



Plymouth City Commission

Regular Meeting Agenda

Monday, October 2, 2023 7:00 p.m.
Plymouth City Hall & Online Zoom Webinar

City of Plymouth
201 S. Main St.
Plymouth, Michigan 48170-1637

www.plymouthmi.gov
Phone 734-453-1234
Fax 734-455-1892

Join Zoom Webinar <https://us02web.zoom.us/j/89244800105>

Passcode: 332093 Webinar ID: 892 4480 0105

1. **CALL TO ORDER**
 - a. Pledge of Allegiance
 - b. Roll Call
2. **APPROVAL OF MINUTES**
 - a. September 18, 2023 City Commission Regular Meeting Minutes
3. **APPROVAL OF THE AGENDA**
4. **ENACTMENT OF THE CONSENT AGENDA**
 - a. Special Event: Old Village Chili Cookoff – October 8, 2023, 11 a.m. – 3 p.m.
5. **CITIZEN COMMENTS**
6. **COMMISSION COMMENTS**
7. **OLD BUSINESS**
8. **NEW BUSINESS**
 - a. Residential Solid Waste/Recycling Contract Sold to New Vendor
9. **REPORTS AND CORRESPONDENCE**
 - a. Recreation Presentation
 - b. Liaison Reports
 - c. Appointments

10. **ADJOURNMENT**

Consent Agenda- The items on the Consent Agenda will be approved by one motion as Agenda Item #4. There will be no separate discussion of these items unless a Commissioner or citizen so requests, in which case that item will then be placed on the regular agenda.

Citizen Comments - This section of the agenda allows up to 3 minutes to present information or raise issues for items not on the agenda. Upon arising to address the Commission, speakers should first identify themselves by clearly stating their name and address. Comments must be limited to the subject of the item.

Meetings of the City of Plymouth are open to all without regard to race, sex, color, age, national origin, religion, height, weight, marital status, disability, or any other trait protected under applicable law. Any individual planning to attend the meeting who has need of special assistance under the Americans with Disabilities Act (ADA) should submit a request to the ADA Coordinator at 734-453-1234 ext. 234 at least two working days in advance of the meeting so an attempt can be made to make reasonable accommodations. The request may also be submitted via mail at 201 S. Main St. Plymouth, MI 48170, or email to clerk@plymouthmi.gov.

City of Plymouth Strategic Plan 2022-2026

GOAL AREA ONE - SUSTAINABLE INFRASTRUCTURE

OBJECTIVES

1. Identify and establish sustainable financial model(s) for major capital projects, Old Village business district, 35th District Court, recreation department, and public safety
2. Incorporate eco-friendly, sustainable practices into city assets, services, and policies; including more environmentally friendly surfaces, reduced impervious surfaces, expanded recycling and composting services, prioritizing native and pollinator-friendly plants, encouraging rain gardens, and growing a mature tree canopy
3. Partner with or become members of additional environmentally aware organizations
4. Increase technology infrastructure into city assets, services, and policies
5. Continue sustainable infrastructure improvement for utilities, facilities, and fleet
6. Address changing vehicular habits, including paid parking system /parking deck replacement plan, electric vehicle (EV) charging stations, and one-way street options

GOAL AREA TWO – STAFF DEVELOPMENT, TRAINING, AND SUCCESSION

OBJECTIVES

1. Create a 5-year staffing projection
2. Review current recruitment strategies and identify additional resources
3. Identify/establish flex scheduling positions and procedures
4. Develop a plan for an internship program
5. Review potential department collaborations
6. Hire an additional recreation professional
7. Review current diversity, equity, and inclusion training opportunities
8. Seek out training opportunities for serving diverse communities

GOAL AREA THREE - COMMUNITY CONNECTIVITY

OBJECTIVES

1. Engage in partnerships with public, private and non-profit entities
2. Increase residential/business education programs for active citizen engagement
3. Robust diversity, equity, and inclusion programs
4. Actively participate with multi-governmental lobbies (Michigan Municipal League, Conference of Western Wayne, etc.)

GOAL AREA FOUR - ATTRACTIVE, LIVABLE COMMUNITY

OBJECTIVES

1. Create vibrant commercial districts by seeking appropriate mixed-use development, marketing transitional properties, and implementing Redevelopment Ready Communities (RRC) practices
2. Improve existing and pursue additional recreational and public green space opportunities and facilities for all ages
3. Develop multi-modal transportation plan which prioritizes pedestrian and biker safety
4. Improve link between Hines Park, Old Village, Downtown Plymouth, Plymouth Township, and other regional destinations
5. Maintain safe, well-lit neighborhoods with diverse housing stock that maximizes resident livability and satisfaction
6. Modernize and update zoning ordinance to reflect community vision
7. Implement Kellogg Park master plan

"The government in this community is small and accessible to all concerned."

-Plymouth Mayor Joe Bida

November 1977



City of Plymouth
 City Commission Regular Meeting Minutes
 Monday, September 18, 2023, 7:00 p.m.
 Plymouth City Hall 201 S. Main St. Plymouth, MI

City of Plymouth
 201 S. Main St.
 Plymouth, Michigan 48170-1637

www.plymouthmi.gov
 Phone 734-453-1234
 Fax 734-455-1892

1. CALL TO ORDER

a. Mayor Pro Tem Suzi Deal called the meeting to order at 7:00 p.m. and led the Pledge of Allegiance.

b. Roll Call

Present: Mayor Pro Tem Suzi Deal, Commissioners Linda Filipczak, Alanna Maguire, Kelly O'Donnell, and Marques Thomey

Excused: Mayor Nick Moroz

Also present: City Manager Paul Sincock, Attorney Bob Marzano, and various members of the city administration

2. APPROVAL OF MINUTES

Maguire offered a motion, seconded by Filipczak, to approve the minutes of the September 5, 2023, City Commission meeting.

There was a voice vote.

MOTION PASSED

3. APPROVAL OF THE AGENDA

Filipczak offered a motion, seconded by Kehoe, to approve the agenda for the September 18, 2023, meeting.

There was a voice vote.

MOTION PASSED

4. ENACTMENT OF THE CONSENT AGENDA

a. Approval of August 2023 Bills

b. Special Event: K of C Tootsie Roll Drive, Friday & Saturday 10/6-10/7, 2023

c. Special Event: Christmas in Plymouth/Mistletoe Market, Thursday-Saturday 12/7, 12/8, 12/9, 2023

O'Donnell offered a motion, seconded by Thomey, to approve the consent agenda for the September 18, 2023, meeting.

There was a voice vote.

MOTION PASSED

5. CITIZEN COMMENTS

Walter Muench, 101 S. Union #307, asked about recycling bins and pedestrian crossings, and spoke in support of the Penn Theatre.

John Barrett, 1495 Maple, spoke in support of the Penn Theatre.

Dave Rucinski, 1392 Maple, asked for a resolution to the Penn Theatre property tax situation.

Elizabeth Barker, 42157 Old Pond Circle, spoke in support of the Penn Theatre.

Pete Mundt, 643 N. Harvey, requested any information regarding the Penn Theatre that can be legally communicated to the community.

Denise Varner, 1428 Sheridan, spoke in support of the Penn Theatre.

Ellen Elliott, 760 Penniman, asked those present to look at the Michigan Tax Tribunal's online docket to read the facts of the case.

6. COMMISSION COMMENTS

Marzano explained the timeline of the Penn Theatre property tax exemption request. He noted that he was not the attorney representing the assessors in this case but was aware that the attorney for the Penn asked for and received an extension for summary disposition over the city attorney's opposition. He also explained the processes and similarities between the Penn Theatre case and the decisions made by the city's Zoning Board of Appeals and the Historic District Commission, both of which are also covered under state law, leaving the city without discretion. He reminded the group of a recent ZBA case when a resident objected to the ZBA's decision and brought it before the state board. In this case, the city prevailed, but had to spend money on attorney fees.

Maguire reminded the group that a new COVID-19 vaccine was available.

Kehoe said she appreciated residents attending the meeting and providing feedback and reiterated that the city doesn't have the authority to make decisions on property tax exemptions.

O'Donnell said she wants the Penn Theatre to be as successful as possible as soon as possible.

Filipczak also thanked residents for coming out and expressing their thoughts. She reminded the group of the importance of COVID-19, flu, and RSV vaccines.

Thomey said that prior to being appointed to the City Commission he signed a letter of support for the Penn Theatre to be tax exempt.

Deal said she supported the Penn Theatre and was hoping for a resolution soon. She reminded the group about Downtown Day and recreation millage information sessions and thanked all involved in a successful Fall Festival. She also congratulated the following staff members for their work anniversaries: Jay Miller – 10 years, Jennifer Dergis – 7 years, Dave Cirilli – 7 years, Sue Campbell – 6 years, Max Jenkins – 1 year.

7. OLD BUSINESS

There was no old business.

8. NEW BUSINESS

a. Traffic Control Order 23-1

The following resolution was offered by Filipczak and seconded by O'Donnell.

RESOLUTION 2023-83

WHEREAS The City operates several streets and roads which need Traffic Control Orders, and

WHEREAS A Temporary Traffic Control order has been in place in the Gathering Parking Lot.

NOW THEREFORE BE IT RESOLVED THAT the City Commission of the City of Plymouth does hereby adopt Traffic Control Order number 23-01 for one way traffic on Jener Place.

BE IT FURTHER RESOLVED THAT the City Clerk shall make Traffic Control Order 23-01 a part of the official meeting minutes of this City Commission Meeting.

O'Donnell said she received communication from a resident stating she was happy with the change to one-way.

There was a voice vote.

Traffic Control Order 23-1 included at end of minutes

MOTION PASSED

b. Traffic Control Order 23-2

The following resolution was offered by Maguire and seconded by Filipczak.

RESOLUTION 2023-84

WHEREAS The City operates several streets and roads which need Traffic Control Orders, and

WHEREAS A Temporary Traffic Control order has been in place in the Gathering Parking Lot.

NOW THEREFORE BE IT RESOLVED THAT the City Commission of the City of Plymouth does hereby adopt Traffic Control Order number 23-02 to create two (2) three-hour parking spaces near the museum.

BE IT FURTHER RESOLVED THAT the City Clerk shall make Traffic Control Order 23-02 a part of the official meeting minutes of this City Commission Meeting.

Commission members stated their approval of the change. O'Donnell read a note from Plymouth Historic Museum Director Liz Kerstens stating she was happy with the new 3-hour parking spaces.

Traffic Control Order 23-2 included at end of minutes

There was a voice vote.

MOTION PASSED

c. 2024 Infrastructure Program

The following resolution was offered by Filipczak and seconded by Kehoe.

RESOLUTION 2023-85

WHEREAS The City of Plymouth maintains a wide range of infrastructure to help protect and preserve the public health, safety, and welfare; and

WHEREAS There is a need to provide improvements to roads, sewers, and the water system in order to keep them in good condition; and

WHEREAS The voters of the city did authorize the sale of bonds to pay for street improvements in 2019; and

WHEREAS The City Engineer has proposed several projects for the 2024 calendar year, to include the following and their preliminary estimated construction costs:

- Traffic Signal/Pedestrian Crossing Intersection Improvement – Main & Church - \$725,000
- Liberty Street between Amelia & N. Mill – Pavement resurfacing – \$370,000
- Spring Street between Starkweather & N. Mill – Pavement resurfacing – \$160,000
- Main Street between Burroughs & Ann Arbor Rd. – Pavement resurfacing - \$450,000
- Water System Valve Replacements – Various locations - \$480,000 - \$600,000
- Roadway preventative maintenance – Various locations - \$125,000

NOW THEREFORE BE IT RESOLVED THAT the City Commission of the City of Plymouth does hereby authorize Wade Trim to provide preliminary design engineering and bidding services as outlined in the Engineer's letter dated September 13, 2023, in the amount of \$202,000 and as follows:

Church & Main St Intersection & Traffic Signal/Ped Crossing Upgrade Design	\$42,000
Liberty Resurfacing and Water System Design	\$24,000
Spring Street (Parking) Resurfacing Design	\$12,000
South Main Street Resurfacing Design	\$28,000
Valve Replacement Design	\$30,000

Preventative Maintenance Assistance Allowance	\$ 6,000
Topographic Survey Data Collection (Estimated at 20 days)	\$30,000
Project Management and Coordination	\$10,000
Wade Trim Engineering Services Subtotal:	\$182,000
Geotechnical Investigation and Report Allowance:	\$ 20,000
2024 Infrastructure Program Initial Design Fee Estimate:	\$202,000

Wade Trim Engineer Shawn Keough described the process which the city uses to determine which projects are selected each year. Finance Director John Scanlon explained the bonding process. A discussion ensued about leading pedestrian interval (LPI) crossings and push button activators.

Deal entered a letter from Kerri Collins, 730 Penniman, into the record. The letter included comments about pedestrian safety at the Church and Main St. intersection and a request to prioritize improvements to Union St. between Penniman and Ann Arbor Trail.

Josh Rimatzki, 590 Jener, spoke about research on LPI crossings.

Ellen Elliott, 404 Irvin, said she would like to see more research about the use of push button activated LPIs.

There was a voice vote.

MOTION PASSED

9. REPORTS AND CORRESPONDENCE

a. Liaison Reports

O'Donnell said the Planning Commission met about a new restaurant being proposed at the ROC site on Ann Arbor Rd, and that the group would be coming back with more details.

Kehoe said the Old Village Association was planning a chili cookoff for October 8.

Maguire said the library was planning to co-host an event at the Penn Theatre and was sponsoring a blood drive on October 29. She also said the library

b. Appointments

There were no appointments.

10. ADJOURNMENT

A motion to adjourn was offered by Thomey and seconded by Kehoe at 8:14 p.m.

There was a voice vote.

MOTION PASSED

NICK MOROZ
MAYOR

MAUREEN A. BRODIE, CMC, MiPMC
CITY CLERK



City of Plymouth, Michigan Traffic Control Order

Traffic Control Order No. 23-1



TO: Maureen Brodie, CMC
City Clerk

FROM: Chris S. Porman
Street Administrator

RE: Traffic Control Order

DATE: July 3, 2023 + 90 days = Oct. 1
+ 70 days = Sept. 11

Pursuant to the authority provided by Chapter 70 of the Code of Ordinances of the City of Plymouth, with the Uniform Traffic Code for Cities, Townships and Villages of Michigan adopted by reference, per Uniform Traffic Code R 28.1153 Rule 153, Traffic Control Orders, and in the interest of public safety and convenience the following Traffic Control Order is hereby issued by Chris S. Porman, duly authorized as the City of Plymouth Street Administrator.

This Traffic Control Order was preceded by study and investigation of traffic conditions on the following public road or roads in the City of Plymouth:

Jener Place

After said investigation, it is hereby ordered and directed that the City of Plymouth Department of Municipal Services erect and maintain the following traffic control devices in accordance with the Michigan Manual of Uniform Traffic Control Devices:

- Install new One-way sign and pole at the Northeast corner of Jener Place & Maple Street, traffic direction Northbound.
- Remove existing Stop sign and pole at the Northwest corner of Jener Place & Maple Street, traffic direction Southbound. Furthermore, install new One-way sign and pole, traffic direction Northbound.
- Install new One-way sign, reinstall existing Stop sign and pole at the Southeast corner of Jener Place & W Ann Arbor Trail, traffic direction Northbound. Furthermore, install new Do Not Enter sign, traffic direction Southbound.
- Install new One-way sign and pole at the Southwest corner of Jener Place & W Ann Arbor Trail, traffic direction Northbound. Furthermore, install new Do Not Enter sign, traffic direction Southbound.

Said sign(s) to give notice of the following determination:

One-way traffic Northbound on Jener Place between W Ann Arbor Trail and Maple Street

It is further ordered and directed that this order shall become effective upon being filed with the clerk and upon erection of adequate signs giving notice of the existence of aforesaid. This emplacement is ordered temporary subject to review in seventy (70) days with reports and recommendations to the City Manager prior to the expiration of the 90 day test period.

Traffic Control Order No. 23-1 presented for approval by the City Commission of the City of Plymouth on September 18, 2023, following approval it is hereby ordered and directed that this order be filed in the office of the Director of Public Safety of the City of Plymouth.

cc: Paul J. Sincock, City Manager
Al Cox, Director of Public Safety



City of Plymouth, Michigan Traffic Control Order



Traffic Control Order No. 23-2

TO: Maureen Brodie, CMC
City Clerk

FROM: Chris S. Porman
Street Administrator

RE: Traffic Control Order

DATE: July 10, 2023

Pursuant to the authority provided by Chapter 70 of the Code of Ordinances of the City of Plymouth, with the Uniform Traffic Code for Cities, Townships and Villages of Michigan adopted by reference, per Uniform Traffic Code R 28.1153 Rule 153, Traffic Control Orders, and in the interest of public safety and convenience the following Traffic Control Order is hereby issued by Chris S. Porman, duly authorized as the City of Plymouth Street Administrator.

This Traffic Control Order was preceded by study and investigation of traffic conditions on the following public road or roads in the City of Plymouth:

Church Street Parking

After said investigation, it is hereby ordered and directed that the City of Plymouth Department of Municipal Services erect and maintain the following traffic control devices in accordance with the Michigan Manual of Uniform Traffic Control Devices:

-Install a total of two (2), new three (3) hour parking signs and poles on Church Street between S Main & S Union at the parking spaces on the North side of the right-of-way adjacent to the property at 155 S Main.

Said sign(s) to give notice of the following determination:

Three (3) hour parking restriction on Church Street between S Main and S Union for the two (2) parking spaces immediately East of the two (2) existing Handicap Reserved Parking spaces on the North side of the right-of-way adjacent to the property at 155 S Main

It is further ordered and directed that this order shall become effective upon being filed with the clerk and upon erection of adequate signs giving notice of the existence of aforesaid. This emplacement is ordered temporary subject to review in seventy (70) days with reports and recommendations to the City Manager prior to the expiration of the 90 day test period.

Traffic Control Order No. 23-2 presented for approval by the City Commission of the City of Plymouth on September 18, 2023, following approval it is hereby ordered and directed that this order be filed in the office of the Director of Public Safety of the City of Plymouth.

cc: Paul J. Sincock, City Manager
Al Cox, Director of Public Safety

1. **TYPE OF EVENT:** Based on Policy 12.2, this event is: (Weddings Ceremonies – Please Review Section 12.2 f.)
City Operated Co-sponsored Event Other Non-Profit Other For-Profit Political or Ballot Issue

2. **ANNUAL EVENT:** Is this event expected to occur next year? YES NO

If Yes, you can reserve a date for next year with this application (see Policy 12.15). To reserve dates for next year, please provide the following information:

Normal Event Schedule (e.g., third weekend in July):

1st weekend October

Next year's specific dates:

10/6/2024

See section 12.13 for license & insurance requirements for vendors

3. **FOOD VENDORS/ CONCESSIONS?** YES NO **OTHER VENDORS?** YES NO

4. **DO YOU PLAN TO HAVE ALCOHOL SERVED AT THIS EVENT?** YES NO

5. **WILL ALCOHOL BE SERVED ON PRIVATE PROPERTY AS PART OF THIS EVENT?** YES NO

6. **WILL YOU NEED ELECTRICITY AND/OR WATER?** YES NO

CITY SERVICES REQUIRED? If needed, please attach a letter indicating all requests for City Services.
(see Attachment B)

2 porta potties please, barricades, Police, electric

7. **AN EVENT MAP** IS IS NOT attached. If your event will use streets and/or sidewalks (for a parade, run, etc.), or will use multiple locations, please attach a complete map showing the assembly and dispersal locations and the route plan. Also show any streets or parking lots that you are requesting to be blocked off.

8. **EVENT SIGNS:** Will this event include the use of signs? YES NO

If Yes, refer to Policy 12.8 for requirements, and describe the size and location of your proposed signs: **Please complete a sign illustration / description sheet and include with the application.**

Signs or banners approved by the City of Plymouth for Special Events shall be designed and made in an artistic and workman like manner. THE CITY MANAGER MUST APPROVE ALL SIGNS. SIGNS CANNOT BE ERECTED UNTIL APPROVAL IS GIVEN.

Signs and/or Banners may be used during the event only. Please refer to Special Event Policy for information related to the installation of banners on Downtown Street Light Poles in advance of event. NO SIGNS ARE ALLOWED IN THE PARK IN ADVANCE OF THE EVENT.

9. **UNLIMITED PARKING:** Are you requesting the removal of time limits on parking (see Policy 12.5)?

YES NO

If Yes, list the lots or locations where/why this is requested:

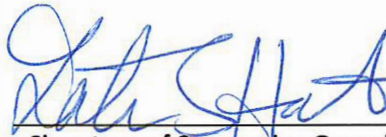
Liberty Street from Mill to Starkweather

10. **CERTIFICATION AND SIGNATURE:** I understand and agree on behalf of the sponsoring organization that
- a. a Certificate of Insurance must be provided which names the City of Plymouth as an additional named insured party on the policy. (See Policy 12.10 for insurance requirements)
 - b. Event sponsors and participants will be required to sign Indemnification Agreement forms (refer to Policy 12.12).
 - c. All food vendors must be approved by the Wayne County Health Department, and each food and/or other vendor must provide the City with a Certificate of Insurance which names the City of Plymouth as an additional named insured party on the policy. (See Policy 12.13)
 - d. The approval of this Special Event may include additional requirements and/or limitations, based on the City's review of this application, in accordance with the City's Special Event Policy. The event will be operated in conformance with the Written Confirmation of Approval. (see Policy 12.11 and 12.16)
 - e. The sponsoring organization will provide a security deposit for the estimated fees as may be required by the City, and will promptly pay any billing for City services which may be rendered, pursuant to Policy 12.3 and 12.4.

As the duly authorized agent of the sponsoring organization, I hereby apply for approval of this Special Event, affirm the above understandings, and agree that my sponsoring organization will comply with City's Special Event Policy, the terms of the Written Confirmation of Approval, and all other City requirements, ordinance and other laws which apply to this Special Event.

09/09/2023

Date



Signature of Sponsoring Organization's Agent

RETURN THIS APPLICATION at least twenty (21) days prior to the first day of the event to: City

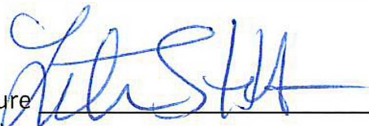
**Manager's Office
City Hall
201 S. Main Street
Plymouth MI 48170**

Phone: (734) 453-1234 ext. 203

11. INDEMNIFICATION AGREEMENT

INDEMNIFICATION AGREEMENT

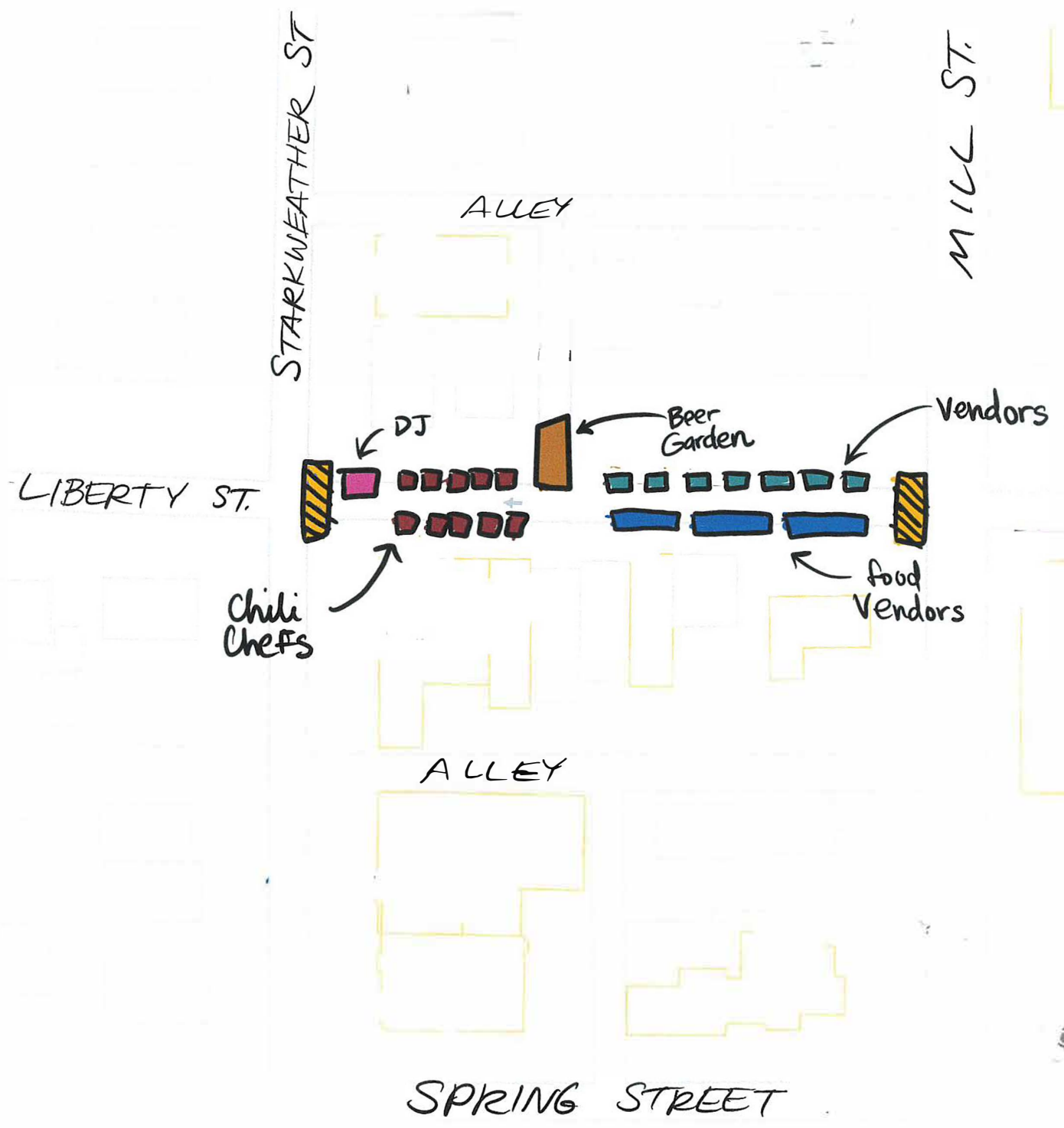
The Old Village Association (organization name) agree(s) to defend, indemnify, and hold harmless the City of Plymouth, Michigan, from any claim, demand, suit, loss, cost of expense, or any damage which may be asserted, claimed or recovered against or from the Old Village City Cookoff (event name) by reason of any damage to property, personal injury or bodily injury, including death, sustained by any person whomsoever and which damage, injury or death arises out of or is incident to or in any way connected with the performance of this contract, and regardless of which claim, demand, damage, loss, cost of expense is caused in whole or in part by the negligence of the City of Plymouth or by third parties, or by the agents, servants, employees or factors of any of them.

Signature 

Date 09/09/23

Witness _____

Date _____



EVENT REVIEW FORM

EVENT NAME: OLD VILLAGE CHILI COOKOFF TOTAL ESTIMATED FEE: _____
 (Note: All fees are only initial estimates and can increase upon assessment of services after the close of the event).

MUNICIPAL SERVICES:	<u>Approved</u>	Denied	(list reason for denial)	Initial
				CP
	1 FTE APPROX 6HRS BARRICADES PORT-A-JOHN'S			
\$250 Bathroom Cleaning Fee Per Day of Event?		YES	NO	
Labor Costs: \$	375	Equipment Costs: \$	120	Materials Costs \$ 250
POLICE:	<u>Approved</u>	Denied	(list reason for denial)	Initial
				JLC
	* MAY NOT HAVE THE BEER GARDEN * 2 - OFFICERS @ 4 HRS EACH			
Labor Costs \$		Equipment Costs \$	608	Materials Costs \$
FIRE:	<u>Approved</u>	Denied	(list reason for denial)	Initial
				JCS
	NO SERVICES REQUESTED			
Labor Costs \$		Equipment Costs \$		Materials Costs \$
HVA:	Approved	Denied	(list reason for denial)	Initial
DDA:	<u>Approved</u>	Denied	(list reason for denial)	Initial
				SKP
Labor Costs \$	0	Equipment Costs \$		Materials Costs \$
RISK MANAGEMENT:	Approved	Denied	(list reason for denial)	Initial
Class I – Low Hazard	Event Sponsors must provide current Certificate of Insurance naming City			
Class II – Moderate Hazard	of Plymouth as 'Additional Insured' including in the Description Box/Area.			
Class III – High Hazard	Food vendor/service requirements per Special Event Policy, must also be			
Class IV – Severe Hazard	met. Also note police dept review above.			
SITE FEE APPLIED TO ALL EVENTS IS \$100 PER DAY. TOTAL EVENT SITE FEE \$ _____				
APPROVED _____ NOT APPROVED _____ DATE _____				



Administrative Recommendation

City of Plymouth
 201 S. Main
 Plymouth, Michigan 48170-1637

www.plymouthmi.gov
 Phone 734-453-1234
 Fax 734-455-1892

To: Mayor & City Commission
 From: Paul J. Sincock, City Manager
 CC: *S:\Manager\Sincock Files\Memorandum - Residential Solid Waste Recycling Contract Assignment to Priority - 10-05-23.docx*
 Date: September 28, 2023
 RE: Residential Solid Waste/Recycling Contract sold to new vendor

Background

The City Commission may be aware that our current Solid Waste Contract is with Allied Waste Services, Inc. doing business as Allied Waste Services of Detroit West/Republic Services of Southeast Michigan (Allied). This company is a wholly owned subsidiary of Republic Services, Inc. which is a Delaware corporation for tax purposes, and they are the “parent” organization. Both Republic Services of Michigan and Allied Waste Systems are subsidiaries of the Republic “parent” company.

We have received notice from Republic Services of Michigan that they have sold the City of Plymouth routes to Priority Waste, LLC, a Michigan limited liability company and directing us to “transfer” their contract to Priority Waste LLC. All performance bonds and certificates of insurance would continue to name the City of Plymouth and would continue to provide the coverage that we currently have under the terms of the contract.

We discussed this matter with the City Attorney, and he saw no significant issues as there is nothing in our current contract that would prohibit the sale of our contract to another vendor under the terms of that contract. Another way to think about this is in terms of your house mortgage, where today you may be paying J.P. Morgan Chase, next month your mortgage was sold to Huntington. There is no difference in the obligations of both parties to the agreement, it is just you are now paying someone else until the contract is completed.

As to how this would affect our service delivery and contract for solid waste and recycling pick up, to the residential customer there should be no change in service as Priority Waste began service today (Monday). The biggest difference is Priority trucks will most likely be yellow, whereas the Republic/Allied trucks were blue. There may be a few “bumps in the road” as new drivers learn the new routes, but that happens every time a new driver is hired. Our Municipal Services staff will be monitoring the new company’s performance. There will be no change in the trash or recycling bins, as Priority purchased those as a part of the sale.

The City Administration would like to have the City Commission officially recognize the transfer/sale of our contract with Republic to Priority. This is the largest contract that the has with a vendor and from our Auditor’s perspective it would be best to have the City Commission officially authorize the change in the vendor, under terms of our existing contract. As best I can recall, we did have this happen one other time in 2010, and we did a similar City Commission authorizing process at that time.

RECOMMENDATION:

The City Administration recommends that the City Commission authorize the assignment of our current solid waste and recycling contract from Allied Waste Services West/Republic Services of Southeast Michigan Priority Waste, LLC. It is understood that Priority Waste LLC agrees and assumes all responsibilities under the terms and conditions of our existing contract.

We have attached a proposed Resolution for the City Commission to consider regarding this matter. Should you have any questions in advance of the meeting please feel free to contact me.



Sustainability in Action

Chris Porman
Director of Municipal Services
City of Plymouth
201 S Main
Plymouth, MI 48170

Re: Agreement (the "Contract"), dated March 1, 2020, by and between the City of Plymouth (the "City") and Allied Waste Services, Inc. dba Allied Waste Services of Detroit West/Republic Services of Southeast Michigan ("Allied")

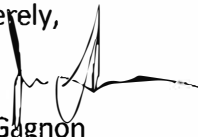
Dear Valued Customer:

We are pleased to advise that Allied recently agreed to sell certain of its assets (the "Sale") to Priority Waste LLC, a Michigan limited liability company ("Priority"). The Contract identified above is among the assets proposed to be sold to Priority as part of the Sale. We are confident that Priority will continue the business relationship embodied in the Contract and will continue to provide services to the City at the highest level.

Pending the closing of the Sale, Priority's services will begin the week of October 2nd, 2023, and you will use the same containers you currently use for the recycling and waste services going forward. Priority's telephone number is (855) 927-8365.

We do apologize for any inconvenience this may cause and will do our best to assist in your service transition needs. Thank you for your past business with Republic Services.

Sincerely,



Jon Gagnon
General Manager

RESOLUTION

The following Resolution was offered by Comm. _____ and seconded by Comm. _____.

WHEREAS The City of Plymouth has a contract with Allied Waste Services, Inc. doing business as Allied Waste Services of Detroit West/Republic Services of Southeast Michigan (Allied), for the collection of solid waste and recycling materials, and

WHEREAS They have informed the City that they have sold the City of Plymouth contract for Residential collections of solid waste and recycling materials to Priority Waste, LLC,

WHEREAS there is no prohibition in the City's contract that would prohibit the sale of the contract To a new company as long as the terms and conditions remain the same.

NOW THEREFORE BE IT RESOLVED THAT the City Commission of the City of Plymouth does hereby consent to assign the City of Plymouth's contract with Allied Waste Services, Inc. doing business as Allied Waste Services of Detroit West/Republic Services of Southeast Michigan (Allied) to Priority Waste, LLC under the terms of the current collection contract. Further, this assignment is only for the residential collections of solid waste and recycling using the current trash/recycle carts or official city trash bags.

ADMINISTRATIVE UPDATE

To: Mayor & City Commission
CC: *S:\Manager\Sincock Files\Memorandum - Recreation Millage Presentation to City Comm 10-02-23.doc*
From: Paul J. Sincock -City Manager
Date: 9/29/2023
Re: Reports and Correspondence – Recreation Presentation

Please be advised that the City Administration would like to report to the City Commission on the Recreation millage question. As you are aware, the City can only inform on a ballot question, we cannot advocate either for or against the ballot proposal. Steve Anderson and Brandon Szachta helped to make this presentation to two groups (1 Afternoon, 1 Evening) Thursday, September 21st. We had some attendees that came to the meetings who were clearly going to vote no, and we had some who came to get information or were going to vote yes.

Tonight, we will again provide the information that we previously presented on September 21st. I would again caution all elected and appointed officials, since this is an official meeting, and comments could be deemed to be “official” comments of the City of Plymouth.

We need to be aware that we cannot advocate either for or against the proposed millage. We can only provide information. Obviously, indicating that the City Commission unanimously voted to place this item on the ballot is a matter of public record and would be providing information. However, for me, as a public official in an official meeting to indicate that I am either in favor or opposed to the millage would be outside the boundaries of what is allowed. For specific questions on comments, you may have should be referred to the City Attorney in advance of the meeting.