

**CITY OF SOUTH LYON
REGULAR CITY COUNCIL MEETING
September 12, 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: Cook, Kivell, Kopkowski, Kramer, Morelli, and Wedell
City Manager Murphy
City Clerk/Treasurer Zemke
Attorney Lee
Department Heads: Collins, Kennedy, Martin and Renwick

Councilman Wedell stated that on page 7 the motion to table was actually to postpone consideration of the replacement mobile video system.

APPROVAL OF MINUTES:

CM 9-1-11 – APPROVAL OF MINUTES –AUGUST 22, 2011

Motion by Wedell, supported by Kivell

To approve the minutes of the Regular City Council meeting of August 22, 2011 as amended

VOTE: **MOTION CARRIED UNANIMOUSLY**

Discussion was held on various bills.

CM 9-2-11 – APPROVAL OF MONTHLY BILLS

Motion by Morelli, supported by Kramer

To approve the monthly bills as presented

VOTE: **MOTION CARRIED UNANIMOUSLY**

APPROVAL OF AGENDA:

City manager stated that he would like to remove New Business #8.

CM 9-3-11 – APPROVAL OF THE AGENDA

Motion by Wedell, supported by Kopkowski

To approve the agenda as amended

VOTE: **MOTION CARRIED UNANIMOUSLY**

PUBLIC COMMENT:

Nick Layow of 124 Wells stated that he has a complaint and concerns regarding 216 Detroit Street. He stated that the home had been condemned until it was recently purchased and would like to know why it is no longer condemned. He stated that it is an eyesore and There is an air conditioner ready to fall out, which is a safety concern. The value of his house is affected by this building. He further discussed a streetlight light on the lot owned by the City that shines into his screened in back porch. He does not see why the City is paying to light an empty lot. Mayor Wallace suggested that he schedule a meeting with the City Manager.

Diane Curley of 1257 Oxford #2 stated that the crop walk is this Saturday and is asking if Council wishes to form a team or make a donation. It starts at Active Faith with a 9:30 registration. Mayor Wallace thanked Ms. Curley for bring the information forth.

OLD BUSINESS: None

NEW BUSINESS:

1. Use of Municipal Parking for Pumpkinfest

City Manager Murphy stated that Pumpkinfest is asking to use the parking lot on Liberty. They have provided some additional insurance information.

CM 9-4-11 – APPROVAL OF USE OF MUNICIPAL PARKING FOR PUMPKINFEST

Motion by Morelli, supported by Cook

To allow the Pumpkinfest to use the municipal parking lot at the northwest corner of Lafayette and Liberty

VOTE:

MOTION CARRIED UNANIMOUSLY

2. Chamber Summer Fest Finale 2011 – Downtown Road Closures

Gene Bobic of the South Lyon Chamber of Commerce apologized to Chief Collins for taking up so much of his time. She further apologized for the confusion with the insurance. She further discussed the timing of the request and the Liquor Control Commission approval.

Council Member Kopkowski asked if the monies are going to the Chamber. Ms. Bobic stated that the monies will go to the Chamber of Commerce.

CM 9-5-11 – APPROVAL OF DOWNTOWN ROAD CLOSURES

Motion by Kramer, supported by Wedell

Resolved That Julie Zemke, City Clerk/Treasurer is hereby authorized to make application to the Road Commission for Oakland County on behalf of the City of South Lyon in the County of Oakland, Michigan for the necessary permits to conduct the Chamber Summer Fest Finale Downtown Event from September 17, 2011 until September 18, 2011 and the related road closures: Lafayette Street between Liberty Street and Whipple Street; Lake Street between Wells Street and Washington Street; from 12:00 noon on September

17, 2011 until 1:00 a.m. on September 18, 2011; and that the City of South Lyon in the County of Oakland, Michigan will faithfully fulfill all permit requirements, and shall save harmless, indemnify, defend and represent the Board against any and all claims for bodily injury or property damage, or any other claim arising out of or related to operations authorized by such permits as issued.

VOTE:

MOTION CARRIED UNANIMOUSLY

3. Public Hearing for Interlocal Agreement

Mayor Wallace opened the Public Hearing at 7:43 p.m.

Sam Offen, Energy Programs Director for the Michigan Suburbs Alliance stated that the City of South Lyon is one of the cities interested in participating in the Interlocal Agreement.

Councilman Wedell stated that the contract indicates that the Board will comply with the Open Meetings Act, however it indicates that electronic communications will be used. He stated that before we go any further with this contract, he would like our Counsel to investigate that issue.

Discussion was held on the agreement. Mr. Offen explained that this agreement allows the City an opportunity to apply for grants for either commercial businesses or residents. He stated that the agreement only establishes an entity that gives the City more possibilities at no cost. It gives the Alliance the opportunity to administer these grants. He further discussed the programs including a program that allows cities to provide funding to commercial property owners to install energy efficient devices and repay the City in tax assessment.

Councilman Kramer stated that he has asked for examples of the various grant programs and would like to see more.

Further discussion was held on grant opportunities for commercial properties. Mr. Offen stated that the City of South Lyon is simply presented the possibilities and the City can make all of the decisions to participate or not in those opportunities.

Mayor Wallace closed the public hearing at 7:56

4. Proposed Contract with SMART

City Manager Murphy stated that the cost has gone up from last year based on the most recent census.

CM 9-6-11 – APPROVAL OF CONTRACT WITH SMART

Motion by Cook, supported by Morelli

To approve the proposed contract between the City of South Lyon and SMART for fiscal year 2012

VOTE:

MOTION CARRIED UNANIMOUSLY

5. Proposed Contract with South Lyon Youth Assistance

City Manager Murphy stated that this is our annual contract.

CM 9-7-11 – APPROVAL OF CONTRACT WITH SOUTH LYON YOUTH ASSISTANCE

Motion by Cook supported by Wedell

To approve the proposed contract between the City of South Lyon and South Lyon Area Youth Assistance for fiscal year 2011-2012 with a contribution of \$13,000

Councilman Morelli stated that this is a great program and they have asked for the same funding for the past 10 years.

VOTE:

MOTION CARRIED UNANIMOUSLY

6. Drinking Water Revolving Fund (DWRF)

City Manager Murphy stated that no action is needed. He stated that he simply wanted to inform Council that we have been moved up on the list in the fundable range for the DWRF low interest loan. The reason we got moved up is that Bob Martin applied for and was awarded 100 more points as a result of the Wellhead Protection Plan. The DEQ's Green Project Reserve has \$12 million remaining from the stimulus money that they are distributing through a loan forgiveness of up to 50%. He stated that we will have the final list at the end of this month. The total of our project is \$5,200,000 with approximately \$2,350,000 to be forgiven.

Councilman Kramer asked if our entire project is considered a "green" project. Mr. Jessee VanDeCreek of Hubbel, Roth & Clark discussed the "green" aspects of the project. He stated that \$5.7 million is eligible for up to 50% forgiveness. Discussion was held on the "up to" 50% forgiveness. Mr. VanDeCreek stated that this is the language consistently used. He further stated that everyone who has qualified has received 50%.

Mr. VanDeCreek stated that the list is now final and nothing has changed.

Mr. VanDeCreek gave the estimated time frame.

Councilman Cook stated that he would assume an increased rate structure would be proposed. He further stated that a special assessment district may be more appropriate for the impacted parcels. Discussion was held on the overall benefit to the entire community to replace these 4 inch and 6 inch mains to insure proper distribution to the entire City.

Councilman Kramer asked with the debt forgiveness, would we still be entitled to the 2.5% rate. City Manager Murphy stated that is the program.

Council Member Kopkowski asked if other communities back out, is there more money available. Mr. VanDeCreek stated that it would simply mean that other communities would move up on the list.

Mayor Wallace stated that Sayre Elementary is in the City now, but does not see any fire hydrants on the map. Superintendent Martin stated that there are two hydrants on that site.

7. Purchase of a Server

City Clerk/Treasurer Zemke stated this is a budgeted item. Our current server is approximately 7 years old and with the addition of the DPW through a T1 line we are at capacity. She stated that although she did attempt to get three quotes, after contacting numerous companies, none of those companies chose to bid due to the complexity of the system and their being unfamiliar with our programs and processes. She further stated that she did get information from both Dell and Hewlett Packard which shows that Tech Resources, who has worked with us for over 15 years still is the low bidder. She is asking that Council approve the bid from Tech Resources in the amount of \$6,170.15 plus installation.

Discussion was held on installation. City Clerk/Treasurer Zemke stated that Tech Resources has given us a price of \$95 per hour. It was stated that we still anticipate coming in under the budgeted amount.

CM 9-8-11 – APPROVAL OF PURCHASE OF A SERVER

Motion by Kivell, supported by Kopkowski

To approve the quote from Tech Resources, Inc. for the installation of a new file server for the City Hall and DPW in the amount of \$6,170.15 plus installation

VOTE:

MOTION CARRIED UNANIMOUSLY

8. Purchase of a Alarm/Camera System-Removed from the Agenda
9. Affirm City Manager's Appointment to the DDA Board of Directors

City Manager Murphy stated that Jan Eldon resigned from the DDA Board. We gave notice to the DDA members as well as advertised in the newspaper. We received applications from Bill Jarratt and Mary Pool. The DDA Board recommended Mary Pool of Lake Street Tavern to fill that vacancy and he is asking Council to affirm that appointment.

CM 9-9-11 – AFFIRM CITY MANAGER'S APPOINTMENT TO THE DDA BOARD OF DIRECTORS

Motion by Wedell, supported by Kivell

To affirm the City Manager's appointment of Mary Poole from the Lake Street Tavern to the DDA Board of Directors

Mayor Wallace discussed the need for the DDA Board and the Chamber of Commerce to work together. City Manager Murphy stated that they will be holding a joint meeting in November

VOTE:

MOTION CARRIED UNANIMOUSLY

MANAGER'S REPORT:

City Manager Murphy stated that he has the audits from Plante & Moran, and they will be making their presentation at the September 26th meeting.

COUNCIL COMMENTS:

Council Member Kopkowski stated that she saw the fire trucks out and about yesterday in honor of the anniversary of 9-1-1. She was pleased to see that and thanked the Fire Department on behalf of the City.

Councilman Kivell stated with the Summer Finale this weekend, the Presbyterian Church has offered their property for the movie projector equipment to extend those activities. They hope to also incorporate that into Pumpkinfest.

Mayor Wallace stated that the third annual Red Out in honor of fighting heart disease is this weekend where the football teams will all be wearing red. This is also being promoted on channel 4 clickondetroit.com.

Mayor Wallace stated that he would like to commend the Historical Society and Commission for throwing the Depot Days this past weekend. He thanked the Kiwanis for the free food in honor of Gail Smolarz.

Mayor Wallace stated that he would like to note the event this Saturday downtown, and he hopes it will be a good warm-up to Pumpkinfest. Discussion was held on the new Pumpkinfest Parade route.

Mayor Wallace stated that the 9-11 anniversary yesterday was a time of reflection.

ADJOURNMENT:

CM 9-10-11 ADJOURNMENT

Motion by Kopkowski, supported by Morelli

To adjourn meeting at 8:21 p.m.

VOTE:

MOTION CARRIED UNANIMOUSLY

Respectfully submitted,

Tedd M. Wallace
Mayor

Julie C. Zemke
City Clerk/Treasurer