup Village



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Sidewalk Replacement Program Marking Key

Sec. 62-122. - Standards generally. The required maintaining of such sidewalks shall be such that the sidewalk is kept in reasonable repair and in condition reasonably safe and fit for travel and in conformity with the other specifications and standards enumerated in this article. In all events, sidewalks having defects in width, depth, or height are required to be replaced or repaired.

DEFECT CODE	DEFECT	DESCRIPTION
A	Stubber	Two adjacent flags with a vertical separation greater than $\frac{3}{4}$ "
B	Cracked	Broken flag with a single crack or multiple cracks
C	Drainage	A flag that has sunken collecting water over more than 25% of the flag. Driveway flag sunken below height of approach
D	Holes/Pitting	Missing concrete greater than two inches in any direction and/or severe pitting of more than 25% of the flag that causes a bumpy or uneven surface. Deteriorated control joints creating a crevasse greater than 2" in width
E	Scaling	Flaking or peeling away of more than 25% of the surface mortar (a gravel-type surface)
H	Slope	Sloped flag greater than 3" per 5 feet side-slope, or more than 1 inch per foot along the travel path
O	Other	Non-typical situation wherein the inspector identifies a hazard or deterioration in the sidewalk flag. Examples include: • Mortar adhered to the surface of the sidewalk, causing a trip hazard • Foot or bike prints in the sidewalk • Sidewalk previously patched with asphalt or concrete



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Dr. Sheryl L. Mitchell Theriot

City Administrator

City of Lathrup Village

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COUNCIL COMMUNICATION:

TO: Mayor Garrett and City Council Members

FR: Sheryl Mitchell Theriot, City Administrator

DA: March 15, 2021

RE: Water Meter & Related Projects - Update

Water Meters & Billing: As part of the review of the water system, efforts are underway to look at the water meters and the billing system.

SLC Meter was contacted to test the accuracy of 10 meters (9 residential and 1 business). The testing was completed on Friday and awaiting the official results.

Ferguson, the firm that installed the current water meters, has been contacted to review if there are any issues with the water billing system. They will also access the results from the water meter tests.

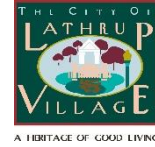
Water Meters RFP - Susie and Scott Ringler are working on a draft RFP for water meters with remote reads, so DPS does not have to drive the streets to get the meter readings.

Lead Service Line Replacement - Approximately 10 homes have been identified for the lead service line replacement through the SOCWA sub-contract. Next step is to get the access agreements signed by the residents.

Service Line Verification & Stop Box Replacement - Residents in areas of street projects (starting around May 3rd) are prioritized for identification of the water service line material (from stop box to private connection). This work is expected to begin by early April by Sunde. Residents are requested to complete the survey to identify the water line material connected to the water meter in their home.

CITY OF LATHRUP VILLAGE

Water Service Line Material Survey



For the health and safety of our residents, the City of Lathrup Village is required to determine your water service line material. This aids in identifying if there is possible lead exposure in drinking water which may cause health risks. That is why the City of Lathrup Village is tracking where lead water service lines exist within our community.

We have beautiful historic homes here! We recognize that some homes were built up to 100 years ago. But this also means that our records are not always complete. We are asking our residents to help us to determine if your water service line is lead, copper or galvanized steel.

HOW THE SURVEY WORKS

There is a simple online tool created by the National Public Radio (NPR) that will guide you in determining if your water service line that connects to your water meter is lead, copper, or galvanized steel.

- There are only a couple of steps and all you will need is a coin and a magnet. To take a picture, a cellphone is recommended.
- Go online to Water Service Line Inquiry form at: <https://arcg.is/1P5rPe>
- Or you can use the QR Code 
- Click on the link to the NPR tool at: <https://apps.npr.org/find-lead-pipes-in-your-home/en/#intro>
- Enter the information requested on the survey, add a picture, and click SUBMIT!

If you have a lead or galvanized water service, the City of Lathrup Village will be required to replace the water line at no cost to our residents.

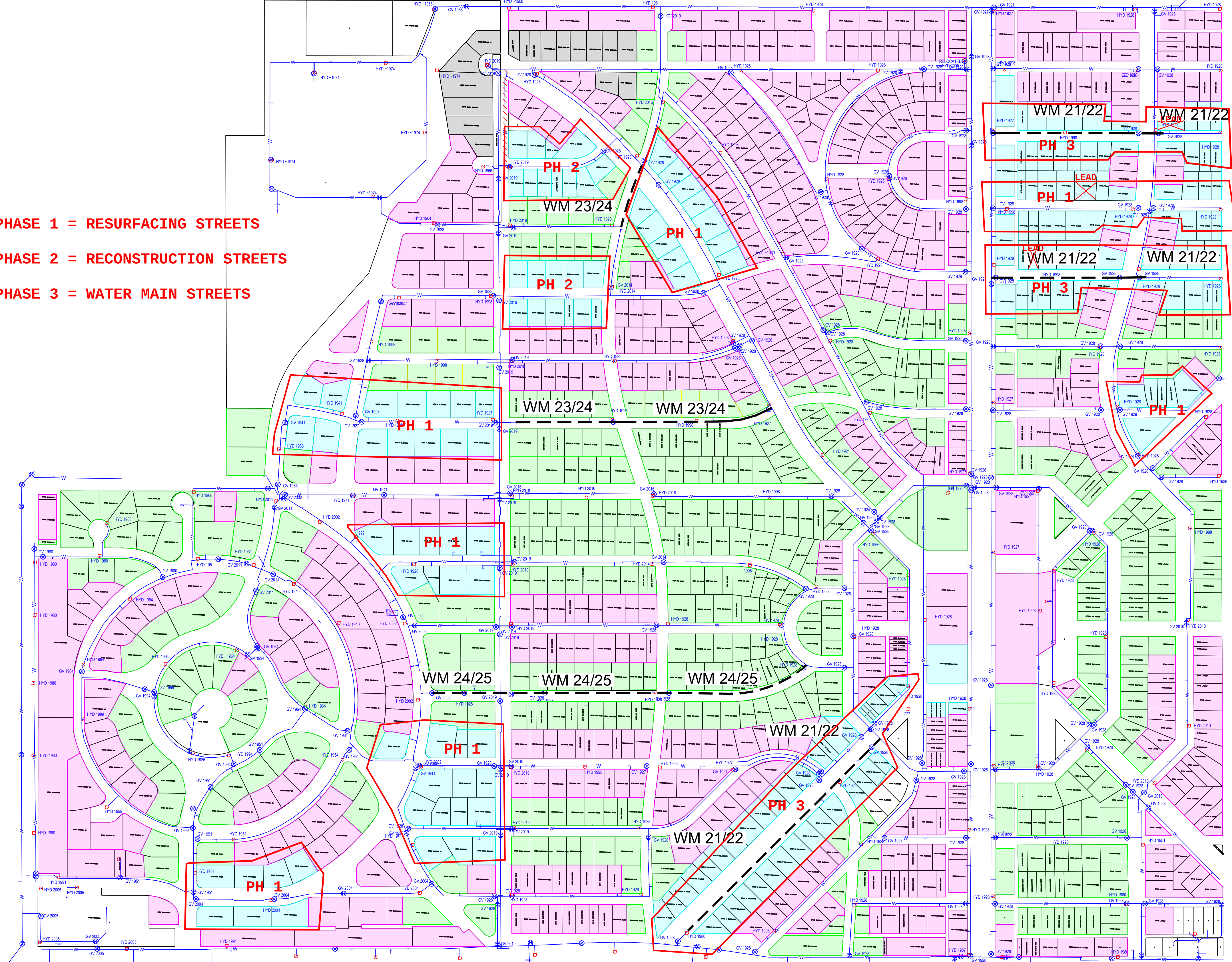
If you are unable to perform this task, the City will be required to verify your water service material and will need to schedule a time to inspect your water meter.

By using the tool and sharing your information, you will be helping our Department of Public Services and for that we thank you!

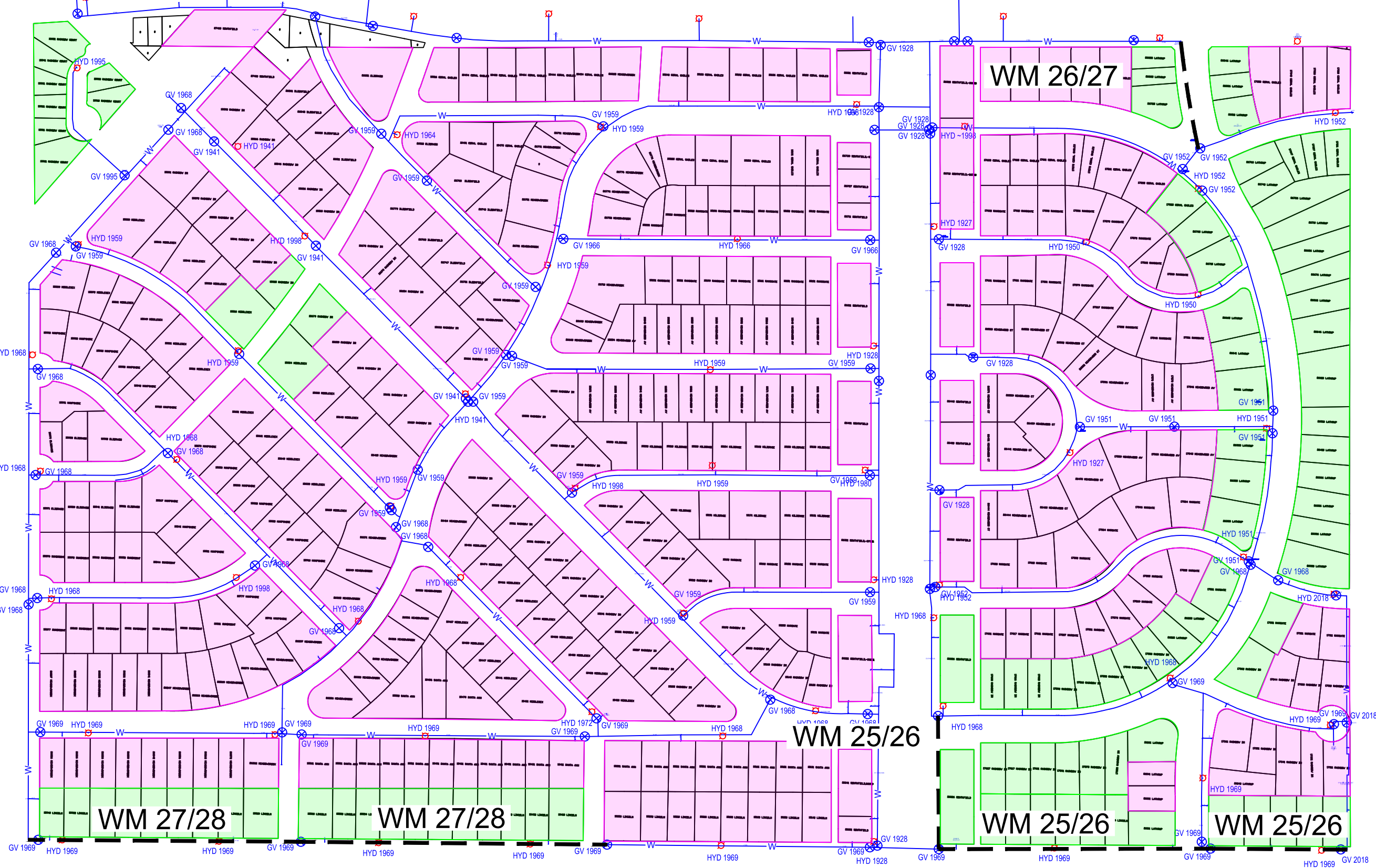
Thank you for your input! For questions, contact the City of Lathrup Village at 248.557.2600.

PHASING MAP FOR BUSTER / RANDY

- PHASE 1 = RESURFACING STREETS
- PHASE 2 = RECONSTRUCTION STREETS
- PHASE 3 = WATER MAIN STREETS



NEEDS CONSTANT VERIFICATION
WITH INTERIOR INSPECTIONS



EXTERIOR DISTRIBUTION MATERIAL
INVENTORY SCHEDULE

- PHASE 1 LEAD/COPPER INSPECTION (MAY 1, 2021)
- PHASE 2 LEAD/COPPER INSPECTION (DEC 31, 2021)
- PHASE 3 LEAD/COPPER INSPECTION (2022/2023)
- NOT REQUIRED (INTERIOR IS KNOWN TO BE LEAD/GALV)
- NOT REQUIRED (INTERIOR AND EXTERIOR ARE KNOWN TO BE COPPER)



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COUNCIL COMMUNICATION:

TO: Mayor Garrett and City Council Members

FR: Sheryl Mitchell Theriot, City Administrator

DA: May 15, 2021

RE: Infrastructure Committee - Update

The process for issuing the 2 approved bonds is underway:

- \$5.38 million Capital Improvement (Limited Tax General Obligation) Bonds
- \$5.845 million Street Improvement (Unlimited Tax Obligation) Bonds

Both bond issuances are on the same time table. Next Step is the Bond Rating from Standard & Poors. Publish Notice of Sale is May 4, 2021 and the Bond Sale is scheduled for May 11, 2021, with closing and delivery of bonds on June 1, 2021.

-



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COUNCIL COMMUNICATION:

TO: Mayor Garrett and City Council Members

FR: Sheryl Mitchell Theriot, City Administrator

DA: March 15, 2021

RE: Marijuana / Cannabis - Update.

The Planning Commission is still reviewing language for an ordinance.

There have been several inquiries from interested parties. The official response has been,

“At this point in time with the opt out ordinance still in place there is no conversation to be had regarding these inquiries. If/When the ordinances are adopted the primary contact will be the economic and community development director. “

In July 2020, Council voted to extend the sunset period for recreational and medicinal marijuana facilities. Part of the expressed intent was to have the opportunity to gather additional information, particularly from cities of similar size and cities, where marijuana has been legal for more than 1 year.

From Michigan Department of Treasury:

- Announced that it is distributing nearly \$10 million to more than 100 municipalities and counties as a part of the Michigan Regulation and Taxation of Marijuana Act.
- This week, [38 cities, seven villages, 21 townships and 38 counties began receiving payments from the Marijuana Regulation Fund](#) for every licensed retail store and microbusiness within its jurisdiction. For the state's 2020 fiscal year, this means each eligible municipality and county will receive around \$28,000 for every licensed retail store or microbusiness.
- For the state of Michigan's 2020 fiscal year, more than \$31 million was collected from the 10% adult-use marijuana excise tax. Combined with fees, there was a total of \$45.7 million available for distribution from the fund.
- Aside from the nearly \$10 million in disbursements to municipalities and counties, around \$11.6 million will be sent to the School Aid Fund for K-12 education and another \$11.6 million to the Michigan Transportation Fund, upon appropriation. The remaining \$12.5 million amount will be used toward start-up and administrative costs.
- In total, more than \$341 million in adult-use marijuana sales was reported for fiscal year 2020.
- For more information about adult-use marijuana tax distributions – [including a breakdown of how much municipalities and counties received](#) – go to www.Michigan.gov/RevenueSharing. To learn more about Michigan's adult-use marijuana industry, go to www.Michigan.gov/MRA.



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COUNCIL COMMUNICATION:

TO: Mayor Garrett and City Council Members

FR: Sheryl Mitchell Theriot, City Administrator

DA: March 15, 2021

RE: Professional Auditing Services RFP - Update

A draft of the RFP was shared with Council Members Ferguson and Saleem.

Staff is having a remote meeting with Plante Moran this coming week to confirm elements of the current contract specific to the City of Lathrup Village are included in the RFP language.

Anticipating having a finalized draft to bring to Council at the April 5th Study Session.