

CITY OF SOUTH LYON
REGULAR CITY COUNCIL MEETING
April 28, 2014

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: Dixson, Kivell, Kramer, Kopkowski, Rzyzi, Wedell,

Also Present: City Manager Cook, Chief Collins, Chief Kennedy,
Department Head Martin, City Attorney Wilhelm,
and Clerk/Treasurer Deaton

MINUTES

CM 4-1-14 MOTION TO APPROVE MINUTES

Motion by Wedell, supported by Kivell

Motion to approve minutes of the April 14, 2014 Council Meeting as presented

VOTE: MOTION CARRIED UNANIMOUSLY

BILLS- None

AGENDA

CM 4-2-14 MOTION TO APPROVE AGENDA

Motion by Wedell, supported by Kramer

Motion to approve agenda as presented

VOTE: MOTION CARRIED UNANIMOUSLY

PUBLIC COMMENT

4/28/14

Anthony Abbate of 24518 Brompton Way Lyon Township introduced himself as a South Lyon School Board candidate. He further stated he is a former South Lyon teacher. He gave a brief background of his family. He further stated he is running to bring educators perspective to the School Board.

Darren Lane of 678 Hagadorn stated Pumpkinfest is a time bomb waiting to explode. It is over run, and the roads are blocked people cannot get through town. He further stated if anyone ever gets hurt crossing the streets the City will be liable. He stated there is a huge fire hazard because of having the pumpkins sitting on a hay stack in the middle of town. If it started fire, all buildings in the downtown would be in danger. Mr. Lane stated the beer tent is over loaded and over run and now it is to be held on City property which again will make the City liable. He further stated there is no disclosure on the money that comes in or out of Pumpkinfest. He stated City employees have to work on this function as well, cleaning the streets and putting up signs. It is strictly a liability and there should be at least a five million dollar bond on the Pumpkinfest as well as the beer tent to protect the taxpayers of South Lyon.

Carl Richards of 390 Lenox stated hole in the parking lot at the BP gas station was fixed today, but there are other things that need to be fixed. He stated he has talked with the Company, there are no work orders to fix the brick wall, the light or the car wash, and that might be of a concern to Council. He further stated the Planning Commission was successful regarding the property that was previously known as the Oakland Forty, and he will be working closely with Jesse VanDecreek regarding certain things he is aware of about the property that not everyone knows.

OLD BUSINESS

1. Construction Bids- Old City, Police/Fire Parking Lot

City Manager Cook stated Spartan Paving was the low bid, out of 5 total bids.

CM 4-3-14 MOTION TO APPROVE LOW BID

Motion by Kivell, supported by Wedell

Motion to approve the low bid of \$113,858.70 by Spartan Paving for the Police/Fire Department parking lot rehab project.

VOTE:

MOTION CARRIED UNANIMOUSLY

4/28/14

2. Proposed Amendment to the Budget FY 13-14

City Manager Cook stated he is suggesting a budget amendment to provide Council with an update. He stated some of the budget amendment is for wages and some is for medical. Councilman Kramer asked why the wages went from \$270,000 to \$367,000? City Manager Cook stated that is cost over runs as well as his wages and the buyout of Murphy. It could be lower in the future because we have some people off, but this is the worst case scenario. If there is a change he will suggest another budget amendment. Councilman Kramer asked why the increase in professional services of \$25,000. City Manager Cook stated that was for HRC and the Planner.

CM 4-4-14 MOTION TO APPROVE BUDGET AMENDMENT

Motion by Kivell, supported by Rzyzi

Motion to approve budget amendment as presented

VOTE: MOTION CARRIED UNANIMOUSLY

3. Proposed Budget Workshop

Councilmember Kopkowski asked if we really need a budget workshop right now because it may be better to wait for the new City Manager. City Manager Cook stated we could adopt what was originally given to Council as a draft. We need to have a budget adopted by the second meeting in May. City Manager Cook stated if Council has any questions they can contact him to go over them. Discussion was held regarding waiting for the new City Manager to start and to get familiar with our budget process.

4. Lake Street Cruise-In: Street Closure and Temporary Business to sell T-Shirts, Mugs, and Glasses with Cruise-In logo

Mary Poole and the Lake Street Cruise-In Committee were in attendance. Ms. Poole stated the Cruise-In would happen the same as it did last year. Councilman Kramer asked when the Construction on Lake Street will start. City Manager Cook stated he will find out more at the next meeting with the contractor, but Lake Street will probably have closures from May through August. They will close Pontiac Trail and Ten Mile for a two week period, but he doesn't know when yet. City Manager Cook stated there is an issue with a manhole that is plugged and that has to be fixed before the project can start. Department Head Martin stated it should not affect the Cruise-In. Discussion was held regarding the storm drain being fixed.

4/28/14

Councilmember Kopkowski stated she saw a flyer reflecting Pumpkinfest as putting on the event. She further stated last year she was under the impression the Cruise-In used their insurance. Ms. Poole stated last year Pumpkinfest took over the event. Ms. Poole stated there are two separate committees, one for Pumpkinfest and one for the Cruise-In. They are both under the 503C of the Pumpkinfest of the Greater South Lyon area. She further stated they each have their own accounts. Discussion was held regarding Pumpkinfest Sponsoring the Cruise-In.

CM 4-5-14 MOTION TO APPROVE STREET CLOSURE FOR LAKE STREET CRUISE-IN

Motion by Kramer, supported by Wedell

Motion to approve the street closure on Lake Street between Pontiac Trail and Reese Street for May 28, June 25, July 23, August 27 and September 24, 2014 from 6:30 p.m. to 9:30 p.m.

VOTE: MOTION CARRIED UNANIMOUSLY

CM 4-6-14 MOTION TO APPROVE LAKE STREET CRUISE-IN EVENT LICENSE

Motion by Kivell, supported by Wedell

Motion to approve the Lake Street Cruise-In event license and temporary business License

VOTE: MOTION CARRIED UNANIMOUSLY

NEW BUSINESS

1. Salem-South Lyon District Library Book 'n Trilogy Run Road Closure

Chief Collins stated the route is the same as in previous years. The road closure will be from 9:00 a.m. to 9:20 a.m. He further stated the Library will be paying for the cost of the Officers time.

CM 4-7-14 MOTION TO APPROVE ROAD CLOSURE FOR BOOK 'N TRILOGY RUN

Motion by Kopkowski, supported by Kivell

Motion to approve the road closure of 9 Mile Road, Pontiac Trail to Dixboro on May 17, 2014 from 9:00 a.m. to 9:20 a.m.

4/28/14

VOTE: MOTION CARRIED UNANIMOUSLY

2. Tri-Party Agreement with RCOC for 10 Mile Road Construction

City Manager Cook stated this agreement is for cost that was previously allocated for the construction of this project. He stated we pay only 18% of the cost, but we need an agreement to gain access to the money, although it won't be available until June.

CM 4-8-14 MOTION TO APPROVE TRI PARTY AGREEMENT

Motion by Wedell, supported by Kivell

Motion to approve Tri Party Agreement for construction on Ten Mile

VOTE: MOTION CARRIED UNANIMOUSLY

3. First Reading: Ordinance Amending Section 58-77- Begging

Attorney Wilhelm stated this is a proposed amendment to amend our current Begging Ordinance. The State of Michigan has struck down a Michigan Statute that is similar to our current ordinance. The ACLU has contacted us regarding this ordinance to which we responded that we don't enforce it. The amended ordinance will repeal the existing language and adopt new language that pertains to aggressive begging, such as touching someone, repeatedly asking, threatening, or following someone.

CM 4-9-14 MOTION TO APPROVE THE FIRST READING OF ORDINANCE AMENDMENT 03-14

Motion by Kivell, supported by Kopkowski

Motion to approve first reading of Ordinance 03-14 amending Section 58-77 to prohibit aggressive begging

VOTE: MOTION CARRIED UNANIMOUSLY

MANAGERS COMMENTS

City Manager Cook stated we are able to administer the earmarked funds and to make it available. He further stated we received a check for \$35,000 from the State for pot-holes, and
4/28/14

now we have that available to use for our streets, but he doesn't think it must be used for potholes, it could be used for other work on the streets. City Manager Cook stated he spoke with the Road Commission regarding a mill and overlay project, and they stated they would get back with him with information.

COUNCIL COMMENTS

Councilman Kramer asked if the brick pavers are being replaced. City Manager Cook stated there are no problems with the brick pavers, but the barrier free standards have to be met. Councilman Kramer stated he had read in the paper that Brighton has won a case against a property owner regarding blight and maybe we can look into the ordinances that made that possible and maybe we can apply them to our ordinances.

Councilman Kivell stated he was hoping to get more information regarding Bricco and the work that needs to be finished. Department Head Martin stated he is hoping they will be done in 6-7 weeks, and it will include the alley behind the theatre.

Councilmember Kopkowski asked why some of the fire hydrants in town have bags over them. Department Head Martin stated they are being removed. Councilman Kivell stated he is hoping we can remove some of the dead branches and trees in the City.

Councilman Rzyzi stated he would like to thank Department Head Martin for keeping us a Tree City. He further stated May 5 from 6-9 is the grand opening for the Cultural Arts Commission show.

Councilman Rzyzi stated May 7 at the South Lyon Hotel at 7:00 p.m. will be the second JC Meeting, and they will be discussing leadership roles, new membership, and the vision of the JC. He further stated anyone from the ages of 21-40 is invited to join.

Councilman Kivell stated there was a Parks and Recreation meeting and there were people there are representing the fields and trails that are being displaced. He stated if anyone has any interest in that they can fill out a survey that is on the City of South Lyon website for what people want in our local parks.

Mayor Wallace stated the Annual Spring Cleanup is May 17th, and if anyone is interested in participating please call City Hall at 248-437-1735. Mayor Wallace asked about the construction going on at 9 Mile. City Manager Cook stated the Road Commission is working on

it. Mayor Wallace asked if we have had any Police Officers in the area. Chief Collins stated he has not seen a particular issue down there, they are handling their own traffic control and they have barriers there. Councilman Wedell stated he was at the light there, and there is no way for the kids to cross. He further stated he would like people to be a little more careful going through that intersection.

Mayor Wallace stated we did a tree planting in honor of Arbor Day at Paul Baker Park.

Mayor Wallace stated Lannie Young from Lyon Township has been asking if the City would consider helping the with money for paving Griswold Road.

Mayor Wallace stated that he has heard some rumblings regarding a gas service company that is soliciting in our town. He stated people are saying they are very push and aggressive. He asked if there is anything we can do. Chief Collins stated if anyone feels threatened or harassed they should call the Police Department and they will be happy to come out and speak with them.

Mayor Wallace stated that Council interviewed 5 people for the City Manager position on Saturday and has offered the opportunity to Lynne Ladner. Our goal is she will start on June 1st. It was nice to see Council scrutinize all five candidates and for Council to agree on the same candidate.

ADJOURNMENT

Motion by Kopkowski, supported by Dixon

Motion to adjourn meeting at 8:27 p.m.

VOTE: MOTION CARRIED UNANIMOUSLY

Respectfully submitted,

Tedd Wallace Mayor

Lisa Deaton Clerk/Treasurer