

**CITY OF WIXOM
49045 PONTIAC TRAIL
REGULAR CITY COUNCIL MEETING MINUTES
TUESDAY, MAY 26, 2020**

Mayor Beagle called the meeting to order at 7:00 p.m.

Present:

Mayor: P. Beagle
Deputy Mayor: T. Rzeznik
Councilmembers: P. Behrmann
K. Gottschall
T. Gronlund-Fox
P. Sharpe
R. Smiley

AGENDA CHANGES: (None)

MINUTES:

CM-05-53-20: Moved and seconded by Councilmembers Smiley and Sharpe to approve the Regular City Council meeting minutes of May 12, 2020.

**Roll Call Vote: (7) AYES – Beagle, Behrmann, Gottschall, Gronlund-Fox,
Rzeznik, Sharpe, Smiley**

(0) NAYS

Motion Carried

CORRESPONDENCE:

1.) Library Statistical Report – April 2020

CALL TO THE PUBLIC:

Mayor Beagle stated that the City was utilizing the video and audio of Zoom. Once connected to the meeting, members of the public wishing to participate in the virtual public comment must alert us that they wish to speak by pressing *9 on their telephone keypad. Pressing *9 will activate the “raise hand” feature signaling to us that you wish to comment. Participants will be called one at a time, as would happen during an in-person meeting. When you are unmuted, please introduce yourself by stating your name and address for the record. You will then have (5) minutes to share your comments with the City Council. At the conclusion of your comments or your (5) minutes, you will be muted and removed from the public comment queue.

There were no public comments at this time.

CITY MANAGER’S REPORTS:

1.) Departmental Report – April 2020

Deputy Mayor Rzeznik asked if letters went out to those businesses that exceeded the fat, oil and grease levels. Mr. Sikma replied that he wasn’t sure. He said he would follow up on that and let the Council know.

Councilmember Sharpe commended Mr. Sikma on the zero hours of DPW overtime for the month of April.

CONSENT AGENDA:

CM-05-54-20: Motion and seconded made by Councilmembers Smiley and Gronlund-Fox to approve the Consent Agenda as presented which included:

- 1.) Approval to receive and file:
 - a.) Library Board Minutes of April 27, 2020

Roll Call Vote: (7) AYES – Beagle, Behrmann, Gottschall, Gronlund-Fox, Rzeznik, Sharpe, Smiley

(0) NAYS

Motion Carried

UNFINISHED BUSINESS: (None)

NEW BUSINESS:

- 1.) **Request for City Council Authorization of the Submission of a Special License Application and Resolution to the Michigan Liquor Control Commission Recommending the Issuance of a Special Liquor License for the Wixom/Downtown Development Authority 2020 Wixom Block Party Event Located on Pontiac Trail between Wixom Road and Old Wixom Road on September 12, 2020**

CM-05-55-20: Motion and seconded made by Councilmember Sharpe and Deputy Mayor Rzeznik to authorize the submission of a Special License Application and Resolution to the Michigan Liquor Control Commission recommending the issuance of a Special Liquor License for the Wixom/Downtown Development Authority 2020 Wixom Block Part Event located on Pontiac Trail between Wixom Road and Old Wixom Road on September 12, 2020.

Councilmember Gottschall knew that we did this every year and it was a small amount of money to apply. He asked if this was a timeline issue or if this could be pushed back to see if we would be allowed by the State government to hold this event. Mayor Beagle replied that he had attended the last DDA meeting and they indicated this needed to be done because of a timing issue.

Deputy Mayor Rzeznik added that the MLCC was backlogged right now. He also knew that there was a timeline element, so if we didn't submit this now, it might not happen in time for the event.

Roll Call Vote: (7) AYES – Beagle, Behrmann, Gottschall, Gronlund-Fox, Rzeznik, Sharpe, Smiley

(0) NAYS

Motion Carried

2.) Consideration of a Resolution Authorizing the Closure of Pontiac Trail Between Old Wixom Road and Wixom Road from 7:00 AM – 10:00 PM on September 12, 2020 for the Downtown Development Authority-Sponsored Wixom Block Party Event

CM-05-56-20: Motion and seconded made by Councilmember Smiley and Deputy Mayor Rzeknik to adopt the following Resolution authorizing the closure of Pontiac Trail between Old Wixom Road and Wixom Road from 7:00 AM – 10:00 PM on September 12, 2020 for the Downtown Development Authority-sponsored Wixom Block Party event:

**CITY OF WIXOM
AUTHORIZING RESOLUTION 2020-10
COMMUNITY EVENT ON September 12, 2020**

WHEREAS, the City of Wixom has received a Road Commission for Oakland County Annual Permit for Community Events, Permit No. E 58461 on December 17, 2017; and,

WHEREAS, the Downtown Development Authority, which falls under the umbrella of the City, will be hosting an event called the Wixom Block Party to be held on September 12, 2020; and,

WHEREAS, there are certain conditions the City must follow under the assigned Permit from the Road Commission for Oakland County.

NOW, THEREFORE, BE IT RESOLVED, that the City Council herein authorizes the closure of Pontiac Trail between Old Wixom Road and Wixom Road from 7 AM to 10 PM for the purpose of hosting the event called Wixom Block Party.

**Roll Call Vote: (7) AYES – Beagle, Behrmann, Gottschall, Gronlund-Fox,
Rzeknik, Sharpe, Smiley**

(0) NAYS

Motion Carried

3.) Request for Authorization to Waive the Bid Process and Purchase Roadway De-icing Salt from Detroit Salt of Detroit, Michigan through the Michigan Inter-governmental Trade Network (MITN) for the 2020-2021 Winter Season for \$54.25 per Ton

CM-05-57-20: Motion and seconded made by Deputy Mayor Rzeknik and Councilmember Gronlund-Fox to waive the bid process and authorize the purchase of roadway de-icing salt from Detroit Salt of Detroit, Michigan through the Michigan Inter-governmental Trade Network (MITN) for the 2020-2021 winter season for \$54.25 per ton.

Deputy Mayor Rzeknik knew that we did this every year. He wondered if there was a possibility of doing a multi-year bid. Mr. Sikma indicated that this was a multi-year bid. They put this out to bid in 2018 and they added 3% each year as a maximum. They guarantee pricing based on the quantities that each of us have over that time period. This year we lowered it from 1,300 tons to 1,000 tons for Wixom. All of Oakland County goes in with that same bid. This included the hauling. It went out to bid complete with four participants and we have not gone back out.

We just renewed the contracts that we have. This was the third year of a five-year potential contract but we have to review the pricing each year. Deputy Mayor Rzeznik asked if we had a lighter or heavier winter last year. Mr. Sikma replied that we had a light winter event last year, which was why we were lowering the amount we are going to be purchasing next year. We are obligated to 70% of what we say we are going to utilize so we are required to buy at least 700 tons. This year we are still short 600 tons for this past year because we have been trying to lower our quantity of salt on hand to do some minor repairs to our salt building before filling it up for the next winter.

**Roll Call Vote: (7) AYES – Beagle, Behrmann, Gottschall, Gronlund-Fox,
Rzeznik, Sharpe, Smiley
(0) NAYS**

Motion Carried

4.) Recommendation to Award the 2020 Major Road Improvement Program to Florence Cement Company of Shelby Township, Michigan in an Amount not to Exceed \$1,104,862.57 and Approve the Associated Budget Amendment

CM-05-58-20: Motion and seconded made by Councilmembers Smiley and Sharpe to award the 2020 Major Road Maintenance Program to Florence Cement Company of Shelby Township, Michigan in an amount not to exceed \$1,104,862.57 and approve the associated budget amendment.

Councilmember Gronlund-Fox saw that the bids came in over the budgeted amount and that we needed a budget amendment. She wondered if there was a change in the scope or if the costs for the project supplies were higher than anticipated. Mr. Sikma answered that the costs were a little higher but we also changed the scope to include the crossing in front of Walled Lake Western High School. We have some lighting changes that we will be doing too.

Councilmember Gottschall knew the note from the engineer said Florence Cement Company had worked on similar projects, but he wondered if they had done any work in the City before. Mr. Sikma replied yes; Florence Cement Company did some improvements along Magellan, Lorie Lane and Cartier in 2018. Councilmember Gottschall asked if their work was holding up and Mr. Sikma answered yes. He thought they were a good group.

Councilmember Smiley asked what the distance was in miles being covered. Mr. Sikma said it was about a mile from Potter Road to Pontiac Trail. This was an overlay and there are areas of Beck Road that are three lanes. Councilmember Smiley asked about the timetable. Mr. Sikma hoped we would get the majority of this done during the summer months and finalize it by the end of November.

Mayor Beagle was not convinced this area wasn't in Commerce Township. He didn't think our taxpayers would be happy if we paid to improve streets in another community. Mr. Sikma replied that this whole roadway was in the City of Wixom. The eastern boundary was actually along the sidewalk, past the right-of-way.

Roll Call Vote: (7) AYES – Beagle, Behrmann, Gottschall, Gronlund-Fox, Rzeznik, Sharpe, Smiley

(0) NAYS -

Motion Carried

- 5.) Recommendation to Increase the Construction Award to Great Lakes Contracting Solutions, LLC of Waterford, Michigan in the amount of \$210,000 and Increase the Construction Engineering Award to the City's Engineering Firm, Hubbell, Roth & Clark, Inc. in the Amount of \$25,000 along with Approval of the Associated Budget Amendment Required to Continue the 2019 Industrial Road Construction Maintenance Program**

CM-05-59-20: Motion and seconded made by Deputy Mayor Rzeznik and Councilmember Gronlund-Fox to extend the award of construction to Great Lakes Contracting Solutions, LLC of Waterford, Michigan in the amount of \$210,000 and the award of construction engineering to the City's Engineering Firm, Hubbell, Roth & Clark, Inc. in the amount of \$25,000 along with approval of the associated budget amendments required to continue the 2019 Industrial Road Construction Maintenance Program.

Councilmember Behrmann said he wasn't clear on where the extra \$25,000 for engineering was required. He would have assumed that they were just deciding more panels needed to be coming out. He didn't see the correlation there. Mr. Sikma said that the design work was done. The construction work still needed to be monitored. We have two DPW guys who are alternating as inspectors trying to defer some of the costs from HRC. He said the \$25,000 was in case we cannot complete all of it through in-house practices and we needed to have HRC do some of that work for us. Additionally, each pour that was made does get tested. They hold them for a period of up to ten days and then do some crush testing to make sure that the mixes are proper and that the cement work was up to standards. If we don't utilize it, they don't bill us for it. We weren't sure if we would be able to do all the inspections in-house so we only wanted to ask for it once.

Mike Darga, from Hubbell, Roth and Clark, said he should have labeled that as "not to exceed" instead of \$25,000. This was so we had enough hours to complete the testing, but there are also administration costs, like payroll sheets. Plus, one of the HRC inspectors stops out when the DPW call them. There was still construction engineering going on.

Councilmember Smiley knew that we couldn't do the testing and we would do whatever we could to keep that \$25,000 down. There were just some things that HRC would have to be doing. He assumed the DPW guys would not be there because they would be busy doing something else.

Deputy Mayor Rzeznik said that the report mentions the DPW was qualified to do some of the site inspection work during the construction phases but were not capable of doing the concrete testing. He asked if there was a certification program that one of our guys could go through and then work with whatever lab that does the testing. Mr. Sikma thought that we could do that. Some of it was actual testing with the mechanical crusher that we would need to utilize. We could measure all of the concrete as it was being poured and we could make sure that all of the pins that are going in are installed and picked up. We can do the roadwork and we can work with the residents along the roadway to make sure they have access in and out while we are doing the concrete work. Some of that was still in our best interest to have someone else do that. It was quality assurance.

Councilmember Sharpe commented that he didn't think the issue was with the construction company that we hired. It looked like the issue was with the estimate of the work that needed to be done. He wanted to look at those three bullet points in the report summary and go from bottom to top. He wondered if the additional work on the Wixom Road approach that was added to the project was additional scope to the project or additional area that was outlined in the defined perimeter and we just didn't understand that we were going to need to do the Wixom Road approach. Mr. Sikma said that when we estimated it two years ago, we looked at that road and saw failures in different areas. We estimated how much was there. Since then, once the traffic cleared, we inspected it again and we saw more cracks than when we inspected it initially. Also, when we looked at the quality in going with a 28-inch instead of a 30-inch panel, it was more concrete that needed to be done. Any six-inch span over that concrete cut would add value but costs for concrete and saw time. Additionally, over the winter months, the freeze/thaws on the westbound lanes had more degradation this year. Councilmember Sharpe asked when the initial estimate was done. He noted that we just heard that this past winter was mild. Mr. Sikma answered it was during budget season last year. Councilmember Sharpe said that we knew winter was going to happen. It was a milder winter than we expected because we bought too much salt. He supposed he could handle making inspection efforts safer and more effective, but this was HRC's profession and they missed it by 33%. He knew from previous meetings that we were paying quite a bit of money for that review. He felt that we didn't get the A Team on the initial estimate from HRC. He wondered now about Beck Road and others.

Mr. Darga said that part of the problem was the approach on Wixom Road. That was probably the most traffic in that intersection. He thought they looked at it last July sometime. At that time, they looked at it under traffic and they made some assumptions. Once they got out there, started marking it up and making those saw cuts, they saw maybe three foot was not working with the concrete and they have to go four or five feet wide. By the time they do that, they wonder why they didn't just take the whole slab out. There was more area during construction than originally anticipated. For concrete roads in this shape, a milder winter was almost worse getting lots of rain and not freezing. Everything kind of falls apart more with the milder weather. When it freezes, everything is solid.

**Roll Call Vote: (7) AYES – Beagle, Behrmann, Gottschall, Gronlund-Fox,
Rzeznik, Sharpe, Smiley**
(0) NAYS -

Motion Carried

CALL TO THE PUBLIC:

Dan Aubrey, 3569 Barberry, had a question concerning the new streetlights installed at Stonegate Village off Wixom Road and Charms. He said they were having a pretty serious issue at his house and other houses that back up to the creek with the horribly bright lights that shine in through the back windows. There was a little bit of woods left, but it didn't block all of the lighting. He wondered if they planned on putting some type of shielding on the lights. He could tell they were 360 lighting so there was a lot of wasted lights going elsewhere. He hoped at least that the developer would turn off the lights on the back street until the homes were built to block some of the lighting. He asked if anything could be done about that. Mayor Beagle said he would have the Building Department look into this to see what could be done. Mr. Aubrey said he would appreciate that. He understood that development was going to happen but not at the cost of the existing residents. It was like having a 300-watt spot light shining right into your window from ten feet away. It was quite annoying. He asked if these Council meetings were on the Zoom platform as far as the video aspect for the public to view. Mr. Milburn said it was available on the YouTube channel that can be accessed at the City of Wixom's homepage. Mr. Aubrey said that he had Zoom installed and he entered the ID and password but nothing came up. He asked if that option was available to him. Mr. Milburn said it was not as a video option but as a telephone option. Mr. Aubrey said he would appreciate it if someone could look into these lights to see if they could do some type of shielding, or at least have the lights turned off until the homes are built.

CITY MANAGER COMMENTS:

Mr. Brown said that there were some work anniversaries included in his report. There were also tentative events included that we may or may not be able to follow through on in the end. We are looking at those events on a monthly basis. More information will follow at the next meeting.

COUNCIL COMMENTS:

Councilmember Sharpe congratulated those employees with work anniversaries. He said that the DPW did a nice repair job on the plow damage across the street from him. Grass was already re-growing. He wanted to add to the comment we heard from the homeowner about the lights. He noticed the lights as well on Charms Court. The lamps are beautiful but the lights they emit was not. He supported looking into that issue and suggested the possibility of LED lights that would be less intrusive and a little warmer.

Councilmember Behrmann had no comments.

Councilmember Gottschall shared his thoughts and condolences were with Sergeant McKaig and his family on the loss of his mother. He hoped he would reach out if he needed anything.

Councilmember Smiley offered condolences to Louie McKaig on the passing of his mother. He congratulated the high school seniors on their graduation and he knew the School District was working hard to celebrate their accomplishments. His heart went out to them, but knew this would make them stronger.

Councilmember Gronlund-Fox had no comments.

Deputy Mayor Rzeznik said condolences from him and his family go out to Louie McKaig.

Mayor Beagle offered his condolences to Louie McKaig. He congratulated those with work anniversaries and knew they were hard working employees. He gave a shout out to Andrea Dickson for helping a resident download some books. She stayed with him until he was all set and he thanked her for doing that.

ADJOURNMENT:

The meeting was adjourned at 7:41 p.m.

Catherine Buck
City Clerk

Approved 6-9-2020
