

The City of South Lyon
Regular City Council Meeting
August 12, 2013

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

PRESENT: Mayor Wallace
Council Members: Kivell, Kopkowski, Rzyzi, Kramer, Wedell and Dixon
ALSO PRESENT: City Manager Murphy, City Attorney Wilhelm, Chief Collins, Department
Head Martin, Department Head Kennedy and Clerk/Treasurer Deaton

MINUTES

CM 8-1-13 MOTION TO APPROVE MINUTES

Motion by Kivell, supported by Kramer
Motion to approve the corrected minutes as presented

VOTE: MOTION CARRIED UNANIMOUSLY

MONTHLY BILLS

Discussion was held regarding the monthly bills.

CM 8-2-13 MOTION TO APPROVE MONTHLY BILLS

Motion by Wedell, supported by Dixon
Motion to approve the payment of monthly bills as presented

VOTE: MOTION CARRIED UNANIMOUSLY

AGENDA

CM 8-3-13 MOTION TO APPROVE AGENDA

Motion by Wedell, supported by Kopkowski
Motion to approve the agenda as presented

VOTE: MOTION CARRIED UNANIMOUSLY

PUBLIC COMMENT- None

OLD BUSINESS- None

NEW BUSINESS

1. Community Center Update

Councilman Kramer stated they are here to update Council on the status of the Recreation Center. He further stated the Commission has approved an architectural firm for the design phase. Councilman Kramer stated they narrowed it down to two firms. They both gave presentations, and the Commission selected Neumann Smith. He further stated the Commission has not spent any money at this point. Councilman Kramer stated the price quoted from the firm is \$15,000 and it is well below what the three communities chipped in for this project. He further stated they are not concerned about the Legacy Center that is going in Green Oak Township. That project is mostly sport fields. Our focus will be on a pool, locker rooms, as well as gymnasiums and community rooms. Councilman Kramer stated they will have a meeting August 19th at Green Oak Township hall. The next challenge the Commission will face is the location. We are looking at a central location for all 3 communities and available properties in that location. Steve Fletcher of Lyon Township stated Neumann Smith has participated in many other community recreation centers. Discussion was held regarding the architectural design process. Mr. Fletcher stated the taxpayers in all three communities will have to approve of this and they are hoping to get it on the November 2014 ballot. Discussion was held regarding moving the Senior Center to the new Recreation Center. Councilman Rzyzi stated he is curious about how this project will be paid for? Councilman Kramer stated the Committee is looking at different ways, such as user fees, a millage, and grants. Discussion was held regarding the different issues that may affect the probability of this recreation center being built. Councilman Kramer stated they are only here to update Council on the progress of this project, and the bottom line is, if this is voted down by the taxpayers, it is a done deal and it will not be built.

2. Appointment- Historical Commission

Mayor Wallace stated we have some vacancies on our commissions and he would like to appoint Gregory Jacobs to the Historical Commission. He has been attending the meetings and looks forward to learning more.

CM 8-4-13 MOTION TO AFFIRM APPOINTMENT

Motion by Wedell, supported by Kramer

Motion to affirm Mayor Wallace's appointment of Gregory Jacobs to the Historical Commission for a term ending March 2016.

VOTE: MOTION CARRIED UNANIMOUSLY

3. Appointment Planning Commission

Mayor Wallace stated he would like to appoint Carol Segal to the Planning Commission to replace Pam Weiperts term, which ends March 2016.

CM 8-5-13 MOTION TO AFFIRM APPOINTMENT

Motion by Kopkowski, supported by Kramer

Motion to affirm Mayor Wallace's appointment of Carol Segal to the Planning Commission to fill the open position until March 2016.

VOTE: MOTION CARRIED UNANIMOUSLY

4. DDA Appointment

City Manager Murphy stated that Mary Pool and Dave Grimes Jr. have resigned from the DDA Board. He further stated he has received letters of interest from Marilyn Smith, owner of the South Lyon Resale Shop, as well as Cheryl Wickham of Divine Yoga, and would like Council to affirm the appointments.

CM 8-6-13 MOTION TO AFFIRM APPOINTMENT

Motion by Kivell, supported by Wedell

Motion to affirm City Manager Murphy's appointment of Marilyn Smith of South Lyon Resale Shop as well as Cheryl Wickham of Divine Yoga, to the DDA Board of Directors.

VOTE: MOTION CARRIED UNANIMOUSLY

5. Police Generator

Chief Collins stated the Police building, currently has a 5,000 watt generator for 4-5 circuits. He further stated this does not allow for much continuity for the Police Department during a power outage. Chief Collins stated the Police Administration training building that is shared with the Fire Department does not have any emergency power. He stated this includes the telephone system, although we wouldn't lose 911 because that is handled through Novi Dispatch. Chief Collins stated Bob Martin has allowed the use of the Wastewater portable generator. He further stated he has asked DTE to quote a price for the transfer switch and conduit. Chief Collins stated this is a budgeted item, and the new quote came in slightly lower than the previous quote. Discussion was held regarding the capacity of both buildings being run off of one generator.

CM 8-7-13 MOTION TO APPROVE TO WAIVE BID PROCESS

Motion by Kramer, supported by Wedell

Motion to waive the bid process due to the complexity of the project and the experience of Consumers Energy.

VOTE: MOTION CARRIED UNANIMOUSLY

CM 8-8-13 MOTION TO ACCEPT THE QUOTATION FOR \$29,030 FOR THE GENERATOR PROJECT

Motion by Kramer, supported by Wedell

Motion to approve the quote from Consumers Energy for Police Department generator project.

VOTE: MOTION CARRIED UNANIMOUSLY

6. Adoption of sections of the County Hazard Mitigation Plan

Chief Collins stated this has been done back in 2005. FEMA must approve the County's hazard mitigation plan, part of the process is the cities, villages and townships must adopt either a portion of their plan or the plan in its entirety. Discussion was held regarding funding from FEMA goes to the County.

CM 8-9-13 MOTION TO PASS RESOLUTION FOR PORTION OF OAKLAND COUNTY MITIGATION PLAN

Motion by Kivell, supported by Rzyzi

Motion to pass the resolution adopting sections of the Oakland County Hazard Mitigation Plan specific to the City of South Lyon.

VOTE: MOTION CARRIED UNANIMOUSLY

7. Witch's Hat Run

Chief Collins stated the route is the same as in previous years. It does require the brief closure of Eleven Mile from the high school to Martindale, and Martindale from Arrow Drive to Eleven Mile. Councilman Kivell stated he is happy that the schools pay for the Police Department overtime.

CM 8-10-13 MOTION TO APPROVE THE WITCH'S HAT RUN ROAD CLOSURES

Motion by Kramer, supported by Kivell

Motion to resolve that Lisa Deaton, City Clerk/Treasurer is hereby authorized to make application to the Road Commission for Oakland County on behalf of the City of South Lyon in the County of Oakland, Michigan for the necessary permits to conduct the Fall Witch's Hat Run on September 7, 2013 and the related road closures:

Eleven Mile Road – East of South Lyon High School to Martindale Road
 Martindale Road – Arrow Drive to Eleven Mile Road

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

VOTE: MOTION CARRIED UNANIMOUSLY

8. First Reading Adoption of Michigan Motor Carrier Safety Act

City Attorney Wilhelm stated he has prepared a proposal adopting Section 90-39, to the article dealing with traffic and vehicle codes in the Code of Ordinances in the City of South Lyon. This adopts the Michigan Motor Carrier Safety Act. This addresses commercial motor vehicles and safety issues such as weights, licenses, safety equipment and other fines and penalties for violating that code. Currently the City of South Lyon Police Department is not allowed to write tickets to commercial vehicles. If this is passed, the Police Department has already started training to become familiar with it, and they will be sending additional officers in the future. He further stated this will make our City streets safer. Discussion was held regarding what is considered a commercial vehicle and if they can be ticketed if they do not have their MPSC number. Councilman Kramer stated it is defined by the number of axles.

CM 8-11-13 MOTION TO APPROVE FIRST READING OF MICHIGAN MOTOR CARRIER SAFETY ACT

Motion by Kopkowski, supported by Kivell
 Motion to approve the First Reading of Ordinance No. 2013-28 to amend the City Code of Ordinances, Chapter 90, Article II to add Section 90-39 adopting the Michigan Motor Carrier Safety Act, as amended, in its entirety.

VOTE: MOTION CARRIED UNANIMOUSLY

9. Discussion of WWTP blower replacement

Department Head Martin stated he has had numerous discussions with the City Manager regarding the ongoing issues with the blowers at the WWTP and Council needs to hear about it. He further stated it
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runs 24 hours a day, and we have numerous pumps and motors. Department Head Martin stated that most of the energy is used by four large 125 horsepower blowers. They were installed back in 2005, and we began having issues shortly after that. Kaeser has not been able to remedy our problems. Department Head Martin stated he has been working with Kaeser for the last six months trying to remedy this issue. He further stated they are offering their new product at a cut rate. Discussion was held regarding other companies that may offer a similar product. Department Head Martin stated we could get something similar, but it probably wouldn't be even close to the price the current company is offering. Councilman Wedell asked the life expectancy of these products. Department Head Martin stated with basic maintenance using all of their products, we didn't think we would have any issues. The original warranty was 5 years, but that started when they were delivered, not hooked up. He further stated if we just purchase the blowers is it 2 years because we would be hooking them up to existing motors which the company will not discuss. The company will not give us a 5 year warranty on blowers that are being hooked up to older motors. He further stated we have probably spent \$50,000 on repair costs. Councilman Rzyzi stated in 2008 when we started having issues, it should have been under warranty. It is not surprising they want to give us a discount on their products when they are the one at fault. He further stated he would like Mr. Martin to be very aggressive on this issue. Councilman Kivell stated New York City uses Atlas Copco blowers. He further stated it is easier to replace what we have with the same company's product, but we may need to find out from other communities what they are using, and we need to seek some alternatives. Councilman Rzyzi stated he agrees we need to seek alternative companies. Discussion was held regarding the warranty from Kaeser and the possibility of getting an extended warranty with the company. Councilman Kramer asked Department Head Martin to gather information from other companies and to do some cost comparisons on price, product and any changes in fittings that may need to be made at the plant.

MANAGERS REPORT

City Manager Murphy stated he would like to let everyone know the first movie in the park will be August 24th and the movie will be Pirates of the Caribbean. He further stated the Farmers Market will have a corn roast in September and a wine tasting event in October. City Manager Murphy stated the Labor Day Bridge Walk will start at McHattie Park. Busch's is having a grand re-opening from 11-3 on Saturday August 24th, residents and Council are invited. He further stated Keith McCormick will be at the next meeting to talk about grants for storm and waste water.

COUNCIL COMMENTS

Councilman Kivell stated the paths at Volunteer Park are starting to be established. The connector to the bike path is staked, but still needs to be amended to be walkable, maybe someone can run a moor thru there.

Councilman Rzyzi stated he would like to know the status on the water lines with Colonial Acres. City Manager Murphy stated there is a meeting scheduled for Wednesday between Colonial Acres, our attorney and HRC.

Councilmember Dixon stated she is happy the Farmers Market is having some special events, because it seems to be going downhill.

Mayor Wallace stated Depot Day is coming September 7th, and it is also the Fire Departments 120th anniversary which is being celebrated together. There will be lots of things to do for the young and old. He further stated there are some leaks in the old water valves, and it would be costly to replace all of them right now, when they will all be completed in the next 2-3 weeks. Mayor Wallace stated the Farmers Market has condensed itself to one parking lot. He further stated it is a cozier setting and the other parking lot will be open for parking.

Department Head Martin stated there will be two more Concerts in the Park and he hopes everyone can attend. The final concert will be on August 23rd.

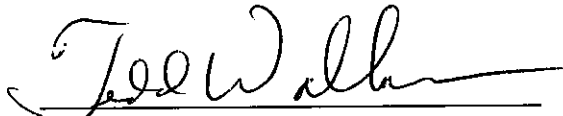
ADJOURNMENT

CM 8-12-13 MOTION TO ADJOURN

Motion to adjourn by Kivell, supported by Kopkowski
Motion to adjourn the meeting at 8:55 p.m.

VOTE: MOTION CARRIED UNANIMOUSLY

Respectfully submitted,



Tedd Wallace, Mayor



Lisa Deaton, Clerk/Treasurer