

**CITY OF SOUTH LYON
REGULAR CITY COUNCIL MEETING
JANUARY 24, 2011**

Mayor Pro-tem Kopkowski called the meeting to order at 7:30 p.m.

Mayor Pro-tem Kopkowski led those present in the Pledge of Allegiance to the Flag

PRESENT: Mayor Pro-tem Kopkowski
Council Members: Kivell, Kramer, Selden and Wedell
City Manager Murphy
City Attorney Lee
City Clerk/Treasurer Zemke
Department Heads: Collins, Renwick and Martin
ABSENT: Mayor Wallace & Councilman Morelli

CM 1-1-11 – EXCUSE ABSENCE

Motion by Wedell, supported by Kramer

To excuse the absences of Mayor Wallace and Councilman Morelli

VOTE: MOTION CARRIED UNANIMOUSLY

APPROVAL OF AGENDA:

City Manager Murphy stated that he would like to add New Business 4a for an appointment.

CM 1-2-10 APPROVAL OF AGENDA

Motion by Wedell, supported by Kramer

To approve the agenda as amended

VOTE: MOTION CARRIED UNANIMOUSLY

APPROVAL OF MINUTES:

CM 1-3-10 – APPROVAL OF MINUTES- JANUARY 10, 2011

Motion by Kivell, supported by Selden

To approve the minutes of the January 10, 2011 Regular Council meeting as written

VOTE: MOTION CARRIED UNANIMOUSLY

APPROVAL OF MONTHLY BILLS: None

PUBLIC COMMENT:

1. Life Saving Award

Chief Collins requested that we delay the presentation of the Life Saving Award as Officer Raap is currently on a call.

OLD BUSINESS:

1. DTE Easement Request (Tabled)

Superintendent Renwick stated that DTE has withdrawn their easement request. Apparently they have found an alternate solution.

CM 1-4-11 – REMOVE DTE EASEMENT FROM THE TABLE

Motion by Kramer, supported by Kivell

To remove the discussion of the DTE Easement request from the table

VOTE:

MOTION CARRIED UNANIMOUSLY

CM 1-5-11 – DTE EASEMENT REQUEST

Motion by Kramer, supported by Wedell

To dismiss the request by DTE for an easement based on the withdraw of the request

VOTE:

MOTION CARRIED UNANIMOUSLY

NEW BUSINESS:

1. Sale of City Equipment

Superintendent Renwick stated that we recently auctioned some City vehicles that had been replaced as well as some additional used equipment. For the first time we utilized the Michigan Intergovernmental Trade Network and realized some better prices. He stated that he is requesting Council to approve the sale of the equipment to the highest bidder.

Councilman Kivell asked if the 5% is included in the prices listed. City Clerk/Treasurer stated that it is not. The prices listed is what the City will receive and the additional 5% will go to the company to cover the cost of the auction.

Councilman Kramer asked how payment will be received. Superintendent Renwick stated that it will be cash or certified funds.

CM 1-6-11 – AUTHORIZE SALE OF VEHICLES/EQUIPMENT

Motion by Selden, supported by Kramer

To approve the sale of auctioned items to the highest bidder for the following vehicles:

| | |
|--------------------------------------|------------|
| 2003 Ford Crown Victoria | \$3,050.00 |
| 2001 Dodge Ram 3500 4x4 with 9' plow | \$2,650.00 |
| 2003 Ford Crown Victoria | \$2,954.00 |
| 2006 Ford Crown Victoria | \$3,751.00 |
| 1990 NS50F Honda Motorcycle | \$ 585.00 |
| 1973 Honda Trail 70 | \$ 411.00 |
| 1992 Dodge Ram 4x4 | \$2,575.00 |

VOTE:

MOTION CARRIED UNANIMOUSLY

2. Amendment to Eight Mile Easement

Attorney Lee stated that there has been no change to the easement itself. The confusion comes with the Road Commission paying for an easement on the same piece of property. He stated that what he would suggest that Council simply contribute to the Road Commission the \$6,230 directly. They will then pay the Johnson's in exchange for receiving the easement itself. He stated that he is concerned that we would be creating a liability for ourselves by giving the money for the purpose of tress. This way we are buying the easement and not involved with the purchase, planting, etc. of the trees. He stated that at the last meeting, Council authorized payment directly to the Johnsons, and now he is asking that we pay it to the Road Commission who will then in turn pay the Johnsons.

Councilman Kramer asked if we are going to get the easement. Attorney Lee stated that the easement will go to the Road Commission.

CM 1-7-11 – REDIRECT PAYMENT FOR EASEMENT

Motion by Wedell, supported by Kivell

To re-direct the payment for the easement on Eight Mile Road for the path project to the Road Commission of Oakland County in the amount of \$6,230 instead of the Johnson family

VOTE:

MOTION CARRIED UNANIMOUSLY

3. Donation of Fire Equipment

Chief Kennedy stated that the Fire Department received a grant to purchase new hydraulic extrication equipment. Often when equipment is purchased, the old equipment is turned in as an exchange, however that was not done this time. There is really no economic value to it and there really is not a commercial market for it. This is destructive equipment and there is not a non-fire department, legal use for it. He stated that he would like to donate this equipment to Oakland Community College for their training program.

Councilman Kivell questioned whether this could be sold to someone outside the fire community. He stated that this is not something that is illegal to own. Chief Kennedy stated that this is something meant to cut apart vehicles. Part of this could be considered forced entry equipment.

CM 1-8-11 – DONATION OF FIRE EQUIPMENT

Motion by Kivell, supported by Kramer

To approve the donation of the used vehicle extrication equipment to Oakland Community College

VOTE:

MOTION CARRIED UNANIMOUSLY

Life Saving Award:

Chief Collins stated that it is his pleasure to present awards to Officer Chris Faught and Officer Tim Raap for Life Saving. He described the incident that occurred on December 20, 2010 at 5:06 a.m. involving the officers responding to an unconscious, unresponsive 67 year old male. He further stated that he received a call from Doctor Foster, Cardiologist at Providence Park who wanted to say what a good job the officers had done. He presented awards to both Officer Faught and Officer Raap.

Councilman Selden stated that he would like to see some of this information in the newspaper. Chief Collins stated that the information is always provided to the newspaper.

4. Acceptance of Resignation

City Clerk/Treasurer Zemke stated that Sandy Mullally has served on the Board of Review for the past five years. However, due to time commitments, she has asked Council to accept her letter of resignation.

CM 1-9-11 – ACCEPTANCE OF RESIGNATION

Motion by Kramer, supported by Selden

To accept the resignation of Sandy Mullally from the Board of Review with thanks for her service

VOTE:

MOTION CARRIED UNANIMOUSLY

4a. Appointment to the Board of Review

Mr. Bruce Nussbaum of 525 Willow Drive gave a brief description of his background and qualifications. He stated that he has been in South Lyon approximately 10 years and was asked by Mayor Wallace to serve on the Board of Review.

CM 1-10-11 – APPOINTMENT TO THE BOARD OF REVIEW

Motion by Selden, supported by Wedell

To appoint Bruce Nussbaum of 525 Willow Drive to the Board of Review

VOTE:

MOTION CARRIED UNANIMOUSLY

5. Update on Water Well #3

Superintendent Martin stated that this is an ongoing situation. Peerless-Midwest has taken a close look and at this point, they are giving us about 15% chance to save the well. He stated that he is not prepared to give Council our next plan. The DEQ contacted us and requested a meeting to propose what they would like to see done. Even though it is our park and our well, the DEQ gets very involved and we need to listen to them. He stated that he will bring Council further information when it is available.

Councilman Kivell asked why the misgivings on a different system. Superintendent Martin stated that it is due to the shared parts. He further stated that this would be a submersible pump. He stated that this well has been re-lined once and they cannot slide another liner inside of that. Councilman Kivell asked if we could we get a benefit to re-line the existing well that has not failed while they are on site. Superintendent Martin stated that he can get some further information on it. He stated that we want to make sure that we explore all of our options before coming back to Council. Further, the State would like to see another well in place for the distribution system. This would be for the City not necessarily for the service of Michigan Seamless Tube.

The question was asked if this would qualify for any federal funding. It was stated that it would not.

Superintendent Martin stated that they do want the tube mill to be a part of these discussions as well.

Councilman Selden asked if we have any emergency cooperation agreement with the Township. Superintendent Martin stated that we have a back-up system, which has worked. Further discussion was held on cooperative efforts.

Councilman Wedell asked if this is something that we should be looking at holding a special meeting. Superintendent stated that we will know more after the meeting on Friday.

MANAGER'S REPORT:

City Manager Murphy stated that he will be meeting with the engineering firms that have been invited to submit proposals to answer any questions they may have on January 31st. He stated that he chose to have one meeting rather than answer the same or similar questions multiple times.

City Manager Murphy stated that he will be attending the Manager's Conference next week.

COUNCIL COMMENTS:

Councilman Wedell asked Superintendent Renwick how the brining equipment has been working. Superintendent Renwick stated that we have used it and it does seem to be working. We are still working with the equipment to get the right percentages. Councilman Wedell asked how it works in the very cold weather compared to salt. Superintendent Renwick stated that it is hard to tell at this point. It does keep it more slushy underneath the snow and easier to push.

Councilman Kramer stated that he would like to thank all of the cub scouts and parents who participated in the pinewood derby.

Councilman Selden stated that he has been suffering some health issues, but he is hanging in.

Councilman Kivell stated that the second phase of the City's visioning meeting was a lot of fun and he is looking forward to the third phase where they will be incorporating the ideas that have been generated in the first two sessions.

ADJOURNMENT:

CM 1-11-10 ADJOURNMENT

Motion by Selden, supported by Kramer

To adjourn meeting at 8:06 p.m.

VOTE:

MOTION CARRIED UNANIMOUSLY

Respectfully submitted,

Tedd M. Wallace
Mayor

Julie C. Zemke
City Clerk/Treasurer