

**CITY OF WAYLAND
COUNCIL PROCEEDINGS
FEBRUARY 19, 2007**

Mayor Stein called the regular meeting of the Wayland City Council to order at 7:00 p.m.

PLEDGE OF ALLEGIANCE:

City resident Judy Miller led the Pledge of Allegiance.

ROLL CALL:

Present: Mayor Stein, Council Members Antel, Geshel, Hamilton, Maichele, Shafer, Holloway.

Absent: None.

Also Present: City Manager Deborah Nier, City Clerk Sharon Baumgard, City Services Director Pierre Brazeau, Police Chief Dan Miller, Fire Chief Joe Miller, Maury Stahl, Larry Scheidel, Sara Holcomb, Joel Frederickson, Judy Miller, Diane Smith, Kelle Tobolic, Dorothy DeWeerd, Barbrara Stahl, Kelly Jonker.

APPROVAL OF MINUTES:

Motion made by Council Member Hamilton, and seconded by Council Member Shafer, to approve the minutes of the February 5, 2007, Council meeting, as written. All ayes. Motion approved.

CITIZENS APPEARING BEFORE COUNCIL:

Maury Stahl of 212 E. Superior St. appeared before Council to voice his concern with the enforcement of the unlicensed and abandoned vehicle Ordinance Code. Mr. Stahl stated his dissatisfaction with how the City looks to people who come into Wayland. He stated there is trash in the City Parks and streets. His main concern was with a business located on S. Main St, indicating that five vehicles have been added to the site since City Manager Nier had the matter of an unlicensed vehicle taken care of. Being that the business is in the Central Business District, Mr. Stahl inquired if the City's Code Inspector should be brought in to investigate.

Kelly Jonker of 319 S. Main St voiced a concern regarding a van on E. Sycamore blocking the sidewalk every morning when children walk to school, stating the children have to walk into the street to go around the vehicle. She stated this is very dangerous for the children; someone is going to get hit by a car. Ms. Jonker reported on the procedure that Kalamazoo uses to deal with the situation of abandoned cars and unlicensed vehicles. Her suggestion is to have the vehicles towed away. Ms. Jonker stated that something has to be done; these people are making a mockery out of the law.

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Police Chief Miller stated in the matter of the van blocking the sidewalk, the only thing that could be done is to ticket the owner with a parking citation.

City Manager Nier vowed she would look into the matter further.

COMMITTEE MINUTES:

Minutes of the January 9, 2007, Planning Commission meeting were acknowledged for file.

COMMUNICATION:

None.

BILLS AND ACCOUNTS:

Motion made by Council Member Maichele, and seconded by Council Member Hamilton, to approve the regular bills and accounts, as written.

DISCUSSION:

Council Member Antel inquired about the date on the report, whether it is the day received or processed. Finance Director Heath Kaplan stated it depends on if the invoice is stamped or not. Council Member Antel said that she thought they were all stamped when they came in. Mr. Kaplan explained that when the guys bring the bills into him directly, they do not get stamped.

Council Member Geshel inquired as to whom or what Burnett and Kastran represent? Manager Nier explained that they represent the City in Police matters.

All ayes. Motion passed.

OLD BUSINESS:

None.

NEW BUSINESS:

a) **2006 Audit report from Siegfried Crandall.** Mr. Joel Frederickson, representative of Siegfried & Crandal, gave a brief report of the 2006 audit. The Council asked the following questions:

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Council Member Geshel inquired what “unqualified” meant on page A of the report.

- Mr. Frederickson explained that meant they were reasonably sure the audit is accurate.

Council Member Holloway inquired as to how long it would take before the City is caught up. Also, who oversees the Finance Director. Holloway asked Mr. Frederickson what PA 621 stood for?

- Finance Director Heath Kaplan stated we are moving forward, possibly in two weeks we could be caught up.
- City Manager Nier stated that it is her job to oversee the Finance Director.
- Mr. Frederickson explained PA 621 meant that there was more expenditures than were budgeted for in the budget.

Council Member Holloway stated he wanted in the minutes that he believed Manager Nier did not do her job.

Council Member Antel inquired if all of the tax disbursements were caught up. She stated in the future, when we move money from one fund to the other, Council should make an amendment to the budget. Mr. Kaplan explained to Council Member Antel that tax disbursements were not caught up.

- b) **Ordinance No. 212.** First reading of Ordinance No. 212 was presented to Council, an ordinance to amend the City Code for Service Charge in Lieu of Taxes for the Sawmill Estates Family Housing Project.
- c) **Ordinance No. 213.** First reading of Ordinance No. 213 was presented to Council, an ordinance to amend the City Code for Service Charge in Lieu of Taxes for the Sawmill Estates Senior Housing Project.
- d) **Pay Request No. 1.** Motion made by Council Member Shafer, and seconded by Council Member Antel, to approve the payment request for the sum of \$13,771.00 to VanderKodde Construction Co. for the City Park Restroom Project. All ayes. Motion approved.
- e) **Pay Request No. 4.** Motion made by Council Member Antel, and seconded by Council Member Holloway, to approve a pay request to JWK Construction for the sum of \$38,657.70, for the City Hall Renovation Project. All ayes. Motion passed.

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Manager Nier gave a brief report on the progress of the renovation. Ms. Nier asked the Council if they would be in agreement to having some form of dedication ceremony when the renovation project is completed. Council agreed that a dedication ceremony would be appropriate.

- f) **Bid for Chemical Cleaning and Overhauling of Well #5.** Motion made by Council Member Geshel, and seconded by Council Member Maichele, to approve the bid for chemical cleaning and overhauling of Well #5 to Layne-Northern, Co. for the sum of \$12,120.00.

DISCUSSION:

Council directed the following questions to Director of City Services Pierre Brazeau: Council Member Holloway inquired if Layne-Northern has been used in the past? Council Member Antel asked why the difference in the bids and were they both bidding on the same thing.

- Mr. Brazeau explained that Layne-Northern initially put the well in.
- Mr. Brazeau stated yes, both companies were bidding on the same thing.

All ayes. Motion passed.

- g) **Replacement of Meter Reading Apparatus.** Motion made by Council Member Shafer, and seconded by Council Member Hamilton, to approve the purchase of a new meter reading apparatus for the sum of \$7,700, with a 15% discount from Etna Supply Co. All ayes. Motion approved.

CITY MANAGER COMMUNICATIONS:

Manager Nier had the following comments:

- a) Ms. Nier reminded Council of the upcoming MML Legislative Conference to be held in March. She stated if anyone is interested in attending please contact Sharon or herself at City Hall.
- b) Manager Nier announced that there would be a Goal Planning Session meeting Monday, February 26, at 6:00 p.m., located at the Safety Complex Building, for the purpose of setting goals for the upcoming year. Ms. Nier also invited the public to attend.
- c) Manager Nier gave a brief report of the recent meeting with the Library concerning the Library Expansion Project.

COUNCIL COMMENTS:

- a) Council Member Hamilton reminded everyone of the Downtown Task Force Meeting to be held on Wednesday, February 21, 2007, at 12:00 noon, located at City Hall.

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- b) Mayor Stein announced that WHS Theatrical Group would be performing at the High School this Friday. Also, Wednesday, February 21, there will be a Red, White and Blue Concert held at the High School to honor the men and women in the armed forces. Mayor Stein announced “Bowling for Big Foot” is rescheduled for March 3.

CITIZENS COMMENTS:

- a) Diane Smith of 309 S. Main St. stated that if a person has been cited previously for a violation, there should be some way to make them abide by the law.
- Police Chief Miller explained that there is a series of fines that are issued to a person, First fine is \$50, Second fine \$100, and Third fine is \$500.
- c) Larry Scheidel of 445 Falcon Dr. stated there should be something the City could do to stop the violators from abusing the ordinance.
- City Manager Nier stated this would have to be done by amending ordinances.

Mayor Stein adjourned the meeting at 7:52 p.m.

Respectfully submitted,

Sharon L. Baumgard, City Clerk

Burrell Stein, Mayor