

The City of South Lyon
Regular City Council Meeting
September 22, 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: Kivell, Kopkowski, Rzyzi, Wedell, Kramer and Dixon
Also Present: City Manager Ladner, Department Head Martin, Chief Collins,
Chief Kennedy, Attorney Wilhelm and Clerk/Treasurer Deaton

MINUTES

Councilman Rzyzi stated the word sewer was left out of his motion .

CM 9-1-14 MOTION TO APPROVE MINUTES

Motion by Kivell, supported by Dixon
Motion to approve the amended minutes

VOTE: MOTION CARRIED UNANIMOUSLY

BILLS- None

AGENDA

City Manager Ladner stated there are two corrections. She stated we need to add the word sewer to the motion made by Councilman Rzyzi under New Business, item #1. She further stated we need to add an executive session for the consideration of real estate purchase.

CM 9-2-14 MOTION TO APPROVE AGENDA

Motion by Wedell, supported by Kramer
Motion to approve amended Agenda

VOTE: MOTION CARRIED UNANIMOUSLY

PUBLIC COMMENT

9/22/14

Gordon Segal of 240 Brookwood Drive stated our football team won and he was unable to watch the game on the City's Cable Channel. He also stated he would like to know if the parade will be on the cable channel.

Jasper Cantanzaro stated he is running for State Legislature. He stated he is running for office because of taxes, and we are one of the ten worst states to retire in. He further stated our legislators are following the party line, and they get full time pay and only work 86 days a year. They are the fourth highest paid in the Country. He stated we need to fix our water and sewer system, and unemployment is very high and we need to create good paying jobs. Mr. Cantanzaro stated we need to spend wisely the cheapest is not always the best deal.

Chief Kennedy stated he would like to let everyone know, there will be a set occupancy limit of 1600 for the beer tent at Pumpkinfest. There will be 1600 wristbands sold. Once someone buys their wristband, they can come and go, but once the 1600 wristbands are sold, no one else will be able to get in because it will be sold out. There may be some people upset that they aren't able to get into the beer tent, but this will help with the occupancy issue from previous years.

OLD BUSINESS

1. Dedication of Colonial Acres Utilities. Review current status and allow representatives from Colonial Acres to come before Council to address this topic.

Mayor Wallace stated there was a meeting held with the representatives of Colonial Acres and the City, and there was progress made. Attorney Wilhelm stated there has been considerable progress made. He stated we have the easement information and we understand some may be narrower than our policy requires, but he isn't very concerned about that. He stated he is working with Ms. Kurtzweil on a repaired maintenance agreement that will allow the City to deal with unusual circumstances with encroachments, or a pipe not being where they think it is. Attorney Wilhelm stated he has received the bill of sales of the easements and they are acceptable. Jessie VanDeCreek from HRC stated they have received very concise sets of sealed easement documents and it has been very beneficial comparing what was found in the field against the actual field measurement drawings taken in 1986. He is confident given the age of the development this data does provide the City with the information that will give the City the location for the utilities if they need to be worked on. The area of concern is the document stated the existing water mains bend and deflect between structures above ground, a combination of as built plans and surveyed structures were compiled to best represent the location of the utilities. He stating if there are bends in the main and we may have to work outside of the easement. The amended access agreement that Attorney Wilhelm and Ms. Kurtzweil are working on will handle that issue. The only thing that is left for the City is to verify this in the field. Councilman Kivell stated he is concerned that this will set a precedent because this is a deviation from our policy. Attorney Wilhelm stated each development will have to be reviewed individually. Councilman Rzyzi stated this is the first time he has heard anyone from the city saying the documents have been received

and are satisfactory. Councilman Rzyzi presented a summary of the events leading up to tonight's meeting regarding Colonial Acres utilities dedication. He further stated he is uneasy about pushing off the dedication for another three weeks.

Councilman Wedell stated he has heard a healthy dose of common sense from the last meeting to the next meeting. He asked Attorney Wilhelm and Ms. Kurtzweil how much time they would need to finish the access expansive agreement. Ms. Kurtzweil stated in this agreement the client is requiring the agreement be temporary instead of permanent. She stated it is a unique agreement and they are very useful. Councilman Wedell stated he is ready to make a motion to postpone this until the next meeting. Councilmember Kopkowski stated she would like to hear from some of the Colonial Acres resident, if they are happy with the progress that has been made and ask if they are willing to wait until the next meeting. Ms. Kurtzweil stated she will explain to her client that progress has been made, and she will recommend they wait until the next meeting. Cheryl McGrail of 62622 Raleigh Court stated she has heard all of the arguments on this issue. She heard the property behind her has been sold and was told there will be 60 detached condos built there. She stated originally there was only supposed to be one street added with 15 buildings. She worries about the impact of the condos tying into the sewer system. She stated in 1984 when that street was complete the sewer system was maxed out. She is concerned about sewer backups. Claude Danielson of 25115 Jefferson Court stated he is fine with waiting until the next meeting. He knows everyone would like to see this completed and there has been a lot of progress, but he is happy to wait until the next meeting. Councilman Rzyzi stated he is hearing a lot of good feedback, and good faith. He wants to make sure this keeps moving forward and it seems it is. He is confident this will be resolved at the next meeting and he is withdrawing his original motion with the understanding this will be on the next meeting's agenda item. Councilman Wedell stated we do not need to withdraw the motion; it will be on the next meeting's agenda.

CM 9-3-14 MOTION TO POSTPONE THE COLONIAL ACRES UTILITY DEDICATION UNTIL THE MEETING OF OCTOBER 13, 2014

Motion by Wedell, supported by Kramer

Motion to postpone the utility dedication of Colonial Acres until the next meeting.

VOTE: MOTION CARRIED UNANIMOUSLY

MANAGERS COMMENTS

City Manager Ladner stated she will be giving Council a summary of the sessions she attended at the ICMA conference as well as some of the vendors she met with for the City to consider for economic development as well as the progress of the City.

COUNCIL COMMENTS

9/22/14

Councilmember Dixson stated she has worked with Colonial Acres since she has been on Council and is happy to see this come to an end.

Councilman Kramer stated Pumpkinfest is still looking for volunteers if anyone is interested.

Councilman Wedell stated he is looking forward to the Pumpkinfest and the car show. He further stated he would like to thank everyone that has worked on the Colonial Acres issue and he would like to thank all the residents for coming to the meetings.

Councilman Rzyzi stated he would like to thank everyone for attending the meeting. He stated he is looking forward to Pumpkinfest and he will be volunteering as well. He asked City Manager Ladner if we have considered updating our website. City Manager Ladner stated she spoke with a vendor at the conference and she would like to discuss this with Council for the next fiscal year.

Councilman Kivell stated the Colonial Acres Utility Dedication has been long and contentious at times, but he is glad everyone is feeling this is coming to an end. He further stated there have been some misunderstandings along the way, but we are on the brink of a solution.

Mayor Wallace stated this week is the last car show. He further stated since the 1930's this will be the first time there will not be a homecoming parade; instead they are having a tailgate party in their parking lot. Mayor Wallace stated the Pumpkinfest parade is Saturday at 10:00. He stated the Historical Society is looking for new members to volunteer.

CM 9-4-14 MOTION TO ENTER INTO CLOSED SESSION

Motion by Wedell, supported by Kramer

Motion to enter into closed session at 8:27 p.m. to discuss a real estate matter

ROLL CALL VOTE:

MOTION CARRIED UNANIMOUSLY

The meeting reconvened at 9:15 p.m.

CM 9-5-14 MOTION TO ADJOURN MEETING

Motion to adjourn by Kivell, supported by Kopkowski

Motion to adjourn the Council meeting at 9:15 p.m.

VOTE:

MOTION CARRIED UNANIMOUSLY

Respectfully submitted,

9/22/14

Tedd Wallace Mayor

Lisa Deaton Clerk/Treasurer

9/22/14