

**CITY OF SOUTH LYON  
REGULAR CITY COUNCIL MEETING  
MARCH 28, 2011**

Mayor Wallace called the meeting to order at 7:30 p.m.

Mayor Wallace led those present in the Pledge of Allegiance to the Flag

PRESENT: Mayor Wallace  
Council Members: Kivell, Kramer, Selden and Wedell  
City Manager Murphy  
City Attorney Lee  
City Clerk/Treasurer Zemke  
Department Heads: Kennedy, Renwick and Martin

ABSENT: Council Members Kopkowski & Morelli & Chief Collins

**CM 3-1-11 – EXCUSE ABSENCE**

Motion by Wedell, supported by Kramer

To excuse the absence of Council Member Kopkowski and Council Member Morelli

VOTE: MOTION CARRIED UNANIMOUSLY

**APPROVAL OF AGENDA:**

City Manager Murphy stated that he would like New Business #6 removed so that we can have a full Council present.

**CM 3-2-10 APPROVAL OF AGENDA**

Motion by Wedell, supported by Kivell

To approve the agenda as amended

VOTE: MOTION CARRIED UNANIMOUSLY

**APPROVAL OF MINUTES:**

**CM 3-3-10 – APPROVAL OF MINUTES- MARCH 14, 2011**

Motion by Kramer supported by Kivell

To approve the minutes of the March 14, 2011 Regular Council meeting as written

Councilman Kivell stated that during the discussion with Ms. Kern, she had eluded several times that the well was dedicated to the Tube Mill, but in reality that well is part of the City's capacity. Although he does not wish to change the language of the minutes, he would have liked it stressed.

Mayor Wallace stated that the City Manager did have a meeting with Ms. Kern. City Manager Murphy stated that it was a very good meeting and they were able to address a lot of her questions.

VOTE: MOTION CARRIED UNANIMOUSLY

**APPROVAL OF MONTHLY BILLS:** None

**PUBLIC COMMENT:**

Superintendent Martin stated that two weeks ago he was able to attend the Michigan Rural Water Association meeting, which is an association that works very closely with the Michigan Department of Environmental Quality. While attending that meeting, two great things happened. The first is the South Lyon Wellhead Protection Association received an award for the 2011 Exemplary Efforts in Environmental Protection. This is a volunteer group of people that meet quarterly. They have worked for the past nine years to help safeguard the City's source water. He introduced the members of the South Lyon Wellhead Protection Committee and stated that it is truly an honor and privilege to work with all of them.

Superintendent Martin stated that the second item is that the City of South Lyon has received the Wastewater Utility of the year Award. Dennis Bridson of the Water Department read an excerpt of a speech that was given that evening indicating that educating the public about the importance of water and wastewater professions has been a commitment of Mr. Martin's and the Department.

Superintendent Martin stated that his department works closely with all of the other departments of the City. He introduced the members of his department that were present. He stated that we are truly lucky to live in the City of South Lyon.

Mayor Wallace stated that Bob Martin's compassion for the City overflows into all the people he works with.

**OLD BUSINESS:** None

**NEW BUSINESS:**

1. Resolution - Child Abuse Prevention Month

Mayor Wallace stated that there are children abused in the State of Michigan and throughout the nation at a very appalling rate.

**CM 3-4-11 - PROCLAMATION CHILD ABUSE PREVENTION MONTH APRIL 2011**

Motion by Wallace, supported by Wallace

WHEREAS, in 2009, there were 176,021 Michigan families investigated for suspected child abuse or neglect; and

WHEREAS, in 2009, there were 30,799 Michigan children confirmed to be victims of abuse or neglect; and

WHEREAS, in 2005-06, there were 45 Michigan children who died as a result of abuse, 44% who were between the ages of 1-4, and 49% of these children were under 1 year of age; and

WHEREAS, in 2005-06, there were 38 child neglect death cases, 13 percent were children between the ages of 1-4, and 63 percent were children younger than 1 year of age; and

WHEREAS, abused or neglected children have a higher risk in adulthood for developing health problems, including alcoholism, depression, drug abuse, eating disorders, obesity, suicide, and certain chronic diseases; and

WHEREAS, a National Institute of Justice study indicated that abused or neglected children—  
(1) are 11 times more likely to be arrested for criminal behavior as juveniles; and  
(2) are 2.7 times more likely to be arrested for violent and criminal behavior as adults; and

WHEREAS, an estimated 1/3 of abused or neglected children grow up to abuse or neglect their own children; and

WHEREAS research has proven the success of quality home visitation, parenting-coaching and family support programs that prevent children from being abused or neglected, reduce subsequent delinquency, and improve other outcomes for children -including home visiting models like the Michigan

Zero-to-3 Secondary Prevention Initiative, the Nurse-Family Partnership, Healthy Families, Early Head Start, and Parents as Teachers; and  
WHEREAS, providing community-based services to families at-risk or already impacted by child abuse or neglect may be far less costly than—

- (1) the emotional and physical damage inflicted on children who have been abused or neglected;
- (2) providing to abused or neglected children services, including child protective, law enforcement, court, foster care, or health care services; or
- (3) providing treatment to adults recovering from child abuse; or (4) providing incarceration to convicted criminals of child abuse and neglect; and

WHEREAS, child abuse or neglect has long-term economic and societal costs: Now, therefore, be it

*Resolved*, That the City of South Lyon City Council –

- (1) designates April 2011 as 'Child Abuse Prevention Month';
- (2) recognizes and applauds the national, state and community organizations and their skilled employees that work to promote awareness about child abuse or neglect, including by identifying risk factors and developing prevention strategies;
- (3) supports proclamations issued on the state and federal levels declaring April 2011 as 'Michigan Child Abuse Prevention Month' and 'National Child Abuse Prevention Month'; and
- (4) should –
  - increase public awareness of prevention programs relating to child abuse or neglect; and
  - continue to work with the state-and federal-level agencies to reduce the incidence of child abuse or neglect in our community, state and nation.

VOTE:

MOTION CARRIED UNANIMOUSLY

2. Request for Canada Goose Egg & Nest Round Up Program

Mayor Wallace questioned the deadline. Clerk/Treasurer Zemke stated that she understood that they have received an extension

CM 3-5-11 – CANADA GOOSE EGG & NEST ROUND UP PROGRAM

Motion by Kramer, supported by Kivell

The City of South Lyon approves the retention areas within the Carriage Trace Subdivision for both the Canada Goose Egg & Nest Destruction and Round Up/Translocation programs. We realize the geese may be relocated within the state or killed. This resolution has been passed for 5 years 2011 through 2016

VOTE:

MOTION CARRIED UNANIMOUSLY

3. Tri-Party Money

City Manager Murphy stated that for 2011, the City will be receiving \$25,224 with our portion being \$8,408. He is recommending that this year we use it for the Eight Mile Road project. We are utilizing the remainder of our current year tri-party money for that project a well.

CM 3-6-11 – 2011 TRI-PARTY FUNDS

Motion by Wedell, supported by Kivell

To approve using the remaining Tri-Party funds to help pay for the City's portion of the 8 Mile Road Project

City Manager Murphy stated that the project may not go until July or August because of some difficulty the County is having with some of the easements. Attorney Lee stated that it should be noted that an important part of this project is that it extends our path all the way to the District Library.

Mayor Wallace stated that with this project, we will have three main roads paved coming into the City. It is now up to Livingston County to pave their portion.

VOTE:

MOTION CARRIED UNANIMOUSLY

4. Sale of Fire Department Equipment

Chief Kennedy stated that approximately two months ago, he came before Council to request the sale of several SCBA units. They ended up doing very well receiving \$2,146. After some spring cleaning, they realized they had 13 more. He is looking for Council to approve the sale of these units as well. We are in the same position with these units as we were with the others.

Councilman Kivell asked if the person who purchased the last ones would be interested in these. Chief Kennedy stated that it was as private contractor that bought the other ones, and he was interested in the air cylinders only for private use. He probably would not be interested in these.

CM 3-7-11 – SALE OF FIRE DEPARTMENT EQUIPMENT

Motion by Kivell, supported by Selden

To approve placing used South Lyon Fire Department SCBA including 13 - Interspiro SCBA harness, 10 – Interspiro SCBA masks, and 2 - 4500 psi Interspiro bottles for sale on the Michigan Inter-Governmental Trade Network for a minimum price of \$100.00. If a minimum price of \$100.00 is not received, SLFD has permission to destroy the equipment.

VOTE:

MOTION CARRIED UNANIMOUSLY

5. Sale of Fire Department Equipment

Chief Kennedy stated that the second piece of equipment is a 2,000 gallon port-a-tank. This is mainly designed for rural water applications. We are fortunate in the City that we do not have a rural water problem. His focus is to get the apparatus for City fire operations. We do have excellent mutual aid arrangements, but he wants to focus on City equipment, not township. This is a bulky piece of equipment and compartment space on a fire engine is a premium.

Mayor Wallace asked if this is something that we could donate to the Township. Chief Kennedy stated that he was looking at making some money. If we do not, we could look at donating.

CM 3-8-11 – SALE OF FIRE DEPARTMENT EQUIPMENT

Motion by Selden, supported by Kivell

To approve placing used South Lyon Fire Department collapsible port-a-tank for sale on the Michigan Inter-Governmental Trade Network for a minimum price of \$250.00. If a minimum price of \$250.00 is not received, SLFD has permission to donate the equipment.

VOTE:

MOTION CARRIED UNANIMOUSLY

6. Over payment from MDOT on Streetscape Phase II – Removed from the Agenda

**MANAGER'S REPORT:**

City Manager Murphy stated that he spoke with Janet Reams of the 52<sup>nd</sup> District Court about the community service. He also contacted Active Faith and the District Library who both indicated that they have not used community service people for a number of years. Ms. Reams will be calling him back regarding a supervisor program that may be available.

City Manager Murphy stated that as indicated earlier, he and Bob met with Ms. Kern who was very well informed. However, he does not think that she will be satisfied as long as the Tube Mill is in business.

City Manager Murphy stated that he has the budgets ready to be handed out to Council. We need to set up a workshop session. He was thinking about the second week in April. He stated that he will send an email out to Council.

**COUNCIL COMMENTS:**

Councilman Kivell stated that we have the City Manager review coming up. He suggested that Council write down some questions that might be helpful to come to a consensus of how to evaluate the performance of the City Manager. Further, in the future it may be helpful to create some goals for the coming year.

Councilman Kivell stated that he was recently visiting a local business. The business owner informed him of a recent fire inspection. He could not have been more pleased. He indicated that they were cordial, informed, cooperative and helpful to find a solution to his particular situation.

Councilman Kivell stated that there was some idol time with the well and was looking for an update. Superintendent Martin stated that they pulled off for a week to submit for permits, etc. We are looking to have the well on line by the middle to late April. He stated that he measured the distance from the adjacent well after the last meeting and it is about 11 feet off the wall. They did not feel comfortable getting any closer. The only thing we have not looked at yet is the housing.

Councilman Selden stated that this meeting shows the dedication of the employees. He stated that he is proud to be a resident of the City.

Councilman Kramer asked if there have been any further discussion regarding a joint meeting with Lyon Township. City Manager Murphy stated that Mr. Young requested that we wait until the end of the month before we schedule anything.

Councilman Kramer congratulated the water department. He stated that it makes us look good.

Councilman Kramer acknowledged his son in the audience.

Councilman Wedell gave his congratulations to the Water Department as well as all of the employees of the City.

Mayor Wallace stated that he regrets to inform everyone about the recent passing of teacher Pam Tokar. She was a fabulous teacher and loved by many. It is unfortunate to lose her at such a young age.

Mayor Wallace stated that Welcome Home Vets is having a function this Wednesday for the public at the VFW Hall. It is a time to thank Vietnam Vets and all Vets. They are serving refreshments and it will be time to get to know our veterans and make them feel welcome.

**ADJOURNMENT:**

CM 3-9-11 ADJOURNMENT

Motion by Selden , supported by Kramer

To adjourn meeting at 8:08 p.m.

VOTE:

MOTION CARRIED UNANIMOUSLY

Respectfully submitted,

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Tedd M. Wallace  
Mayor

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Julie C. Zemke  
City Clerk/Treasurer