

City of South Lyon  
Regular City Council Meeting  
August 26, 2019

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 Kennedy, Kivell, Kurtzweil, Richards and Walton  
Also, present: City Manager Zelenak, Chief Sovik, Superintendent Varney, Fire Chief Vogel, Attorney Wilhelm and Clerk/Treasurer Deaton  
Absent- Councilmember Parisien

CM 8-1-19 MOTION TO EXCUSE ABSENCE

Motion by Kennedy, supported by Walton  
Motion to excuse absence of Councilmember Parisien

VOTE: MOTION CARRIED UNANIMOUSLY

MINUTES- 8-12-19

CM 8-2-19 MOTION TO APPROVE MINUTES

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

VOTE: MOTION CARRIED UNANIMOUSLY

BILLS- None

AGENDA

CM 8-3-19 MOTION TO APPROVE AGENDA

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

VOTE: MOTION CARRIED UNANIMOUSLY

PUBLIC COMMENT

Jim Hamade of 1189 Horseshoe Drive stated he is here to announce he is running for City Council. He stated his wife Nancy is on the Cable Commission and they have 2 children that attend Centennial Middle School. He stated his background for over 35 years is information technology that was previously called PC industry. He stated back then, it was considered a novelty in a world of expensive mainframe computers. He got into the industry because he saw the eventual proliferation and dominance of the PC. He further stated he now works with products that tie the world together. He works with a sales team to understand hundreds of customers' needs and wants utilizing skills of analysis, skills, flexibility and innovation. He stated being in the PC world, he has always worked long hours in finding solutions that ensure success. He stated he has watched past City Council meetings, and he has been concerned as has many people in our community regarding the lack of focus and micromanagement as well as the polarization that has gripped our wonderful community. South Lyon has a wonderful small-town Americana atmosphere. He further stated South Lyon has become part of metro Detroit and will be

facing challenges it has never seen before. Mr. Hamade stated it will require unity, vision and flexibility. He stated South Lyon needs to come together to be stronger and be prepared as Metro Detroit encroaches into South Lyon. He further stated we need to maintain a delicate balance of who we are as well as adapting to change through understanding and compromise to benefit our City. He further stated he wants to bring his experience of focus, vision, compromise and innovation to help bring prosperity to South Lyon while keeping our community safe and friendly.

Ryan Lare of 716 Grand Court stated he wanted to thank the community for helping bring Mr. Greer home safe. He stated he was alerted of the situation on the day it happened, and he posted it on Facebook and got the word out and practically had the whole community out looking for Mr. Greer. He stated the South Lyon Police Department deserve top honors for also rendering assistance. He was found and brought home to his wife and she was eternally grateful and thanked the huge community for their support. This community is the best community you can have. He stated we have residents that are ready to answer the call and go above and beyond their daily lives to make sure one of our own is safe. He then thanked the community again for their assistance in bringing him home safe.

Mr. Lare thanked Bob Donohue for his job at the DDA. The trash cans look beautiful and he is making the downtown beautiful. He then stated the Veterans Memorial is coming along great and it will look beautiful when it is done, and we still need donations.

Chase Turner of Novi stated he is running for State Representative. He stated he works at a marketing company. He stated he ran in 2018 but he lost by a few hundred votes. He stated he loves South Lyon and the 38<sup>th</sup> District. He stated he will be fundraising and knocking on doors. He further stated his website is chaseturner.org and people can find him on Facebook as well. He stated we all want better roads, common sense solutions and cheaper insurance. We want a better future for our kids and our State.

Lisa Dilg of 634 Covington stated she is also running for Council. She stated she wanted to discuss the negativity in the campaigning. She asked if we can have some civility in our Elections. She stated it is unnecessary and childish. She stated she has wanted to do this for years. She stated the community was great to her and her family when her husband was deployed several times. She wants to give back and she is very excited about it. She is dismayed about all the negativity, and we see enough of that on the State and Federal level. She further stated she has talked with a lot of people and everyone has said they hope she gets in and brings some positivity back to City government. We are all neighbors and we should all treat each other like neighbors. Ms. Dilg stated she has met a lot of great people that are running for Council and they are all really great. She further stated she wants to show the town we can be better and be respectful with the way we handle our Elections.

#### DISCUSSION- Downtown

Bob Donohue stated the Cool Yule is progressing and will be before Council at the September 10<sup>th</sup> meeting. He stated the business survey is on schedule and will be going out September 1<sup>st</sup>. He stated they have been having discussions on amendments for the zoning ordinance to allow murals. He stated he is working with the Cultural Arts Commission and the DDA to promote the arts culture.

Councilmember Kennedy stated he wants to clarify that business owners will be notified by a letter in the mail that will direct them to a website where they can take the survey.

Councilmember Kurtzweil asked why there is a stop work order on Draft Street. Mr. Donohue stated the building department said it appeared there was work being done inside, so they put a stop work order on the building because they have pulled no permits. He further stated he has spoken with the owner's

representative and informed him to go to City Hall for permits, but he never did. He doesn't know any other details. Councilmember Kurtzweil stated she checked the property records and there has not been a transfer of ownership. If it's the same group as before, there is some issues and they don't believe the laws apply to them, such as the health department laws. Councilmember Kivell stated they have had a long period of hiatus and there are health department issues. He asked if we will get notice from the health department if they pass their inspections. Mr. Donohue stated the Health Department informed him if they are closed for 12 months, they will do a complete inspection. Councilmember Kivell stated that should give people some solace and he is hoping they can turn it around.

## NEW BUSINESS

### 1. Parks and Recreation Communication Board

City Manager Zelenak stated the Parks and Recreation Commission requested to purchase a communication board for McHattie Park. It is the same as the communication board at the Early Childhood Center in South Lyon. He stated they plan to use existing funds from the Lions Club fund which currently has a balance of \$19,622. They will also be briefing Council on the progress of the wheelchair swing. That fund has a balance of \$3,441. He stated the courses of action is to approve or not approve the purchase and installation of the communication board for McHattie Park from Image 360 in the amount of \$675.00 He then stated he recommends Council approve the purchase.

Jodi Vanduinen of the Parks and Recreation Commission stated this will help non-verbal and autistic children communicate. This is a commonly accepted board that is used by many people. It will be double sided so two kids could use it at the same time if needed. Councilmember Kivell stated it is valuable if that is a commonly used board. Ms. Vanduinen stated she doesn't know the exact location for the board at the moment, she has to speak with Ron before deciding. She further stated she is hoping it will go by the spinners and the little kids' equipment, but it is for kids of all ages. Councilmember Walton stated she thinks this is a wonderful idea and the Parks and Recreation Commission are always doing great things for the parks. Ms. Vanduinen stated they are hoping for a more inclusive park for all kids in the future. Erica Wilson of the Parks and Recreation Commission stated they are working through the bidding process to see where we stand with the funds. Councilmember Kurtzweil stated this wheelchair swing is long overdue. She stated she had a friend in the past that had a child in a wheelchair and it was hard taking her to the park and them having to watch the other kids play on the swings. This wheelchair swing is very important to our community. She further stated we need to ensure this gets done quickly. Councilmember Kennedy stated this will be a gateway project that will eventually include adding picnic tables. Ms. Wilson stated they are working towards making our parks more inclusive.

### CM 8-2-19 MOTION TO APPROVE PURCHASE OF COMMUNICATION BOARD

Motion by Kennedy, supported by Walton

Motion to approve the purchase and installation of the communication board for McHattie Park by Image 360 in the amount of \$675.00 from account 101-690-978

VOTE: MOTION CARRIED UNANIMOUSLY

### 2. Emergency purchase of extrication equipment (Jaws of Life)

Chief Vogel stated he has been working on this for the last few weeks. He stated on August 9<sup>th</sup> South Lyon Fire Department was called to a rollover accident on 10 Mile. He stated the victim was stuck inside the car. He stated they were able to get the person out, but then the Jaws of Life but they had

catastrophically failed. He stated he contacted someone about getting a new motor, but no one would touch it because it is a very specialized piece of equipment. He further stated he tried eBay, but that wasn't what they needed. He further stated he checked the Michigan auction website, but still nothing. Chief Vogel stated he then tried to contact the manufacturer, but they are no longer in Michigan. He stated he tried to get 5 bids, but we were only able to get 3 bids. He further stated there is a full warranty and he and some other firefighters went to different departments to try the equipment. We found this to be the best option for the City. He stated in 2018 there were 22 car accidents they were called to, and 17 as of this year so far. He further stated there have been 2 industrial accidents as well. Chief Vogel stated this equipment isn't just for car accidents, it can be used for other situations as well. He further stated this is a tool and it is something we need. Councilmember Kennedy stated he has discussed this with Chief Vogel and he commends him for all his work on replacing this equipment. He is happy the unit has a warranty and will this equipment save the City money. He further stated this was originally budgeted for in the 2021-2022 budget, but unfortunately it broke before then. Councilmember Kurtzweil stated this is not just a tool for car accidents, this is an all-encompassing piece of equipment and she thanked him for all his work on this. Councilmember Richards asked if there is a limited warranty. Chief Vogel stated there is a parts and labor warranty of 2 years, and an 8-year warranty on parts. Councilmember Walton commended Chief Vogel for all his thinking outside of the box and taking the time to be financial responsible for the City.

CM 8-3-19 MOTION TO APPROVE PURCHASE OF HURST DEMO EXTRICATION TOOLS

Motion by Kennedy, supported by Walton

Motion to approve the purchase of Hurst demo extrication tools from Apollo Fire Equipment for \$26,500

VOTE: MOTION CARRIED UNANIMOUSLY

3. Budget amendment capital equipment fund

Chief Vogel stated he made a mistake on the budget amendment; it should read account 101-335-978. He further stated he is asking for money to come out of general fund into his line item in the Capital Equipment. Councilmember Kurtzweil stated she is a stickler on the budget. She reads a lot of material on municipality budgets. She stated when we have budget amendments, she likes to see what line item it is coming out of. That is important for going forward in terms of projecting in the next few years, we can see if we are using the Capital Equipment Fund or if we need more budgeted for that line item. She stated she makes notes in her budget with the date and what was amended in the budget. Chief Vogel stated he is learning. Councilmember Kurtzweil stated we are all learning and most people are not experts on municipal finance.

CM 8-4-19 MOTION TO APPROVE BUDGET AMENDMENT

Motion by Kennedy, supported by Kivell

Motion to approve the budget amendment moving \$26,500 from general fund to 101-335-978 Capital Improvement Fund

VOTE: MOTION CARRIED UNANIMOUSLY

4. New IT company

City Manager Zelenak stated research has been conducted in preparation of securing a new IT Company that provided a more reliable and responsive service to our growing city at a reasonable rate. Five

companies were contacted. Three of the five IT companies gave quotes for providing services to the entire city; Visicom, Logicalis, and I.T. Right. I.T. Right services over 500 municipalities and came in significantly lower per year with unlimited repair and troubleshooting. He stated he recommends to approve the new agreement and contract with I.T. Right for all city technological services. He stated Briann from the Police Department has done a lot of research and assisted in this major process. Councilmember Kivell stated the agenda note states there is a savings of \$8,000 if we purchase servers in the first year. He asked what is our understanding of how we will save \$8,000. Brianne stated we would have to pay for the labor, but we would not have to pay for the labor if we purchase in the first year. Councilmember Kivell stated it is pricier, but having a cheaper version that doesn't accomplish everything your looking for isn't a value. City Manager Zelenak stated the cost comes from 6 different departments. We are looking at new mainframes for the Police Department as well as City Hall. He further stated we are looking at interconnectivity between our different locations as well. Councilmember Kivell asked if storage and safety is a priority. Briann stated it is, I.T. Right and they are vetted through the Michigan State Police for their encryption certificates. Councilmember Richards stated he hopes we are making the right decision. When he is in City Hall, he knows there are some real problems with emails and communication going back and forth. He stated the company we had stated they refuse to service the new hardware unless we purchased it from them. Councilmember Kennedy stated he appreciates everyone's efforts on putting the package together and doing the cost benefit analysis and looking at what it really will cost for service calls. He is happy we have taken this step to move in the right direction. City Manager Zelenak stated Briann has spent a lot of time on this and working with all the different departments to make this happen.

CM 8-5-19 MOTION TO APPROVE CONTRACT

Motion by Kennedy, supported by Kivell

Motion to approve the new agreement and contract with I.T. Right for all city technological services in the amount of \$35,500 per year, contingent upon City Attorney review and approval of the proposed contract

VOTE: MOTION CARRIED UNANIMOUSLY

5. Michigan Seamless Tube presentation/approval

Anne Marie Sanford, an attorney at Pepper Hamilton stated she represents Michigan Seamless Tube. She stated there are representatives from MST, as well as 3 people from EGLE formerly known as the DEQ as well as another colleague of hers. She stated MST has been in the community for almost 100 years. The property has been used for manufacturing of steel tubing. She stated in 2002 they filed for chapter 11 bankruptcy. In October of that year, the current owner purchased the property and certain assets out of bankruptcy. She stated when they purchased the property, it was regulated under a federal statute known as Resource Conservation Recovery Act. She stated once the property is a RCRA facility it will always be a RCRA facility and it can't be discharged by bankruptcy. When MST purchased the property and equipment, they negotiated with EGLE an agreement regarding the RCRA areas including a payment schedule, spending cap and compliance schedule to give the company some certainty in the steps that would be needed in the corrective action requirements needed. She further stated MST and EGLE signed a corrective action consent order agreement. They have been working together since 2004. She further stated to investigate and treat the RCRA areas that were contaminated prior to MST purchasing the property and assets. She stated environmental impacts is the reason MST is requesting the ordinance banning wells in the contaminated area. Michigan law is not liable for those areas, but it does require MST to take due care of the areas to make sure it doesn't get worse, and it takes actions to ensure it

doesn't cause unacceptable exposures. MST has been working under the supervision of EGLE since 2004. To date, MST has funded over 2 million dollars into a trust fund for work at the property. Ms. Sanford stated there are certain metals that are present in the ground water that have migrated past their property in concentrations that are above the drinking water standards. She stated based on years of sampling data, they have determined the plume is stable. She stated there are no wells in the affected parcels. She stated the area is served by municipal water. MST in consultation with EGLE has asked to prohibit the use of groundwater in that area. She stated there are 8 parcels that are affected and the majority are city owned parcels. Brad Hoare of AECOM stated there is no exposure to the city wells. Councilmember Kivell asked how much of the property is privately owned. Mr. Hoare stated that there are 2 parcels that are privately owned, the rest are city owned. Councilmember Kivell asked if the plume has moved since 2004. Ms. Sanford stated it has not moved. Mr. Hoare stated iron and manganese is high in this area. He then gave further explanation was given on the water flow and the source of the metals. Most of the metals are natural, some are from the previous owner of MST. Ms. Sanford stated since MST acquired the property, they are not disposing of materials on site. Councilmember Kennedy asked how deep the plume is. Mr. Hoare stated there are monitoring wells, and we found metals the full depth of the aquifer which is from 10-15 feet to the bottom which is 100-120 feet, but we don't know which metals are naturally occurring. Councilmember Kennedy asked if it touches the aquifer that the City draws water. Ms. Sanford stated it does not touch the City water. Mr. Hoare stated they have 70-80 monitoring stations and they are monitored every year. Ms. Sanford stated all information is reported to the State. She stated most of the monitoring wells are on site of MST as well as the City property. Councilmember Kennedy asked if this is going to impact the work to be done at the DPW yard with retention and detention ponds. It was stated there will be no risk to put in a stormwater pond. Councilmember Kivell stated we will need to know the depth so we don't interfere when doing the work. Mr. Hoare stated you could be 5-15 feet above the water table. Councilmember Kivell stated he has some concerns, if this weakens our ability to fit our own needs, it can be a problem. It was stated the exposure pathway will not be a concern. Councilmember Kennedy stated the issue that concerns him is the dioxane plume in Ann Arbor, that wasn't a concern either, until it began heading toward the Huron River. They are monitoring it, but it keeps moving. He further stated if this is isolated, and it is being monitored and will we get the information as the monitoring happens to ensure it doesn't continue to migrate. Ms. Sanford stated it is not uncommon to have limited ground water use ordinances. She stated when there are impacts to ground water, to ensure no one is drinking the water, there have been ordinances in place all over the State of Michigan. It was stated there will be long term monitoring to ensure it doesn't continue to move. Councilmember Kurtzweil stated in her early legal career, she worked on the environmental defense side, she recalls her specialty at that time was dealing with corrective action letter. Ms. Sanford stated they have been operating under a corrective action consent order since 2004. Councilmember Kurtzweil asked if they have complied with all the remediation because consent orders have requirements that have to do. It was stated they have complied with the consent order. It was stated the big picture is spelled out in the order, first is investigation, review of treatment or remediation, treatment, methodology and implementation of the methodology. We are now getting to the 3<sup>rd</sup> stage. The other part was a financial obligation each year. They have been in compliance with all requirements with the schedule and funding. The contamination has been founded with real data that has been compounded over the years. The discussion of this ordinance is for the metals that are found on the southside only. Councilmember Kurtzweil stated she understands the initial stages, but you have now identified the contamination. The next step is to follow through with the remediation, or was this a corrective action to the plant to stop them from doing what they were doing? It was stated there is a combination of both, there has been some excavation done, and some planned. There has been some solidified and it was basically entombed. MST is proposing this ordinance as part of the remediation.

Councilmember Kurtzweil stated the remediation is the Ordinance? It was stated that is part of it. Councilmember Kurtzweil stated there are many parts of this, what is the physical remediation that is planned, can you pull that dirt out? Ms. Stanford stated the ground water is impacted, it has already moved past the site, so we need to ensure no one is drinking that water. There are no wells there, the parcels are served by municipal water. The State does not allow them to stop there, the State needs to ensure no one drills a well there, that is where the local ordinance comes in. Councilmember Kurtzweil stated the water may be contaminated, but the soil is contaminated as well. Ms. Stanford stated it is only the groundwater that was impacted, which is why we are asking for this ordinance for these 8 properties. Councilmember Kurtzweil stated she understands plumes have a tendency of increasing, rather than retracting, it may have stabilized, but given the right conditions, what could cause the plume to enlarge. Ms. Stanford stated they have been investigating this since 2004, and it isn't increasing or shrinking. Further discussion was held regarding plumes. Councilmember Kennedy asked about the trust fund. Ms. Stanford stated when MST bought the property out of bankruptcy, they negotiated with the State for a trust fund, the first year was \$100,000 then it was \$125,000 and now it is \$150,000 per year. MST then submits work plans to the State for what work needs to be done. The State prioritizes the work, then MST would institute the work. Councilmember Kennedy stated that has been going on for 15 year, and there is no provision for inflation, they are capped at \$150,000, what will happen if the invoices each year go up. It may not be adequate for each year. Ms. Sanford stated each year they find work plans that need to be done for \$150,000 but there have been other years they wanted to do additional work plans and they paid more. Councilmember Kennedy stated if they are capped at \$150,000 but they need to do more work than the \$150,000, that can limit the work they will perform. Ms. Stanford stated the \$150,000 was the agreement with the State. Councilmember Kennedy asked if there is potential for changing that. Ms. Stanford stated this has been a long investigation. We have investigated every area on the site. We are now moving into the monitoring stage, we know what the cost will be, we know what work they will be doing. When moving into the monitoring stage, it may be less than the \$100,000 although it is still being funded. Councilmember Kivell stated if something happens in the future and suddenly there are readings taking place, we need to be aware of it. He asked if there is potential for change in the language in the future, once we sign the document there doesn't seem to give us much influence to see how this is addressed in the future. Ms. Stanford stated there are two separate buckets, one is the ordinance, and the other is if conditions ever change, EGLE will make a decision if the ordinance wasn't protective, they would have to produce new language. Further discussion was held regarding the ordinance. It was stated the current ground water monitoring will continue long after the ordinance is in place. Ms. Stanford explained the actions that caused the impacts were from the previous owner. Discussion was held on liability. Councilmember Kurtzweil stated property #7 and #8 don't have any monitoring wells on their property because they are privately owned. She stated that bothers her, they need to know what is happening with their property. Ms. Stanford stated water from those two properties will not flow toward the other city properties. Ms. Stanford stated both of the properties do not have wells, they are connected to City water. Councilmember Kurtzweil asked if the two private property owners are aware of this. Ms. Stanford stated she is not for sure; they did some notices. Councilmember Kivell stated he doesn't know if Council should make the decision for a private landowner. Councilmember Kurtzweil stated this is not a release from liability. Ms. Stanford stated this ordinance ensures that no one will drill a well on these properties in the future, and Oakland County Health Department will be aware of this in the future as well for oversight. Councilmember Kennedy stated this is non-drinking water as well, for instance if someone wanted to drill a well for watering their yard. Attorney Wilhelm stated there is another compound in the plume besides the metals, it is chloride. Ms. Stanford stated when the MST purchased the property and did a baseline environmental assessment, that identifies any impacts that were there before the purchase, the new owners are not liable for that. She stated there was an area of vinyl chloride but MST is not

liable for that. Although MST isn't held liable to, they are monitoring the breaking down of it because it is an organic material. She further stated as part of the investigation, they found 2 plumes, the overriding point is the vinyl chloride is much smaller, but includes the property of said ordinance. Councilmember Richards stated the water that is going west doesn't go through Yerkes Drain, we have ribbons of underground water sand at depths of 12-24 feet. There is a second aquifer under that drain. There is water underneath the area you can see. What can stop it from going over the line to Green Oak Township in Livingston County. He stated that has happened in Brighton at Fonda Lake. He said the geologist should know of the underground water. He stated some contaminates went under the drain and out the other side. This is designed to protect MST 80%, but only the people of South Lyon 20% or less. Ms. Stanford stated MST has been investigating this for over 15 years. They have looked at the ground water west into Livingston County. This is the only site the water has migrated.

BUDGET- Nothing

### MANAGER'S REPORT

City Manager Zelenak stated Plante Moran will be making their audit presentation in late September/early October. At this meeting they will also be here to discuss our request for approval of OPEB Correction Action Plan for the City.

City Manager Zelenak stated he has had discussions with our IT people regarding laptops/tablets for our City Council members. There are 3 options that were discussed. The prices ranged from \$750 to \$1100 per person. We will need to determine whether all City Councilmembers will want to have laptops/tablets. My recommendation is to delay this discussion or potential purchase.

PUBLIC COMMENT- None

### COUNCIL COMMENTS

Councilmember Kennedy stated last week was the last Concert in the Park for this year. The band was great and the turnout was terrific. It's always sad to see summer come to a close as everyone wraps up their vacations for the summer and prepare for another school year. He then thanked Bob Martin and Carol at City Hall for their help organizing and scheduling these events. He stated he knows the residents in our community certainly appreciate everything they've done to make these concerts happen every Friday. So, on behalf of everyone who attends the concerts, thank you so much for all your hard work. Councilmember Kennedy congratulated the Friends of the Salem-South Lyon District Library for a very successful book sale. This year the annual book sale raised over \$2,500 for the library, which was about a 7% increase over last year and they're not finished yet. They have a supplier who is picking up the remaining books and going to sell them and a portion of those proceeds will go the Friends organization as well.

Councilmember Kennedy stated since the last meeting he has had an opportunity to speak to a large number of residents about a number of issues. One of the recurring themes from those discussions is the need for the city to better communicate with the residents regarding what is happening in the city. For example, two of the larger issues being addressed by the city in this year's budget deals with the city's water and wastewater systems. The ground storage tank by the water plant in McHattie Park is leaking. As part of this year's budget, efforts are underway to build a second storage tank so the water can be off-loaded from the primary tank and then the tank can be relined without interrupting the water supply to the residents.



He then stated the second major issue that is being addressed this year will be in the installation of a secondary wastewater line underneath the railroad tracks near Pontiac Trail. As many people are aware there have been several repairs in recent years to the existing line near the entrance to the Water's Edge apartments. Once the new line is installed it will allow the existing line to be properly repaired and/or replaced so that residents on the north end of town can be assured that when they flush the toilets, that wastewater is headed to the treatment plant.

Councilmember Kennedy stated a large number of folks want to know why we can't repave Pontiac Trail between 9 Mile and 11 Mile. At the present time there are drainage issues with the infrastructure beneath the road in that area that need to be addressed. These issues and others need to be repaired before paving the road so that the newly paved road isn't torn up a year or two later to address the problems. The city will be working with the Road Commission of Oakland County to determine the best approach for addressing the utility issues in that area and its subsequent impact on surrounding areas in the city. Without raising taxes, the city needs to address its repair issues in a logical sequence based on the priority of the repair and its impact on the residents. So, for this year the water and wastewater issues are being addressed and the Pontiac Trail issue will be addressed in the future.

Councilmember Kennedy stated he wanted to remind everyone that this Wednesday is the Lake Street Cruise-In once again, so plan to bring the family to downtown South Lyon to see some great classic cars, visit with your neighbors and enjoy dinner. It starts at 6:30pm

Councilmember Richards stated congratulations to Mr. Cottongim for his event last weekend. He stated he was impressed with the event and the way the parking lot was handled. It takes a lot of organization to pull that off and he does a lot for the City. Councilmember Richards stated he went through the Cemetery and it appears all the stones that were damaged were fixed. There were some from many years ago that were damaged, but not from the vandalism. Councilmember Richards thanked Consumers Power and their sub-contractors that came back through town that fixed the sidewalks that were damaged as well as the grass seed and soil they put down. Councilmember Richards stated he is impressed with the job they did.

Councilmember Walton stated the Fury for the Feast event brought in over \$15,000 as well as 2 pallets of food, which shows how much our community cares. Councilmember Walton stated the Furry Friends Rescue has 40 cats to be adopted if anyone would like to add a cat to their home. Councilmember Walton stated there was damage done to the chalk wall. She stated she has said this before, if you give someone a place to go, they will not damage what you have, she would like the City to give them an area to do their art. Councilmember Walton stated there are all kinds of great things to do, and she hopes people will contact South Lyon Area Recreation, they have all kinds of evens for all ages.

Councilmember Kurtzweil stated she is going to address the 2 comments that were made during public comment earlier this evening. She disagrees with their comments. She stated this council has shown tremendous unity. She stated this council doesn't rubber stamp things, and you don't want people to rubber stamp things, you should always ask questions and do your research, and there should always be debate. That is what makes a democracy. We have 7 people on this Council and all 7 have different opinions, and everyone will have a different point of view. She stated that doesn't mean people don't like one another, it just means different people bring diverse points of view. People do not want rubber-stamping; people want to advocate and present other points of view and challenge. She disagrees that there is no focus on council. We all have our own issues, but that doesn't mean we don't walk out of here knowing we made a good decision for the City. She stated to speak of focus, you have to look at the progress that this council has made in the past 4 years. We have dealt with the retirement plans for

employees, we hired a new City Manager that has done a phenomenal job, we have a new Police Chief, a new DPW/Water Superintendent, and we are now having a fence put around the water tower. The budget is moving forward with a new Capital Improvement Plan. We have a successful Cultural Arts Commission. We are purchasing a wheelchair swing into our park. When you come and say Council is not focused, that is incorrect. You have to stay out of the gossip. We have a new business that will be coming into town investing 1.2 million dollars. None of this happened 5 years ago. Of course, we disagree, but at the end of the day, this City is moving forward. She then stated the complaint that someone is being negative because they questioned candidate signs not stating who paid for them is not being negative, that is about enforcing campaign finance law. The only person that has been negative tonight is a candidate that spoke tonight. Councilmember Kurtzweil stated she has been campaigning for a year and she only hears good things about our Council. Campaign laws apply to everyone equally. She complies with campaign finance laws. Anyone that works on her campaign said this is the most positive campaign season they have seen. She tells her campaign workers to stay positive, do not ever go negative.

Councilmember Kurtzweil stated she was able to attend a training session with the Police Department and the Fire Department. She said it was very impressive.

Councilmember Kurtzweil stated Pumpkinfest will be having a pumpkin pie baking contest. She is going to include the form with the minute's tonight. It is sponsored by the Ashka Salon. She then thanked Vibe Credit Union for their support of Pumpkinfest.

Councilmember Kurtzweil stated she wanted to address the question that was made at the last meeting regarding the summer tax bill. She stated there was a raise in the mill rate during the budget work session. She stated she didn't vote for the budget, but if anyone is interested you can watch the meeting to see who did. Councilmember Kurtzweil thanked the sponsors that helped St Joseph's Church picnic on August 18<sup>th</sup>. There were almost a 1,000 people. It was very well attended.

Councilmember Kurtzweil stated she is against drugs, and she is still against vaping and she would love to close the vape shop at 9 mile. We do have a population here that is struggling with drugs. She then stated Dr. Ray is a clinical psychologist and he is having a seminar on Saturday September 14 at St Joseph's Catholic Church. The topic is on parenting. She invites everyone to go it is about parenting in the age of Facebook, and parenting in the age of drugs. She stated she plans on attending. She has friends that have children with emotional disabilities. The seminar will be an hour.

Councilmember Kivell congratulated the Witches Hat for their successful event on Saturday, Fury for the Feast. He stated it was their 7<sup>th</sup> event assisting with Gleaners Food Bank and Blessings in a Backpack. They had good bands and good food. Councilmember Kivell thanked Carly Morris for her service as a cadet. She is moving to the public safety unit at the UofM.

Councilmember Kivell asked if anyone is still having problems with Comcast not fixing any damage that was done, let him know, he would like to get a gauge on this.

Councilmember Kivell stated there will be meet and greet events for residents to meet the candidates running for Council and he hopes people will watch some previous council meetings on YouTube, or at southlyonmi.org and see who works well together for the best of the community and who provides constructive input, who has a strong understanding of the subject matter and who doesn't have much to offer.

Councilmember Kivell stated he will speak on Mary's behalf and remind everyone that we need people to step up and apply for boards and commissions. We have openings on most boards, we need people to get engaged and taking responsibility to make an effort to help the community. The City depends on volunteers to have an influence on what happens in our community.

Chief Sovik stated Carly Morris has been with the City since December 2017. He thanked her for her service and wanted to thank her publicly.

Mayor Pelchat stated school is back in session next week and he hopes everyone has a great Labor Day.

CLOSED SESSION- "Closed session pursuant to Sections 8 (a) of the open meetings act, MCL 15.268(a) at the request of the City Manager to conduct performance evaluation."

CM 8-6-19 MOTION TO ENTER INTO CLOSED SESSION

Motion by Kurtzweil, supported by Richards

Motion to enter into closed session at 9:44 p.m.

ROLL CALL VOTE:

- Kivell- yes
- Kennedy- yes
- Richards- yes
- Walton- yes
- Kurtzweil- yes
- Pelchat- yes

MOTION CARRIED UNANIMOUSLY

CM 8-7-19 MOTION TO RECONVENE THE OPEN SESSION

Motion by Walton, supported by Kurtzweil

Motion to reconvene the open session at 10:30 p.m.

VOTE:

MOTION CARRIED UNANIMOUSLY

CM 8-8-19 MOTION TO PROVIDE THE CITY MANAGER 3% RAISE

Motion by Kurtzweil, supported by Walton

Motion to provide City Manager Zelenak with a 3% raise as of October 1, 2019

VOTE:

MOTION CARRIED UNANIMOUSLY

ADJOURNMENT

CM 8-9-19 MOTION TO ADJOURN MEETING

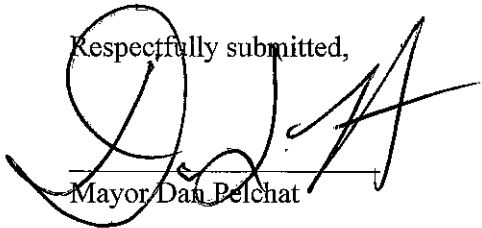
Motion by Kurtzweil, supported by Kennedy

Motion to adjourn meeting at 10:30 p.m.

VOTE:

MOTION CARRIED UNANIMOUSLY

Respectfully submitted,



\_\_\_\_\_  
Mayor Dan Pelchat



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Clerk/Treasurer Lisa Deaton