

DOWAGIAC CITY COUNCIL MEETING

Monday, August 25, 2014

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.

Councilmember Laylin moved and Councilmember Dodd seconded that the minutes of the August 11, 2014 regular meeting be approved.

Approved unanimously.

COMMENTS FROM THE AUDIENCE (NON-AGENDA) –
William Lorenz
Richie Bacon

COMMUNICATIONS

1. Black Family Celebration, August 30, 2014, Walter Ward Park.
2. Eagle's #2441 – Ride to Remember Motorcycle Run location stop, September 7, 2014.
3. North Mills Street Block Party, August 30, 2014
4. Under the Harvest Moon Festival, October 11, 2014.

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

RESOLUTIONS

1. Resolution to authorize the purchase of a leaf vacuum.

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

WHEREAS, the City of Dowagiac Department of Public Services (DPS) Staff has determined that the pull behind leaf vacuum provides a valuable service to the operations during peak leaf collection season, and;

DOWAGIAC CITY COUNCIL MEETING

Monday, August 25, 2014

Page Two

WHEREAS, reviewed alternatives repairing or replacing the pull behind leaf vacuum, and;

WHEREAS, DPS recommends purchasing a new leaf vacuum,

NOW, THEREFORE, BE IT RESOLVED that the City of Dowagiac, by the affirmative vote of its City Council, does hereby approve the purchase of a leaf vacuum from Old Dominion Brushing for a cost of \$30,769.

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

ADOPTED Unanimously.

2. Resolution to authorize the purchase of a 4x4 pickup plow truck.

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

WHEREAS, the City of Dowagiac Department of Public Services (DPS) Staff has determined that the replacement of a 4x4 pickup truck provides a valuable service to the operations during snow removal season, and;

WHEREAS, DPS recommends purchasing a new vehicle,

NOW, THEREFORE, BE IT RESOLVED that the City of Dowagiac, by the affirmative vote of its City Council, does hereby approve the purchase of a 2015 Ford F-250 4x4 with a Western Snowplow from C Wimberley Automotive Group for \$27,239.

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

ADOPTED Unanimously.

3. Resolution to authorize budget amendments for FY 2013-14 through the period ending August 21, 2014.

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

WHEREAS, the City administration has reviewed the attached budgets for the 2013-14 fiscal year and the actual revenues and expenditures through August 21, 2014; and

DOWAGIAC CITY COUNCIL MEETING

Monday, August 25, 2014

Page Three

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 Unanimously.

4. Resolution to set a public hearing date for an IFT application from Premier Tool & Die.

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

WHEREAS, Premier Tool & Die Corporation has made formal application for an Industrial Facilities Exemption Certificate, pursuant to new equipment at its manufacturing facility at 101 Poplar Street in the City of Dowagiac, and;

WHEREAS, pursuant to P.A. 198 (1974) as amended, a public hearing is to be conducted by the local governmental unit in which the application facility is located, and;

WHEREAS, P.A. 198 requires that the Assessor for the City of Dowagiac and the legislative body of each unit levying ad valorem property taxes against the facility in question be notified of the public hearing.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Dowagiac does hereby schedule a public hearing to be conducted on September 22, 2014 at 7:00 p.m. in the City Council Chambers for the purpose of hearing public comment on the application filed by Premier Tool & Die for an Industrial Facilities Exemption Certificate for new equipment at its manufacturing facility at 101 Poplar Street in the City of Dowagiac.

BE IT FURTHER RESOLVED that the City Clerk is hereby authorized and directed to send notices, by certified mail, of said public hearing to the following:

1. Premier Tool & Die Corporation
2. City Assessor, City of Dowagiac
3. The County Board of Commissioners, County of Cass
4. The Board of Education, Dowagiac Union Schools
5. The Board of Trustees, Southwestern Michigan College
6. The Board of Education, Lewis Cass Intermediate School District

DOWAGIAC CITY COUNCIL MEETING

Monday, August 25, 2014

Page Four

7. Dowagiac District Library

ADOPTED Unanimously.

5. Resolution to set a public hearing date for an IFT application from Ameriwood.

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

WHEREAS, Ameriwood has made formal application for an Industrial Facilities Exemption Certificate, pursuant to new equipment at its manufacturing facility at 202 Spaulding Street in the City of Dowagiac, and;

WHEREAS, pursuant to P.A. 198 (1974) as amended, a public hearing is to be conducted by the local governmental unit in which the application facility is located, and;

WHEREAS, P.A. 198 requires that the Assessor for the City of Dowagiac and the legislative body of each unit levying ad valorem property taxes against the facility in question be notified of the public hearing.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Dowagiac does hereby schedule a public hearing to be conducted on September 22, 2014 at 7:00 p.m. in the City Council Chambers for the purpose of hearing public comment on the application filed by Ameriwood for an Industrial Facilities Exemption Certificate for new equipment at its manufacturing facility at 202 Spaulding Street in the City of Dowagiac.

BE IT FURTHER RESOLVED that the City Clerk is hereby authorized and directed to send notices, by certified mail, of said public hearing to the following:

1. Ameriwood
2. City Assessor, City of Dowagiac
3. The County Board of Commissioners, County of Cass
4. The Board of Education, Dowagiac Union Schools
5. The Board of Trustees, Southwestern Michigan College
6. The Board of Education, Lewis Cass Intermediate School District
7. Dowagiac District Library

ADOPTED Unanimously.

DOWAGIAC CITY COUNCIL MEETING

Monday, August 25, 2014

Page Five

6. Resolution to authorize collective bargaining agreements with the Police Officers Labor Council (POLC) for three year agreements covering the period of October 1, 2014 through September 30, 2017 for the Sergeants Division and the Patrol Division.

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

WHEREAS, through the process of collective bargaining, the City Administration and members of the Police Officers Labor Council, Sergeants Division and Patrol Division, representing unionized Police Department workers, have agreed to terms for the adoption and implementation of new three-year employment agreements covering the period of October 1, 2014 through September 30, 2017, and;

WHEREAS, the complete terms and conditions of the employment agreements as developed were formally ratified by vote of the full membership of the bargaining unit representing Police Sergeant on July 31, 2014, and the Patrol Division employees on August 22 and;

WHEREAS, the City Administration, having negotiated the terms and conditions of the employment agreements as set forth in the complete copies attached, does now recommend their formal adoption and approval by the City Council.

NOW, THEREFORE, BE IT RESOLVED that the City of Dowagiac, by affirmative vote of its City Council, does hereby adopt and approve the following three-year employment agreements:

- Police Department Patrol Division employees, for the period October 1, 2014 through September 30, 2017, as attached hereto and by reference made a part hereof, including all the terms and conditions as provided therein.
- Police Department Sergeants Division employees, for the period October 1, 2014 through September 30, 2017, as attached hereto and by reference made a part hereof, including all the terms and conditions as provided therein.

BE IT FURTHER RESOLVED that the Mayor and City Manager of the City of Dowagiac be authorized and directed to act as signators for the execution of same.

ADOPTED Unanimously.

DOWAGIAC CITY COUNCIL MEETING

Monday, August 25, 2014
Page Six

7. 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 and payrolls #24 for the period ending 8/21/14:

Invoices:	99,076.07
Payroll #24:	180,642.35
Total:	<u>\$279,718.42</u>

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>
\$99,076.07	\$180,642.35	\$279,718.42

ADOPTED on a roll call vote.

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

Nays: None (0)

Absent: None (0)

Abstain: None (0)

COMMENTS FROM CITY OFFICIALS –

Upon motion by Councilmember Laylin and seconded by Councilmember Burling, the Dowagiac City Council adjourned at 7:39 PM.

Donald D. Lyons, Mayor

Kevin P. Anderson, City Manager