

## DOWAGIAC CITY COUNCIL MEETING

Monday, June 27, 2016

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

Mayor Donald Lyons led the Pledge of Allegiance to the flag.

PRESENT: Mayor Donald D. Lyons, Councilmembers Leon D. Laylin, Charles K. Burling, James B. Dodd, Lori A. Hunt, Danielle E. Lucas, Bob B. Schuur and City Clerk Jane P. Wilson.

ABSENT: None

STAFF: City Manager Kevin P. Anderson, Public Safety Director Steve Grinnewald, Airport Manager Oscar Azevedo.

### APPROVAL OF MINUTES OF PREVIOUS MEETING

Councilmember Dodd moved and Councilmember Hunt seconded that the minutes of the June 13, 2016 regular meeting be approved.

Approved unanimously.

### COMMENTS FROM THE AUDIENCE (AGENDA)

### COMMENTS FROM THE AUDIENCE (NON-AGENDA)

1. Mark Herman, candidate for Cass County Circuit Judge, provided comments on his campaign.
2. Mary Lou Franks and Bob Cochran, Cass County Council on Aging, addressed request for millage increase from .9 to 1.0 and spoke about the number of Cass County residents served and the extent of the volunteer services.

Councilmember Dodd moved and Councilmember Schuur seconded a resolution of support for the millage increase.

### Resolution to Support the COA Millage Proposition for Services to Older Citizens in 2016

WHEREAS, the percentage of population of adults age 60 and over in Cass County currently exceeds 24% of the population, and this percentage is projected to increase rapidly with the aging of the Baby Boomer generation; and

WHEREAS, the unique challenges of the older adult population include physical, emotional, and social needs; and

## DOWAGIAC CITY COUNCIL MEETING

Monday, June 27, 2016

Page Two

WHEREAS, the Cass County Council on Aging (COA) provides services and programs to address these needs vital to the health, welfare, and sense of wellbeing of the older adult population of Cass County; and

WHEREAS, an integral financial support for COA programs and services is the revenue generated through millage funding; and

WHEREAS, the Millage Proposition to Older Citizens to increase the levy to 1 mill will be voted upon at the August 2 primary election; and

WHEREAS, the City of Dowagiac desires to support the programs and services to the older adults of Cass County as provided by the Cass County COA;

NOW, THEREFORE, BE IT RESOLVED THAT:

The City of Dowagiac encourages voters to support the COA Millage Proposition for Services to Older Citizens on the August 2 primary ballot.

ADOPTED unanimously.

3. Dave Toxopeus, Detective Sergeant, Cass County Drug Enforcement Team, presented the Council with an overview of the CCDET's responsibilities and activities, and provided statistical and other information supporting its success. He asked for the Council's support for the request on the August 2, 2016 ballot to continue funding the program.

### RESOLUTIONS

1. Resolution authorizing the demolition of properties within the Division Street Corridor Project Area.

Councilmember Burling offered and moved to approve the following resolution; seconded by Councilmember Laylin.

WHEREAS, the City has actively pursued the ongoing redevelopment and economic vitality of downtown, and;

WHEREAS, it is in the long-term best interest of the City and the downtown to acquire properties for future development as they become available and as the City has resources available, and;

WHEREAS, the properties have undergone asbestos surveys and removals and are ready for demolition and fill, and;

DOWAGIAC CITY COUNCIL MEETING

Monday, June 27, 2016

Page Three

WHEREAS, the City staff has secured three bids, Merrill Excavating being the low bidder on the project coming in at \$24,450 for demolishing 101 New York Ave, 204 Commercial Street, 214 Commercial Street and 307 Commercial Street.

NOW, THEREFORE, BE IT RESOLVED that the City of Dowagiac, by the affirmative vote of its City Council, does hereby authorize the City Manager to approve the bids from Merrill Excavating in the amount of \$24,450 for the demolition and fill of 101 New York Ave, 204 Commercial Street, 214 Commercial Street and 307 Commercial Street and 305 Commercial Street upon receipt of bids.

ADOPTED unanimously.

2. Resolution authorizing the City Manager to enter into agreements with DMOT, project engineers, and contractor for the construction of a new terminal building at the Dowagiac Municipal Airport.

Councilmember Laylin offered and moved to approve the following resolution; seconded by Councilmember Hunt.

WHEREAS, City Council agrees it is cost effective to replace the existing terminal building at the airport; and

WHEREAS, federal and state funds are available to the City of Dowagiac for the purpose of Airport and Airway improvements; and,

WHEREAS, the city has rebid the project and received significantly lower bids; and,

WHEREAS, it is critical to proceed quickly with this project or there will be a loss of federal grant monies; and,

WHEREAS, the bids have been reviewed by the project engineer and the Michigan Department of Transportation (MDOT).

NOW, THEREFORE, BE IT RESOLVED that the City of Dowagiac, by affirmative vote of its City Council, hereby approves the low bidder, Fiskars, Inc.; and,

BE IT FURTHER RESOLVED that the City Council directs the City Manager to be authorized as the signatory for execution of any and all agreements with MDOT, the low bidder, and any other party necessary to allow the Dowagiac Municipal Airport Terminal Building project to proceed immediately.

ADOPTED unanimously.

DOWAGIAC CITY COUNCIL MEETING

Monday, June 27, 2016

Page Four

3. Resolution introducing the final form resolution to accept an offer for the conveyance of property, parcel number 14-160-100-270-00, in the 400 block of Johnson Street at the July 25, 2016 regular City Council meeting.

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

WHEREAS, the City of Dowagiac wishes to convey and sell a parcel of real property owned by the City in accordance with the provisions of Section 14.9 of the City Charter; and,

WHEREAS, to do so requires the formal approval of the final-form resolution authorizing such conveyance a minimum of twenty-one (21) days in advance of the final adoption of the said, final-form resolution.

NOW, THEREFORE, BE IT RESOLVED that the Dowagiac City Council, by the affirmative vote of its City Council, does hereby adopt and introduce the attached, final-form resolution for the conveyance of City-owned real property in accordance with the provisions of Section 14.9 of the City Charter, and further directs the City Clerk to maintain on file for public review said same final-form resolution for a period of not-less-than twenty-one (21) days preceding the formal action by Council to approve the resolution as attached.

ADOPTED unanimously.

Resolution #  
July 25, 2016

**City Property Sale; 400 Block Johnson Street - \$100.00**

Councilmember \_\_\_\_\_ offered and moved the adoption of the following resolution, seconded by Councilmember \_\_\_\_\_.

WHEREAS, at the June 27, 2016 City Council meeting by way of an adopted resolution introducing same, the Dowagiac City Council approved of a final-form resolution authorizing the conveyance of City-owned, real property in accordance with the provisions of Section 14.9 of the City Charter, and the specifications outlined in the City Council Policy enacted on June 21, 1993, and;

WHEREAS, having now remained on file for public inspection with the Office of the City Clerk for in-excess-of the minimum twenty-one (21) day period required by the City Charter, the City of Dowagiac wishes to formally convey and sell the parcel of surplus real property legally described in Exhibit "A", commonly known as 400 Block Johnson Street in the City of Dowagiac, according to the recorded plat thereof, and more commonly referred to as Parcel Code No. 14-160-100-270-00, to

DOWAGIAC CITY COUNCIL MEETING

Monday, June 27, 2016

Page Five

Willie Lewis and Arqullia Lewis, for the total sale price of one hundred dollars (\$100.00).

**NOW, THEREFORE, BE IT RESOLVED** that the Dowagiac City Council, by the affirmative roll call vote of five or more of its City Council Members, does hereby adopt and approve the sale and conveyance of City-owned real property legally described in Exhibit "A", commonly known as 400 Block Johnson Street in the City of Dowagiac, according to the recorded plat thereof, and more commonly referred to as Parcel Code No. 14-160-100-270-00, to Willie Lewis and Arqullia Lewis, for the total sale price of one hundred dollars (\$100.00).

**BE IT FURTHER RESOLVED** that the said conveyance shall be accomplished by means of the transfer of a Quit-claim Deed, as prepared by the City Attorney, signed by the Mayor and Clerk respectively of the City of Dowagiac, and executed within thirty (30) days following adoption of this resolution.

4. 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 Dodd.

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 for period ending 06/19/2016 and payroll #20:

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

<u>BILLS</u>	<u>PAYROLL</u>	<u>TOTAL</u>
\$411,883.69	\$202,113.25	\$613,996.94

ADOPTED on a roll call vote.

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

Nays: None (0)

Absent: None (0)

DOWAGIAC CITY COUNCIL MEETING

Monday, June 27, 2016  
Page Six

Abstain: None (0)

COMMENTS –

ADJOURNMENT

Upon motion by Councilmember Schuur and seconded by Councilmember Hunt, the Dowagiac City Council adjourned at 7:54 PM.

  
Donald D. Lyons, Mayor

  
Jane P. Wilson, City Clerk