

**City of Davison  
City Council Meeting  
July 28, 2014  
7:30 PM  
City Council Chambers**

- I. Call to Order, Pledge of Allegiance, and Roll Call of Council**
- II. Sweet Adelines Quartet & Proclamation Presentation (att.)**
- III. Approval of the Regular Agenda**
- IV. Brief Public Comments and Questions on Non Agenda Items**
- V. Brief Public Comments and Questions on Agenda Items**
- VI. Approval of Consent Agenda**
  - A. Policy Committee Minutes July 9, 2014 – Draft (att.)
  - B. Personnel Committee Minutes July 16, 2014 – Draft (att.)
  - C. DDA Minutes July 16, 2014 – Draft (att.)
  - D. Quarterly Investment Report (att.)
- VII. Approval of Minutes**
  - A. Council Meeting Minutes July 14, 2014 Meeting (att.)
- VIII. Communications to the Council**
  - A. Sweet Adelines International (att.)
- IX. City Manager Report**
- X. Council Committee Reports**
- XI. Unfinished Business**
  - A. Engineering Report
  - B. Resolution 2014- 24 Fee Schedule (att.)
  - C. DCER Agreement (att.)
  - D. Personnel Committee Recommendation and Updates
  - E. Open Issues Log (att.)
- XII. New Business**
  - A. Revised Special Assessment Roll (att.)
  - B. Clark Street Asphaltting (att.)
  - C. City Property NW Corner of Main & Rising Streets (124 S. Main Street)/Election
- XIII. Public Comments not included on the agenda**
- XIV. Announcements**
- XV. Adjournment**

**Per City of Davison Council Rules and Procedures:  
Each member of the public is limited to 3 minutes for public comment  
unless granted more time by the Mayor.**

CITY OF DAVISON  
PROCLAMATION

WHEREAS, the Song of the Lake Chorus of the Sweet Adelines (formally Thumb Area Chorus) will be holding their 45<sup>th</sup> Anniversary celebration on August 11, 2014; and

WHEREAS, the 30 some member female chorus gives numerous performances a year; and

WHEREAS, the Song of the Lakes Chorus has not only competed regionally in Dearborn but has competed on the International Stage four times; and

WHEREAS, it is nearly impossible not to tap your foot, smile, or sing along while listening to the dedicated and talented group perform; and

NOW, THEREFORE, I, Tim Bishop, Mayor of the City of Davison, in honor of the smiles brought to our residents, do hereby proclaim the 11<sup>th</sup> day of August, 2014 as Song of the Lakes Sweet Adelines Day.

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Tim Bishop, Mayor  
City of Davison

Dated: July 28, 2014

**Draft**  
**POLICY COMMITTEE MEETING MINUTES**  
**July 9, 2014**

**Call to Order:**

The meeting was called to order at 7:32 PM by Chairman Hammond.

**Present:** Paul Hammond, Gary Peppin, Jack Abernathy, and Manager Michael Hart. Also present were Mr. Tracy Green, Ms. Dianne Oistad, and Mr. Nick Panchula.

**Approval of the Agenda**

It was moved by Councilman Abernathy and seconded by Councilman Peppin to approve the Agenda. Motion carried unanimously.

**Citizen Requests and Complaints**

**A. Bowling Alley License and Game Fees**

A presentation was made Mr. Green and Ms. Oistad, proprietors of Rollaway Lanes, concerning the fees they are required to pay for their bowling alleys and electronic games. This is a yearly fee of \$40.00 per unit levied in July of each year. This is per Ordinance Chapter 852, Pool Rooms, Game Rooms, and Bowling Alleys. The gist of their complaint is that the bowling business has suffered a significant downturn over the years and these fees are proving a financial burden and they are asking relief from these fees. They stated that no one else in their bowling association has to pay similar fees. Mr. Green and Ms. Oistad agreed to provide the Committee with any information they have on fees in other communities.

During the discussion that followed, it was pointed out that the bowling alleys are part of the structure of the building, Rollaway Lanes, and that property taxes are already being paid on the building. It is possible this could be double taxation. The question was raised of why the City charges for gaming licenses. Also, there was a question raised of who else pays for gaming licenses in the City. The Schedule of Fees was discussed as a possible way of addressing the issue as well as Ordinance changes.

It was moved by Councilman Peppin and seconded by Councilman Abernathy to bring a request from the Policy Committee to Council directing the Policy Committee to review the Ordinance concerning bowling alley and gaming fees, Chapter 852, and bring a recommendation to Council for their decision. The motion carried unanimously.

**B. Mandatory Grass Cutting**

A presentation was made by Mr. Nick Panchula, proprietor of Alta Vista Builders, concerning the requirement in Ordinance Chapter 656, Noxious Weeds, that grass must not exceed six inches in length on average. Mr. Panchula thinks that this requirement is excessive for vacant land yet to be developed. The land in question is in the Oda street section of the City where Mr. Panchula owns considerable

undeveloped properties held for future development. Several of these properties are on Village Dr., and there are others in the section as well.

Mr. Panchula stated that he has already paid \$1500 for mowing this year and is requesting that the City make alterations to the Ordinance to allow mowing of vacant land, as is his, three times a year instead of the six inch requirement as at present. He is not requesting a change to the six inch requirement for developed property. His example was vacant lots between houses should remain as currently.

There followed considerable discussion. It was expressed by a committee member that cutting three times a year may not be sufficient to keep the grass at a reasonable height and cutting four times was suggested as perhaps a better number of times to cut. Several mentioned that grass must be cut. The extreme contrast between the Oda street sub-division and the neighboring Brier Crest in the Township was mentioned. The uncut grass there is over three feet high. Somewhere in the discussion it was pointed out that after a tour of the City, Mr. Panchula's vacant properties looked the best in the City. He explained that they had just been cut.

Mr. Panchula agreed to provide information from other communities concerning grass cutting heights. During the discussion, it was pointed out that the home owners knew the subdivision was under development when they purchased their homes and that there was vacant land across the street from their homes. A question was also raised about plat requirements for maintenance, if any. To answer this, will require further research.

It was moved by Councilman Abernathy and seconded by Councilman Peppin that the Policy Committee request Council direct the Policy Committee to review the Noxious Weed Ordinance, Chapter 656, and bring recommendations for changes, if any, to Council for its decision.. The motion carried unanimously.

## **Old Business**

### **A. Discussion of Dumpster Options**

There was considerable discussion of the information from Alan Bean of the Spicer Group, the City Planning advisor, that grandfathering could not be eliminated in zoning ordinances. There was strong sentiment expressed that grandfathering must not be allowed in any new dumpster ordinance. The possibility of removing the Dumpster Ordinances from the Zoning Ordinance was mentioned as a possible solution. Eliminating screening was also mentioned as was tweaking the current Dumpster Ordinances. It was pointed out that the current Dumpster Ordinances contradicted themselves on requirements and are very expensive to follow. It was decided by consensus that a special Policy Committee meeting with Alan Bean would be held on August 6 at 11:30 AM at City Hall. Manager Hart had been in contact with Mr. Bean on a proposed time for the meeting. Proper postings will be handled by Manager Hart.

### **B. Fireworks Ordinance Revisions**

It was decided by consensus to hold this discussion for next meeting.

C. Purchasing Ordinance Review and Revision

It was decided by consensus to hold this discussion for a future meeting.

Since neither Fireworks nor Purchasing Ordinances had been considered, it was decided by consensus to hold a Special Policy Committee meeting on July 23 at 7:30 PM. Proper postings will be handled by Manager Hart.

**Adjournment**

A motion to adjourn was made by Councilman Peppin and seconded by Councilman Abernathy. Motion carried unanimously. The meeting was adjourned by Chairman Hammond at 9:44 PM.

**Confusion**

At this point it was remembered that the Agenda had not been completed. A motion was made by Councilman Peppin and seconded by Chairman Hammond to reconvene. This carried unanimously.

**Approval of Minutes**

It was moved by Councilman Peppin and seconded by Chairman Hammond that the Minutes from June 11, 2014 be approved. Motion carried unanimously.

**Adjournment**

A second motion to adjourn was made by Councilman Peppin and seconded by Chairman Hammond. Motion carried unanimously. The meeting was adjourned by Chairman Hammond at 9:46 PM.

\_\_\_\_\_  
Jack Abernathy  
Recording Secretary

\_\_\_\_\_  
Date

\_\_\_\_\_  
Paul Hammond  
Chairman

\_\_\_\_\_  
Date

**City of Davison  
Personnel Committee  
July 16, 2014  
9:30 AM  
Main Level Conference Room**

**Present:** Mayor Tim Bishop, Joan Snyder, Ron Emery, City Manager Michael Hart and Clerk Andrea Schroeder

Others Present:

Meeting called to order by Mayor Bishop at 9:36 a.m.

**MOTION – APPROVAL OF AGENDA**

Motion by Ms. Snyder, and seconded by Mr. Emery to approve the agenda as presented. Motion carried.

**MOTION – APPROVAL OF MINUTES**

Motion by Ms. Snyder, and seconded by Mr. Emery to approve the June 30, 2014 meeting minutes as presented. Motion carried.

**MOTION - ACTING POLICE CHIEF DON HARRIS TERMS & CONDITIONS**

Motion by Mr. Emery, and seconded by Ms. Snyder to supplement Don Harris an additional wage of \$500 per month while serving as Acting Police Chief. Motion carried.

**MOTION - ACTING POLICE CHIEF DON HARRIS TERMS & CONDITIONS**

Motion by Mr. Emery, and seconded by Mayor Bishop that Don Harris' additional pay of \$500 per month will be an addition to his base rate of \$29.79 per hour and Detective rate of .29 per hour which equals \$30.08 per hour.

**FULL TIME POLICE CHIEF HIRING PROCESS**

Personnel Committee to give recommendations and updates in regards to the terms and conditions and the hiring process of a full time Police Chief.

The next Personnel Committee Meeting will be Friday, August 1, 2014 at 9:30 a.m.

**MOTION - ADJOURNMENT**

Motion by Ms. Snyder, and seconded by Mr. Emery to adjourn the meeting at 10:48 a.m.

Respectfully Submitted,

Mayor Tim Bishop  
Committee Chairperson

**CITY OF DAVISON  
DOWNTOWN DEVELOPMENT AUTHORITY  
JULY 16, 2014**

PRESENT: Deb Loveland, Paul Snyder, Kristen Bullock, Carrie Baugher, Tim Look

ABSENT: Cindy Wentzel, Chris Stritmatter, Tim Bishop

STAFF: City Manager Michael Hart, DDA Coordinator Elizabeth Holm

OTHERS: 4

**CALL TO ORDER**

Chairman Loveland called the meeting to order at 6:30 p.m.

**APPROVAL OF AGENDA**

**MOTION 71-14 APPROVAL OF AGENDA FOR JULY 16, 2014**

Motion by Mr. Snyder, and seconded by Ms. Bullock to approve the agenda for July 16, 2014 adding budget amendments under old business and Rising Street presentation after approval of minutes. Motion carried.

**MOTION 72-14 APPROVAL OF JUNE 12, 2014 REGULAR MINUTES, MAY 23, 2014 & JUNE 19, 2014 ECONOMIC RESTRUCTURING MINUTES, JUNE 12, 2014 ORGANIZATION MINUTES, JUNE 12, 2014 PROMOTION MINUTES**

Motion by Mr. Snyder, and seconded by Ms. Bullock to approve the June 16, 2014 Regular Minutes, May 23, 2014 & June 19, 2014 Economic Restructuring Minutes, June 12, 2014 Organization Minutes, June 12, 2014 Promotion Minutes as presented. Motion carried.

**RISING STREET PRESENTATION**

Jackie Hoist of H2A Architects presented conceptual drawings of Rising Street. Drawings will also be presented for Second & Main Streets in the near future.

**MOTION 73-14 BILLS PRESENTED FOR PAYMENT**

Motion by Ms. Bullock, and seconded by Mr. Look to approve the bills presented for payment in the amount of \$10,563.03. Motion carried.

**APPROVAL OF TREASURER'S REPORT**

**MOTION 74-14 APPROVAL OF TREASURER'S REPORT**

Motion by Ms. Bullock, and seconded by Ms. Baugher to approve the July Treasurer's Report as presented. Motion carried.

**MOTION 75-14 REVENUE & EXPENSE REPORT**

Motion by Mr. Snyder, and seconded by Ms. Bullock to accept the Revenue and Expenditure report as presented. Motion carried.

**PUBLIC COMMENTS/ COMMUNICATIONS CONCERNING ITEMS ON THE AGENDA**

A question was asked if the farmers' market music will be brought back this year.

**PAGE TWO  
CITY OF DAVISON  
DOWNTOWN DEVELOPMENT AUTHORITY  
JULY 16, 2014**

**CITY MANAGER'S REPORT**

Mr. Hart stated that Main Street Road Project corrections are being done. Main Street lighting is also being fixed. He suggested that this may be a good time for the DDA to consider putting 112 S. Main Street up for sale in coordination with Big Acre being up for sale.

**UNFINISHED BUSINESS  
FAÇADE GRANT PROGRAM**

The Coin Shop awning will be going up shortly.

**DDA LETTERHEAD**

**MAIN STREET PROPERTY**

**BRAIDWOOD PARKING ISSUES**

Discussion was held on signage for the parking lot north of Braidwood. Also, the Board will be asking the downtown businesses if they need "Downtown customer parking only" signs in the parking lot. If the businesses would like it then they would need to pay for the cost of those. The Board will decide at a later date of the "Downtown business parking only" signs next to the Braidwood building will be needed.

**NEW BUSINESS**

**MOTION 76-14 2013-14 BUDGET AMENDMENT**

Motion by Mr. Snyder, and seconded by Ms. Bullock to approve the revised 2013-14 budget amendment as presented. Motion carried.

**ORGANIZATION COMMITTEE**

**PROMOTIONS COMMITTEE (EVENTS COORDINATOR REPORT)**

Mr. Hart recommended that the DDA stay with Michigan Main Street for at least one more year.

**DESIGN COMMITTEE**

It is time to reopen the façade grant for the 2015 year for all of the downtown.

**ECONOMIC RESTRUCTURING COMMITTEE**

**ANY GENERAL PUBLIC COMMENTS ON ANY ITEM NOT ON THE AGENDA**

Comment was made regarding a code enforcement issue downtown on a house on Main Street.

Comment was made regarding considering adding a budget line item for acquisitions and redevelopment of properties in the DDA district.

Mr. Hart stated that we should have resolution soon regarding dumpster enclosures.

**PAGE THREE**  
**CITY OF DAVISON**  
**DOWNTOWN DEVELOPMENT AUTHORITY**  
**JULY 16, 2014**

**ANNOUNCEMENTS**

Mr. Snyder: Question on finishing the brick look on the sidewalks downtown. Question on the progress of the liquor license redevelopment district. The Economic Restructuring Committee will be bringing Rising Street conceptual drawings to the first council meeting in August.

**MOTION 77-14 AJOURNMENT**

Motion by Mr. Snyder and seconded by Ms. Bullock to adjourn the meeting at 7:51 p.m. Motion carried.

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Elizabeth J. Holm, DDA Coordinator

**CITY OF DAVISON  
INVESTMENTS 2013-14  
Quarter Ending 06-30-14**

FUND	INVEST TYPE	NAME OF BANK	DATE INVESTED	TERM OF INVESTMENT	INTEREST RATE	MATURITY DATE	INTEREST DISTRIBUTED	Y-T-D INTEREST	ENDING BALANCE
101 GENERAL-1	PFMM	FIFTH/THIRD	6/12/2009	PFMM	VARIABLE	N/A	MONTHLY	\$ 317.50	\$ 101,883.58
101 GENERAL-1	CD	FIFTH/THIRD	2/26/2014	28 MOS - CD	1.00%	6/26/2016	MATURITY	\$ 823.28	\$ 250,823.28
101 GENERAL-2	CD	HANTZ	9/12/2013	13 MOS - CD	0.750%	10/12/2014	MATURITY	\$ 827.72	\$ 100,000.00
101 GENERAL-5	HYS	CHASE	10/30/2009	HYS	VARIABLE	N/A	MONTHLY	\$ 155.92	\$ 155,604.93
101 TOTALS								\$ 2,124.42	\$ 608,311.79
202 MAJOR	HYS	CHASE	2/16/2009	HYS	VARIABLE	HYS	MONTHLY	\$ 107.91	\$ 86,025.59
203 LOCAL	HYS	CHASE	2/16/2009	HYS	VARIABLE	N/A	MONTHLY	\$ 72.70	\$ 81,821.49
490 S.C.I.F. RESERVE	HYS	CHASE	2/16/2009	HYS	VARIABLE	N/A	MONTHLY	\$ 293.12	\$ 292,518.66
490 SCIF	MM	FIRST PLACE	4/15/2009	PFMM	VARIABLE	N/A	MONTHLY	\$ 151.28	\$ 100,939.43
490 TOTALS								\$ 444.40	\$ 393,458.09
590 SEWER	CD	HANTZ	9/4/2013	13 MOS.-CD	0.75%	10/4/2014	MATURITY	\$ 816.33	\$ 100,000.00
590 SEWER	MM	FIRST MERIT	3/27/2009	MMIA	VARIABLE	N/A	MONTHLY	\$ 320.71	\$ 101,080.43
590 SEWER O & M	CD	FIRST MERIT	2/1/2012	18 MOS-CD	0.50%	9/4/2013	MATURITY	\$ 759.72	CD not Renewed
590 TOTALS								\$ 1,896.76	\$ 201,080.43

Y-T-D: Year to Date  
MMIA: Money Market Investment Account  
HYS: High Yield Savings Acct  
PFMM: Public Funds Money Market  
MM: Money Market Account  
CD: Certificate of Deposit

**CITY OF DAVISON  
INVESTMENTS 2013-14  
Quarter Ending 06-30-14**

FUND	INVEST TYPE	NAME OF BANK	DATE INVESTED	TERM OF INVESTMENT	INTEREST RATE	MATURITY DATE	INTEREST DISTRIBUTED	Y-T-D INTEREST	ENDING BALANCE
591 WATER-1	MMIA	FIRST MERIT	N/A	MMIA	VARIABLE	N/A	MONTHLY	\$ 235.56	\$ 100,944.82
591 WATER RESERVE	MMIA	FIRST MERIT	N/A	MMIA	VARIABLE	NA	MONTHLY	\$ 558.18	\$ 239,188.94
591 WATER RESERVE ACCTS	HYS	CHASE	2/7/2008	HYS	VARIABLE	N/A	MONTHLY	\$ 18.44	\$ 350.11
591 WATER-DWRF	HYS	CHASE	N/A	HYS	VARIABLE	HYS	MONTHLY	\$ 34.23	\$ 100,420.19
591 REFI B & I	MMIA	FIRST MERIT	N/A	HYS	VARIABLE	N/A	MONTHLY	\$ 314.53	\$ 158,792.65
BOND PMT ACCTS									
591 TOTAL WATER							<b>TOTALS</b>	<b>\$ 348.76</b>	<b>\$ 259,212.84</b>
661 EQUIPMENT	HYS	CHASE	10/16/2009	HYS	VARIABLE	N/A	MONTHLY	\$ 101.23	\$ 101,017.01
661 EQUIPMENT	CD	HANTZ	3/7/2013	13 MOS-CD	0.75%	4/7/2014	MATURITY	\$ 1,655.81	\$ 200,000.00
661 EQUIPMENT	MMIA	FIRST MERIT	3/27/2009	MMIA	VARIABLE	N/A	MONTHLY	\$ 235.56	\$ 100,944.69
661 EQUIPMENT	CD	DORT FEDERAL	4/26/2013	12 MONTHS	0.75%	4/26/2014	QUARTERLY	\$ 752.27	\$ 100,140.82
661 TOTALS							<b>TOTALS</b>	<b>\$ 2,744.87</b>	<b>\$ 502,102.52</b>
<b>Total All Funds</b>								<b>\$ 8,552.00</b>	<b>\$ 2,472,496.62</b>

Y-T-D: Year to Date  
 MMIA: Money Market Investment Account  
 HYS: High Yield Savings Acct  
 PFMM: Public Funds Money Market  
 MM: Money Market Account  
 CD: Certificate of Deposit

**City of Davison  
City Council Meeting  
July 14, 2014  
7:30 PM  
City Council Chambers**

Present: Mayor Tim Bishop, Jack Abernathy, Paul Hammond, Gary Peppin, Pat Stetson, Joan Snyder and Ron Emery

Absent:

Staff: City Manager Michael Hart, Clerk Andrea Schroeder, Police Chief Bill Brandon, DPW Supervisor Ed Brown and Treasurer Julie Pray

Others: 13 General public

**CALL TO ORDER AND PLEDGE OF ALLEGIANCE**

Mayor Bishop called the meeting to order at 7:30 p.m.

**MOTION 140-14 APPROVAL OF THE REGULAR AGENDA**

Motion by Mr. Hammond, and seconded by Mr. Emery to approve the regular agenda for July 14, 2014 with the addition of two items under new business. Item F Policy Committee request for review of Chapter 852, Bowling Alley and Gaming fees and associated Schedule of Fees and item G a Policy Committee request for review of Chapter 656, Noxious Weeds. Motion carried.

**MOTION 141-14 ADDITION TO THE REGULAR AGENDA**

Motion by Mr. Emery, and seconded by Mr. Hammond to add to the agenda under new business letter H Economic Development Report submitted by City Manager Hart. Motion carried.

**PUBLIC COMMENTS ON NON AGENDA ITEMS**

**PUBLIC COMMENTS ON AGENDA ITEMS**

Comments made in regards to charges for bowling alley and gaming fees.

Comments made in regards to the weed ordinance and the maintaining of vacant lots.

**APPROVAL OF CONSENT AGENDA**

- A. Personnel Committee Minutes June 30, 2014 – Draft
- B. Street Closing Application Time Change Only – First Baptist Church – Son City

**MOTION 142-14 APPROVAL OF CONSENT AGENDA**

Motion by Ms. Snyder, and seconded by Mr. Abernathy to approve consent agenda as presented. Motion carried unanimously by roll call vote.

**APPROVAL OF MINUTES**

**MOTION 143-14 APPROVAL OF JUNE 23, 2014 REGULAR MEETING MINUTES**

Motion by Mr. Abernathy, and seconded by Mr. Stetson to approve the June 23, 2014 regular meeting minutes as presented. Motion carried.

**PAGE 2  
COUNCIL MEETING  
JULY 14, 2014**

**MOTION 144-14 BILLS PRESENTED FOR PAYMENT**

Motion by Mr. Emery, and seconded by Ms. Snyder to approve the bills for payment in the amount of \$423,365.33. Motion carried.

**COMMUNICATION TO THE COUNCIL**

**APPOINTED OFFICERS REPORT**

Mr. Hart presented the Monthly Permits, Inspections and Zoning Violation Report for June 2014.

Mr. Brown presented the Monthly DPW Report for June 2014.

Chief Brandon presented the Monthly Police Report for June 2014.

Mrs. Pray presented the Monthly Revenue & Expenditure Report for June 2014.

**CITY MANAGER REPORT**

Mr. Hart informed the Council that the DCER Agreement is complete and that copies of the original and the newly revised will be placed in Council mailboxes for review.

**COUNCIL COMMITTEE REPORT**

Mr. Hammond: The Policy Committee met and will be working on requests two specific requests by residents.

**UNFINISHED BUSINESS  
ENGINEERING REPORT**

**MOTION 145-14 SECOND READING AND ADOPTION OF ORDINANCE 2014-06 IDEP**

Motion by Mr. Abernathy, and seconded by Ms. Snyder to approve the second reading and adopt ordinance 2014-06 IDEP as presented. Motion carried.

**ANY ITEM REMOVED FROM CONSENT AGENDA**

**NEW BUSINESS**

**MOTION 146- 14 PERSONNEL COMMITTEE RECOMMENDATION – ACTING POLICE CHIEF**

Motion by Mr. Emery, and seconded by Mr. Hammond to approve the recommendations of the Personnel Committee to appoint Don Harris as acting Police Chief upon Chief Brandon's retirement. Motion carried.

**MOTION 147-14 ACTING CHIEF DON HARRIS TERMS OF CONDITIONS**

Motion by Mr. Abernathy, and seconded by Mr. Stetson to have Personnel Committee enter into negotiations with terms and conditions of employment with Don Harris. Motion carried.

**MML BOARD OF TRUSTEES ELECTION BALLOT**

Motion by Ms. Snyder, and seconded by Mr. Stetson to vote for the 3 candidates for reelection to the Board of Trustees to the Michigan Municipal League Workers' Compensation Fund. Motion carried.

**SCHEDULE OF FEES**

The changes to the schedule of fees were presented for Council's review. This item to be placed on the July 28, 2014 Council agenda.

**PAGE 3  
COUNCIL MEETING  
JULY 14, 2014**

**MOTION 148-14 FY 2013-14 AUDIT AGREEMENT – PLANTE MORAN**

Motion by Mr. Peppin, and seconded by Ms. Snyder for the City Manager to execute the Professional Services Agreement with Plante Moran for the FY 2013-14 audit. Motion carried.

**MOTION 149-14 JANITORIAL AGREEMENT – JW CARPET CLEANING**

Motion by Ms. Snyder, and seconded by Mr. Stetson to have the City Manager complete an updated janitorial contract with JW Carpet Cleaning, extending the contract for two years. Motion carried.

**MOTION 150-14 ORDINANCE CHAPTER 852 REVIEW BY POLICY COMMITTEE**

Motion by Mr. Hammond, and seconded by Ms. Snyder that Council direct the Policy Committee to review the Ordinance concerning bowling alley and gaming fees, Chapter 852, and bring a recommendation for changes, if any, on this Ordinance and related Schedule of Fees to Council for their decision. Motion carried.

**MOTION 151-14 ORDINANCE CHAPTER 656 REVIEW BY POLICY COMMITTEE**

Motion by Mr. Hammond, and seconded by Mr. Emery that Council direct the Policy Committee to review the Noxious Weed Ordinance, Chapter 656, and bring recommendations for changes, if any, to Council for its decision. Motion carried.

**ECONOMIC DEVELOPMENT REPORT SUBMITTED BY CITY MANAGER HART**

**MOTION 152-14 ECONOMIC DEVELOPMENT REPORT REVIEW COMMITTEE**

Motion by Mr. Emery, and seconded by Mr. Hammond to have the Mayor appoint three members of Council to a committee to review Economic Development with the City Manager. Motion carried.

Mayor appointed Mr. Emery, Mr. Stetson, Mr. Abernathy, and City Manager Hart to the Economic Development Committee.

**PUBLIC COMMENTS NOT INCLUDED ON THE AGENDA**

Mr. Martin introduced himself as a candidate for Genesee County Commissioner.

Ms. Snyder shared that her niece graduated with high honors from Davison High School.

Mr. Stetson announced that today is his 52 Wedding Anniversary.

**MOTION 153-14 ADJOURNMENT**

Motion by Mr. Emery, and seconded by Mr. Abernathy to adjourn the meeting at 8:22 p.m. Motion carried.

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**Mayor Tim Bishop**

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**Clerk Andrea L. Schroeder**

# Groovy!

## Song of the lakes Chorus

*Sweet Adelines International*

(Formerly Thumb Area Chorus)

**Invites you to a 70's Tailgate Party for our**

# 45<sup>th</sup> Anniversary

# Celebration!

**When: Monday August 11th, 2014 at 7:30pm**

**Where: Davison Senior Center 10135 Lapeer Rd. Davison, MI**

**Who: Women of All Ages!!**

**What: 70's Tailgate Party**

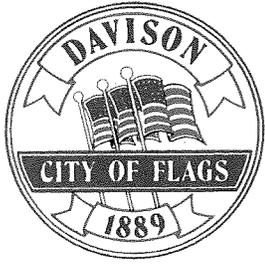
.....  
Grab your bell bottoms and come to our 45<sup>th</sup> Anniversary tailgate party for an evening of fun, food, and music. Women with or without vocal training are welcome. Learn how you can become a Song of the Lakes Sweet Adelines member and sign up for free vocal instruction.

**Rehearsals are on Mondays, 7:00 pm.**

**Davison Senior Center 10135 Lapeer Rd, Davison MI. 48423**

**Call 810-742-0977**

**[www.songofthelakeschorus.groupanizer.com](http://www.songofthelakeschorus.groupanizer.com)**



# *City of Davison*

200 E. FLINT STREET, SUITE 2  
DAVISON, MICHIGAN 48423-1246

TELEPHONE (810) 653-2191  
FAX (810) 653-9621

## **CITY OF DAVISON RESOLUTION 2014-24 Schedule of Fees**

**WHEREAS**, the City of Davison, a Michigan municipal corporation, provides a variety of services to residents and non-residents; and,

**WHEREAS**, many of the aforementioned services are in addition to other serviced funded by local property taxes; and,

**WHEREAS**, the City desires to charge fees associated with those additional services.

**THEN NOW, THEREFORE, BE IT RESOLVED** that the City Council of the City of Davison does hereby adopt the attached Schedule of Fees.

**CONSIDERED AND APPROVED** at a regular City Council meeting of the City of Davison on July 24, 2014.

---

Tim Bishop, Mayor

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Andrea L. Schroeder, City Clerk

**RENEWAL  
AGREEMENT**

This Agreement is made effective the 1st day of July, 2014, between the City of Davison, Michigan, 200 E. Flint Street, Davison, Michigan 48423 (called "City of Davison"), The Township of Davison, Michigan, 1280 N. Irish Road, Davison, Michigan 48423 (called "Davison Township"), and the Davison Community Schools, a Michigan School Corporation, 1490 N. Oak Road, Davison, Michigan 48423 (called "DCS"), collectively referred to as the "Parties" or "Party".

**INTRODUCTORY STATEMENTS**

1. In July 2007, the City of Davison, Davison Township and DCS entered into an updated agreement, amending the original 2003 agreement, to share in the funding of various Davison Area programs administered by the Davison Community Enrichment and Recreation Department of DCS, ("DCER").
2. The initial 5-year term has been extended through June 30, 2014.
3. The Parties have agreed to continue the share arrangement in accordance with the provisions contained in this Renewal Agreement.

IN CONSIDERATION OF THE BENEFITS TO BE DERIVED BY EACH OF THE PARTIES TO THIS AGREEMENT, IT IS HEREBY MUTUALLY AGREED AS FOLLOWS:

- A. The initial term of this agreement shall be for a period of five (5) years, from July 1, 2014 through June 30, 2019. This agreement shall automatically be extended for additional five (5) year intervals unless any Party elects to terminate their participation by giving DCER written notice of its decision to withdraw 90 days in advance of the 5 year expiration date. In addition, at any time during the initial five year terms or any extension thereof, a Party shall have the right to terminate its participation by giving DCER one (1) year advance written notice of its election to withdraw.
- B. Each Party shall, during the term of this agreement and any extension thereto, contribute the annual sum of \$45,000.00 for funding the DCER operations, payable on or before November 1<sup>st</sup> of each year. All funds shall be deposited into an account maintained by DCS. The sum of \$5,000.00 out of the City of Davison's annual \$45,000.00 contribution shall be allocated to a separate DCER account to be used for expenditures included under Paragraph E., 2., e. of this agreement. Quarterly or more frequent accountings of DCER receipts and disbursements shall be furnished to each Party. Outside firms shall be employed to audit DCER accounts and records in accordance with DCS policies.

- C. DCER shall be responsible for the following administrative duties:
1. Establishing, marketing, expanding, revising or terminating all community enrichment and recreational programs.
  2. Scheduling dates and securing times and locations for conducting the programs.
  3. Hiring personnel to conduct the programs in accordance with DCS guidelines and policies.
  4. Establishing a fee schedule for each program operated by DCER.
- D. Each party to this agreement shall make its facilities available, to the extent possible, as a site to conduct DCER programs. Each Party shall be responsible for the cost of maintaining their own facilities.
- E. The City of Davison hereby designates and appoints DCS as its agent, acting through its DCER Department, to manage the renting and scheduling functions for the use of the Worvie softball fields and its appurtenant facilities with the authority and responsibility to perform the duties listed in sub-paragraph E.1., below. The City of Davison shall be responsible for the maintenance, repairs and capital improvements to the premises as listed in sub-paragraph E. 2., below.
1. DCER shall be responsible for the following:
    - (a) Entering into written agreements with the persons or entities renting the facilities and collecting all rents and fees in a timely manner.
    - (b) Coordinate the scheduling of dates and times to use the facilities.
    - (c) Establish rules and regulations governing the use of the fields and facilities.
    - (d) Entering into written agreements with concessionaire(s) to provide food and beverage service during the field-rental season.
    - (e) Establishing a fee schedule for field rentals and use of the concession facilities.
    - (f) Keeping records of rental and fee income received and records of expenditures made.
    - (g) Personnel expenses for the program/site/tournament supervisor and the field management staff.
    - (h) Lining the softball fields.
    - (i) Hiring game officials.
    - (j) Purchasing equipment to operate the field programs.
    - (k) Providing awards and prizes.
    - (l) Communication expenses.
    - (m) Dues and subscription expenses.
    - (n) Marketing expenses.
    - (o) Tournament expenses.
    - (p) Miscellaneous supplies and expenses.
    - (q) Cleaning restrooms during the field rental season.

2. The City of Davison shall be responsible for providing the following services and Improvements in regards to the Worvie softball fields complex:
  - (a) Interior and exterior maintenance and repairs to the building and other improvements on the premises including restroom and concession facilities.
  - (b) Maintain the softball fields and surrounding grounds including but not limited to mowing and trimming.
  - (c) Provide adequate restroom sanitary supplies during the field rental season such as toilet paper and paper towels.
  - (d) Provide a trash dumpster with removal on a weekly basis, or, upon notice from DCER to the Davison DPW, additional removals within 24 hours of notification, or a reasonable time thereafter.
  - (e) Upgrading or expanding the playing fields, lighting system, scoreboard system, building structures or any other capital improvements decided upon by the City of Davison.
3. In the month of November during each year of this agreement or any extension thereto, DCER shall reimburse the City of Davison for the costs incurred for expenditures included under items (a), (b), (c), (d), and (e) of Paragraph E.,2, up to a maximum of 75% of an amount equal to the total annual revenue received by DCER for field rental fees, participation fees, tournament fees and miscellaneous fees, less the costs incurred for expenditures included under items (g), (h), (i),(j), (k), (l), (m), (n), (o), (p) and (q) of Paragraph E.1. In addition, a sum equal to 10% of such net income shall, at the request of the City of Davison, be allocated to a separate fund maintained by DCER and used for expenditures included under item (e) of Paragraph E. 2., of the operating agreement, as directed by the City of Davison.
- F. Each Party shall select a representative from the community to serve on a General DCER Advisory Committee to function within the following guidelines:
  1. Representatives shall not be elected officials or employees of the City of Davison, Davison Township or Davison Community Schools.
  2. The role of the Advisory Committee shall be to meet periodically with the DCER director and staff; make recommendations regarding programming; discuss quality issues and community concerns; report to the respective representative's appointing agency.
- G. The City of Davison and Davison Community Schools shall select up to two (2) representatives each to serve on a Ball Field Advisory Committee to function within the following guidelines:

1. Representatives shall not be elected officials.
  2. The role of the Ball Park Advisory Committee shall be to meet periodically to discuss and make recommendations regarding necessary and/or desired capital improvements; discuss quality issues; and report to their respective representative's appointing agency.
- H. Amendments to the terms and conditions of this Agreement shall require the unanimous consent of the Parties.
- I. Each Party shall be responsible for obtaining and maintaining liability insurance coverage to specifications required by their respective governing Board of Trustees.

Executed on the dates indicated beneath the signatures by the undersigned individuals acting on behalf of the respective Parties by authority of their governing body.

<b>City of Davison</b>	<b>Township of Davison</b>	<b>Davison Community Schools</b>
By: _____	By: _____	By: _____
Its: _____	Its: _____	Its: _____
Dated: July ____, 2014	Dated: July ____, 2014	Dated: July ____, 2014

PREPARED BY:  
 J. DAVID KARR, ATTORNEY  
 1044 N. IRISH ROAD, SUITE A  
 DAVISON, MI 48423  
 DavisonSchools.Renewal Agreement.06-14

OPEN ISSUES LOG  
JUNE 2014

CITY MANAGER

<u>Date</u>	<u>Issue</u>	<u>Action Taken</u>	<u>Priority</u>	<u>Expected Committee Completion Date</u>
2/24/2014	Redevelopment Liquor License	Commence May/June 2014	1	2nd Quarter 2015
1/15/2014	DCER Contract	In Progress	1	2nd Quarter 2014

PERSONNEL COMMITTEE

(Tim Bishop, Joan Snyder & Ron Emery)

<u>Date</u>	<u>Issue</u>	<u>Action Taken</u>	<u>Priority</u>	<u>Expected Committee Completion Date</u>
1/27/2014	Hiring of New Police Chief		1	2014
3/24/2014	Wage & Benefit Study		1	2014

POLICY COMMITTEE

(Paul Hammond, Gary Peppin & Jack Abernathy)

<u>Date</u>	<u>Issue</u>	<u>Action Taken</u>	<u>Priority</u>	<u>Expected Committee Completion Date</u>
1/9/2013	Sidewalk Contruction & Maintenance	On hold	3	2nd Quarter 2015
3/5/2013	Ordinance Review	Requested Ordinance review procedure was adopted by Council on 2/25/2013	4	2nd Quarter 2015
3/25/2013	Purchasing Ordinance	In Progress	2	4th Quarter 2014
8/14/2013	Fireworks Ordinance Review	Assigned by Council	1	2nd Quarter 2014

FINANCE COMMITTEE

(Gary Peppin, Pat Stetson & Jack Abernathy)

<u>Date</u>	<u>Issue</u>	<u>Action Taken</u>	<u>Priority</u>	<u>Expected Committee Completion Date</u>
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All Records  
All Special Assessments  
SUMMER SEASON

(Revised)

Parcel No	Owners Name	Sp. Assessment	Amount
Totals for 0003	UB TRANSFER FEE	Count: 17	510.00
Totals for 0004	SCIF	Count: 17	147.34
Totals for 0005	SEWER COLLECTION	Count: 17	1,475.62
Totals for 0006	SEWER TREATMENT	Count: 8	192.53
Totals for 0007	WCIF	Count: 16	134.14
Totals for 0008	WATER	Count: 16	1,467.56
Totals for 0012	UNPAID INVOICES	Count: 4	1,406.10
Totals for	GARBAG GARBAGE	Count: 1482	231,192.00
Grand Totals		Count: 1577	236,525.29

Parcel 52-10-554-015 604 S. Main St  
\$156<sup>00</sup> garbage added

# City of Davison Council Action Request

**FROM:** Michael A. Hart, City Manager  
Ed Brown, DPW Superintendent

**DATE:** July 28, 2014

**ISSUE:** Asphaltting 190' of E. Clark Street

**BUDGETED ITEM:**  YES  NO **ATTACHMENT:**  YES  NO

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## **BACKGROUND:**

E. Clark Street proceeding east starting at Thomson Elementary School has deteriorated beyond repair for about 190' and must be addressed as soon as possible. We have met with the Foreman from Ace-Saginaw Paving Co. for his opinion on how best to fix this area. He stated the only thing we can do that will last more than a short time is a complete removal and replacement of the asphalt. I expressed to him our budget constraints and the fact that this work must be done before Davison Area Schools start in August. It was asked if the City could do the tear out and contract out for the installation. He stated that he would be willing to work with us on the timeliness issue and if we did the tear out, we could save as much as 50% off the contract price. So, it was asked of him to send us a quote per his recommendation for installing the asphalt. I received the quote for \$13,738.75 to complete the project. Then, a request for a quote for the same work was sent out to several companies and we received two (2) responses. One was a thank you, but not interested (Lois Kay) and the second quote was for \$20,750.00 from Allied Construction. I have not had a response as of yet from the others. Please see the attached quote that was provided by the low bidder, Ace-Saginaw Paving Co.

## **PROPOSED ACTION:**

DPW Superintendent Ed Brown respectfully requests permission to proceed forward with the quote from Ace-Saginaw Paving Co. and schedule this project with them as soon as possible. We will be closing E. Clark Street to do this project from the driveway of the Water Treatment Plant (WTP) going east to the High School driveway. This has been coordinated with the Davison Area Schools and they are supportive of facilitating the necessary actions for fixing E. Clark Street.

## **FISCAL IMPLICATIONS:**

The \$13,738.75 has not been budgeted and will have to come out of the budget reserve for Major Streets. The fact that the City will be doing the street closing and barricading along with the tear out, we will be saving approximatly \$10,000 to \$15,000 compared to the cost of contracting it out.

## **MANAGER'S RECOMMENDATION:**

To move forward with the above referenced project using Ace-Saginaw Paving Co. to perform the scope of work.

## **RECOMMENDED MOTION:**

An action by City Council to authorize the City Manager to proceed forward with the low bid quote from Ace-Saginaw Paving Co. as attached for the estimated price of \$13,738.75.



**QUOTATION**

Date: July 15, 2014  
To: The City of Davison  
Attn: Mr. Edward Brown  
Job: **Clark Street Paving**

Ace-Saginaw Paving Company respectfully submits unit pricing for the following scope of work:

<u>Description</u>	<u>Approx. Quantity</u>	<u>Unit Price</u>	<u>Extended Cost</u>
HMA, 13A	145 Tons	\$94.75/Ton	\$ 13,738.75

Unit Price is based on providing labor, equipment, materials and supervision to install 5" compacted depth MDOT 13A hot mix asphalt pavement over an area of approximately 190' x 24'. Asphalt pavement will be installed in two lifts with SS1H bond coat applied between lifts.

This is a unit price quotation. Payment will be based on actual installed quantities at the above unit price.

This quotation specifically excludes any engineering, engineered drawings, staking, surveys, geotechnical investigations, layout, pavement removals, subgrade undercuts due to unsuitable or unstable soils/materials, removal or replacement of existing aggregate bases, new aggregate base, fine grading, drainage structure adjustments or drainage structure reconstruction, locating utilities, hazardous material removals, dewatering, traffic control, permits, bonds, testing or inspection fees.

Sincerely,  
ACE- SAGINAW PAVING COMPANY

Tom Gatza  
Estimator/Project Manager

Ace-Saginaw Paving Company  
115 S. Averill Ave. Flint, MI 48506  
Phone: (810) 238-1737 Fax: (810) 238-4326  
[www.aceasphaltpaving.com](http://www.aceasphaltpaving.com)

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