

DOWAGIAC CITY COUNCIL MEETING

Monday, June 11, 2012

A regular meeting of the Dowagiac City Council was called to order by Mayor Donald D. 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 Charles K. Burling, James B. Dodd, Randall G. Gross, Sr., Lori A. Hunt and Bob B. Schuur.

ABSENT: None.

STAFF: Assistant City Manager Rozanne H. Scherr

Councilmember Laylin moved and Councilmember Hunt seconded that the minutes of the May 29, 2012 meeting be approved. The minutes of the June 4, 2012 Special meeting be approved with correction.

Approved unanimously.

COMMUNICATIONS

1. Relay for Life Bike Run, June 24, 2012

Councilmember Dodd moved and Councilmember Schuur seconded to grant the request.

Approved unanimously.

2. MDA Motorcycle Rally, July 8, 2012

Councilmember Dodd moved and Councilmember Schuur seconded to grant the request.

Approved unanimously.

3. Steve's run, July 28, 2012.

Councilmember Dodd moved and Councilmember Schuur seconded to grant the request.

Approved unanimously.

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APPOINTMENTS

Mayor Pro-Tem Laylin offered the following name and the Mayor's appointment to the following board:

1. Park and Recreation Board – Recommended by Mayor and offered by Mayor pro-Tem: Reappoint Tom Atkinson for a term expiring July 2017

Councilmember Schuur moved and Councilmember Hunt seconded to approve the Mayor's appointment.

Approved unanimously.

CITY MANAGER REPORT

1. Vactor Truck Repair

The City owns a Vactor truck that was purchased in 2000, which is used to clean sewers as well as make small excavations in a very quick manner, such as digging holes for tree planting. A new vehicle like this would cost \$280,000 and similar aged and conditioned vehicles are selling at a used price of \$105,000-120,000.

Department of Public Services Director Jim Bradford reports that after 12 years of normal wear and tear, there are a number of major maintenance items that need to occur on this vehicle, which should extend the life to 8-10 years. Total cost of the repair and rental during downtime is estimated to be \$27,122.15.

RECOMMENDATION

I recommend that City Council authorize the expenditure of \$27,122.15 to Jack Doheny Supplies for rebuilding the Vactor truck and rental of another vehicle while it is out of service.

Councilmember Burling moved and Councilmember Laylin seconded that the recommendation of the City Manager be adopted.

ADOPTED unanimously.

RESOLUTIONS

1. 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.

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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 #18 for the period ending 6/7/12:

Invoices: 175,217.44
Payroll: 198,555.27
Total: \$373,772.71

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>
\$175,217.44	\$198,555.27	\$373,772.71

ADOPTED on a roll call vote.

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

Nays: None (0)

Absent: None (0)

Abstain: None (0)

ORDINANCE

1. Second reading of an ordinance extending the gas franchise agreement with SEMCO Energy Gas Company.

AN ORDINANCE, GRANTING TO SEMCO ENERGY GAS COMPANY, A DIVISION OF SEMCO ENERGY, INC., A MICHIGAN CORPORATION, ITS SUCCESSORS AND ASSIGNS, THE RIGHT, POWER AND AUTHORITY TO LAY, MAINTAIN AND OPERATE GAS MAINS, PIPES AND SERVICES ON, ALONG, ACROSS AND UNDER THE HIGHWAYS, STREETS, ALLEYS, BRIDGES, WATERWAYS, AND OTHER PUBLIC PLACES, AND TO DO A LOCAL GAS BUSINESS IN THE CITY OF DOWAGIAC, CASS COUNTY, MICHIGAN, FOR A PERIOD OF THIRTY YEARS.

Moved by Councilmember Laylin and seconded by Councilmember Schuur for adoption at the May 14, 2012 meeting is now presented to the Council for a second reading and a vote.

ADOPTED on a roll call vote.

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

Nays: None (0)

Absent: None (0)

Abstain: None (0)

RESOLUTIONS, Continued

2. 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

Councilmember Dodd 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 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 and the City Attorney to discuss the purchase of real property.

NOW, THEREFORE, BE IT RESOLVED the City Council will hereby adjourn to closed session to discuss the purchase of real property.

ADOPTED on a roll call vote.

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

Nays: None (0)

Absent: None (0)

Abstain: None (0)

TIME: 7:14 p.m.

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LATER: 7:37 pm

Upon motion by Councilmember Laylin, and seconded by Councilmember Dodd, the Dowagiac City Council adjourned at 7:37 p.m.

Mayor Donald D. Lyons

Rozanne H. Scherr, Assistant City Manager