

City of South Lyon
Regular City Council Meeting
January 27, 2020

Mayor Pelchat called the meeting to order at 7:30 p.m.
Mayor Pelchat led those present in the Pledge of Allegiance.

Present: Mayor Pelchat, Councilmembers Dilg, Kennedy, Kivell, Kurtzweil, Richards and Walton
Also, present: City Manager Zelenak, Chief Sovik, Superintendent Varney, Attorney Hamameh and Clerk
Treasurer Deaton
Absent: Fire Chief Vogel

MINUTES

Councilmember Kennedy stated on page 8, the Pastor's name should be Horlocker.

CM 1-1-20 MOTION TO APPROVE MINUTES

Motion by Kivell, supported by Kennedy
Motion to approve minutes as amended

VOTE: MOTION APPROVED UNANIMOUSLY

BILLS- None

AGENDA

CM 1-2-20 MOTION TO APPROVE AGENDA

Motion by Walton, supported by Kennedy
Motion to approve the agenda as presented

VOTE: MOTION CARRIED UNANIMOUSLY

PUBLIC COMMENT

Josie Kearns of 329 Lyon Blvd stated she was happy to see councilmembers at the Salem South Lyon Library honoring Linda Robinson for putting different artists work up in the library for an entire year. She stated she is also here to remind everyone of the deadline for the Quilt and Fiber Art show which is March 9th. She stated people just need to send in 3 images to their email with the titles. There is no entry fee, if you can't email the images, you can send them to City Hall. Ryan Lare of 716 Grand Court thanked Linda for all her hard work and stated it was great to see all the artists and the things she has done at the library. He then stated we need volunteers for the Quilt and Fiber Art show if anyone is interested.

DISCUSSION- Downtown

Bob Donohue stated they are working on the DDA budget. Mr. Donohue stated they included the background in the packet regarding the abatement policy. Mr. Donohue stated their annual report will be ready by the next meeting. Mr. Donohue stated he gave Council a copy of his resignation he emailed to the City Manager. He stated he wanted to thank Council and the community for letting him assist in bringing the downtown to a new economic level. He further stated he was privileged to get this job. He

then stated all is well, his health is good and this is his choice. He and his wife made this choice and they made an agenda for themselves. He stated this is a family decision. He further stated he wished he would have come to South Lyon 5 or 10 years earlier. He stated he had goals when he came here. The first goal was to create a template for what this position should be and to empower the DDA board to be all they can be. The second goal was to transform the Downtown development program to a comprehensive management program, not just a capital improvement program and he thinks they have done that. Mr. Donohue stated they are now having annual board retreats and providing annual reports. He stated the third goal was to create an understanding of what historic preservation really is. He stated with Paul's leadership, who has been involved with the National Mainstreet Program, the Oakland County Mainstreet Program and the Michigan Downtown Association, we have the right person in place to carry on the transition. Mr. Donohue stated the fourth goal was to create a clear set of policies. He stated the DDA is a recommendation body for downtown. He stated we created the Over The Road Banner Policy and we are working on the Mural policy. We are also working on the tax abatement policy and the liquor license ordinance. He stated his fifth goal was to eliminate large truck turns downtown which we have done and there were many people involved with that. Mr. Donohue stated the sixth goal was to create a business-friendly environment and we have done that. All our consultants, the City Manager and the City employees have done that. The staff at City Hall is incredible. In 40 years, he has not seen a consistently excellent group of people treat the public the way they do. He stated the seventh goal was to improve planning and funding for downtown events which we have done. He stated the eighth goal was to establish a face to face communication opportunity with monthly meetings with downtown business owners, which we have done. He then stated his overall goal was to create enthusiasm in belief in the downtown's future. He stated there will never be a day when this position isn't needed. He stated the next Director needs to be persistent, a strong leader, a team player, experienced in DDA historic preservation. He needs to be a people person building relationships. He then thanked Council for this opportunity. Councilmember Kennedy thanked him for his efforts over the years, it has had a dramatic effect on the progress in the downtown. He then asked if the recap for the Cool Yule and New Years Eve meeting has been scheduled yet. Mr. Donohue stated the meeting will be held in February. Councilmember Kurtzweil stated she has always been a supporter of his. She stated she is involved with businesses and she has represented DDA's in the past. She stated Mr. Donohue will be hard to replace. She further stated getting someone with the credentials will be hard. She stated the businesses have been there but they were waiting for someone like him. She stated she spoke with two businesses and they are going to wait on their building renovations to see who the next Economic Development Director will do. She stated that is a credit to Bob that the downtown business owners had that much faith in Bob. She stated he will be missed.

FIRE CHIEF REPORT

Corey Armstrong stated we had security issues with our computers and Oakland County and I.T. Right is working on it. Mr. Armstrong stated we hired two firefighters last week. Mr. Armstrong stated the valve on the ladder truck will be fixed next week.

POLICE CHIEF REPORT

Chief Sovik stated shortly after the change in administration in 2019 we had a meeting regarding to discuss department goals and how to improve operations and morale. They decided it is necessary to publicly introduce new employees and to acknowledge the efforts of our Officers more often. He stated they formed an awards committee headed up by three Sergeant's.

POLICE INTRODUCTIONS AND AWARDS

Lieutenant Baaki then introduced Kyle Baron, Cadet Allison Ciochon, Officer Mark Mostek and Sgt. Hoydic. He stated we have two new cadets. We want to get young people that are interested in law enforcement. He stated Cadet Kyle Baron was hired in August 2019 and is a South Lyon resident and is studying forensic science at Madonna University. He stated his plan is to work with a federal law enforcement agency as a forensic scientist. Lt. Baaki stated Cadet Allison Ciochon was hired in December of 2019 and she is a South Lyon resident. She is attending Eastern Michigan and she plans on working for a federal law enforcement agency and she is leaning towards drug enforcement. Lt. Baaki then introduced Officer Mark Mostek that joined the Police Department this month. He retired after 28 years with the Farmington Hills Police Department. He further stated Officer Mostek brings a wealth of knowledge as a taser instructor, firearms instructor, field training officer and evidence technician. He also holds a bachelor's degree in criminal justice. He is scheduled to be solo patrol in mid-April. Lt. Baaki stated Sgt. Sean Hoydic was hired in August 1990. He was promoted to Sgt in November 2019. He is involved with many tasks. He is a pistol, rifle, and shotgun instructor, simulation instructor responsible for training and site safety and running scenarios. He is currently assigned to managing the midnight shift and he is on the awards committee.

Sgt. Faught stated we would like to recognize Officer Audra Baker and Officer Tim Raap. He stated on October 8th, Officer Baker noticed a young boy named Connor and he was having trouble with his bicycle. He stated she stopped to help him. Officer Raap helped as well. He stated they were able to get his bike operational but realized it was in poor condition. The Officers discussed what they could do to help him with a reliable bike. Officer Raap had a bike at home in excellent condition and on October 13th, he brought the bike in and presented it to Connor. Connor and his mother were very appreciative. He stated their actions weren't self-serving or for recognition. They just wanted to help a little boy that crossed their path during their daily activities. He stated the awards committee felt the actions of both officers displayed how kind and caring they are. He further stated we are awarding them the Departmental Citation for their outstanding actions.

Chief Sovik stated they are issuing an Officer of the Year award to Officer Tim Walton. He stated Officer Walton has excelled in several areas this year. His tenacity and commercial motor vehicle enforcement has been exceptional. He issued 52 commercial motor vehicle citations along with several warnings. Realizing the importance of the hiring and training process of new Officers, Tim volunteered to be a part of the oral boards. Just as important he volunteered to attend the week long field training officer school in order to take on the field training the new Officers. Officer Walton's thoroughness with follow up investigations was evident and appreciated as he gathered information for the prosecutor's office. His effort this past year has not gone unnoticed and exemplifies what it means to be a team player.

Chief Sovik introduced Fern Kretlin. He stated she has been our custodian since March 2019. She has been a crossing guard for 25 years which is a huge responsibility. He stated we need to recognize her for her 25 years of service. He then presented her an award.

OLD BUSINESS

1. Donation Policy

City Manager Zelenak stated this policy will establish guidelines, standards and procedures for acceptance and documentation of donations to the City. The City desires to encourage donations while also considering the impacts some donations may have on the City such as aesthetics, ongoing maintenance and operational costs. Councilmember Dilg asked if we could indicate what action was taken on the application form. City Manager Zelenak stated we will initial and date stamp it. Councilmember Kurtzweil stated when you start a donation policy, there is language regarding restricting the fund and it would have to be part of our financial statements per GASB 84. City Manager Zelenak stated he agrees, we currently have a line item for donations in our budget and if the donation is for specifically for something, we would ensure that was dedicated for that fund or that department. Councilmember Richards asked if we have a list of things the City does not want donated. City Manager Zelenak stated that decision will be based on a case by case basis. Councilmember Kivell stated the it is important to have the language stating we have the right to reject if we don't have a need or use for the donation. Councilmember Kurtzweil asked if the decision will come before Council and what happens if you get a donation from an obscene organization. City Manager Zelenak stated that could be something to consider. Councilmember Kurtzweil asked what if we get a donation from a foreign country or from a racially motivated organization and we don't want them having influence in our City. City Manager Zelenak stated if something like that happened, he would discuss it with Council.

CM 1-3-20 MOTION TO APPROVE DONATION POLICY

Motion by Kennedy, supported by Kivell

Motion to approve the new donation acceptance policy for the City of South Lyon

VOTE: MOTION CARRIED UNANIMOUSLY

2. City Council Rules of Procedure

City Manager stated at a previous meeting he presented Council with a draft of rules and procedures that may need to be adopted by City Council. He further stated to ensure that we have an efficient operation of our meetings. He stated in the document were rules addressing; meetings, agendas, minutes, parliamentary procedure, comments and relationship with City staff and consultants. He stated since that meeting, he has received feedback from Councilmembers. He is requesting City Council to review and discuss the rules of procedures and development a timeline for possible adoption.

Attorney Hamameh stated she went through the provisions and there are comments and she suggest we move through them without making any motions.

City Manager Zelenak read each provision and Council then held discussion.

I. CITY COUNCIL MEETINGS

All meetings of the City Council will be held in compliance with the City of South Lyon Charter and state statutes, including the Open Meetings Act, Public Act 267 of 1976, as amended, and with these Rules. All meetings of City Council will be open to the public, unless authorized by the Open Meetings Act. The seating arrangements for the Mayor, Mayor Pro-tem, Council members, consultants and staff shall be determined by the Mayor and the City Clerk.

Councilmember Dilg thought there should be some language added stating subject to change as deemed by the Mayor and a stipulation for members to make a request if they have a particular reason to want to move. Councilmember Kennedy stated the Mayor is the head of the Council and it is at the Mayor's discretion if the concern is viable or not, he should determine where people sit. Councilmember Richards stated he has no objections. Councilmember Walton stated she agrees it should be the decision of the Mayor.

Councilmember Kurtzweil stated she thinks people should be able to sit where they want to. She stated there hasn't been a problem and if there is a request, that should be respected. We are a team and she doesn't understand why this is on here, this hasn't been an issue. If it becomes a problem in the future, you deal with it then. City Manager Zelenak stated this was brought up at a previous meeting. He stated this is a standard item in rules and procedures in governing bodies. He further stated many communities have the Mayor Pro-tem sit next to the Mayor, so if the Mayor is not there, no one has to move seats. Councilmember Kurtzweil stated she doesn't see any allowance for input from Councilmembers because there has been no problem. Councilmember Dilg stated she thinks this is a rule to have in place in case it is needed. Mayor Pelchat stated these rules are supposed to help people operate in a Council, City Manager type of government. This is in the best interest of the community. Councilmember Kurtzweil stated she spoke with someone from another community and they said if the Mayor Pro-tem sits next to the Mayor, it makes it appear the Mayor doesn't know what he is doing. The function of the Mayor Pro-tem is to run a meeting if the Mayor is absent. Attorney Hamameh stated it sounds like the general consensus is everyone is ok with this, but we will add that someone can put in a request with an explanation and subject to change by the Mayor. Councilmember Kennedy stated we are trying to set a standard operating of procedures; most cities have something like this document in place. Councilmember Walton stated the only time she remembers a problem happening with the seating is when a councilmember was removed from this table to the back of the room, and she did not agree with that. Councilmember Kennedy stated that was an unusual set of circumstances, it had to do with a personal protection order and it was solved at the following meeting.

a. REGULAR MEETINGS

Regular Meetings of the City Council will be held on the second and fourth Mondays of each month beginning at 7:30 P.M. in the Council Chambers of the South Lyon City Hall, unless otherwise rescheduled by resolution of Council. Council meetings shall conclude no later than 11:00 p.m., subject to extension by Council.

Councilmember Kivell stated the language subject to extension of Council allows Council to go past 11:00 p.m. if the discussion is almost finished.

b. SPECIAL MEETINGS

Special Meetings of the Council may be called by the Clerk upon the written request of the Mayor, the City Manager or by any two members of the Council. There shall be at least eighteen (18) hours written notice to the public and each member of the Council designating the time, place, and purpose of a special meeting and served personally on, or left at, the usual place of residence of each of the Council members.

No business shall be transacted at any special meeting of the Council unless the same has been stated in the notice of such meeting. However, other than the enactment of an ordinance, any business which may lawfully come before a regular meeting may be transacted at a special meeting if all the members of Council present consent thereto and all the members absent file their written consent.

Attorney Hamameh stated she would like to clarify other communities have language stating you can't add an item to an agenda unless all of Council is present. She further stated this language states you can add something to an agenda if all of Council consented. She stated there is an affirmative responsibility on the organizers to ensure the absent councilmember doesn't object to something being added to the agenda. Councilmember Kivell stated he resists action being taken at a special meeting unless there is an emergency, there is no reason to be taking action outside of our regular council meetings. Further discussion was held regarding special meetings.

c. CLOSED SESSION

Closed sessions may be held only for the reasons authorized in the Open Meetings Act. A two-thirds (2/3) roll call vote of members elected or appointed and serving shall be required to call a closed session, except for those circumstances where the Open Meetings Act permits the calling of a closed session by a lesser vote. The purpose of the closed session must be stated in the motion to call the closed session.

City Council members shall not divulge to any unauthorized person confidential information discussed in a closed session in advance of the time prescribed for its authorized release to the public by the City Council. Council members shall honor the confidentiality of the debate and discussion occurring in closed session and be aware of the potential liability or other harm to the City by premature disclosure.

Attorney Hamameh stated you only go into a closed session for a certain topic and you may only discuss that particular topic and that is the law, otherwise it would be a violation of the Open Meetings Act. City Manager Zelenak stated we need to ensure that we can go into closed session for certain needs as long as it falls under the Open Meetings Act. He further stated there were times in the past where he suggested Council go into closed session and it was voted down. He stated he hopes Council understands he wouldn't be bringing it before Council if it didn't fall under the Open Meetings Act. Councilmember Kurtzweil stated she thinks this is an ideology issue. She stated it is important to note that the Open Meetings Act states a public body may go into a closed session not that a public body must go into closed session. She stated you are permitted but not mandatory. She stated she has been to many seminars and some people feel they are entitled to have a closed session, and there are only certain provisions that allow for a closed session. Further discussion was held regarding closed sessions.

d. STUDY SESSION

Upon the call of the Mayor or the Council and with appropriate notice to the Council members and to the public, the Council may convene a work session devoted exclusively to the exchange of information relating to municipal affairs. No votes shall be taken on any matters under discussion nor shall any Council member enter into a formal commitment with another member regarding a vote to be taken subsequently.

There was no discussion held.

II. AGENDA PREPARATION AND DISTRIBUTION

The City Manager and the City Clerk, with consultation and concurrence of the Mayor, shall prepare an agenda of business to be considered at each regular Council meeting. Items of business must generally be submitted by 12 noon on the Wednesday preceding the next regular meeting, subject to the discretion of the City Manager.

Agenda materials will primarily be provided to Council members by electronic delivery method. "Paper" copies of agenda materials will be provided only where the materials are likely to be retained for regular review (bound documents such as the Master Plan for Land Use, or the Budget), or where a paper copy is required or appropriate to completely convey the information contained in the materials.

Councilmember Kivell stated he isn't going to use his own personal hardware for city business. City Manager Zelenak stated this is just for discussion purposes. This is important to streamline operations. Councilmember Dilg stated she did some research and on an average, we are spending approximately \$2,160 per year and a basic iPad costs is about \$350.00. In one year, we could pay for 6 iPad and purchase

the 7th one next year. Councilmember Kennedy stated what he didn't hear was the cost for someone to collate the packet and sending a police officer out to deliver packets. He likes the electronic idea but he doesn't think the iPad is the best idea. Councilmember Walton stated she agrees, she brought this up before. She stated it is confusing to follow along on an electronic device. She stated she would like to save money, but are we going to be emailing the packet. Will it be on flash drives? Will it still be delivered? There are many ways to resolve this. Councilmember Kennedy stated this is a starting point, it states if requested you can still have a paper copy.

No items will be added to the published agenda unless approved by a majority vote of City Council. The agenda of regular meetings of the City Council shall be prepared in accordance with the following format:

- A. Call to order
- B. Pledge of Allegiance
- C. Roll Call
- D. Approval of Minutes
- E. Approval of Bills
- F. Approval of Agenda
- G. Consent Agenda
- H. Public Comment
- I. Reports:
 - Discussion – Downtown
 - Fire Chief Report
 - Police Chief Report
- J. Presentations
- K. Public Hearings
- L. New Business
- M. Old Business
- N. Budget
- O. Manager's Report
- P. Public Comment
- Q. Council Comment
- R. Adjournment

No discussion was held.

For regular meetings of the Council, the Clerk shall post at the City Hall, within ten (10) days after the first meeting of the Council in each calendar year, a public notice stating the dates, times and places of its regular meetings for the year.

Attorney Hamameh stated this is required under the open meetings act and it has to be posted at City Hall.

However, such 18-hour notice requirement, as described above, is not required for a meeting of the Council in emergency meeting in the event of a widespread natural disaster or a severe and imminent threat to the health, safety or welfare of the public when two-thirds of the members of the Council determine that delay would be detrimental to the City's efforts in responding to the threat. The notice shall be published as soon as possible and available at the emergency meeting.

No discussion was held.

III. MEETING MINUTES

The Clerk shall attend the Council meetings and record all the proceedings and resolutions of the Council in accordance with the Open Meetings Act. In the absence of the Clerk or Deputy Clerk, the Council may appoint one of its own members or another person to temporarily perform the Clerk's duties.

In accordance with the Open Meetings Act, within 5 business days of a Council meeting a draft of the minutes shall be prepared by the Clerk showing the substance of each separate decision of the Council and shall indicate the vote of the Council members. The Clerk shall prepare the final minutes within 8 business days of a Council meeting.

Minutes of regular and special meetings will be kept by the Clerk and shall be signed by the Mayor and Clerk upon approval by City Council.

A separate set of minutes shall be taken by the Clerk or the designated secretary at a closed session. These minutes will be retained by the Clerk for the period of time required by the Open Meetings Act and shall not be available to the public and shall be disclosed only if required by a court of law. Minutes of closed session meetings may be distributed to Council for review at a closed session and may be approved, in Council's discretion, and returned to the Clerk.

No discussion was held.

IV. CONDUCT OF MEETINGS

a. PRESIDER OF THE MEETING

The Mayor shall be responsible for enforcing these rules of procedure and for enforcing orderly conduct at Council meetings. At the first meeting of the Council following each City election, the Council shall appoint one of its members Mayor Pro Tem, who shall preside in the absence of the Mayor. In the absence of both the Mayor and the Mayor Pro Tem, the member present who has the longest consecutive service on the Council shall preside.

No discussion was held.

b. GENERAL RULES OF PARLIAMENTARY PROCEDURE

Where these rules or the City Charter are silent, "Roberts Rules of Order Newly Revised" shall, to the extent reasonably feasible, govern the proceedings of the Council. The City Attorney shall act as Parliamentarian. In addition, the following general rules of debate shall apply:

1. The maker of a motion is entitled to speak first.
2. A Council member must obtain the floor by being recognized by the Mayor.
3. A Council member shall confine discussion to the question at hand and to its merits and shall not be interrupted except by a point of order or privilege raised by another member.
4. No Council member is entitled to speak a second time on the same motion while any other Council members wish to make their first speech.
5. A Council member may not speak against his/her own motion but may vote against it.
6. Questions and remarks must be addressed through the Mayor. Council members are not to speak directly to each other or to a staff member.

Councilmember Walton stated she would like an item added regarding sidebar conversations as item #8. Councilmember Kurtzweil stated Roberts Rules of Order stated no member may disturb the assembly.

There have been times when she has watched videos of our meetings and there have been many times when you can hear other people talking on Council while someone else is speaking. Attorney Hamameh stated we can add that language.

7. A courteous tone must be maintained. Interjecting personal notes or attacking another member's motives is prohibited.

c. QUORUM

Three members of the Council shall be a quorum for the transaction of business at all meetings of the Council, but in the absence of a quorum, any number of Council members may adjourn any regular or special meeting to a later date.

City Manager Zelenak stated the Charter is different because at that time there were 5 councilmembers instead of 7. Discussion was held regarding the inconsistencies in the City Charter. Attorney Hamameh stated the Charter does have 2 conflicting provisions. She further stated she thinks it was an oversight and decisions are made by the majority of the entire board. Further discussion was held.

d. VOTING

A Roll Call vote shall be required on all ordinances and resolutions and the "Yes" or "No" vote shall be entered upon the records opposite the name of the Council member. Whenever the vote is unanimous, it shall only be necessary to so state.

No member of the Council shall vote on any question in which he/she has a financial interest other than the common public interest or on any question concerning his own conduct, but on all other questions every member present shall vote unless excused by unanimous consent of the remaining members present.

The right to vote is limited to the Council members present at the time the vote is taken. Voting by proxy or by telephone is not permitted.

Attorney Hamameh stated there was a concern regarding a conflict of interest that isn't financial. She stated the Ethics Ordinance covers non-financial conflicts of interest. Councilmember Kurtzweil stated the problem is the language suggests that someone would have to be excused by unanimous consent. She stated she sometimes will have a client which she is doing pro bono work, therefore it isn't financial, but she can still have a conflict and that is for her to decide, not a unanimous vote of Council. Attorney Hamameh stated that is the language in the Charter. She further stated it isn't uncommon in municipal meetings. As a Councilmember, if someone expresses concern regarding a conflict and someone doesn't want to give that person consent, that person still has to vote and that person would then have to decide a potential ethical violation personally or a legal issue by Council. Councilmember Kennedy stated the language is almost identical to Brighton, Novi and Wixom's City Charter. Attorney Hamameh stated the person that feels there is a conflict of interest will need to articulate what that reason is. Councilmember Kurtzweil stated she was recently at a township board meeting and a board member had a conflict of interest which was not financial, but she had a deep opposition to something that was coming before the Board. She further stated there are conflicts that people have and she would hope Council would appreciate that people are trying to make good honest decisions in government. Councilmember Kivell stated at the same time for someone to not vote on something because the decision may not be popular to their neighbor is inappropriate.

e. CONSENT AGENDA

A consent agenda may be used to allow Council to act on numerous administrative or noncontroversial items at one time. Upon request by a member of the Council, an item shall be removed from the consent agenda and placed on the regular agenda for discussion.

In order to limit the number of items removed from the Consent Agenda, all members of Council will contact the City Manager before the meeting to have questions answered. Unless a member of the Council specifically requests that an item listed on the Consent Agenda be removed therefrom and action be taken separately on said item, those items listed on the Consent Agenda shall be approved, accepted, etc. by motion and unanimous roll call vote of the Council. Those items so approved under the heading "Consent Agenda" shall appear in the Council minutes in the proper form.

No discussion was held.

f. RECONSIDER/RESCIND/REPEAL A QUESTION

When a question has been decided, in order for it to be reconsidered, any Council member who voted on the prevailing side of the question may move for reconsideration at the same or next regular meeting, provided no action has been taken as a result of the previous vote. If a matter is to be brought for reconsideration at a succeeding meeting, the Council member making the request must notify the City Manager in writing by the Wednesday prior to the meeting who shall place the matter of reconsideration of the matter on the agenda.

A motion to rescind or repeal some previous action may be made at any time at any regular or special meeting of the Council, provided, such matter has been formally placed on the agenda for consideration and it is in order.

No discussion was held.

g. USE OF COMMUNICATION DEVICES DURING MEETINGS

A Council member shall refrain from the use of electronic or wireless communication devices during meetings to communicate with other Council members or with members of the public, regardless of whether the device is provided by the City. This prohibition shall not apply to communications with family members, employees, or co-workers, or others with whom the member communicates on a matter unrelated to an agenda item for Council action; such communications shall be infrequent and shall not disrupt, disturb, or otherwise adversely affect the conduct of the meeting.

No discussion was held.

h. COUNCIL COMMENTS

All regular Council meeting agendas shall provide for a reserved time for Council member Comments. Remarks shall be limited to those pertaining to City business or policy, or to issues of community concern or interest. Each Council member shall limit his or her comments to three (3) minutes.

Mayor Pelchat stated we allow the public to speak for a total of 4 minutes, so he would like that changed from 3 minutes to 4 minutes. It was the consensus of Council to keep the language at 3 minutes but to add the language with approval of an extension by the Mayor.

i. AUDIENCE PARTICIPATION

Generally

1. All regular and special Council meeting agendas shall provide for reserved time for audience participation.
2. The Audience shall address the council during "Public Comment," which shall be included on the agenda.
3. All members of the Audience addressing the Council (hereinafter speaker) shall direct their remarks to the person in charge of the meeting (hereinafter Chair).
4. No speaker shall address the Council unless recognized by the Chair for that purpose.
5. Remarks shall be limited to those pertaining to matters before the Council, to City business or policy, or to issues of community concern or interest. While comment upon the action, inaction, or performance of the Council and the City of South Lyon commissions, boards, employees and consultants is allowed, inappropriate, profane, vulgar or abusive language and personal attacks will not be tolerated.
6. No speaker shall continue to address the Council after being advised by the Chair that the speaker's time for addressing the Council has expired.
7. There shall be no audience comment by voice, clapping, or otherwise, showing approval or disapproval of any remarks of the speaker or Council.
8. Each speaker may address the meeting for two (2) minutes. The Chair has the authority to grant additional time, if requested by a speaker, for good cause.
9. Speakers wishing to display visual materials through the City's audiovisual system must provide the materials to City staff for screening no later than 12:00 P.M. the day of the meeting. The materials submitted will be reviewed by the City Manager (or his designee) to ensure that the materials are in a format capable of broadcast or presentation over the City's audiovisual system; the materials relate to a permitted purpose under Paragraph 4 above; and the material is legally appropriate for broadcast over the audiovisual system and/or cable system. Notwithstanding the foregoing, the Chair may allow a speaker to utilize the City's audiovisual system to display a limited number (no more than three) of non-electronic, physical documents (e.g., photographs), provided that the documents are presented to the City Manager for review before the documents are displayed.
10. Speakers using visual materials are subject to the same time limitation set forth in Paragraph 8 above.
11. Taped or recorded audio presentations not presented through the City's audiovisual system (i.e., with sound only, not displaying visual materials) shall also be submitted for review as described in Paragraph 9 above.

Council members or the Mayor shall not respond to general Audience Comment. The Mayor or Council members can bring up a point of order regarding false information and request a response be provided. The Mayor may direct the City Manager to respond to the speaker, if appropriate, during or outside of the meeting. The Mayor may also respond with an indication of the appropriate action to be taken.

Discussion was held regarding audience participation. Councilmember Kurtzweil stated we should remove item #7; the Mayor can control the meetings. Councilmember Kennedy agreed to remove #7.

Public Hearings

1. Persons desiring to address Council at a Public Hearing shall state their name and address.
2. Each person shall be allowed five minutes to address the council.

3. There shall be no questioning by the audience of persons addressing the Council. However, the Council members may question person addressing Council.
4. No person shall be allowed to address Council more than once.

Councilmember Kivell stated the public has little opportunity to weigh in on business the city conducts. He stated the idea of now allowing someone to speak on an issue more than once is bothersome. Attorney Hamameh stated if you don't limit this and there is a volatile issue, you can have someone coming up to speak, then someone on the opposing side speak and it may never end. She stated Council allows 2 public comment sections on each agenda therefore they would have another turn to speak. Councilmember Kurtzweil stated she is ok with the Mayor running the meeting and he can judge the crowd if someone is repeating themselves, he can ask that person to sit down. This hasn't been an issue. Councilmember Richards agrees, this should be at the Mayor's discretion. Further discussion was held regarding the time limit during public hearings.

CM 1-4-20 MOTION TO POSTPONE UNTIL THE NEXT COUNCIL MEETING

Motion by Kurtzweil, supported by Walton

Motion to postpone the proposed Council Rules of Procedure to the next Council meeting.

VOTE:

MOTION CARRIED UNANIMOUSLY

BUDGET

Councilmember Kurtzweil stated she saw a report from the State of Michigan and she saw the amount that may be coming to South Lyon under public act 51. Councilmember Kurtzweil further stated it is a fairly large amount of money.

MANAGER'S REPORT

City Manager Zelenak stated we have the DDA/Economic Development Director position posted and resumes are due February 14th. City Manager Zelenak stated we will be discussing the tax abatement policy at the next meeting. City Manager Zelenak stated we are still working on the budget with the different commissions. City Manager Zelenak stated we will be meeting with the county Treasurer's office to discuss the Oakland County Investment Pool. City Manager Zelenak stated prior to the budget meeting we should have a meeting regarding the liabilities. It is important for everyone to be on the same page. He stated he met with Plante Moran regarding the water and sewer rate analysis and that will be brought to Council at a future meeting. City Manager Zelenak gave a shout out to the DPW crews for keeping the roads clear and open for traffic.

PUBLIC COMMENT- Ed Roney of Novi stated he is running for State Representative and he just wanted to introduce himself and he plans on attending another meeting in the future.

COUNCIL COMMENTS

Councilmember Kennedy stated he would like to remind everyone about the major sewer project that will start next week. According to the Oakland County Water Resource Commission, 8 Mile Rd. will be closed between Chubb Rd. and Napier Rd. beginning Monday, February 3rd. It is estimated that it will be closed for 3 weeks, until Monday, February 24th. If all goes according to plan, the intersection of 8 Mile Rd. and Napier Rd. is expected to be opened before 8 Mile Rd. is closed. He stated the recommended

detour for through traffic is Beck Road to 10 Mile Road to Griswold Road, back to 8 Mile Road and vice versa. This section of 8 Mile Road carries approximately 8,140 vehicles daily. She further stated people should plan ahead and pick an alternate route for the next few weeks so you can avoid the area and any inconvenience and just know in advance that those 8,000 cars are going to be on those other roads.

Councilmember Richards stated Ms. Evelyn Phillips passed away earlier this month. She was a noteworthy person in this community. She was the leader of the oldest family owned business here in this town for many years after the untimely passing of her husband Richard in the 1980's. He stated she could easily leave here but she chose to stay her and maintain and enlarge the family owned funeral home. He further stated she maintained the provenance of the property and purchased other nearby properties in the downtown area and complemented the appearance and operation of the businesses with rock work and paving on the eastern side of the property. She had a definite eye for distinctive landscaping and practical use of facilities. He further stated it was pure presence of mind and judgement that stabilized and maintained the business through many difficult times through decades. He then stated she was a leader in the concept of capital improvement and was a member of the Methodist Church for 52 years.

Councilmember Richards stated the ice rink was successfully used during the cold spell and kids and adults used it. Councilmember Richards stated he stopped by 135 E Lake Street. The second contractor is working on the building. He asked if they could take pictures of the project and they said they are. He further stated they are keeping the RCA sign, along with some beams. He then stated they have taken extensive pictures through all phases of the project. Councilmember Richards stated there was an elevator shaft and, in the front, there were capstones. He stated the contractor thinks the capstones were there for possibly a dead main drain. He further stated they are going the extra mile and they are making it bigger.

Councilmember Walton stated when you are crossing the crosswalk at Reynold Sweet Parkway near the laundry mat side it slopes and it gets muddy and if you don't know that, you are stuck in the street. She is asking if the City can put in a stairwell, it can be a dangerous issue. Councilmember Walton thanked Bob Donohue for all his work with the Veterans Rock. He did a great job.

Councilmember Dilg stated she attended the MLK day at the library and she was able to see a speaker named Gertrude Croon who talked about the civil rights movement in the 60's. She stated it was interesting and informative and it was a great event and she wished more people would have attended. She stated she is so happy our library has such great events. Councilmember Dilg stated she read a gallop poll that stated libraries are the number one leisure activity which is higher than the movies.

Councilmember Dilg stated the South Lyon Education Foundation is having a fundraiser called the Fashion for a Passion. Coral Sash will be supplying the clothes and you can buy your tickets there as well. She stated it is on March 7th at Lyon Oaks Golf Course.

Councilmember Kurtzweil stated she was in in Livingston County today and everyone was talking about being sad. She stated if she is given a ticket to a basketball or baseball game, she would choose the basketball game. She further stated she went to a lot of Piston games and unfortunately, she was never able to see Kobe Bryant play. She stated she followed his career not only when he was on the Lakers but also as he was transitioning into Hollywood. She further stated she never got to meet him but she liked him a lot. She stated this is a time of reflection. She stated everyone should learn about this young man, he was very wealthy and he gave a lot to charity, he gave a lot to everyone. She stated everyone should learn something about his life and integrate it into your own life and in the end we will all be a better society.

Councilmember Kivell stated it was nice to see some local talent at the library event on Sunday. He stated it is nice to see the people that come in to dress up the place. He stated there was some discussion regarding the digitizing of thousands of pages of the South Lyon Herald. Councilmember Kivell stated we still need volunteers for boards and commissions and if anyone is interested please contact the City Clerk's office. Councilmember Kivell stated Jim Lehrer from PBS Newshour passed away over the weekend. He was 85 years old and he passed in his sleep. He stated that is still a good show and they don't give biased opinions.

Mayor Pelchat stated he wanted to congratulate the South Lyon Unified Hockey Team. He then reminded everyone that South Lyon and South Lyon East will be playing on February 7th and everyone should attend. Mayor Pelchat then thanked Pack 39 in town. He stated he went and spoke with them and they invited him to the pinewood derby this past Saturday and he was able to dig up his old car and it was a lot of fun and it brought back some really good memories.

ADJOURNMENT

1-4-20 MOTION TO ADJOURN

Motion by Kurtzweil, supported by Walton

Motion to adjourn meeting at 10:15p.m.

VOTE:

MOTION CARRIED UNANIMOUSLY

Respectfully submitted,



Mayor Dan Pelchat



Clerk/Treasurer Lisa Deaton