

REGULAR MEETING OF THE DOWAGIAC CITY COUNCIL

Municipal Building, 241 S. Front Street, Dowagiac, Michigan

Monday, July 28, 2014, 7:00 p.m.

AGENDA

- CALL TO ORDER -Mayor Donald D. Lyons
- PLEDGE OF ALLEGIANCE TO THE FLAG -Mayor Donald D. Lyons
- ROLL CALL -Mayor Donald D. Lyons
-Mayor Pro-Tem Leon Laylin
-Councilmember Charles Burling
-Councilmember James Dodd
-Councilmember Randall Gross, Sr.
-Councilmember Lori Hunt
-Councilmember Bob Schuur
- APPROVAL OF MINUTES OF PREVIOUS MEETING – July 14, 2014
- QUESTIONS FROM CITY COUNCIL –
- COMMENTS FROM THE AUDIENCE (NON-AGENDA) –
- COMMENTS FROM THE AUDIENCE (AGENDA) –
- PUBLIC HEARING –
1. Public hearing to receive comment on the declaration of a public nuisance for the garage structure located at 305 Pennsylvania Avenue.
- COMMUNICATIONS –
1. 24th-Annual Rod & Roll Classic Auto Show, August 18, 2014.
- RESOLUTIONS –
1. Resolution to declare the garage structure at 305 Pennsylvania Avenue a public nuisance.
 2. Resolution to authorize budget amendments for FY 2013-14 through the period July 22, 2014
 3. Resolution to authorize the rebuilding of a pump motor for Well 21A.

4. Resolution to authorize and direct the City Treasurer to pay the following bills and payroll due: (Roll Call)

BILLS
\$134,715.16

PAYROLL (#)
\$171,152.13

TOTAL
\$305,867.29

ORDINANCES –

1. Second reading of an ordinance to approve the rezoning of 415 E. Prairie Ronde from the I-2 Heavy Industrial District to a Planned Unit Development (PUD).

CITY MANAGER REPORT ON QUESTIONS FROM COUNCIL FROM PREVIOUS MEETINGS –

COMMENTS FROM CITY OFFICIALS –

RESOLUTIONS, Continued (CLOSED SESSION) -

5. Resolution to adjourn to a closed session to meet with the City Manager and City Attorney to discuss negotiations related to the purchase of real property, to discuss strategies to deal with potential litigation and to discuss collective bargaining strategies between the City and the POLC.

ADJOURNMENT –

Kevin P. Anderson
City Manager

Attachments

DOWAGIAC CITY COUNCIL MEETING

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A regular meeting of the Dowagiac City Council was called to order by Mayor Lyons at 7:00 p.m.

Mayor Lyons led the Pledge of Allegiance to the flag.

PRESENT: Mayor Donald D. Lyons, Mayor Pro-Tem Leon D. Laylin; Councilmembers Bob B. Schuur, Charles K. Burling, Lori A. Hunt, James B. Dodd, and Randall G. Gross, Sr.

ABSENT: None

STAFF: City Manager Kevin P. Anderson and Assistant City Manager Rozanne H. Scherr.

Councilmember Dodd moved and Councilmember Laylin seconded that the minutes of the June 23, 2014 regular meeting be approved.

Approved unanimously.

COMMENTS FROM THE AUDIENCE (NON-AGENDA) –

Mark De Varona, 107 Sherwood Street, Dowagiac MI 49047

COMMUNICATIONS

1. Summer in the City Festival, July 24th – 27th.
2. Steve's Run, July 26th.

Councilmember Laylin moved and Councilmember Burling seconded to grant the requests.

RESOLUTIONS

1. Resolution to approve the Russom Park Rules and Regulations.

Councilmember Burling offered and moved the adoption of the following resolution; seconded by Councilmember Laylin.

WHEREAS, in 2009, the City of Dowagiac and Silver Creek Township created a joint advisory committee consisting of City and Township residents to aid in the planning and development of Russom Park; and

WHEREAS, the Russom Park Committee has extensively reviewed rules and regulations that would be appropriate for the park; and

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WHEREAS, at their May 19, 2014 Russom Park Committee meeting, the attached Rules and Regulations for Russom Park were finalized.

NOW, THEREFORE, BE IT RESOLVED that the Russom Park Committee recommends approval of the Russom Park Rules and Regulations by the Dowagiac City Council.

ADOPTED Unanimously.

2. Resolution to approve irrigation installation at the Dowagiac District Library.

Councilmember Schuur offered and moved the adoption of the following resolution; seconded by Councilmember Gross.

WHEREAS, the City of Dowagiac leases property to the Dowagiac District Library in compliance with an agreement dated September 2003; and

WHEREAS, Exhibit D, Lease of Library, Section 3, requires that the tenant shall be responsible for and pay all of the costs of using, owning, operating, managing, insuring, repairing, maintaining and equipping the premises; and

WHEREAS, the Dowagiac District Library has requested permission to install an irrigation system on the leased premises in compliance with the lease agreement.

NOW, THEREFORE, BE IT RESOLVED the Dowagiac City Council, by affirmative vote of its City Council, does hereby approve and grant permission to the Dowagiac District Library to install an irrigation system on the leased premises in compliance with the lease agreement.

ADOPTED Unanimously.

3. Resolution to approve Wayne Township Fire Service Agreement.

Councilmember Burling offered and moved the adoption of the following resolution; seconded by Councilmember Dodd.

WHEREAS, in 2013 the City of Dowagiac and Wayne Township entered into a Memo of Understanding (MOU) regarding cooperatively working to develop an extension of a water service to the Nubour Street area, and;

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WHEREAS, one of the components of the MOU involved updating the Fire Services Mutual Aid agreements to enhance response to structure fires in a newly established fire district in Wayne Township, and;

WHEREAS, the agreement is consistent with the terms stated in the MOU and has been approved by the Wayne Township Board on July 7, 2014.

NOW, THEREFORE, BE IT RESOLVED that the City of Dowagiac, by the affirmative vote of its City Council, does hereby approve the Fire Service Agreement for the Nubour Street Water Service Area, and;

BE IT FURTHER RESOLVED, that the City Manager is hereby authorized and directed to act as signatory for the execution of same.

ADOPTED Unanimously.

4. Resolution to approve a contract with Domestic and Sexual Abuse Services (DASAS).

Councilmember Laylin offered and moved the adoption of the following resolution; seconded by Councilmember Schuur.

WHEREAS, the Domestic And Sexual Abuse Services (DASAS) provides emergency services, outreach, and advocacy for victims of domestic violence and sexual assault in Cass County and St. Joseph County; and,

WHEREAS, the DASAS relies upon community funding to support its operations and efforts; and,

WHEREAS, the City Council of Dowagiac endorses and supports the mission and objectives of the DASAS.

NOW, THEREFORE, BE IT RESOLVED that the Dowagiac City Council, by the affirmative vote of its City Council, does hereby approve the attached contract with the Domestic And Sexual Abuse Services to provide funding equal to \$0.25 per resident, based on a population of 5,786 representing a total allocation of \$1,446.50.

BE IT FURTHER RESOLVED, the Dowagiac City Council directs the Mayor and the City Manager to be the authorized signatory for execution of the same.

ADOPTED Unanimously.

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5. Resolution to approve an agreement for property management services with Parker Property Management.

Councilmember Gross offered and moved the adoption of the following resolution; seconded by Councilmember Laylin.

WHEREAS, the City Council has authorized the purchase of storage facilities at 28733 Middle Crossing Road that will support the operations of Russom Park, and

WHEREAS, it is in the best interest of the City of Dowagiac to have the storage facilities operated by a property management professional, and

WHEREAS, the City Manager has negotiated an agreement with Parker Property Management and recommends the approval of said agreement which is attached.

NOW, THEREFORE, BE IT RESOLVED that that the City of Dowagiac does hereby authorize the City Manager to execute the attached agreement for property management with Parker Property Management.

ADOPTED Unanimously.

6. Resolution to appoint Mowitt Drew, III, as the City Attorney and approve an agreement for legal services.

Councilmember Dodd offered and moved the adoption of the following resolution; seconded by Councilmember Laylin.

WHEREAS, Chapter 7 of the Dowagiac City Charter specifies the Administrative Officers of the City and provides for their appointment; and

WHEREAS, the Administrative Officer position of City Attorney is currently vacant; and

WHEREAS, the Charter requires the City Attorney to be appointed by and compensation set by City Council; and

WHEREAS, the City Manager proposes the appointment of Mowitt S. Drew, III, of of Kotz Sangster Wysocki, PC, to fill the City Attorney vacancy.

NOW, THEREFORE, BE IT RESOLVED that the City of Dowagiac, by the affirmative vote of its Council, does hereby appoint Mowitt S. Drew, III, of Kotz Sangster Wysocki, PC, as the City Attorney.

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BE IT FURTHER RESOLVED that the City of Dowagiac does hereby authorize the City Manager to execute the attached Contract Services Agreement with Mowitt S. Drew, III, for City Attorney services.

ADOPTED Unanimously.

7. Resolution to set a public hearing for Monday, July 28, 2014 at 7:00 PM for consideration of declaring the garage at 305 Pennsylvania Avenue a public nuisance.

Councilmember Laylin offered and moved the adoption of the following resolution; seconded by Councilmember Dodd.

WHEREAS, the City Council has received and considered a report from the City's Building Official relating to the following-described property and premises within the City of Dowagiac, County of Cass, State of Michigan:

305 PENNSYLVANIA AVE

Tax # 14-160-100-089-00

**Described as follows: . DW 156 LOT 148, EX S 1 RD. ORIGINAL PLAT
CITY OF DOWAGIAC.**

WHEREAS, it appears to the City Council that the condition of the property described above may constitute a nuisance as defined by Chapter 38; Article II, Sections 38-41, 38-42, 38-43 and 38-45, justifying abatement by the City pursuant to the powers granted in Chapter 12 of the City Charter and procedures set forth in Chapter 38 of the Code of Ordinances of the City of Dowagiac; and,

WHEREAS, the City Council believes it is warranted in conducting a public hearing and investigation pursuant to such provisions of Chapter 38 of said Code for the purpose of ascertaining and determining for itself whether such condition or conditions exist.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Dowagiac will conduct a public hearing and investigation on July 28, 2014 at 7:00 p.m. in the City Council Chambers, Dowagiac City Hall, for the purposes and according to the procedures referred to above; and,

BE IT FURTHER RESOLVED that the City Clerk is hereby directed to:

1. Notify, by certified mail directed to the last known address, persons known to have an interest in the property described above and all property owners thereof according to the most recent City Assessor's records, at least ten (10) days in advance of the date herein set for such hearing and investigation.

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2. Cause a notice to be published in the *Dowagiac Daily News* at least ten (10) days in advance of said hearing. Then notice herein required shall include time and place of said hearing and legal description and address of the property involved, and specify in what respects said property may constitute a nuisance within the meaning of Chapter 38, Sections 38-41, 38-42, 38-43 and 38-45.

3. Provide for the recording of such hearings.

ADOPTED Unanimously.

8. Resolution to authorize and direct the City Treasurer to pay the following bills and payroll due:

Councilmember Schuur offered and moved the adoption of the following resolution; seconded by Councilmember Burling.

WHEREAS, the following information has been reviewed by the City Manager and City Treasurer and is being presented to City Council with a recommendation to approve invoices and payrolls #20 and #21 for the period ending 7/10/14:

Invoices:	713,834.33
Payroll #22:	162,487.78
Payroll #23:	124,386.92
Total:	<u>\$1,000,709.03</u>

BE IT RESOLVED that the City Manager and City Treasurer are hereby authorized and directed to pay the following bills and payroll due:

Invoices	Payroll	Total
<u>\$713,834.33</u>	<u>\$286,874.70</u>	<u>\$1,000,709.03</u>

ADOPTED on a roll call vote.

Ayes: Six (5) Burling, Dodd, Gross, Hunt, Laylin and Schuur

Nays: None (0)

Absent: None (0)

Abstain: None (0)

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ORDINANCES

1. First reading of an ordinance to approve the rezoning of 415 E. Prairie Ronde from the I-2 Heavy Industrial District to a Planned Unit Development (PUD).

ORDINANCE NO. _____, 2014

ORDINANCE-----

AN ORDINANCE TO AMEND SECTION 22.5 (C) (6), MAP OF CHAPTER 22, CHANGES AND AMENDMENTS, OF THE DOWAGIAC CITY CODE BY AMENDMENT OF THE ZONING MAP.

THE CITY OF DOWAGIAC ORDAINS:

Section 1: That Section 22.5 (C) (6) of Chapter 22, of the Dowagiac Zoning Code be is hereby amended by changing the official zoning map as follows:

“Designate as "Planned Unit Development," certain described property in the City of Dowagiac, County of Cass, State of Michigan, more specifically described in Appendix "A", attached hereto and incorporated herein by reference "

Section 2: That this ordinance shall take full force and effect immediately upon its publication in a newspaper of general circulation within the City of Dowagiac.

Moved by: Hunt

Seconded by: Dodd

COMMENTS FROM CITY OFFICIALS –

RESOLUTIONS, Continued (CLOSED SESSION)

9. Resolution to adjourn to a closed session to consider the purchase or lease of real property.

Councilmember Schuur offered and moved the adoption of the following resolution; seconded by Councilmember Laylin.

WHEREAS, the Michigan Open Meetings Law, Public Act 267 of the Public Acts of 1976 as amended, provides that public bodies may meet in closed session for the purpose of discussing collective bargaining negotiations; and

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WHEREAS, the Michigan Open Meetings Law, Public Act 267 of the Public Acts of 1976 as amended, provides that public bodies may meet in closed session for the purpose to consider the purchase or lease of real property up to the time an option to purchase or lease that property is obtained; and

WHEREAS, the Mayor and City Council desire to meet with the City Manager to discuss collective bargaining negotiation issues and the purchase or lease of real property.

NOW, THEREFORE, BE IT RESOLVED that the Dowagiac City Council will hereby adjourn to closed session to discuss collective bargaining issues and the purchase or lease of real property.

ADOPTED on a roll call vote

Ayes: Six (6) Laylin, Burling, Dodd, Gross, Hunt and Schuur

Nays: None (0)

Absent: None (0)

Abstain: None (0)

CLOSED SESSION

TIME: 7:30 PM

LATER: 8:22 PM

Upon motion by Councilmember Burling and seconded by Councilmember Dodd, the Dowagiac City Council adjourned at 8:22 PM.

Donald D. Lyons, Mayor

Kevin P. Anderson, City Manager

EVENTS APPROVAL FORM

Event: Rod & Roll Classic Auto Show
Date: Saturday, August 16, 2014
Sponsoring Organization: Greater Dowagiac Chamber of Commerce
Contact Person(s): Vickie Phillipson
Contact Person's Telephone: 269.782.8212

CITY MANAGER:

Final Approval Denial

Comments: _____

Signature _____ Date _____

Department Heads:

Please review the attached event/activity request; indicate conditional approval, approval or denial; and provide comments regarding possible concerns. All comments will be taken under consideration and final approval remains with the City Manager.

DEPARTMENT OF PUBLIC SAFETY:

Approval Approval with conditions Denial

Comments: _____

Signature *St. L. Arnold* Date 7/25/14

DEPARTMENT OF PUBLIC SERVICES:

Approval Approval with conditions Denial

Comments: _____

Signature *James Budzief* Date 7-24-14

FINANCE DEPARTMENT:

Approval Approval with conditions Denial

Comments: _____

Signature _____ Date _____

DOWNTOWN DEVELOPMENT AUTHORITY:

Approval Approval with conditions Denial

Comments: _____

Signature _____ Date _____



Chamber of Commerce & DDA

Tour The Grand Old City at www.dowagiacchamber.com

"Visit Dowagiac often. There are so many memorable ways to fill a day, a week or a lifetime."

July 22, 2014

Mayor Don Lyons & Council Members
241 S. Front
Dowagiac, Michigan 49047

Dear Mayor & City Council Members:

The Greater Dowagiac Chamber of Commerce on Saturday, August 16, will host its 24th-annual Rod & Roll Classic Auto Show. In addition to the auto show, we plan to offer a Lions Club pancake breakfast, afternoon barbecue, music from the 1950s and 60s, Tailgate Flea Market and in-store games.

On behalf of the Chamber of Commerce and our event chairmen, I **am seeking permission from Council to:**

- Park the classic autos on Front, from Division to Main; on Commercial, from Front to Penn; and on Beeson Street. Autos will be parked on both sides of the road, leaving room for an emergency lane down the middle.
- For the overflow of vehicles we would also like to utilize the city parking lot, between Twistee's and Front Street Crossing and the north side of Main Street, from D&R Sports to Penn Avenue. If these areas are not needed, they will be re-opened by 1:30 p.m. The section of Main, noted above, however, would remain closed and would also be used for the line-up of the parade of winners.
- Utilize the parking lot at Main & Penn for participants to park their rigs, who are trucking in their show vehicles.
- Use the Beckwith Park for the Tailgate Flea Market.
- Utilize the Haggin-Wimberley Memorial Bandstand for the disc jockey and auto registration site.
- Use Commercial Street, adjacent to the former Red Raven, for the festival tent and food vendors.
- Have merchant sidewalk sales, if desired by individual retailers.
- Place three port-a-johns in the downtown for visitors and show participants.
- Utilize electric from the service panels at the Beckwith Park.
- Install temporary event & date signage at major intersections the week prior to the event. Signage will be no larger than a typical real estate sign and will be removed at the conclusion of the show.
- Install directional signage the day of the show to direct auto owners to the registration area. Signage will be no larger than a typical real estate sign and will be removed at the conclusion of the show.

In preparation for the show, I am also requesting the assistance of city crews to:

- place written notices on the windshields of cars that are parked downtown overnight, to alert auto owners:
 - of the upcoming festival & closure of the aforementioned streets by 5 a.m. on Saturday;
 - of the need to park their vehicles elsewhere on Friday evening and Saturday;
 - that any vehicles left in the show area Saturday morning will be towed, at the owner's expense, by a licensed towing company hired by the Chamber of Commerce.
- clean Front Street, if possible, with the street sweeper prior to the show.
- supply & set up barricades to close the aforementioned areas.
- and transport eight to 10 of the City's picnic tables to & from the show, leaving them on the sidewalk adjacent to Underwood Shoes, where the tent vendor will then put them in place, once the tent is situated.

Thank you for the city's continuing assistance and support of the Chamber of Commerce and its activities. Should you have any questions, feel free to phone my office. We hope you can join us on August 16 for this wonderful community event!

Sincerely,

Vickie Phillipson, Chamber of Commerce & DDA Program Director

Located in the Historic Dowagiac Train Depot
200 Depot Drive, Dowagiac, Michigan 49047 269.782.8212

Resolution #1
July 28, 2014

Councilmember _____ offered and moved the adoption of the following resolution; seconded by Councilmember _____.

WHEREAS, the Dowagiac City Council has heretofore adopted its resolution scheduling a public hearing on the necessity of abatement of dangerous structures constituting a public nuisance within the meaning of Sections 38.42 et seq, of the Dowagiac City Code, which structures are described as:

305 PENNSYLVANIA AVE
Tax #14-160-100-089-00
Described as follows: . DW 156 LOT 148, EX S 1
RD. ORIGINAL PLAT CITY OF
DOWAGIAC.

WHEREAS, due notice of public hearing to consider the condemnation thereof has heretofore been given in accordance with the requirements of Chapter 66, Section 66.7 of the Dowagiac City Code, both by publication and by mailing to each owner or person in interest in said property as shown by the last general tax assessment roll of the City, at least ten full days prior to the date of said hearing; and;

WHEREAS, said hearing has been conducted and comments thereon received, and;

WHEREAS, the Dowagiac City Council, upon due consideration and deliberation, determines that condemnation of certain structures situated at **305 PENNSYLVANIA AVE**, City of Dowagiac, is necessary due to the deteriorated and/damaged condition and the inability of the structures to be economically rehabilitated, and such action must be taken in order to properly and adequately safeguard the public interest, and;

WHEREAS, this Council does further determine that the whole of the cost of the repairs, improvements and/or demolition of the structures attached hereto and incorporated herein by reference shall be defrayed by use of the withholding funds, under PA 495, of 1980 upon the property hereinabove described in the event that said improvements and/or demolition shall not be made by the

owner thereof within the time limits herein below proscribed.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Dowagiac by the affirmative vote of its Council does hereby determine that certain structures situated upon the properties hereinabove described constitutes a public nuisance as defined by Chapter 38, Sections 38.71(13) and 38.41 of the Dowagiac City Code justifying abatement by the City pursuant to the powers granted in Chapter 12 of the Dowagiac City Charter and Chapter 38 of the Dowagiac City Code.

BE IT FURTHER RESOLVED that the improvements, repairs and/or demolition of said structures are those set forth in Appendix A attached hereto and incorporated herein by reference, and that said improvements, repairs and/or demolition is necessary in order to protect the public health, safety and welfare.

BE IT FURTHER RESOLVED that said premises by and hereby is determined to contain the following violations:

<input checked="" type="checkbox"/>	Building	()	Electrical
<input type="checkbox"/>	Plumbing	()	Heating
<input type="checkbox"/>	Housing	()	Fire
<input type="checkbox"/>	Other			

BE IT FURTHER RESOLVED that said nuisances be abated, and that the owner of said premises, to-wit: **PEET, DIANE**, be and hereby is directed to **demolish** said nuisance by commencement of actions necessary to accomplish same **within 5 days** from the date of this resolution, and that said acts be completed, and said nuisances abated, no later than **10 days** from the date of this resolution.

BE IT FURTHER RESOLVED that if, upon the commencement date herein provided, abatement has not been commenced or if, upon the completion date, such conditions constituting a nuisance have not been abated, the City Manager is directed to cause the abatement of such conditions and nuisances by:

<input checked="" type="checkbox"/>	Demolition
<input type="checkbox"/>	Correction of the above-listed Code violations.

BE IT FURTHER RESOLVED that any costs incurred in the abatement of such conditions and nuisances are to be recovered through use of the withholding funds deposited with the City on July 29, 2014, issued under Public Act 495, 1980.

BE IT FURTHER RESOLVED that the City Manager be and hereby is directed to solicit and receive estimates of the costs and expenses associated with the abatement of said nuisances as hereinabove set forth and that such estimates shall be deposited with the City Clerk for examination in accordance with the requirements of Chapter 66 of the Dowagiac City Code.

BE IT FURTHER RESOLVED that the City Clerk be and hereby is directed to forthwith send, by certified mail, return receipt requested, a copy of this resolution to the last known address of the property owner, or any person having an interest in said properties, as shown by the last general tax assessment roll of the City, together with copies of the Code Enforcement Report forms submitted in this matter.

ADOPTED.

CITY OF DOWAGIAC

MEMO TO: Mayor Lyons and City Council Members

FROM: Kevin P. Anderson, City Manager

DATE: July 24, 2014

SUBJECT: Nuisance Abatement Property Public Hearing and Resolution – 305
Pennsylvania Ave.

A public hearing and resolution are on Monday's agenda to consider the declaration of a public nuisance for a property at 305 Pennsylvania Ave. pursuant to City Ordinance. The proposed resolution requires the property owner to obtain a permit and initiate repairs within 5 days and complete repairs within 10 days. The public hearing has been given proper notice and advertised by the City Clerk.

Attached for your review is a Code Enforcement Report from Steve Allen and photos of the property.

RECOMMENDATION

I recommend that Council approve the resolution to declare 305 Pennsylvania Avenue a nuisance property.

Support Documents:
Cover Memo-City Mgr.
Resolution
Staff Reports

Property Information

14-160-100-089-00

305 PENNSYLVANIA AVE

Name Information Tax Status: Current Past Due Next Action: 07/10/2014

Owner: PEET, DIANE Address: 305 PENNSYLVANIA AVE DOWAGIAC MI 49047

Occupant: PEET, DIANE 305 PENNSYLVANIA AVE

Enforcement Information Lot Size: Acreage:0.11

Category: EPM Inv # Inv Total:
Filed: 06/09/2014 Inv Date: Amt Paid:
Current Status: VIOLATION-CODE Amt Due:
Complaint: DETERIORATED GARAGE

CODE Inspection | STEVEN ALLEN

Date 06/09/14
Status: Completed 06/09/14
Result: 1

Current Status VIOLATION-CODE Date Closed:

06/09/2014

PEET, DIANE
305 PENNSYLVANIA AVE
DOWAGIAC, MI 49047

RE: Exterior Property Violation(s) - DETERIORATED GARAGE

305 PENNSYLVANIA AVE Dowagiac, MI
Tax I.D. #14-160-100-089-00

Dear Property Owner/Tenant:

In an effort to preserve and improve the quality of Dowagiac's neighborhoods, the Dowagiac City Council adopted several ordinances. Among these is an Exterior Property Maintenance Code.

The purpose of this correspondence is to advise you that at the current time, your property does not comply with the provisions of the Code. During a review of your property, the above referenced condition(s) were found to exist.

1. There is a hole in the garage roof.
2. The roof on the garage is in poor condition
3. The soffit and fascia on the garage is in poor condition.
4. The protective coverings on the garage is in poor condition.

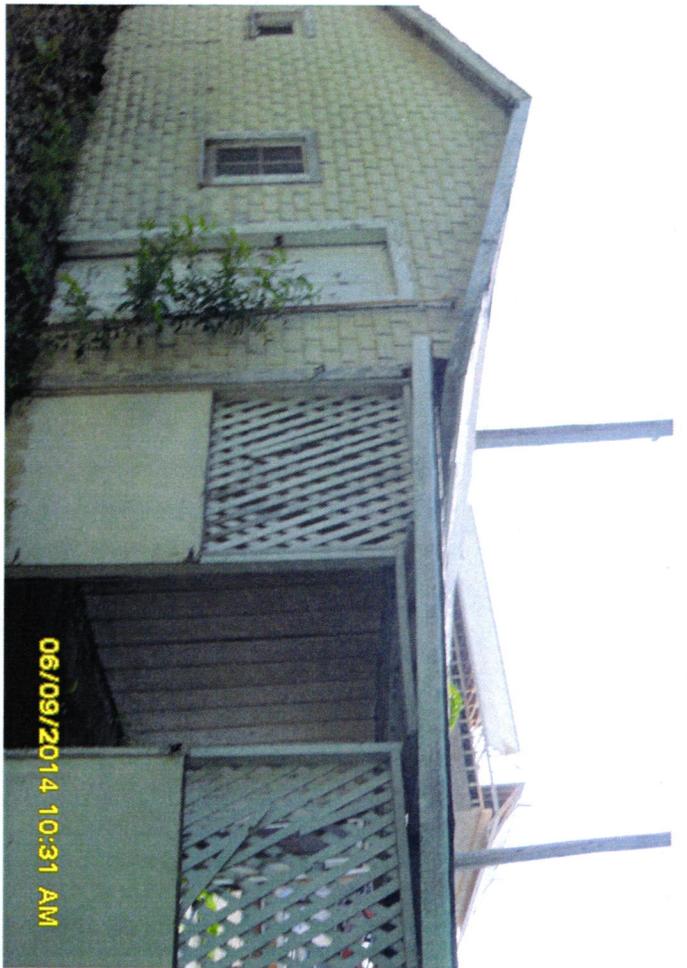
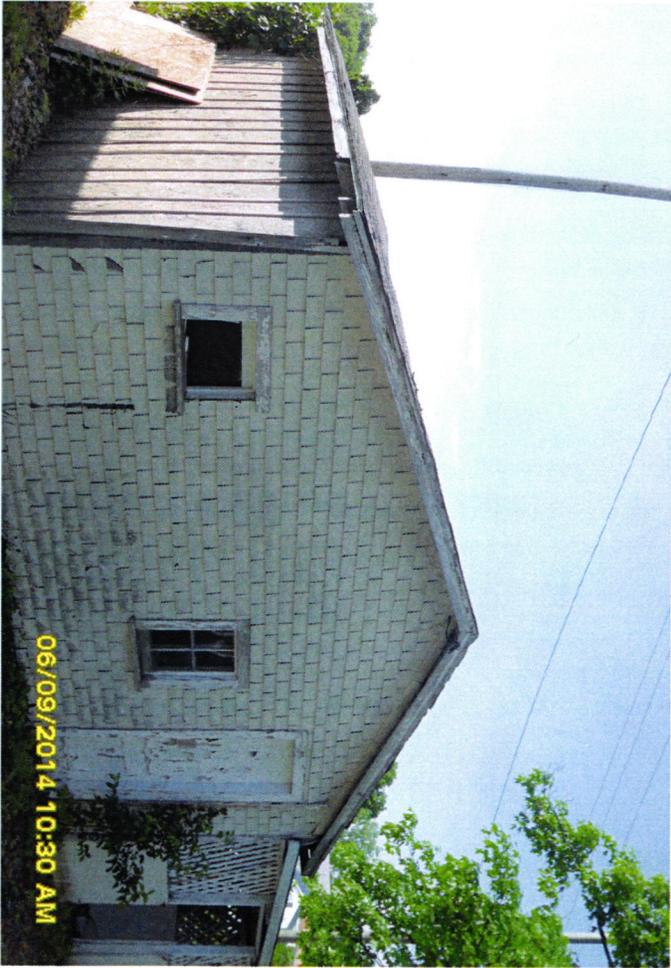
Please be advised that arrangements need to be made to correct this deficiency within the next **30 days from the date of this letter**. If there has been no progress on improving the condition of the garage, the city will hire a local contractor to demolish the structure. If that should accrue all cost will be special assessed to the property.

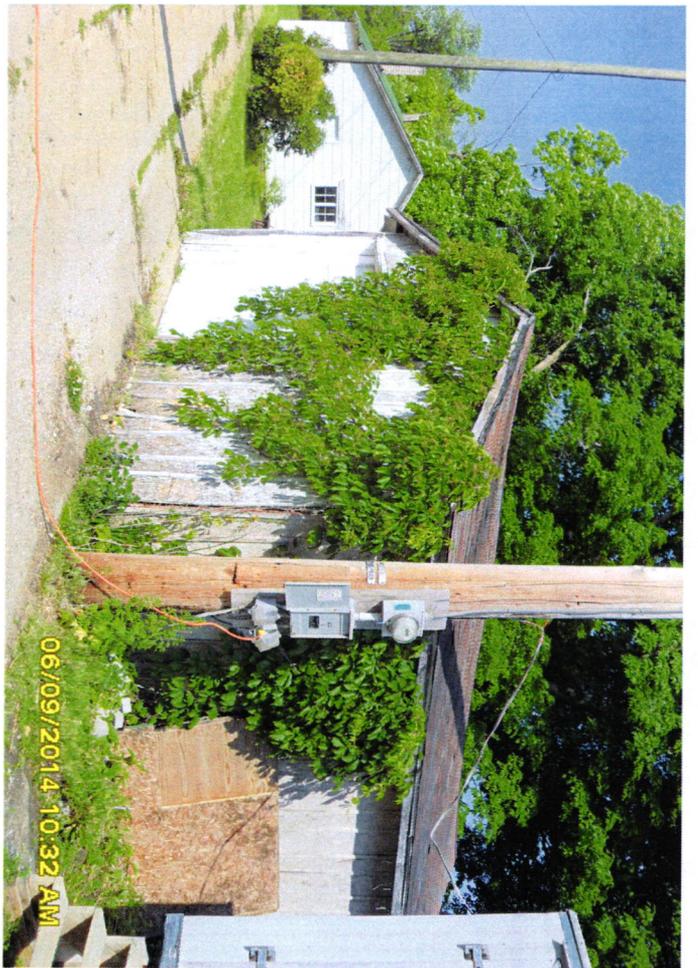
Your cooperation is appreciated. If you would like to discuss this matter, please contact this office at (269) 782-8427.

BUILDING DEPARTMENT



STEVEN ALLEN
Code Enforcement Officer
/cd EENF14-0348





Resolution #2
July 28, 2014

Councilmember _____ offered and moved the adoption of the following resolution;
seconded by Councilmember _____.

WHEREAS, the City administration has reviewed the attached budgets for the 2013-14 fiscal year and the actual revenues and expenditures through July 22, 2014; and

WHEREAS, the City administration recommends revision of the attached budgets in accordance with the latest projections available; and

WHEREAS, the attached report for these funds indicates the current budget and the recommended budget revisions.

NOW, THEREFORE, BE IT RESOLVED that the City of Dowagiac, by the affirmative vote of its City Council, does hereby adopt the attached, recommended revised budgets.

ADOPTED/REJECTED

CITY OF DOWAGIAC

MEMO TO: **Mayor and Council Members**

FROM: **Kevin P. Anderson, City Manager**

DATE: **July 24, 2014**

SUBJECT: **Budget Amendments**

Each year budgets are reviewed on a quarterly basis for the purpose of making recommendations to Council to amend the budget based on actual financial activity and revised expectations. A review of the recommendations through July 22, 2014 is attached for your review and consideration.

Although it is not the end of the quarter the City has undergone substantial growth projects during the current year and has re-classified a few expenses to properly align with the fund they occurred in. Preparing these amendments now will allow the City to better use their financial statements to make informed decisions. These items have been reviewed by the City Accountant Becky Grabemeyer and staff.

RECOMMENDATION

Approve the resolution authorizing budget amendments as presented.

Support Documents:

Cover Memo – City Mgr.
Resolution
Budget Amendments

A motion to make the following adjustments to the original budget.

Account	Description	Amount	Reason for Change			
101 General Fund						
R	101-301-570.00	Public Act #302 Income	300	Increase to actual		
R	101-301-607.10	SOR - Fees	450	Increase to expected		
R	101-301-669.50	Restitution	500	Increase to expected		
R	101-301-675.01	Donations	200	Record Donation from SMC		
R	101-301-675.01	Donations	1,500	Record St. Deny's donation		
R	101-301-675.01	Donations	1,300	Increase to expected		
R	101-371-479.00	Building Permits	15,000	Increase to expected		
R	101-371-479.10	Electrical Permits	3,000	Increase to expected		
R	101-371-479.20	Mechanical Permits	6,000	Increase to expected		
R	101-371-479.40	Other Fees	1,000	Increase to expected		
R	101-448-641.00	Owner's Share	500	Increase to expected		
R	101-537-668.10	Airport Rent/Lease Payments	6,700	Increase to expected		
R	101-804-696.01	Membership Fees	2,000	Increase to expected		
	101-191-728.00	Office Supplies	500	Reclass within fund		
	101-191-801.00	Contractual/Professional	(500)	Reclass within fund		
	101-263-931.00	Building Maintenance	2,400	Increase to expected		
	101-265-702.00	Salaries & Wages	(1,000)	Reclass within fund		
	101-265-702.61	MPE Maintenance Labor	1,000	Reclass within fund		
	101-301-702.25	Regular Overtime	5,000	Reclass within fund		
	101-301-873.00	Travel & Training	1,500	Increase budget per St. Deny's Donation		
	101-301-873.00	Travel & Training	200	Increase budget per SMC Donation		
	101-303-702.00	Salaries & Wages	(5,000)	Reclass within fund		
	101-371-801.06	Contractual - Code Enforcement	(7,500)	Reclass within fund		
	101-371-801.11	Contractual - Electrical	3,000	Reclass within fund		
	101-371-801.22	Contractual - Mechanical	2,500	Reclass within fund		
	101-371-801.33	Contractual - Plumbing	2,000	Reclass within fund		
	101-487-990.00	Debt Service	6,000	Increase to actual		
	101-537-801.00	Contractual/Professional	8,000	Increase to expected (Mowing/Snow Plowing)		
	101-537-920.00	Utilities	1,800	Increase to expected		
	101-537-956.00	Miscellaneous Expense	1,400	Increase to expected		
	101-985-965.00	Transfer to Other Funds	20,000	Transfer to Solid Waste (Insurance Refund)		
	Revenue	38,450	Expense	41,300	Overall	(2,850) Increase / (Decrease) Fund Bal.
202 Major Streets						
R	202-476-665.00	Interest Income	1,500	Increase based on expected		
	202-485-965.00	Transfer to Other Funds	13,000	Restore Partial Transfer with Sewer		
	202-486-783.51	Snow & Ice Control M-51	1,100	Increase based on salt usage		
	202-486-783.62	Snow & Ice Control M-62	1,200	Increase based on salt usage		
	202-486-946.00	Equipment Rental	1,750	Increase based on salt usage		
	Revenue	1,500	Expense	17,050	Overall	(15,550) Increase / (Decrease) Fund Bal.
203 Local Streets						
	203-479-784.00	Repair Maint Supply	(2,000)	Reclass within fund		
	203-479-946.00	Equipment Rental	3,400	Increase to actual		
	203-483-718.00	Retirement Contributions	2,500	Increase to expected		
	Revenue		Expense	1,400	Overall	(1,400) Increase / (Decrease) Fund Bal.
208 Parks						
R	208-718-607.00	Service Fees Income	1,000	Increase to expected		
	208-718-970.00	Capital Items	8,000	Increase to actual		
	208-718-965.00	Transfer to Other Funds	(20,000)	Reduce transfer to Water		

	<i>Revenue</i>	<i>1,000</i>	<i>Expense</i>	<i>(12,000)</i>	<i>Overall</i>	<i>13,000</i>	<i>Increase / (Decrease) Fund Bal.</i>
226 Solid Waste							
226-523-801.00	Contractual/Professional				8,000		Increase to expected
226-523-956.00	Miscellaneous Expense				2,800		Increase to expected
	<i>Revenue</i>		<i>Expense</i>	<i>10,800</i>	<i>Overall</i>	<i>(10,800)</i>	<i>Increase / (Decrease) Fund Bal.</i>
240 Industrial/Economic Development							
240-261-801.00	Contractual/Professional				2,000		Establish Budget for Mowing
	<i>Revenue</i>		<i>Expense</i>	<i>2,000</i>	<i>Overall</i>	<i>(2,000)</i>	<i>Increase / (Decrease) Fund Bal.</i>
243 LDFA Project							
R 243-729-403.11	Captured Tax				1,000		Increase to actual
	<i>Revenue</i>	<i>1,000</i>	<i>Expense</i>	<i>-</i>	<i>Overall</i>	<i>1,000</i>	<i>Increase / (Decrease) Fund Bal.</i>
244 Economic Development							
	NO ADJUSTMENTS SUGGESTED						
	<i>Revenue</i>		<i>Expense</i>	<i>-</i>	<i>Overall</i>	<i>-</i>	<i>Increase / (Decrease) Fund Bal.</i>
245 DDA - TIF Project							
R 245-850-607.08	Farmer's Market Income				1,000		Increase to expected
245-850-730.00	Postage				200		Increase to actual
245-850-880.08	Farmer's Market Expense				450		Increase to expected
245-850-931.05	Façade Incentive				350		Increase to actual
	<i>Revenue</i>	<i>1,000</i>	<i>Expense</i>	<i>1,000</i>	<i>Overall</i>	<i>-</i>	<i>Increase / (Decrease) Fund Bal.</i>
252 Rehab Loan Payments							
	NO ADJUSTMENTS SUGGESTED						
	<i>Revenue</i>	<i>-</i>	<i>Expense</i>	<i>-</i>	<i>Overall</i>	<i>-</i>	<i>Increase / (Decrease) Fund Bal.</i>
255 Rental Rehab							
	NO ADJUSTMENTS SUGGESTED						
	<i>Revenue</i>	<i>-</i>	<i>Expense</i>	<i>-</i>	<i>Overall</i>	<i>-</i>	<i>Increase / (Decrease) Fund Bal.</i>
265 Municipal Facilities/Improvement							
R 265-264-668.00	Rental Income				3,500		Increase to expected
	<i>Revenue</i>	<i>3,500</i>	<i>Expense</i>		<i>Overall</i>	<i>3,500</i>	<i>Increase / (Decrease) Fund Bal.</i>
266 City Drug Forfeiture							
266-765-740.00	Operating Supplies				800		Reclass within fund
266-765-873.00	Travel & Training				(800)		Reclass within fund
	<i>Revenue</i>	<i>-</i>	<i>Expense</i>	<i>-</i>	<i>Overall</i>	<i>-</i>	<i>Increase / (Decrease) Fund Bal.</i>
268 Federal Drug Forfeiture							
	NO ADJUSTMENTS SUGGESTED						

		Revenue	-	Expense	-	Overall	-	Increase / (Decrease) Fund Bal.
299	Depot							
	299-959-801.00			Contractual/Professional Svcs		1,500		Increase to expected
		Revenue	-	Expense	1,500	Overall		(1,500) Increase / (Decrease) Fund Bal.
497	M-51 S Commercial Development							
	497-850-801.00			Contractual/Professional		1,300		Establish Mowing Budget
		Revenue		Expense	1,300.00	Overall		(1,300) Increase / (Decrease) Fund Bal.
499	Capital Project Fund							
	499-446-975.01			Construction - Local		65,000		Reclass within fund/ Increase
	499-466-975.00			Construction		(30,000)		Reclass within fund
		Revenue	-	Expense	35,000.00	Overall		(35,000) Increase / (Decrease) Fund Bal.
582	Electric Utility							
R	582-440-665.00			Interest Income		30,000		Increase to expected
	582-442-702.00			Salaries & Wages		(9,000)		Reclass within fund
	582-442-702.25			Regular Overtime		9,000		Reclass within fund
	582-442-801.00			Contractual/Professional		6,000		Increase to expected
	582-483-717.00			Life Insurance		300		Increase to expected
	582-483-920.00			Utilities		5,000		Increase to expected
	582-483-965.00			Transfer to Other Funds		14,000		Transfer to Solid Waste (Insurance Refund)
	582-850-956.00			Miscellaneous Expense		1,500		Increase to expected
		Revenue	30,000	Expense	26,800.00	Overall		3,200 Increase / (Decrease) Fund Bal.
588	Dial A Ride Transportation							
R	588-959-665.00			Interest Income		2,500		Increase to expected
	588-959-702.10			Wages		8,600		Increase to expected
	588-959-873.00			Travel & Training		250		Increase to expected
		Revenue	2,500	Expense	8,850.00	Overall		(6,350) Increase / (Decrease) Fund Bal.
590	Sewer Utility							
R	590-440-665.00			Interest Income		40,000		Increase to expected
R	590-440-676.00			Transfer from Other Funds		(20,000)		Alter Parks Transfer
R	590-440-695.00			Miscellaneous Income		3,000		Increase to expected
R	590-985-676.00			Transfer from Other Funds		13,000		Alter Streets Transfer
	590-442-702.00			Salaries & Wages		(1,000)		Reclass within fund
	590-442-702.25			Regular Overtime		1,000		Reclass within fund
	590-442-801.00			Contractual/Professional Services		1,000		Increase to expected
	590-442-920.00			Utilities		2,200		Increase to expected
	590-443-801.00			Contractual/Professional Services		36,000		Increase to expected, (Lagoon Cleaning \$40,000)
	590-483-965.00			Transfers to Other Funds		9,000		Transfer to Solid Waste (Insurance Refund)
	590-536-702.20			Wages - Monitoring		500		Increase to expected
	590-536-702.30			Wages - Maint/Repair		500		Increase to expected
	590-536-784.00			Repair & Maintenance Supply		500		Increase to expected
	590-536-946.00			Equipment Rental		500		Increase to expected
	590-538-702.20			Wages - Monitoring		1,000		Reclass within fund
	590-538-702.30			Wages - Maint/Repair		(1,000)		Reclass within fund
	590-538-715.00			FICA Taxes		350		Increase to expected
		Revenue	36,000	Expense	50,550.00	Overall		(14,550) Increase / (Decrease) Fund Bal.

591 Water Utility

R	591-440-665.00	Interest Income		10,000	Increase to expected
R	591-440-695.00	Miscellaneous Income		750	Increase to expected
R	591-536-695.00	Miscellaneous Income		3,500	Increase to expected
	591-442-702.00	Salaries & Wages		(3,000)	Reclass within fund
	591-442-702.25	Regular Overtime		3,000	Reclass within fund
	591-442-716.00	Health Insurance		10,000	Increase to expected
	591-442-718.00	Retirement Contributions		(3,100)	Reclass within fund
	591-444-920.00	Utilities		10,500	Increase to expected
	591-483-920.00	Utilities		700	Establish Budget
	591-536-718.00	Retirement Contributions		3,100	Reclass within fund
	Revenue	14,250	Expense	21,200.00	Overall
					(6,950) Increase / (Decrease) Fund Bal.

661 Motor Pool/Equipment

NO ADJUSTMENTS SUGGESTED

Revenue		Expense	-	Overall	-	Increase / (Decrease) Fund Bal.
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662 Computer Replacement Fund

	662-932-970.00	Capital Items		(5,000)	Reclass within Fund
	662-932-980.00	Office Equipment		5,000	Reclass within Fund

Revenue		Expense	-	Overall	-	Increase / (Decrease) Fund Bal.
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677 Self Insurance

NO ADJUSTMENTS SUGGESTED

Revenue		Expense		Overall	-	Increase / (Decrease) Fund Bal.
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678 Self Insurance - MMRMA

NO ADJUSTMENTS SUGGESTED

Revenue		Expense		Overall	-	Increase / (Decrease) Fund Bal.
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711 Cemetery Trust

NO ADJUSTMENTS SUGGESTED

Revenue	-	Expense		Overall	-	Increase / (Decrease) Fund Bal.
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733 Retiree Insurance

NO ADJUSTMENTS SUGGESTED

Revenue	-	Expense		Overall	-	Increase / (Decrease) Fund Bal.
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753 Public Art

NO ADJUSTMENTS SUGGESTED

Revenue	-	Expense		Overall	-	Increase / (Decrease) Fund Bal.
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All Funds (77,550) Increase / (Decrease) Fund Bal.

Signature

Date Approved

Councilmember _____ offered and moved the adoption of the following resolution; seconded by Councilmember _____.

WHEREAS, the City of Dowagiac Department of Public Services (DPS) Staff has reviewed alternatives for repairing the pump motor at Well 21A, and;

WHEREAS, DPS recommends rebuilding the pump motor, and;

NOW, THEREFORE, BE IT RESOLVED that the City of Dowagiac, by the affirmative vote of its City Council, does hereby approve the quote of \$26,000 from Peerless Midwest to rebuild the pump motor at Well 21A.

BE IT FURTHER RESOLVED, that the City Manager is hereby authorized and directed to act as signatory for the execution of same.

ADOPTED/REJECTED

CITY OF DOWAGIAC

MEMO TO: Mayor Lyons and City Council Members

FROM: Kevin P. Anderson, City Manager

DATE: July 24, 2014

SUBJECT: Rebuild Pump Motor at Well 21A

One of the pump motors at Well 21A has failed and is in need of a total rebuild. The well is still operating with the backup pumps, but repairs are needed to be made so that adequate redundancy is in place to assure our customers that water can be delivered.

DPS has reviewed the cost/benefit of rebuilding versus purchasing new and concluded that a rebuild is the best course of action to take. Peerless Midwest has quoted \$26,500 to be the expected cost for this rebuild and, with proper maintenance, could still be operational 40 years from now.

RECOMMENDATION

Approve a resolution to authorize Peerless Midwest to rebuild a pump motor at Well 21A.

Support Documents:
Cover Memo-City Mgr.
Resolution



MEMO TO: Kevin Anderson
FROM: Jim Bradford
DATE: July 23, 2014
SUBJECT: Well 21A Repairs

Kevin;

Attached are both the quote and several pictures regarding the necessary repairs to well 21A.

I did contact Mike Williams regarding the cost of a complete new pump motor. He advised that a new motor would run an additional \$10,000.00. It would give the well a life expectancy of about 40 years.

The quote of \$26,500.00 includes an almost completed rebuild of the pump motor, which when done will provide a 40 year life expectancy as well. As such, it is my recommendation that we proceed with the quoted repairs, at the noted cost of \$26,500.00.

This is our primary well. At present time we are operating on back up wells.

Should after your review, you have any questions, please advise.

Thanks

Jim



July 17, 2014

City of Dowagiac
P. O. Box 430
Dowagiac, MI 49047

Attn: Mr. Kevin Cox, Superintendent

Re: Well 21A

Dear Kevin:

As you are aware, we have pulled the 21A well pump and motor. This is one of your high use wells and the pump had not been out in 10 years.

The pump has a great deal of wear throughout. The cast iron bowl assembly castings are soft and consequently the entire assembly will require replacement. The lineshafting throughout the entire pump is in need of replacement. The majority of the 8" diameter column pipe is also bad and will need to be replaced. These items are in addition to the normal wearing parts which we replace on all jobs.

We had concern that the motor would require a rewind. We have tested the windings however and discovered that it can be successfully overhauled without having to rewind it.

The existing windings can be dipped and baked, the bearings replaced, and some other repairs that will be needed to restore it to like-new condition.

The estimate for the complete project will be approximately \$26,500. We have everything we need to complete the project in house and should be able to have you back up and running within a week or so.

We appreciate the opportunity to be of service. Please let us know if you should have any questions, or if we can be of assistance to you in any way.

Very truly yours,

PEERLESS-MIDWEST, INC.

Michael J. Williams

MJW/dl

Watson, Sue

From: Williams, Mike <mike.williams@peerlessmidwest.com>
Sent: Monday, July 21, 2014 7:44 AM
To: Watson, Sue
Cc: Kevin Cox Ext
Subject: FW: Pictures 7-21-14
Attachments: DSCF0829.JPG; DSCF0830.JPG; DSCF0831.JPG; DSCF0833.JPG; DSCF0832.JPG; DSCF0828.JPG

Good morning Sue. We have the # 21A well pump pulled out and we wanted to forward the attached pictures to Jim.

Here is the reference description of what is being shown in each of the pictures:

DSCF0829: This is a picture of one of the cast iron bowl assembly castings. The hole that can be seen to the right of the bolt hole in the casting is evidence of the need to replace this item.

DSCF0830: Shows wear on the impeller hubs

DSCF0831: Shows wear on the shafting

DSCF0833: Shows wear on the interior of the column pipe

DSCF0832: Shows bad "butt" area on the column pipe

DSCF0828: Shows veins broken on one of the cast iron bowl assembly castings.

Thanks for your assistance with this matter Sue. Kevin has our report also.

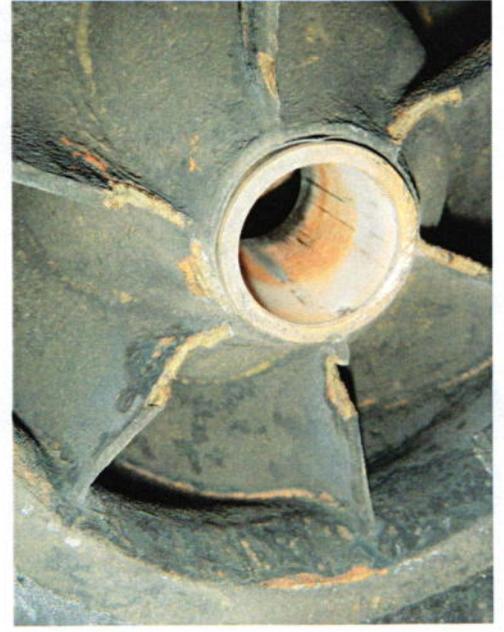
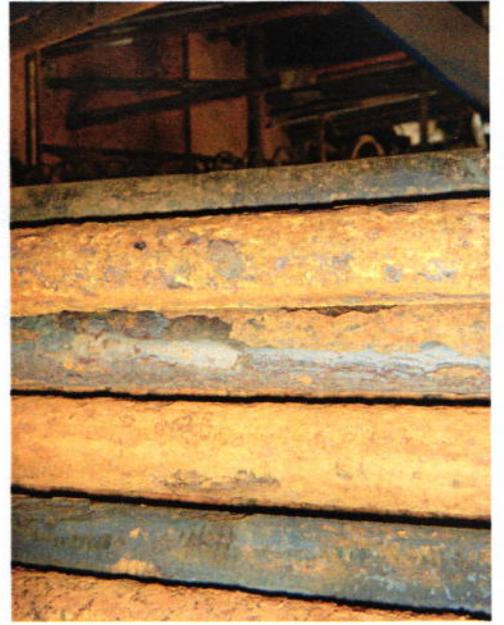
Michael J. Williams

Vice-President/Secretary/Treasurer
55860 Russell Industrial Parkway
Mishawaka, IN 46545
574.252.4130 Direct
574.254.9050 Office
574.254.5525 Fax
574.286.0395 Cell



From: Williams, Frank
Sent: Monday, July 21, 2014 7:27 AM
To: Williams, Mike
Subject: Pictures 7-21-14

DoubleCheck identified this as **CLEAN**. Give feedback: [This is SPAM](#) • [More](#)



Councilmember _____ offered and moved the adoption of the following resolution;
seconded by Councilmember _____.

WHEREAS, the following information has been reviewed by the City Manager and City
Treasurer and is being presented to City Council with a recommendation to
approve invoices and payroll #22 for the period ending 7/24/14:

Invoices: 134,715.16
Payroll: 171,152.13
Total: \$305,867.29

BE IT RESOLVED that the City Manager and City Treasurer are hereby authorized and
directed to pay the following bills and payroll due:

<u>Invoices</u>	<u>Payroll</u>	<u>Total</u>
\$134,715.16	\$171,152.13	\$305,867.29

ADOPTED on a roll call vote.

Ayes:

Nays:

Absent:

Abstain:

Kevin P. Anderson, City Manager

Vendor		Description	Amount
1ST CHOICE AUTOMOTIVE	0006392	DART #220 TAILPIPE REPAIR	151.21
A CHILD IS MISSING	7-23-14	CHILD IS MISSING PROGRAM	350.00
ACCELA INC #774375	7249	MINUTETRAQ MONTHLY SUBSCRIPTION	349.00
AIRGAS GREAT LAKES	9919810368	WELDING SUPPLIES	49.46
ALEXANDER CHEMICAL A CARUS COMPANY	SLS 10020461	DE-CHLORINATION CHEMICALS	1,360.00
ALEXANDER CHEMICAL A CARUS COMPANY	SCL 10005478	DRUM CREDIT	(210.00)
ALEXANDER CHEMICAL A CARUS COMPANY	SCL 10005533	DRUM CREDIT	(315.00)
ALEXANDER CHEMICAL A CARUS COMPANY	SLS 10020818	CHLORINE - WWTP	4,047.00
ALLRED, NOAH L	07/16/2014	UB refund for account: 08-0282-15	251.68
AMERICAN ELECTRIC POWER	049-501-336-1-3	CCWS - VANDALIA TOWER	29.47
AMERICAN ELECTRIC POWER	040-050-210-0-3	VINEYARD PL LIFT STATION	37.77
AMERICAN ELECTRIC POWER	044-619-354-0-7	M-62 W LIFT STATION	40.58
AUSRA, JOANN	7-22-14	JULY 2014 BOARD OF REVIEW	25.00
BENDER ELECTRIC, INC	16417	SERVICE CALL - CCWS WELL CONTROLS	65.00
BOERMANS ENVIRONMENTAL & EXCAVATING	803	DISPOSAL & REMOVAL OF UST AT 310 S FRONT	3,000.00
BRADY, TOM	7-20-14	REPAIR SIDEWALK & CURB FROM WATER &	3,050.00
BRADY, TOM	1313	PUT CONCRETE DRIVEWAY IN AT 57140	6,000.00
CAPITAL TIRE, INC	10104849	TIRE - PD VEH #121	126.76
CASS CNTY TRANSPORTATION AUTHORITY	7-9-14	DART #220 LIFT INSPECTION/REPAIR	209.00
CASS CNTY TRANSPORTATION AUTHORITY	7-8-14	DART #330 LIFT INSPECTION	42.25
CHICAGO TITLE OF MICHIGAN	07/16/2014	UB refund for account: 07-1203-7	75.15
CITY OF DOWAGIAC	7-17-14	CASS WATER SYSTEM	6,200.41
CLARK HILL PLC	549149	CLARK LOT - PEET PROPERTY	326.00
CLARK HILL PLC	549128	CLARK LOT LEGAL SERVICES	184.50
CLARK HILL PLC	549142	HUSTON PARK ACQUISTION	74.50
CLARK, DANELL	07/16/2014	UB refund for account: 14-2834-20	32.46
CLINE, JEAN	7-22-14	JULY 2014 BOARD OF REVIEW	25.00
COMCAST	8771 40 238	INTERNET SERVICE - CITY HALL	119.82
COMMUNITY ANSWERING SERVICE	262807212014	DISPATCHING SERVICE	498.70
CONESTOGA-ROVERS & ASSOCIATES	482677	NUBOUR LANDFILL OMM ACTIVITIES	1,974.34
CRANDALL, DANIEL	07/16/2014	UB refund for account: 16-1887-17	57.12
CRAWFORD BROS (KALAMAZOO AVE BAND)	7-23-14	BECKWITH SUMMER CONCERT SERIES	650.00
CREATIVE VINYL SIGNS	26674	ALUMINUM REFLECTIVE SIGNS (CASS AVE	125.14
CROWNE PLAZA	7/15/14	HOTEL LODGIN - P HARDING (CONF	355.35
DOUBLEDAY OFFICE PRODUCTS, INC	154086I	SUPPLIES	97.45
DOWAGIAC ATHLETIC BOOSTERS	7-16-14	11TH ANNUAL CHIEFTAN GOLF OUTING -	100.00
DOWAGIAC UNION SCHOOLS	201314-57	FUEL EXPENSES-JUNE 2014	6,973.21
DUST BUSTERS	8/14	CLEANING SERVICES 8/14	1,725.00
EARLS, MEGAN & BOUNDS, ADAM	07/16/2014	UB refund for account: 11-1811-19	55.52
ELECTION SYSTEMS & SOFTWARE, INC	24258	OPTECH INSIGHT CODING/BALLOT LAYOUT	1,740.00
ELHORN ENGINEERING COMPANY	257021	CHLORINE - CCWS	520.50
ERSCO CONSTRUCTION SUPPLY	18934	MATERIAL FOR STREET REPAIR - E DIVISION	190.65
ETNA SUPPLY	S101095048.001	HYDRANTS - STOCK	5,550.00
ETNA SUPPLY	S101124526.001	DRIVE SCREW, RATCHET - SEWER PIPE CUTTER	160.17
ETNA SUPPLY	S101123261.001	CCWS - WATER SHUT OFF TOOL	235.07
FIA CARD SERVICES	VUHCBEA7C449	LOG ME IN YEARLY SUBSCRIPTION	70.00
FIA CARD SERVICES	6-11-14	CAUA MEETING	12.77
FIA CARD SERVICES	6-12-14	STATE OF MICHIGAN BACKGROUND CHECK	10.00
FIA CARD SERVICES	6-23-14	CAUA MEETING	45.90

Vendor		Description	Amount
FIA CARD SERVICES	115-6725747-	PD - LOST PERSON BOOK	27.74
FIA CARD SERVICES	7-7-14	TX HOLSTER/CLIP	14.99
FIA CARD SERVICES	7418	BREAKER	84.90
FIA CARD SERVICES	6-18-14	EBAY LISTING SALE OF #102	49.09
FIA CARD SERVICES	14062428961727	STATE DEQ SITE ID FEE - 310 S. FRONT UST	50.00
FIA CARD SERVICES	1169019019	FAX SERVICE - LIFT STATION REPORTS	24.99
FIA CARD SERVICES	6-28-14	FAX SERVICE - LIFT STATION ALARMS	24.99
FIA CARD SERVICES	4994570	ONLINE BACKUP SERVICE	56.99
FIA CARD SERVICES	05881C	MEAL FOR CREWS WORKING ON STORM DAMAGE	54.63
FIA CARD SERVICES	0010	MEAL FOR CREW - STORM	24.52
FIA CARD SERVICES	68931217	LODGING - MUTUAL AID CREW	112.99
FIA CARD SERVICES	68931144	LODING - MUTUAL AID CREW	112.99
FIRST ADVANTAGE LNS OCC HEALTH	382203	CDL DRUG TEST - DPS NEW HIRE	39.50
FLEETMATICS USA, LLC	IN300670	VEHICLE TRACKING SERVICE	40.00
FOREMAN, TROY	07/16/2014	UB refund for account: 13-2886-7	32.84
FOSTER, DONALD	07/16/2014	UB refund for account: 05-2144-4	100.67
GRAINGER, INC	9485547914	GREEN INDICATOR LAMPS	251.00
GRAINGER, INC	9486745327	RUBBER BOOTS & SUPPLIES	240.24
GRAMES TIRE & BATTERY, INC	3212	TIRE REPAIR #7	32.95
GRAMES TIRE & BATTERY, INC	3184	#2 TIRE REPAIR	18.95
GRAMES TIRE & BATTERY, INC	3191	#10 TIRE REPAIR	17.95
GRAMES TIRE & BATTERY, INC	3233	TIRE REPAIR - PD VEH #6002	21.95
GRAMES TIRE & BATTERY, INC	3245	BATTERY & TIRE REPAIR VEH #132	128.95
GRANT, DARLENE	07/16/2014	UB refund for account: 08-2168-6	127.06
GREENMARK EQUIPMENT	P83027	POLE PRUNER REPAIR	131.40
HAGGIN FORD & MERCURY INC	46985	FUEL PIPE & KIT/OIL TUBE #7/#125	645.17
HAGGIN FORD & MERCURY INC	47016	FUEL PIPE #7 CREDIT	(204.32)
HAGGIN WIMBERLY CHEVY OLDS GEO INC	176063	PD VEH #121	106.55
HALE'S HARDWARE, INC	D49163	SCREWS & STAPLES	27.70
HALE'S HARDWARE, INC	D50391	PAINT & BUILDING MAINT.	92.98
HALE'S HARDWARE, INC	D50617	FIRE DEPT - SUPPLIES	12.87
HALE'S HARDWARE, INC	D50066	FIRE DEPT - SUPPLIES	33.91
HALE'S HARDWARE, INC	D50564	VACUUM CLEANER BAGS	12.59
HALE'S HARDWARE, INC	C77183	SL - CONDUIT, COUPLINGS A1 FLOW METER	16.54
HALE'S HARDWARE, INC	C77426	INSECT REPELLANT	15.50
HALE'S HARDWARE, INC	D49088	GLOVES/LYSOL/BOWL CLEANER	69.58
HALEY'S SEPTIC SERVICE	15981	SEPTIC TANK CLEANINGS - PARKS DEPT	660.00
HALL, DONALD	7-22-14	JULY 2014 BOARD OF REVIEW	25.00
HANSON BEVERAGE SERVICE	948459	LAB WATER - WWTP	40.50
HEIDENREICH, MICHAEL	12-09-2013	AMERAPLAN SELF INS HEALTH CLAIMS	1,658.35
HOTRUM, VICTORIA L	07/16/2014	UB refund for account: 14-2264-16	261.32
INTERNATIONAL CODE COUNCIL, INC	3012353	MEMBERSHIP DUES - J BRADFORD	125.00
J DOHENY SUPPLIES INC	14-109	ANNUAL PIPELOGIX SUPPORT	1,980.00
J DOHENY SUPPLIES INC	A74678	#11 - HOSE REEL SHOE/SWIVEL JOINT	281.84
JACKSON TIRE CO.	3190-16	JD 2155 FRONT TIRE	21.00
JUDD LUMBER COMPANY, INC	1407-612810	CEMENT - INLET REPAIR PARK PLACE	29.00
JUDD LUMBER COMPANY, INC	1407-612274	CEMENT - INLET REPAIR RUDY RD	7.84
JUDD LUMBER COMPANY, INC	1407-612226	CONCRETE - INLET REPAIR RUDY RD	29.00
JUDD LUMBER COMPANY, INC	1407-611954	CONDUIT - WELL HOUSE #21 ELECTRIC REPAIR	34.95

Vendor		Description	Amount
JUDD LUMBER COMPANY, INC	1407-611914	CONDUIT - WO 14-1020 UNDERGROUND INSTALL	9.99
JUDD LUMBER COMPANY, INC	1407-613021	CEMENT - S FRONT ST STORM SEWER INLET	15.68
JUDD LUMBER COMPANY, INC	1407-613200	CEMENT/HANDLE - CEMETERY FOUNDATIONS	37.94
JUDD LUMBER COMPANY, INC	1407-613581	CONDUIT/COUPLING - IND PARK ST LIGHT	7.77
KELLEY, JESSICA	07/16/2014	UB refund for account: 08-2173-7	115.59
KOTZ SANGSTER WYSOCKI P.C.	7-9-14	WAYNE TOWNSHIP WATER SYSTEM - NUBOUR	105.00
KOTZ SANGSTER WYSOCKI P.C.	231901	WAYNE TOWNSHIP WATER SYSTEM - NUBOUR	1,390.20
LAGROW, CINDY	8/14	ECONOMIC DEVELOPMENT SERVICES 8/14	2,060.00
LAKE MICHIGAN MAILERS, INC	305560	POSTAGE	5,000.00
LAKELAND HEALTHCARE	070114	PRE EMPLOYEMENT SCREENING	211.72
LOCKHART, CRYSTAL	07/16/2014	UB refund for account: 16-1895-15	78.50
MAXIMUM FIRE PROTECTION	2085	REFILL FIRE EXTINGUISHERS	40.00
MAXIMUM FIRE PROTECTION	2083	REFILL EXTINGUISHER - PD	40.00
MAXIMUM FIRE PROTECTION	2084	REFILL EXTINGUISHER - FD	75.00
MCLEOD, JONATHON	07/16/2014	UB refund for account: 10-3025-10	112.97
MEANS, GARRY	07/16/2014	UB refund for account: 04-1044-20	88.44
MERRILL EXCAVATING	2212	SEWER SVC REPAIR - ORCHARD ST	625.00
MERRILL EXCAVATING	2213	DEMOLISH 209 ANDREWS	2,950.00
MICHIGAN PUBLIC POWER AGENCY	20140710022	RENEWABLE PORTFOLIO SVC COMM FEE	108.45
MILLER, CANFIELD, PADDOCK AND STONE	1251679	EMPLOYMENT MATTERS	2,125.96
MONUMENTS BY DESIGN, LLC	701	INSCRIBED BRICKS	66.00
MWEA	9523	MEMBERSHIP RENEWAL - K COX	62.00
O'BOYLE COWELL BLALOCK AND ASSOC	51010.03-19	RUSSOM PARK	129.36
PANCZAK, AMY	07/16/2014	UB refund for account: 06-3126-13	153.77
PETERMAN CONCRETE COMPANY	0269376-IN	CEMENT	322.00
PETERMAN CONCRETE COMPANY	0269308-IN	CEMENT - W HIGH WORK	349.75
PETTY CASH	7-15-14	REIMBURSE PD PETTY CASH	63.51
PHILLIPS, JERAD	6-25-14	TRAVEL EXPENSES - MEALS	59.89
PHILLIPS, JERAD	6-13-14	CELL REMIMBURSE - PHILLIPS	60.00
POKAGON BAND OF POTAWATOMI INDIANS	7-22-14	POW WOW PROGRAM AD	50.00
POLLY, CORINA L	07/16/2014	UB refund for account: 03-0880-2	68.64
POSITIONING SOLUTIONS COMPANY	1112012	SURVEY PAINT	210.00
POWER LINE SUPPLY, INC	5844001	PIN TERMS	103.32
POWER LINE SUPPLY, INC	5844002	TERM KITS - STOCK	749.02
POWER LINE SUPPLY, INC	5844003	400W FLOODLIGHT FIXTURES - STOCK	804.96
POWER LINE SUPPLY, INC	5844658	WIRE	4,931.84
POWERNET GLOBAL COMMUNICATIONS	32243614	LONG DISTANCE SERVICE 6/12 - 7/12/14	164.52
PRECISION DATA PRODUCTS	I0000413253	FIBER OPTIC TRANSCEIVERS	337.90
PRECISION DATA PRODUCTS	I0000413251	WIFI ACCESS POINTS & PRINTER INK	498.73
PRIORITY COMPUTER SERVICES, INC	201915	COMPUTER - BLDG DEPT	849.00
PVS TECHNOLOGIES, INC	187336	PHOSPHOROUS REMOVAL CHEMICAL	1,922.32
R&D SEWER RODDING & DRAIN CLEANING	7-14-14	TV SEWER MAIN - 309 W WAYNE	150.00
RANDLE, ARETHA	07/16/2014	UB refund for account: 13-1704-9	146.27
REAL PRO SOLUTIONS, LLC	LM2139	BRUSH CLEAN-UP CITY LOT	500.00
REAL PRO SOLUTIONS, LLC	LM2137	CCWS - MOW PENN PUMP HOUSES	90.00
REAL PRO SOLUTIONS, LLC	LM2136	CCWS - MOW VANDALIA TOWER	70.00
REAL PRO SOLUTIONS, LLC	LM2138	BLIGHT MOWING	203.00
REAL PRO SOLUTIONS, LLC	LM2140	MOWING - INDUSTRIAL PARK	600.00
REAL PRO SOLUTIONS, LLC	LM2145	BLIGHT MOWING	87.00

Vendor		Description	Amount
REED, MELISSA	07/16/2014	UB refund for account: 09-2570-6	6.58
RIETH-RILEY CONSTRUCTION COMPANY	7169936	ASPHALT	92.66
RIETH-RILEY CONSTRUCTION COMPANY	7169909	ASPHALT	95.31
RIETH-RILEY CONSTRUCTION COMPANY	7169915	ASPHALT	92.13
ROXSAN MURRAY	7-15-14	LITTER DEPOSIT REFUND FOR ROTARY PARK	52.00
SARAH MCCUDDY	7-10-14	REIMBURSE SEWER RODDING - 103 LINCOLN	225.00
SAYLOR, SCOTT	000001	MOW - METERING STATION	30.00
SAYLOR, SCOTT	000002	MOW - TELEGRAPH SUBSTATION	30.00
SAYLOR, SCOTT	000003	MOW - POPLAR SUBSTATION	50.00
SAYLOR, SCOTT	000004	MOW - RUDOLPHI WATER TOWER	45.00
SAYLOR, SCOTT	000001	MOW - METERING STATION	30.00
SAYLOR, SCOTT	000002	MOW - TELEGRAPH SUBSTATION	30.00
SAYLOR, SCOTT	000003	MOW - POPLAR SUBSTATION	50.00
SAYLOR, SCOTT	000004	MOW - RUDOLPHI WATER TOWER	45.00
SAYLOR, SCOTT	000005	MOW - WWTP GROUNDS	175.00
SAYLOR, SCOTT	000006	MOW - WWTP LAGOONS	500.00
SAYRE, AMANDA	07/16/2014	UB refund for account: 08-2216-22	57.91
SCHERER, JOE DBA LONELY PI	8/14	8/14 INT PMT ACCT 7508450033	6,174.53
SEMCO ENERGY GAS COMPANY	0149089.500	GAS SVC DEPOT 6/4 - 7/3/14	15.30
SEMCO ENERGY GAS COMPANY	0149138.502	MUSEUM - GAS SVC 6/4 - 7/3/14	62.63
SEMCO ENERGY GAS COMPANY	0148902.500	GAS SVC 6/4 - 7/3/14	47.60
SEMCO ENERGY GAS COMPANY	0149080.500	GAS SVC 6/4 - 7/3/14	19.09
SEMCO ENERGY GAS COMPANY	0146763.501	GAS SVC 6/3 - 7/4/14	43.64
SEMCO ENERGY GAS COMPANY	0149077.500	GAS SVC CITY HALL - 6-4-14 TO 7-3-14	16.24
SEMCO ENERGY GAS COMPANY	0346992.502	GAS SVC - AIRPORT 6-2-14 TO 7-1-14	12.44
SEMCO ENERGY GAS COMPANY	0147944.500	GAS SVC - AIRPORT 6-3-14 TO 7-2-14	12.44
SEMCO ENERGY GAS COMPANY	0148809.501	GAS UTILITY - FIRE DEPT 6-4-14 TO 7-3-14	17.18
SERVPRO	2913	CH - WATER DAMAGE RESTORATION	1,438.49
SHELL OIL COMPANY	00000000652605234	6/19/14 TO 7/6/14 FUEL CHARGES	1,810.05
SNAP-ON TOOLS	0707143443	RADIATOR HOSE PICK	25.20
SOUTH BEND UNIFORM	17102	UNIFORM-DAVIS	202.65
SOUTH BEND UNIFORM	17547	UNIFORM-WIGGINS	133.75
SOUTHWEST SEWER & DRAIN	207000	SEWER RODDING AT 308 PENN	125.00
STATE OF MICHIGAN-MDOT	AA 367985	AIRPORT CRACK SEALING & MARKINGS	750.00
STATE OF MICHIGAN-MDOT	AP 367734	LOCAL PROG BILL #2 - MIDDLE CROSSING	23,622.91
THE RIDGE COMPANY	572576	DART #220 - HEADLAMP BULB	8.00
THE RIDGE COMPANY	572805	HAZARD SIGN - BATTERIES/CORE DEPOSITS	623.64
THE RIDGE COMPANY	572876	#145 OIL FILTER	7.49
THE RIDGE COMPANY	572843	#145 AIR FILTER	35.00
THE RIDGE COMPANY	572644	#11 AIR FILTER	34.02
THE RIDGE COMPANY	572642	#11 OIL & AIR FILTERS	66.36
THE RIDGE COMPANY	572371	#103 - ALTERNATOR; CORE DEPOSIT	304.69
THE RIDGE COMPANY	572133	#104 STROBE LIGHT CREDIT	(201.32)
THE RIDGE COMPANY	572566	#104 STROBE LIGHT	79.00
THE RIDGE COMPANY	572335	#103 OIL FILTER	8.85
THE RIDGE COMPANY	571595	FUEL FILTER/FILTER BASE RETURN	(40.58)
THE RIDGE COMPANY	573732	P OUTLET #1	6.99
THE RIDGE COMPANY	573277	REAR DRIVESHAFT #3	27.44
THE RIDGE COMPANY	573305	WHEEL BOLT NUT #3	6.87

Vendor		Description	Amount
THE RIDGE COMPANY	573144	#330 DART - AC REPAIR	34.99
THE RIDGE COMPANY	573313	CORE DEPOSIT CREDIT	(135.00)
THE RIDGE COMPANY	572931	STROBE LIGHT/CORE DEPOSIT CREDITS	(251.32)
THE RIDGE COMPANY	574362	AIR FILTER (HONDA GEN)	5.19
THE RIDGE COMPANY	570092	SOCKETS	18.32
THE RIDGE COMPANY	574571	OXYGEN SENSOR #125	96.64
THE RIDGE COMPANY	573785	AIR FILTER #101/OIL	59.87
THE RIDGE COMPANY	574358	AC FAN - DART #220	42.33
THE VERDIN COMPANY	7-23-14	DT CLOCK - NEW CONTROLLER 50% DEPOSIT	1,897.50
THIELMANN, MARY	07/16/2014	UB refund for account: 10-3607-10	28.56
TURF SERVICES	34091	TRENCH UG ELECTRIC - 27831 BURMAX	225.00
TURF SERVICES	34092	TRENCH UG ELECTRIC - WELL #21	300.00
VANDERVRIES, EDWARD	8/14	ASSESSING SERVICES 8/14	1,775.00
VERMEER OF MICHIGAN, INC	P34436	#145 RADIATOR	1,421.42
WAGNER, JOSHUA	07/16/2014	UB refund for account: 04-0001-11	161.64
WASTE MANAGEMENT OF MICHIGAN	8366567-1710-2	DUMPSTER/TRASH CART - 7/14	373.14
WHALEY, ELVA	07/16/2014	UB refund for account: 08-2227-21	24.48
WHEELER, MITCHELL C	07/16/2014	UB refund for account: 14-2262-27	20.27
WIGHTMAN & ASSOCIATES, INC	47186	MIDDLE CROSSING/M-51 CMAQ PROJECTS	4,919.97
WILBUR-ELLIS COMPANY	8274735 RI	FERTILIZER W/GRUB CONTROL/BROADWOOD LEAF	940.25
WILLIAMS, ADAM	07/16/2014	UB refund for account: 04-0864-9	70.43
WILLIAMS-A-1 EXPERT TREE SERVICE	6633	TAKE DOWN TREE FROM STORM DAMAGE AT	1,800.00
YOUNGER, WILLIAM DOUGLAS-LEE	07/16/2014	UB refund for account: 06-0488-4	118.24
ZBATTERY.COM, INC	I166676	FLASHLIGHT BATTERY - DAVIS	15.99
Total:			134,715.16

ORDINANCE NO. _____, 2014

ORDINANCE-----

AN ORDINANCE TO AMEND SECTION 22.5 (C) (6), MAP OF CHAPTER 22, CHANGES AND AMENDMENTS, OF THE DOWAGIAC CITY CODE BY AMENDMENT OF THE ZONING MAP.

THE CITY OF DOWAGIAC ORDAINS:

Section 1: That Section 22.5 (C) (6) of Chapter 22, of the Dowagiac Zoning Code be is hereby amended by changing the official zoning map as follows:

“Designate as "Planned Unit Development," certain described property in the City of Dowagiac, County of Cass, State of Michigan, more specifically described in Appendix "A", attached hereto and incorporated herein by reference "

Section 2: That this ordinance shall take full force and effect immediately upon its publication in a newspaper of general circulation within the City of Dowagiac.

ADOPTED/REJECTED

Moved by:

Seconded by:

Ayes:

Nays:

Absent:

Abstain:

Donald D. Lyons, Mayor

James E. Snow, City Clerk

CITY OF DOWAGIAC

MEMO TO: Mayor Lyons and City Council Members

FROM: Kevin P. Anderson, City Manager

DATE: July 24, 2014

SUBJECT: Ordinance Amendment – Second Reading

An ordinance is on Monday's agenda for the 2nd reading of an ordinance to amend Section 22.5 (C)(6), Map of Chapter 22, Changes and Amendments, of the Dowagiac City Code. The purpose of this amendment is for the rezoning of 415 E. Prairie Ronde.

The owners have requested for property rezoning at the above-noted property from the I-2 Heavy Industrial District to a Planned Unit Development (PUD). The zoning is intended to better reflect the multiple industrial and commercial uses that are growing at this location.

The Planning Commission held a public hearing on July 7, 2014 to solicit public comment on the request and formally adopted a resolution recommending approval of the request with no conditions.

First reading of the ordinance amendment was on the July 14, 2014 City Council agenda.

RECOMMENDATION

Approve an ordinance amendment for the purpose of rezoning 415 E. Prairie Ronde from the I-2 Heavy Industrial District to a Planned Unit Development (PUD).

Support Documents:
Cover Memo-City Mgr.
Ordinance

Councilmember _____ offered and moved the adoption of the following resolution;
seconded by Councilmember _____.

WHEREAS, the Michigan Open Meetings Law, Public Act 267 of the Public Acts of 1976 as amended, provides that public bodies may meet in closed session for the purpose of discussing collective bargaining negotiations; and

WHEREAS, the Michigan Open Meetings Law, Public Act 267 of the Public Acts of 1976 as amended, provides that public bodies may meet in closed session for the purpose to consider the purchase or lease of real property up to the time an option to purchase or lease that property is obtained; and

WHEREAS, the Michigan Open Meetings Law, Public Act 267 of the Public Acts of 1976 as amended, provides that public bodies may meet in closed session for the purpose of discussing litigation; and

WHEREAS, the Mayor and City Council desire to meet with the City Manager to discuss collective bargaining negotiation issues, litigation and the purchase or lease of real property.

NOW, THEREFORE, BE IT RESOLVED that the Dowagiac City Council will hereby adjourn to closed session to discuss collective bargaining issues, litigation and the purchase or lease of real property.

ADOPTED/REJECTED

Moved by:

Seconded by:

Ayes:

Nays:

Absent:

Abstain:

James E. Snow, City Clerk