

MINUTES OF THE GROSSE POINTE CITY COUNCIL MEETING HELD IN THE COUNCIL CHAMBERS, 17145 MAUMEE AVENUE, GROSSE POINTE, MICHIGAN ON MONDAY, JULY 16, 2018.

The meeting was called to order at 7:00 p.m.

ROLL CALL

Present: Mayor Boettcher, Council Members Parthum, Stempfle, Turnbull, Walsh, Williams

In Attendance: City Manager Dame, Attorney Kennedy, City Clerk Arthurs, Public Safety Director Poloni, Public Service Director Randazzo, and City Planner Keeseey.

Motion by Council Member Turnbull second by Council Member Parthum to excuse Council Member Tomkowiak from the meeting for personal reasons.

UNANIMOUSLY ADOPTED.

CONSENT AGENDA

Motion by Council Member Parthum, second by Council Member Williams, to approve the Consent Agenda consisting of the following:

1. Minutes from the regular Council Meeting held on June 18, 2018 and minutes from the closed session Council Meeting held on June 18, 2018.
2. Invoices
 - a) Anderson, Eckstein and Westrick, Inc.
– 2017 Resurfacing Program 4/30/18 – 5/27/18, \$12,436.49
 - b) Grosse Pointes-Clinton Refuse Disposal – Solid Waste Disposal, April-June 2018 \$14,002.48
 - c) Western Wayne County Fire Department – Hazmat Response, February 2018, \$5,577.34
 - d) Canfield Equipment Services, Inc. – Police equipment, June 2018, \$5,218.32
 - e) Oak Construction – Backflow Gate Replacement Project, Estimate #2, \$49,275.00
 - f) Pro-Line Asphalt Paving Corp. – Resurfacing Project, Estimate #6, \$69,234.05
 - g) City of Grosse Pointe Park – Dispatch Services, April-June 2018, \$26,925.99
 - h) G2 Consulting Group, LLC – 2018 Resurfacing Project, March 2018, \$7,850
 - i) Fildew Hinks – Legal Services, May 2018, \$8,294.61
3. Approval of agreement to terminate the Preferred Developer Agreement with Pedersen Development Co. for the development of Lots 2 and 3.
4. Authorize the purchase of a Toro Workman HDX from Spartan Distributors, in the amount of \$29,918.58 for the Parks and Recreation Department.
5. Authorize the purchase of one Ford Police Interceptor through the Oakland County Purchasing Program from Gorno Ford in the amount of \$28,709.
6. Authorize the purchase of 300 Toter recycling, refuse and yard waste carts from Toter, LLC for \$16,081.84.
7. Authorize the purchase of one Ford F-150 series truck from Jorgensen Ford Sales through the Mi-Deal Purchasing Program.

CONSENT AGENDA UNANIMOUSLY ADOPTED.

The City Council now convened as the Planning Commission.

PUBLIC HEARING – RESTRICTED OFFICE RO-1 ZONING TEXT AMENDMENT

Mayor Boettcher indicated that this was the date set for a public hearing on a request to amend the Zoning Ordinance, Section 90-268, Permitted Uses After Special Approval in the Restricted Office District.

City Planner Keesey made the following report:

An application from Mr. James B. Saros, of Jim Saros Real Estate Services, was received requesting an amendment to the RO-1 Restricted Office District to allow for "Dance studios, fitness centers, yoga studios, and similar uses as determined by the city planning commission." These uses would be considered as Special Approval Uses in the RO-1 Restricted Office District, which could be considered by City Council after a public hearing. The applicant suggests fitness-related uses are complimentary and compatible to the professional office uses that are permitted in the district. The application also describes a market demand for a more diverse array of uses to increase the walkable/pedestrian-friendly nature of the City's commercial corridor, and that added fitness options can contribute to a more active and healthy community. Diversification of the uses along the Mack Avenue corridor is favorable, where much of the RO-1 District is situated, particularly when the uses are harmonious and compatible with existing business and nearby residences, and when they create minimal increases in demand on public services. Fitness center uses are typically not resource-intensive and should not pose character conflicts with permitted office uses or with residential properties nearby. Each individual project will be evaluated on a case-by-case basis, but there is also the potential for peak use of a fitness center to be complimentary to traditional business office hours – classes in the early morning or later in the afternoon, when the typical office building is not at full capacity.

The RO-1 zoning district is predominantly located along Mack Avenue, specifically between Cadieux to halfway between Notre Dame and St. Clair, between University and Rivard, and between Washington and Fisher. There is also a small pocket of RO-1 along Cadieux in the Village. The proposed amendment would apply to all of these locations and the uses would be considered on a site-by-site basis. Based on the application materials, mixed-use design principles, and sound planning practices, the following text amendment to the zoning ordinance is proposed for consideration:

Dance studios, fitness centers, yoga studios, or similar uses as determined by the planning commission, with the condition that the planning commission may modify the parking requirements provided the applicant can demonstrate to the satisfaction of the planning commission that there is adequate parking available for the proposed use after considering; the intensity of the proposed use, the hours of operation of the proposed use and other uses within the same block, public parking available within the same block, available on-street parking, or shared parking arrangements with other uses within the same block.

Mayor Boettcher asked for public comment. Hearing none, public comment was closed.

Motion by Council Member Walsh, second by Council Member Parthum to approve the zoning text amendment to the RO-1, Restricted Office District subject to the City Planner's conditions listed in his report; and to adopt Ordinance 434, adding Section 90-268(3) to the Grosse Pointe City Code.

UNANIMOUSLY ADOPTED.

ORDINANCE ADOPTION

ORDINANCE NO. 425

An Ordinance to add Section 90-268(3) off the Code of Ordinances of the City of Grosse Pointe, Permitted Uses After Special Approval in the Restricted Office District (RO-1)

(For complete text of Ordinance No. 434 - see Ordinance Book of the City of Grosse Pointe)

UNANIMOUSLY ADOPTED.

PUBLIC HEARING – SPECIAL USE REQUEST – SAROS BUILDING – 17108 MACK AVENUE

Mayor Boettcher indicated that this was the date set for a public hearing on an application for special land use for a proposed business in the Saros building, currently under construction at 17108 Mack Avenue.

City Planner Keesey made the following report:

Mr. James Saros, on behalf of the Jim Saros Agency, proposes a 2,500 sq. ft. yoga studio and cycling center (for the purposes of this review, collectively referred to as “fitness center”) in the building that is currently under construction at 17108 Mack Avenue, at the corner of Mack and Cadieux. The part of the property on which the building will be located is zoned RO-1, which permits office spaces by right, and the southern portion of the property along Cadieux is zoned P-1 Vehicular Parking. When the site plan was reviewed and approved in 2017, the intended use of the structure was strictly office use, with the potential for a small gym to be utilized by tenants. The parking was designed to accommodate the primarily office use and met the City’s parking requirements for professional offices. The fitness center will occupy 2,500 sq. ft. of a new first-floor suite in the building that is under construction currently. The space will consist of a studio for yoga, a studio for cycling, and a lobby with lockers and a restroom. During site plan review in 2017, the primary use for this structure was proposed to be office space in keeping with office uses in the previous structure and other professional offices located along Mack. The fitness use will draw customers for shorter periods of time throughout the day than a traditional office might. However, we do not anticipate volumes of patronage above and beyond what is appropriate for the corridor. The fitness center use is not anticipated to have significant impact on traffic nor the general character and intensity of the neighborhood. The building is adequately separated from neighboring residential properties, and the fitness center use is not one that will introduce significant noise or other detrimental impacts that characteristically impact residential neighborhoods. The application materials state that it is expected that patrons will be biking to classes, and that appropriate bicycle parking will be provided. The walkable location of the building and provision of bicycle parking have the potential to minimize vehicular traffic that could be associated with this use.

As the Council recently approved the zoning text amendment for the RO-1 District, that would allow fitness centers, yoga studios, and similar uses subject to the provision of appropriate parking availability, similar to how the Zoning Ordinance treats barber/beauty shops in the RO-1 District. That provision allows the planning commission to consider parking alternatives, on-street parking, and other factors when considering parking requirements. In regards to parking on the site, the site plan from 2017 showed 40 parking spaces; based on calculations at that time when only office uses were anticipated, 39 of those spaces were required based on the office standard of one (1) space for every 200 square feet of usable floor area. The fitness center use should have 17 spaces allocated. The remaining office space, approximately 5,200 square feet, will require 26 spaces, for a total of 45 spaces. Mr. Keesey discussed the ratios and parking requirement breakdown scenarios provided in his report dated July 13, 2018. The use will be adequately served by on-site and on-street parking. The peak parking requirements are not in direct conflict, helping to further ease parking concerns. It is preferred that office users are encouraged to utilize the Cadieux portion of the on-site parking. It may be advisable for the property owner to utilize assigned parking to encourage fitness center users to use Mack Avenue as their primary entrance to the site. The proposed fitness center use will be harmonious with the anticipated development pattern along Mack Avenue, with little to no impact on adjacent residential properties that are buffered by parking and landscaping. We also believe the parking to be adequate when considering the available vehicular parking onsite and on Mack Avenue, supplemented by bike parking seasonally. The City Planner recommends approval of the proposed 2,500 sq. ft. yoga studio and cycling studio in the first floor of the building under construction at 17108 Mack Avenue.

Mayor Boettcher asked for public comment. The following comments were made:

Diana Parlove, 486 Neff Rd., stated this building is a gateway to the City and asked if there will be any façade changes from the original plan. There needs to be continuity of the streetscape. It was noted that no façade changes are proposed.

James Saros, owner of the building, stated that the new building will bring life to the corner and the proposed yoga center will be a good tenant and provide a welcome use on Mack Avenue. No lighting is proposed for the parking lot.

Todd Sykes, realtor for proposed yoga center tenant, summarized the business plan for the yoga center, stated that the owner is a local resident and described the center's proposed function.

There were two letters submitted by residents opposing the project. After hearing no further comments, Mayor Boettcher closed public comment.

Council discussion took place regarding the proposed use. It was noted that the proposed use will be a vibrant business that is good for the area and the City. It was suggested that on street parking be monitored so that the neighbors on Loraine are not impacted.

Motion by Council Member Walsh, second by Council Member Williams, to approve the special land use for the Saros Building, 17108 Mack Avenue, to permit a 2,500 sq. ft. yoga studio and fitness center in the RO-1 Restricted Office District; and the proposed special use permit drafted by and approved in final form by the City Attorney.

UNANIMOUSLY ADOPTED.

The Planning Commission reconvened as the City Council.

GROSSE POINTE FACILITIES UPDATE

City Manager Dame updated Council on the ongoing work on the Public Safety and Public Services facilities. Mr. Dame introduced David Gassen and Lauren Gallinger of Partners in Architecture who presented a PowerPoint presentation of the Municipal Buildings Project design update dated July 16, 2018.

Mr. Gassen discussed the modifications made to the proposed Public Safety building design plan most of which were proposed to keep the project in budget. Ms. Gallinger reviewed the elevation schematics and noted details of the changes made. The design rendering was reviewed and included Council suggestions from their June meeting.

Mr. Gassen discussed the modifications made to the proposed Public Services building. He described the site analysis and revised site plan. It was noted that the building height is significantly reduced, with a maximum ridge height of 27 ft. The proposed public services building has been moved in 8 ft. at the back of the building and 5 ft. from each side of the property lines, alleviating any need to use adjacent properties for construction. Ms. Gallinger described the building floor plan, and elevations and building materials, noting that the increased setbacks will allow for landscaping and screening of the building including a masonry wall. Ms. Gallinger further described the context comparison of the previous preliminary design rendering and the updated rendering. A shadow study of the updated design was reviewed and discussed.

Mr. Gassen reviewed and described the updated site plan of the court facilities. He discussed the floor plan, elevations, and design renderings. Parking for the court and adjacent city hall was discussed.

Mayor Boettcher indicated that although this was not a public hearing, the Council would hear comments from those in attendance regarding the updated Municipal Buildings Project designs. The following comments were made:

Diana Parlove, 486 Neff Rd., stated that the project should meet zoning requirement setbacks of 25 ft., she is not in favor of the project and stated it will devalue the homes in the area and devalue the look of the City.

A concerned citizen stated that a huge industrial building in a residential area does not protect the property values of adjacent properties.

Roz Gietzen, 459 Neff Rd., stated that the Staples property would be a better fit for the Public Services building, which should not be in a residential area. She opposes the plan to building a new facility. She feels the existing building should be repaired and cleaned up.

Tom Youngblood, no address provided, even with no easements, this project will diminish property values.

Debra Brady, 586 Neff Rd., stated she applauds the Council and City staff's efforts to consider the neighbors' concerns and create a plan that works for both the City, employees and neighbors.

A concerned citizen stated that the existing court building should be renovated instead of building a new facility and it should not be funded by the bond.

A concerned citizen stated that the bond language gave the perception that the funding was for a facility in Detroit, not for funding a building at the existing site of the Public Services building.

Hearing no further comments from those in attendance, Mayor Boettcher asked for Council comment:

- Budget for the project is a concern, and cost saving changes are being made.
- City is working to continue to provide services to residents in a conscientious and efficient manner with a proper facility which meets requirements.
- Council considered the comments received from the neighbors regarding the previous design plan and asked the architect to try to accommodate those concerns in an updated plan.

Mayor Boettcher stated that a decision or vote would not be made regarding the Municipal Buildings Project at this time. The Council thanked Partners in Architecture for their work on revising the design plan.

GROSSE POINTE FACILITIES IMPROVEMENTS BOND AUTHORIZING RESOLUTION

City Manager Dame made the following report:

The City's voters in August 2017, voted to approve issuance of a bond or bonds for public safety facilities and public services facilities improvements in the amount of no more and \$12,960,000 over no more than 23 years. At the June meeting, Council evaluated various financing options and voted unanimously to move forward with issuing one bond instead of two. The single bond issue is the better approach for the following financial reasons:

- Interest rates charged are assumed to be going up the later the bonds are issued under a multiple bond scenario.
- The average millage rate over the 23-year bond term is lower for the City's property owners than a multiple bond scenario.
- The amount of money available to fund the projects is \$44,600 higher, leaving a total of \$12,725,200 from a single bond to complete the projects.
- The total amount of funds need to pay back the bond over the course of the bond is an estimated \$327,000 less.

The Council reviewed the bond resolution drafted by the City's bond counsel. The resolution is needed to enable the bond counsel and financial advisor to begin the work necessary to take the bonds to market. The City will

determine the final timing of when to actually direct the bonds to be issued. The bonds when issued will be paid back through a property tax levy over 23 years with an average net increase of 1.7 mills over the current millage. Patrick McGow of Miller Canfield reviewed details of the resolution and answered Council questions regarding the bond issuance. Robert Bendzinski, of Bendzinski & Co. answered Council questions regarding bond financing.

Motion by Council Member Williams, second by Council Member Parthum that the following resolution be adopted:

WHEREAS, the qualified electors of the City of Grosse Pointe, County of Wayne, State of Michigan (the "City"), at the election duly called and held on August 8, 2017, did by more than the required majority of those voting approve the following proposition:

Public Safety and Public Services Facilities Bond Proposal

Shall the City of Grosse Pointe, County of Wayne, Michigan, borrow the principal sum of not to exceed Twelve Million Nine Hundred Sixty Thousand Dollars (\$12,960,000), and issue its unlimited tax general obligation bonds, in one or more series, payable in not to exceed twenty-three (23) years from the date of issue, to pay the cost of acquiring, constructing, reconstructing, furnishing and equipping a public safety building to house the police and fire departments and a public services building, and for repairs and renovation of the existing public safety building for municipal court offices and other City purposes, including all necessary demolition, site acquisition, site improvements and related infrastructure improvements? The estimated millage to be levied in 2018 is 1.7180 mills (\$1.72 per \$1,000 of taxable value) and the estimated simple average annual millage rate required to retire the bonds is 2.3479 mills (\$2.35 per \$1,000 of taxable value).

WHEREAS, the City Council has determined that it is necessary to issue bonds in the aggregate principal amount of not to exceed Twelve Million Nine Hundred Sixty Thousand Dollars (\$12,960,000) to pay the cost of the purpose described in the above proposition (the "Project").

NOW, THEREFORE, BE IT RESOLVED THAT:

1. Authorization of Bonds; Bond Terms. Bonds of the City designated 2018 Unlimited Tax General Obligation Bonds (the "Bonds") are authorized to be issued in the aggregate principal sum of not to exceed Twelve Million Nine Hundred Sixty Thousand Dollars (\$12,960,000) for the purpose of paying all or part of the cost of the Project, including the costs incidental to the issuance, sale and delivery of the Bonds. The issue shall consist of bonds in fully-registered form of the denomination of \$5,000, or multiples thereof not exceeding for each maturity the maximum principal amount of that maturity, numbered consecutively in order of registration, dated as of the date of delivery. The Bonds shall bear interest, mature, be subject to redemption, and be payable at the times and in the manner set forth in Sections 6 and 7 hereof.

The Bonds shall be sold at public sale at a price not less than 99.5% of the principal amount thereof.

Interest shall be payable to the registered owner of record as of the 15th day of the month prior to the payment date for each interest payment. The record date of determination of the registered owner for purposes of payment of interest as provided in this paragraph may be changed by the City to conform to market practice in the future. Interest shall be payable to the registered owner of record as of the 15th day of the month preceding the payment date for each interest payment. The principal of the Bonds shall be payable at The Huntington National Bank, Grand Rapids, Michigan who is hereby selected to act as the transfer agent for the bonds (the "Transfer Agent"), or such other bank or trust company as may be selected by the City Manager or Finance Director (each, an "Authorized Officer") at the time of sale of the Bonds.

The Bonds may be issued in book-entry-only form through The Depository Trust Company in New York, New York ("DTC") and any Authorized Officer is authorized to execute such custodial or other agreement with DTC as may be necessary to accomplish the issuance of the Bonds in book-entry-only form and to make such changes in the Bond Form within the parameters of this resolution as may be required to accomplish the foregoing.

2. Execution of Bonds. The Bonds of this issue shall be executed in the name of the City with the manual or facsimile signatures of the Mayor and City Clerk and shall have the seal of the City, or a facsimile thereof, printed or impressed on the Bonds. The Bonds bearing the manual signatures shall require no further

authentication. The Bonds bearing facsimile signatures shall not be valid until authenticated by an authorized officer or representative of the Transfer Agent. The Bonds shall be delivered to the Transfer Agent for authentication and be delivered by the Transfer Agent to the purchaser or other person in accordance with instructions from any Authorized Officer upon payment of the purchase price for the Bonds in accordance with the bid therefor when accepted.

3. Transfer of Bonds. The Transfer Agent shall keep the books of registration for this issue on behalf of the City. Any Bond may be transferred upon such registration books by the registered owner of record, in person or by the registered owner's duly authorized attorney, upon surrender of the Bond for cancellation, accompanied by delivery of a duly executed written instrument of transfer in a form approved by the Transfer Agent. Whenever any Bond or Bonds shall be surrendered for transfer, the City shall execute and the Transfer Agent shall authenticate and deliver a new Bond or Bonds, for like aggregate principal amount. The Transfer Agent shall require the payment by the bondholder requesting the transfer of any tax or other governmental charge required to be paid with respect to the transfer.

Unless waived by any registered owner of Bonds to be redeemed, official notice of redemption shall be given by the Transfer Agent on behalf of the City. Such notice shall be dated and shall contain at a minimum the following information: original issue date; maturity dates; interest rates; CUSIP numbers, if any; certificate numbers (and in the case of partial redemption) the called amounts of each certificate; the place where the Bonds called for redemption are to be surrendered for payment; and that interest on the Bonds or portions thereof called for redemption shall cease to accrue from and after the redemption date.

In addition, further notice shall be given by the Transfer Agent in such manner as may be required or suggested by regulations or market practice at the applicable time, but no defect in such further notice nor any failure to give all or any portion of such further notice shall in any manner defeat the effectiveness of a call for redemption if notice thereof is given as prescribed herein.

4. Debt Retirement Fund; Unlimited Tax Pledge; Defeasance of Bonds. The City Treasurer is authorized and directed to open a depository account with a bank or trust company designated by the City Council, to be designated 2018 UNLIMITED TAX GENERAL OBLIGATION BONDS DEBT RETIREMENT FUND (the "Debt Retirement Fund"), the moneys to be deposited into the Debt Retirement Fund to be specifically earmarked and used solely for the purpose of paying principal of and interest on the Bonds as they mature. The City hereby pledges its unlimited tax full faith and credit for the prompt payment of the Bonds. All proceeds from taxes levied for the Debt Retirement Fund shall be deposited into the Debt Retirement Fund as collected. Commencing with the year 2019, there shall be levied upon the tax rolls of the City for the purpose of the Debt Retirement Fund each year, in the manner required by the provisions of Act 34, Public Acts of Michigan, 2001, as amended, an amount sufficient so that the estimated collection therefrom will be sufficient to promptly pay, when due, the principal of and interest on the Bonds becoming due prior to the next annual tax levy; provided, however, that if at the time of making any such annual tax levy there shall be other funds available or surplus moneys on hand in the Debt Retirement Fund for the payment of principal of and interest on the Bonds, then credit therefor may be taken against such annual levy for the Debt Retirement Fund.

In the event cash or direct obligations of the United States or obligations the principal of and interest on which are guaranteed by the United States, or a combination thereof, the principal of and interest on which, without reinvestment, come due at times and in amounts sufficient to pay at maturity or irrevocable call for earlier optional redemption, the principal of, premium, if any, and interest on the Bonds, shall be deposited in trust, this resolution shall be defeased and the owners of the Bonds shall have no further rights under this resolution except to receive payment of the principal of, premium, if any, and interest on the Bonds from the cash or securities deposited in trust and the interest and gains thereon and to transfer and exchange Bonds as provided herein.

5. Construction Fund; Proceeds of Bond Sale. The City Treasurer is authorized and directed to open a separate depository account with a bank or trust company designated by the City Council, to be designated 2018 UNLIMITED TAX GENERAL OBLIGATION BONDS CONSTRUCTION FUND (the "Construction Fund") and deposit into said Construction Fund the proceeds of the Bonds less accrued interest and premium, if any, which shall be deposited into the Debt Retirement Fund. The moneys in the Construction Fund shall be used solely to pay the costs of the Project and the costs of issuance of the Bonds.

6. Bond Form. The Bonds shall be in substantially the following form:

R-1
UNITED STATES OF AMERICA
STATE OF MICHIGAN
COUNTY OF WAYNE

CITY OF GROSSE POINTE

2018 UNLIMITED TAX GENERAL OBLIGATION BOND

<u>Interest Rate</u>	<u>Maturity Date</u>	<u>Date of Original Issue</u>	<u>CUSIP</u>
%	October 1, 20__	_____, 2018	_____

Registered Owner: Cede & Co.

Principal Amount: _____ Dollars

The City of Grosse Pointe, County of Wayne, State of Michigan (the "City"), acknowledges itself to owe and for value received hereby promises to pay to the Registered Owner specified above, or registered assigns, the Principal Amount specified above, in lawful money of the United States of America, on the Maturity Date specified above, with interest thereon (computed on the basis of a 360-day year consisting of twelve 30-day months) from the Date of Original Issue specified above or such later date to which interest has been paid, until paid, at the Interest Rate per annum specified above, first payable on October 1, 2019 and semiannually thereafter. Principal of this bond is payable at the designated corporate trust office of The Huntington National Bank, Grand Rapids, Michigan, or such other transfer agent as the City may hereafter designate by notice mailed to the registered owner not less than sixty (60) days prior to any interest payment date (the "Transfer Agent"). Interest on this bond is payable to the registered owner of record as of the fifteenth (15th) day of the month preceding the interest payment date as shown on the registration books of the City kept by the Transfer Agent by check or draft mailed to the registered owner of record at the registered address. For prompt payment of this bond, both principal and interest, the full faith, credit and resources of the City are hereby irrevocably pledged.

This bond is one of a series of bonds of even Date of Original Issue aggregating the principal sum of \$12,960,000 issued for the purpose of paying the cost of acquiring, constructing, reconstructing, furnishing and equipping a public safety building to house the police and fire departments and a public services building, including all necessary demolition, site acquisition, site improvements and related infrastructure improvements and paying costs incidental to the issuance of the series of bonds in pursuance of a vote of the qualified electors of the City voting thereon at an election duly called and held on August 8, 2017.

Bonds of this issue maturing in the years 2021 to 2028, inclusive, shall not be subject to redemption prior to maturity. Bonds or portions of bonds of this issue in multiples of \$5,000 maturing in the year 2029 and thereafter shall be subject to redemption prior to maturity, at the option of the City, in any order of maturity and by lot within any maturity, on any date on or after October 1, 2028, at par and accrued interest to the date fixed for redemption.

[Insert Term Bond redemption provisions, if necessary.]

In case less than the full amount of an outstanding bond is called for redemption, the Transfer Agent, upon presentation of the bond called in part for redemption, shall register, authenticate and deliver to the registered owner of record a new bond in the principal amount of the portion of the original bond not called for redemption.

Notice of redemption shall be given to the registered owner of any bond or portion thereof called for redemption by mailing of such notice not less than thirty (30) days prior to the date fixed for redemption to the registered address of the registered owner of record. A bond or portion thereof so called for redemption shall not bear interest after the date fixed for redemption provided funds are on hand with the Transfer Agent to redeem said bond or portion thereof.

This bond is transferable only upon the registration books of the City kept by the Transfer Agent by the registered owner of record in person, or by the registered owner's attorney duly authorized in writing, upon the surrender of this bond together with a written instrument of transfer satisfactory to the Transfer Agent duly executed by the registered owner or the registered owner's attorney duly authorized in writing, and thereupon a new registered bond or bonds in the same aggregate principal amount and of the same maturity shall be issued to the transferee in exchange therefor as provided in the resolution authorizing this bond and upon the payment of the charges, if any, therein prescribed.

This bond is payable out of the City's Debt Retirement Fund for this issue and in order to make such payment, the City is required each year to levy taxes on all taxable property within the boundaries of the City for such payment, without limitation as to either rate or amount.

It is hereby certified and recited that all acts, conditions and things required by law to be done, precedent to and in the issuance of this bond and the series of bonds of which this is one, exist and have been done and performed in regular and due form and time as required by law, and that the total indebtedness of the City, including this bond and the series of bonds of which this is one, does not exceed any constitutional, statutory or charter debt limitation.

This bond is not valid or obligatory for any purpose until the Transfer Agent's Certificate of Authentication on this bond has been executed by the Transfer Agent.

IN WITNESS WHEREOF, the City, by its City Council, has caused this bond to be signed in the name of the City with the facsimile signatures of its Mayor and City Clerk and a facsimile of its corporate seal to be printed hereon, all as of the Date of Original Issue.

CITY OF GROSSE POINTE

County of Wayne
State of Michigan

By: _____
Its Mayor

(SEAL)

By: _____
Its City Clerk

(Form of Transfer Agent's Certificate of Authentication)

DATE OF AUTHENTICATION:

CERTIFICATE OF AUTHENTICATION

This bond is one of the bonds described in the within-mentioned resolution.

The Huntington National Bank
Grand Rapids, Michigan
Transfer Agent

By: _____
Authorized Signatory

[Bond printer to insert form of assignment]

7. Notice of Sale. The City Clerk is authorized to fix a date of sale for the Bonds and to arrange to publish a notice of sale of the Bonds in The Bond Buyer, New York, New York, which notice of sale shall be in substantially the following form:

OFFICIAL NOTICE OF SALE

\$12,960,000*

CITY OF GROSSE POINTE

COUNTY OF WAYNE

STATE OF MICHIGAN

2018 UNLIMITED TAX GENERAL OBLIGATION BONDS

**Subject to adjustment as set forth in this Notice of Sale*

SEALED BIDS for the purchase of the above bonds will be received at the office of Bendzinski & Co., 615 Griswold, Suite 1225, Detroit MI 48226, on _____, _____, 2018 until __:___.m., prevailing Eastern Time, at which time and place said bids will be publicly opened and read.

FAXED BIDS: Signed bids may be submitted by fax to the offices of Bendzinski & Co. at (313) 961- 8220, provided that faxed bids must arrive before the time of sale and the bidder bears all risks of transmission failure and the GOOD FAITH DEPOSIT MUST BE MADE AND RECEIVED as described in the Section “GOOD FAITH” below.

ELECTRONIC BIDS: Electronic bids will also be received on the same date and until the same time by Bidcomp/Parity as agent of the undersigned. Further information about Bidcomp/Parity, including any fee charged, may be obtained from Bidcomp/Parity, Anthony Leyden or CLIENT SERVICES, 1359 Broadway, Second Floor, New York, New York 10010, (212) 849-5021. IF ANY PROVISION OF THIS NOTICE OF SALE SHALL CONFLICT WITH INFORMATION PROVIDED BY BIDCOMP/PARITY, AS THE APPROVED PROVIDER OF ELECTRONIC BIDDING SERVICES, THIS NOTICE SHALL CONTROL.

Bidders may choose any means or location to present bids but a bidder may not present a bid in more than one location or by more than one means.

BOND DETAILS: The bonds will be registered bonds of the denomination of \$5,000 or multiples thereof not exceeding for each maturity the maximum principal amount of that maturity, originally dated as of the date of initial delivery, numbered in order of registration, and will bear interest first payable on October 1, 2019 and semiannually thereafter.

The bonds will mature on the 1st day of October of the years, as follows:

2021	\$ 315,000	2027	\$470,000	2032	\$625,000	2037	\$820,000
2022	340,000	2028	500,000	2033	660,000	2038	860,000
2023	365,000	2029	530,000	2034	700,000	2039	910,000
2024	390,000	2030	560,000	2035	735,000	2040	955,000
2025	415,000	2031	590,000	2036	775,000	2041	1,005,000
2026	440,000						

*ADJUSTMENT OF TOTAL PAR AMOUNT OF BONDS AND PRINCIPAL MATURITIES: The City reserves the right to decrease the aggregate principal amount of the bonds after receipt of the bids and prior to final award, if necessary, so that the purchase price of the bonds will provide an amount determined by the City to be sufficient to construct the project and to pay costs of issuance of the bonds. The adjustments, if necessary, will be in increments of \$5,000. The purchase price will be adjusted proportionately to the increase or decrease in issue size, but the interest rates specified by the successful bidder for all maturities will not change. The successful bidder may not withdraw its bid as a result of any changes made within these limits.

*ADJUSTMENT TO PURCHASE PRICE: Should any adjustment to the aggregate principal amount of the bonds be made by the City, the purchase price of the bonds will be adjusted by the City proportionally to the adjustment in principal amount of the bonds. The adjusted purchase price will reflect changes in the dollar amount of the underwriter’s discount and original issue discount/premium, if any, but will not change the per-bond underwriter’s discount as calculated from the bid and initial reoffering prices.

PRIOR REDEMPTION OF BONDS: Bonds maturing in the years 2021 to 2028 inclusive, shall not be subject to redemption prior to maturity. Bonds or portions of bonds in multiples of \$5,000 maturing in the year 2029 and thereafter shall be subject to redemption prior to maturity, at the option of the City, in any order of maturity and by lot within any maturity,

on any date on or after October 1, 2028, at par and accrued interest to the date fixed for redemption.

In case less than the full amount of an outstanding bond is called for redemption, the transfer agent, upon presentation of the bond called for redemption, shall register, authenticate and deliver to the registered owner of record a new bond in the principal amount of the portion of the original bond not called for redemption.

Notice of redemption shall be given to the registered owner of any bond or portion thereof called for redemption by mailing of such notice not less than thirty (30) days prior to the date fixed for redemption to the registered address of the registered owner of record. A bond or portion thereof so called for redemption shall not bear interest after the date fixed for redemption provided funds are on hand with the transfer agent to redeem said bond or portion thereof.

TERM BOND OPTION: The initial purchaser of the bonds may designate any one or more maturities from October 1, 2021 through the final maturity as term bonds and the consecutive maturities on or after the year 2021 which shall be aggregated in the term bonds. The amounts of the maturities which are aggregated in a designated term bond shall be subject to mandatory redemption on October 1 of the years and in the amounts set forth in the above maturity schedule at a redemption price of par, plus accrued interest to the date of mandatory redemption. Term bonds or portions thereof mandatorily redeemed shall be selected by lot. Any such designation must be made at the time bids are submitted and must be listed on the bid.

INTEREST RATE AND BIDDING DETAILS: The bonds shall bear interest at rate or rates not exceeding six percent (6%) per annum, to be fixed by the bids therefor, expressed in any fraction of one percent (1%). The interest on any one bond shall be at one rate only and all bonds maturing in any one year must carry the same interest rate. The difference between the highest and lowest interest rates bid shall not exceed two percent (2%) per annum. No proposal for the purchase of less than all of the bonds or at a price less than 99.5% of their par value will be considered.

BOOK-ENTRY-ONLY: The bonds will be issued in book-entry-only form as one fully registered bond per maturity and will be registered in the name of Cede & Co., as bondholder and nominee for The Depository Trust Company (“DTC”), New York, New York. DTC will act as securities depository for the bonds. Purchase of the bonds will be made in book-entry-only form, in the denomination of \$5,000 or any multiple thereof. Purchasers will not receive certificates representing their interest in bonds purchased. It will be the responsibility of the purchaser to obtain DTC eligibility. Failure of the purchaser to obtain DTC eligibility shall not constitute cause for a failure or refusal by the purchaser to accept delivery of and pay for the bonds.

TRANSFER AGENT AND REGISTRATION: Principal shall be payable at the principal corporate trust office of The Huntington National Bank, Grand Rapids, Michigan, or such other transfer agent as the City may hereafter designate by notice mailed to the registered owner of record not less than 60 days prior to an interest payment date. Interest shall be paid by check mailed to the registered owner of record as shown on the registration books of the City as of the 15th day prior to an interest payment date. The bonds will be transferred only upon the registration books of the City kept by the transfer agent.

PURPOSE AND SECURITY: The bonds were authorized at an election held on August 8, 2017 for the purpose of paying the cost of acquiring, constructing, reconstructing, furnishing and equipping a public safety building to house the police and fire departments and a public services building, and for repairs and renovation of the existing public safety building for municipal court offices and other City purposes, including all necessary demolition, site acquisition, site improvements and related infrastructure improvements. The bonds will pledge the unlimited tax full faith and credit of the City for payment of the principal and interest thereon and will be payable from ad valorem taxes which may be levied without limitation as to rate or amount. The rights or remedies of bondholders may be affected by bankruptcy, insolvency, fraudulent conveyance or other laws affecting creditors’ rights generally now existing or hereafter enacted and by the application of general principles of equity including those relating to equitable subordination.

GOOD FAITH: A good faith deposit in the form of a certified or cashier’s check drawn upon an incorporated bank or trust company, or wire transfer, in the amount of \$129,600 (1% of the par amount) payable to the order of the City Treasurer of the City will be required of the successful bidder. The successful bidder is required to submit its good faith deposit to the City as instructed by the City not later than Noon, prevailing Eastern Time, on the next business day following the sale. The good faith deposit will be applied to the purchase price of the bonds. In the event the purchaser fails to honor its accepted bid, the good faith deposit will be retained by the City. No interest shall be allowed on the good faith check. The good faith check of the successful bidder will be cashed and payment for the balance of the purchase price of the bonds shall be made at the closing.

AWARD OF BONDS: The bonds will be awarded to the bidder whose bid produces the lowest true interest cost determined in the following manner: the lowest true interest cost will be the single interest rate (compounded on October 1, 2019 and semi-annually thereafter) necessary to discount the debt service payments from their respective payment date to _____, 2018, in an amount equal to the price bid, excluding accrued interest. Each bidder shall state in its bid the true interest cost to the City, computed in the manner specified above.

TAX MATTERS: In the opinion of Miller, Canfield, Paddock and Stone, P.L.C., bond counsel, under existing law, assuming compliance with certain covenants, interest on the bonds is excludable from gross income for federal income tax purposes as described in the opinion, and the bonds and interest thereon are exempt from all taxation by the State of Michigan or any taxing authority within the State of Michigan except inheritance and estate taxes and taxes on gains realized from the sale, payment or other disposition thereof.

ISSUE PRICE: The winning bidder shall assist the City in establishing the issue price of the bonds and shall execute and deliver to the City at closing an “issue price” or similar certificate setting forth the reasonably expected initial offering price to the public or the sales price or prices of the bonds, together with the supporting pricing wires or equivalent communications, substantially in the form attached either as Appendix __ or Appendix __ of the preliminary Official Statement, with such modifications as may be appropriate or necessary, in the reasonable judgment of the winning bidder, the City and Bond Counsel.

The City intends that the provisions of Treasury Regulation Section 1.148-1(f)(3)(i) (defining “competitive sale” for purposes of establishing the issue price of the bonds) will apply to the initial sale of the bonds (the “Competitive Sale Requirements”) because:

- a. the City is disseminating this Notice of Sale to potential underwriters in a manner that is reasonably designed to reach potential underwriters;
- b. all bidders shall have an equal opportunity to bid;
- c. the City anticipates receiving bids from at least three underwriters of municipal bonds who have established industry reputations for underwriting new issuances of municipal bonds; and
- d. the City anticipates awarding the sale of the bonds to the bidder who submits a firm offer to purchase the bonds at the lowest true interest cost, as set forth in this Notice of Sale.

Any bid submitted pursuant to this Notice of Sale shall be considered a firm offer for the purchase of the bonds, as specified in the bid.

In the event that all of the Competitive Sale Requirements are not satisfied, the City shall so advise the winning bidder. The City will not require bidders to comply with the “hold-the-offering price rule,” and therefore does not intend to use the initial offering price to the public as of the sale date of any maturity of the bonds as the issue price of that maturity, though the winning bidder, in consultation with the City, may elect to apply the “hold-the-offering price rule” (as described below). Bids will not be subject to cancellation in the event the Competitive Sale Requirements are not satisfied. Unless a bidder intends to apply the “hold-the-offering price rule” (as described below), bidders should prepare their bids on the assumption that all of the maturities of the bonds will be subject to the 10% Test (as described below). The winning bidder must notify the City of its intention to apply either the “hold-the-price rule” or the 10% Test at or prior to the time the bonds are awarded.

If the winning bidder does not request that the “hold-the-offering price rule” apply to determine the issue price of the bonds, the following two paragraphs shall apply:

- a. The City shall treat the first price at which 10% of a maturity of the bonds (the “10% Test”) is sold to the public as the issue price of that maturity, applied on a maturity-by-maturity basis. The winning bidder shall advise the City if any maturity of the Bonds satisfies the 10% Test as of the date and time of the award of the bonds; and
- b. Until the 10% Test has been satisfied as to each maturity of the bonds, the winning bidder agrees to promptly report to the City the prices at which the unsold bonds of that maturity have been sold to the public. That

reporting obligation shall continue, whether or not the closing date has occurred, until the 10% Test has been satisfied as to the bonds of that maturity or until all bonds of that maturity have been sold.

If the winning bidder does request that the “hold-the-offering price rule” apply to determine the issue price of the bonds, then following three paragraphs shall apply:

- a. The winning bidder, in consultation with the City, may determine to treat (i) pursuant to the 10% Test, the first price at which 10% of a maturity of the bonds is sold to the public as the issue price of that maturity and/or (ii) the initial offering price to the public as of the sale date of any maturity of the bonds as the issue price of that maturity (the “hold-the-offering price rule”), in each case applied on a maturity-by-maturity basis. The winning bidder shall advise the City if any maturity of the bonds satisfies the 10% Test as of the date and time of the award of the bonds. The winning bidder shall promptly advise the City, at or before the time of award of the bonds, which maturities of the bonds shall be subject to the 10% Test or shall be subject to the hold-the-offering price rule or both.
- b. By submitting a bid, the winning bidder shall (i) confirm that the underwriters have offered or will offer the bonds to the public on or before the date of the award at the offering price or prices (the “initial offering price”), or at the corresponding yield or yields, set forth in the bid submitted by the winning bidder, and (ii) if the hold-the-offering-price rule applies, agree, on behalf of the underwriters participating in the purchase of the bonds, that the underwriters will neither offer nor sell unsold bonds of any maturity to which the hold-the-offering-price rule shall apply to any person at a price that is higher than the initial offering price to the public during the period starting on the sale date and ending on the earlier of the following:
 - a. the close of the fifth (5th) business day after the sale date; or
 - b. the date on which the underwriters have sold at least 10% of that maturity of the bonds to the public at a price that is no higher than the initial offering price to the public;

The winning bidder shall promptly advise the City when the underwriters have sold 10% of that maturity of the bonds to the public at a price that is no higher than the initial offering price to the public, if that occurs prior to the close of the fifth (5th) business day after the sale date.

- c. The City acknowledges that, in making the representation set forth above, the winning bidder will rely on (i) the agreement of each underwriter to comply with the hold-the-offering-price rule, as set forth in an agreement among underwriters and the related pricing wires, (ii) in the event a selling group has been created in connection with the initial sale of the bonds to the public, the agreement of each dealer who is a member of the selling group to comply with the hold-the-offering-price rule, as set forth in a selling group agreement and the related pricing wires, and (iii) in the event that an underwriter is a party to a retail distribution agreement that was employed in connection with the initial sale of the bonds to the public, the agreement of each broker-dealer that is a party to such agreement to comply with the hold-the-offering-price rule, as set forth in the retail distribution agreement and the related pricing wires. The City further acknowledges that each underwriter shall be solely liable for its failure to comply with its agreement regarding the hold-the-offering-price rule and that no underwriter shall be liable for the failure of any other underwriter, or of any dealer who is a member of a selling group, or of any broker-dealer that is a party to a retail distribution agreement to comply with its corresponding agreement regarding the hold-the-offering-price rule as applicable to the bonds.

By submitting a bid, each bidder confirms that:

- a. any agreement among underwriters, any selling group agreement and each retail distribution agreement (to which the bidder is a party) relating to the initial sale of the bonds to the public, together with the related pricing wires, contains or will contain language obligating each underwriter, each dealer who is a member of the selling group, and each broker-dealer that is a party to such retail distribution agreement, as applicable, to (i) report the prices at which it sells to the public the unsold bonds of each maturity allotted to it until it is notified by the winning bidder that either the 10% test has been satisfied as to the bonds of that maturity or all bonds of that maturity have been sold to the public and (ii) comply with the hold-the-offering-price rule, if applicable, in each case if and for so long as directed by the winning bidder and as set forth in the related pricing wires; and

- b. any agreement among underwriters relating to the initial sale of the bonds to the public, together with the related pricing wires, contains or will contain language obligating each underwriter that is a party to a retail distribution agreement to be employed in connection with the initial sale of the bonds to the public to require each broker-dealer that is a party to such retail distribution agreement, as applicable, to (i) report the prices at which it sells to the public the unsold bonds of each maturity allotted to it until it is notified by the winning bidder or such underwriter that either the 10% test has been satisfied as to the bonds of that maturity or all bonds of that maturity have been sold to the public and (ii) comply with the hold-the-offering-price rule, if applicable, in each case if and for so long as directed by the winning bidder or such underwriter and as set forth in the related pricing wires.

Sales of any bonds to any person that is a related party to an underwriter shall not constitute sales to the public for purposes of this Notice of Sale. Further, for purposes of this Notice of Sale:

- a. “public” means any person other than an underwriter or a related party,
- b. “underwriter” means (A) any person that agrees pursuant to a written contract with the City (or with the lead Underwriter to form an underwriting syndicate) to participate in the initial sale of the bonds to the public and (B) any person that agrees pursuant to a written contract directly or indirectly with a person described in clause (A) to participate in the initial sale of the bonds to the public (including a member of a selling group or a party to a retail distribution agreement participating in the initial sale of the bonds to the public);
- c. a purchaser of any of the bonds is a “related party” to an underwriter if the underwriter and the purchaser are subject, directly or indirectly, to (i) more than 50% common ownership of the voting power or the total value of their stock, if both entities are corporations (including direct ownership by one corporation of another), (ii) more than 50% common ownership of their capital interests or profits interests, if both entities are partnerships (including direct ownership by one partnership of another), or (iii) more than 50% common ownership of the value of the outstanding stock of the corporation or the capital interests or profit interests of the partnership, as applicable, if one entity is a corporation and the other entity is a partnership (including direct ownership of the applicable stock or interests by one entity of the other); and
- d. “sale date” means the date that the bonds are awarded by the City to the winning bidder.

NOT QUALIFIED TAX-EXEMPT OBLIGATIONS: The City has not designated the bonds as “Qualified Tax-Exempt Obligations” for purposes of the deduction of interest expense by financial institutions pursuant to the Code.

LEGAL OPINION: Bids shall be conditioned upon the approving opinion of Miller, Canfield, Paddock and Stone, P.L.C., attorneys of Detroit, Michigan, a copy of which opinion will be furnished without expense to the purchaser of the bonds at the delivery thereof. The fees of Miller, Canfield, Paddock and Stone, P.L.C. for services rendered in connection with such approving opinion are expected to be paid from bond proceeds. Except to the extent necessary to issue its approving opinion as to validity of the above bonds, Miller, Canfield, Paddock and Stone, P.L.C. has not been requested to examine or review and has not examined or reviewed any financial documents, statements or materials that have been or may be furnished in connection with the authorization, issuance or marketing of the bonds, and accordingly will not express any opinion with respect to the accuracy or completeness of any such financial documents, statements or materials. In submitting a bid for the bonds, the bidder agrees to the representation of the City by Miller, Canfield, Paddock and Stone, P.L.C., as bond counsel.

DELIVERY OF BONDS: The City will furnish bonds ready for execution at its expense. Bonds will be delivered without expense to the purchaser through DTC in New York, New York, or such other place to be agreed upon. The usual closing documents, including a certificate that no litigation is pending affecting the issuance of the bonds, will be delivered at the time of delivery of the bonds. If the bonds are not tendered for delivery by twelve o’clock noon, prevailing Eastern Time, on the 45th day following the date of sale, or the first business day thereafter if said 45th day is not a business day, the successful bidder may on that day, or any time thereafter until delivery of the bonds, withdraw its proposal by serving notice of cancellation, in writing, on the undersigned in which event the City shall promptly return the good faith deposit. Payment for the bonds shall be made in Federal Reserve Funds.

CUSIP NUMBERS: It is anticipated that CUSIP identification numbers will be printed on the bonds, but neither the failure to print such numbers on any bonds nor any error with respect thereto shall constitute cause for a failure or refusal by the purchaser thereof to accept delivery of and pay for the bonds in accordance with terms of the purchase contract. All

expenses in relation to the printing of CUSIP numbers on the bonds shall be paid for by the City; provided, however, that the CUSIP Service Bureau charge for the assignment of such numbers shall be the responsibility of and shall be paid for by the purchaser.

OFFICIAL STATEMENT: A preliminary Official Statement that the City deems to be final as of its date, except for the omission of information permitted to be omitted by Rule 15c2-12 of the Securities and Exchange Commission, has been prepared and may be obtained from Bendzinski & Co. Municipal Finance Advisors, financial advisors to the City, at the address and telephone listed under REGISTERED MUNICIPAL ADVISORS below. Bendzinski & Co. Municipal Finance Advisors will provide the winning bidder with 50 final Official Statements within 7 business days from the date of sale to permit the purchaser to comply with Securities and Exchange Commission Rule 15c2-12. Additional copies of the Official Statement will be supplied by Bendzinski & Co. Municipal Finance Advisors, upon request and agreement by the purchaser to Bendzinski & Co. Municipal Finance Advisors, within 24 hours of the time of sale.

BIDDER CERTIFICATION: NOT "IRAN-LINKED BUSINESS" By submitting a bid, the bidder shall be deemed to have certified that it is not an "Iran-Linked Business" as defined in Act 517 Michigan Public Acts of 2012, being MCL 129.311 et. seq.

REGISTERED MUNICIPAL ADVISORS: Bendzinski & Co. Municipal Finance Advisors, Detroit, MI (the "Municipal Advisor") is a Registered Municipal Advisor in accordance with the rules of the Municipal Securities Rulemaking Board ("MSRB"). The Municipal Advisor has been retained by the City to provide certain financial advisory services relating to the planning, structuring and issuance of the Bonds. The Municipal Advisor is not engaged in the business of underwriting, trading, marketing or the distribution of securities or any other negotiable instruments. The Municipal Advisor's duties, responsibilities and fees arise solely as a Registered Municipal Advisor to the City and it has no secondary obligation or other responsibility. Further information relating to the bonds may be obtained from Bendzinski & Co. Municipal Finance Advisors, 615 Griswold Street, Suite 1225, Detroit, MI. Telephone (313) 961-8222.

ENVELOPES containing the bids should be plainly marked "Proposal for 2018 Unlimited Tax General Obligation Bonds."

THE RIGHT IS RESERVED TO REJECT ANY OR ALL BIDS.

Julie E. Arthurs
City Clerk
City of Grosse Pointe

8. **Useful Life of Project.** The estimated period of usefulness of the Project is hereby declared to be not less than twenty-three (23) years.

9. **Tax Covenant.** The City shall, to the extent permitted by law, take all actions within its control necessary to maintain the exclusion of the interest on the Bonds from gross income for federal income tax purposes under the Internal Revenue Code of 1986, as amended (the "Code"), including, but not limited to, actions relating to any required rebate of arbitrage earnings and the expenditures and investment of Bond proceeds and moneys deemed to be Bond proceeds and moneys deemed to be Bond proceeds, and to prevent the Bonds from being or becoming "private activity bonds" as that term is used in Section 141 of the Code.

10. **Official Statement; Ratings.** The Authorized Officers are each authorized and directed to cause the preparation and circulation of a preliminary and final Official Statement with respect to the Bonds and to obtain ratings on the Bonds.

11. **Continuing Disclosure.** The City agrees to enter into a continuing disclosure undertaking for the benefit of the holders and beneficial owners of the Bonds in accordance with the requirements of Rule 15c2-12 promulgated by the Securities and Exchange Commission, and the Authorized Officers are each hereby authorized to execute such undertaking prior to delivery of the Bonds.

12. Authorization of Other Actions. The Authorized Officers are each hereby authorized to adjust the final Bond details set forth herein to the extent necessary or convenient to complete the transaction authorized herein, and in pursuance of the foregoing are authorized to exercise the authority and make the determinations authorized pursuant to Section 315(1)(d) of Act 34, Public Acts of Michigan, 2001, as amended, including but not limited to, determinations regarding interest rates, prices, discounts, maturities, principal amounts, denominations, dates of issuance, interest payment dates, redemption rights, the place of delivery and payment, and other matters within the parameters described in this resolution. The Authorized Officers are each authorized and directed to take all other actions necessary or advisable, and to make such other filings with any parties, including the Michigan Department of Treasury, to enable the sale and delivery of the Bonds as contemplated herein.

13. Award of Sale of Bonds. The Authorized Officers are each hereby authorized on behalf of the City to award the sale of the Bonds to the bidder whose bid meets the requirements of law and which produces the lowest true interest cost to the City computed in accordance with the terms of the Official Notice of Sale as published.

14. Bond Counsel. The City hereby appoints Miller, Canfield, Paddock and Stone, P.L.C. as bond counsel with respect to the Bonds, notwithstanding Miller Canfield's periodic representation in unrelated matters of potential parties to the Bonds.

15. Financial Advisor. The City hereby appoints Bendzinski & Co. Municipal Finance Advisors to act as financial advisor with respect to the Bonds.

16. Rescission. All resolutions and parts of resolutions insofar as they conflict with the provisions of this resolution be and the same hereby are rescinded.

RESOLUTION DECLARED ADOPTED.

STAFF REPORTS

Public Service Director Randazzo reported on street resurfacing projects.

COUNCIL COMMENT

The City Council commented on the following topics:

- Appreciation was expressed to Partners in Architecture for their diligent work on the Municipal Buildings Projects design plans.

CLOSED SESSION

Motion by Council Member Parthum, second by Council Member Williams to go into closed session requested by a public official for a performance evaluation and to discuss ongoing collective bargaining.

ROLL CALL

Ayes: Parthum, Stempfle, Turnbull, Walsh, Williams, Boettcher

Nays: None

Absent: Tomkowiak

The Council met in closed session from 9:49 p.m. to 10:35 p.m. The City Council reconvened in open session at 10:36 p.m.

CITY MANAGER CONTRACT

Motion by Council Member Williams second by Council Member Turnbull to amend the employment agreement for the City Manager to show an annual salary of \$122,520 and a bonus of \$5,000 effective July 1, 2018. The City Attorney is directed to prepare the appropriate Agreement for the Mayor's signature.

UNANIMOUSLY ADOPTED.

On Motion, the meeting was adjourned at 10:38 p.m.

Julie E. Arthurs, City Clerk
City of Grosse Pointe