

City of Northville
CITY COUNCIL REGULAR MEETING MINUTES
May 15, 2017

Mayor Roth called the meeting to order with the Pledge of Allegiance at 7:00 p.m. in the City of Northville Municipal Building, City Council Chambers, 215 W. Main Street, Northville, Michigan, 48167.

ROLL CALL

Present: Mayor Ken Roth, Mayor Pro Tem James Allen, Councilmembers Nancy Darga, Sam Ekong, and Marilyn Price

Absent: None

Also Present: City Manager Patrick Sullivan, City Clerk Dianne Massa, Director of Public Works James Gallogly, Police Chief Michael Carlson, Finance Director/Treasurer Sandi Wiktorowski, Downtown Development Authority Director Lori Ward, Planning Consultant Sally Elmiger, and 11 citizens

Mayor Roth read a statement informing those present that the City Council meeting was being recorded for rebroadcast on the City's website. By remaining at the meeting, consent is inferred by those present to have their voice and image recorded and posted on the City's website.

PRESENTATIONS

A. Citizens Comments

Calista Milroy, 1056 Allen. Milroy is a representative of the Friends of Rouge. They are looking for volunteers to assist in removing the garlic mustard plant. Garlic mustard is an invasive species whose root system disturbs native plants and prevents them from growing. City Council asked Milroy to leave contact and event information for posting on the City's website and other communication platforms.

APPROVAL OF AGENDA AND CONSENT AGENDA

Appointments to Downtown Development Authority was removed and added to the agenda under New Business.

Motion Allen, seconded by Ekong to approve the agenda and consent agenda as amended.

Approve City Council Minutes of:

- Regular Meeting of May 1, 2017

Receive Bills List:

- Accounts Payable Week of May 10, 2017

Receive Board and Commission Minutes:

- Beautification Commission: 4/3/17

Receive Departmental Reports:

- Youth Assistance: 5/17

Board and Commission Appointments:

- Housing Commission: Appoint Jerome Mittman to fill a vacancy with a term expiring 10/15/19

Proclamation / May as Mental Health Awareness Month

Request to Dispose of Assets / Police Vehicles

CDBG Program Urban County Requalification / Fiscal Years 2018-2020

Heating and Cooling Units / PTAC Purchase / Allen Terrace / Amended

Amendments to the Fees, Fines and Penalties Schedule

Request to Dispose of Assets / Office Chairs / Police Department

Motion carried unanimously.

PUBLIC HEARINGS

A. Proposed FY2018 Budget

In accordance with City Charter, City Council was presented with the proposed fiscal year 2018 budget on April 3, 2017. The budget and five-year financial plan were then subsequently reviewed in detail at two special budget study sessions during April.

In accordance with City Charter, the public hearing notice and notice of availability of budget were published in the Northville Record on May 4, 2017. The complete budget document has also been available on the City's website since that date. Section 8.4 of the City Charter requires that the City Council adopt a budget by the third Monday in May each year.

The City Manager's Budget Message beginning on page I-1 of the budget document provides a comprehensive analysis of the proposed budget. The FY2018 General Fund budget has been balanced without the use of fund balance. The general operating millage will remain at 13.5864 mills. The street, drainage, and sidewalk improvement millage will decrease to 1.7097 mills.

Public hearing opened at 7:07p.m. No comment. Public hearing closed 7:07pm.

Motion Allen, seconded by Ekong to adopt the FY2018 budget as presented. **Motion carried unanimously.**

RESOLUTIONS AND ORDINANCES

A. Zoning Ordinance Amendment / First Reading

Article 18 General Provisions – Alleys

At its April 18, 2017 meeting, the Planning Commission conducted a public hearing to consider text amendments to Article 18 General Provisions, Section 18.11.6 Lots Adjoining Alleys. The current ordinance language allows a property owner whose lot adjoins an alley to add half of the alley area to their lot in applying lot area requirements. The proposed text amendment would eliminate this provision.

Questions about the meaning of this section arose as part of a Board of Zoning Appeals (BZA) case where a new house and garage were built on a lot with an existing shed. The shed put the lot coverage over the maximum. The property owner was informed at the beginning of the building process that the shed would have to be removed, or they would have to obtain a variance. The owner applied for a variance, but stated that Section 18.11.6, Lots Adjoining Alleys, relieved him of needing any variance.

The City Planner and the Building Inspector did not agree as follows.

- Section 18.11.6 states that this provision only applies to “calculating the area of a lot” and “applying lot area requirements.” They interpret this to mean that an alley can be used to determine if a lot meets the minimum lot size. It would not mean that the alley area can be added to calculate lot coverage, or any other zoning requirement that uses lot area. A lot that meets the minimum lot size without the alley could increase the amount of buildings and structures on the property by using the alley in the lot coverage calculation.
- In principle, zoning requirements are supposed to treat like property owners the same to ensure fairness. Interpreting Section 18.11.6 to apply to all zoning calculations would give a lot coverage advantage to property owners abutting alleys over those that don’t abut alleys. It would also mean that a lot that doesn’t meet the minimum lot size would be penalized by adding the alley in calculating lot coverage.
- Undersized lots are permitted 35% lot coverage. If adding the alley area to an undersized lot makes it conforming, then they will only be allowed 30% lot coverage vs. 35% lot coverage. Therefore, using the alley in the lot coverage calculation can also disadvantage a property owner of an undersized lot.
- If Section 18.11.6 applies to all calculations that use “lot area,” then this calls into question what property line is used to calculate setbacks -- the lot line or the centerline of the alley?
- Per the Director of the Department of Public Works, alleys are public rights-of-way and wholly under the ownership and control of the City. A private property owner cannot use the alley right-of-way for any purpose other than as a public vehicular way. Because the alley land is owned and controlled by the City, and not owned or controlled by any adjacent lot owner, the owner of adjacent lands has no legal right to use the alley area as part of their lot unless the alley is vacated by the City.

Because this section has raised so many questions, and appears to advantage lots adjoining alleys over those without alleys, the Planning Commission is recommending that this section be struck from the Zoning Ordinance. They agreed that the provision did not treat like properties the same. However, in regard to the BZA case, the Board of Zoning Appeals interpreted Section 18.11.6 to allow a property owner additional area for calculating lot coverage. Eliminating this section will have no bearing on this case, as the change will occur after the question was brought before the BZA.

The Planning Commission discussed the BZA case, and the BZA’s interpretation, before making its recommendation to the City Council. The Planning Commission is recommending approval of the proposed text amendment. Communication from the City’s Planning Consultant and the proposed zoning ordinance text amendment were provided to City Council.

City Council Comment and Discussion: Brief discussion ensued pertaining to property owners with older lots that are not large (Bealtown, Cabbagetown), previous amendments that added covered porches to the lot coverage calculation, and how the proposed amendments affect those properties. A comment voiced concern that amending the ordinance will create an unwanted consequence that forces a new architectural style that does not include porches. The Planning Consultant explained that undersized lots could seek a variance from the Board of Zoning Appeals. The Planning Commission is also concerned with “home massing.” Allowing 30% lot coverage for a house, then allowing the addition of a covered porch or other roofed areas, could result in 40-45% lot coverage. The Commission recognized that homeowners will need to decide on having a covered porch or more interior space.

Motion Allen, seconded by Price to introduce for first reading the proposed amendment to Article 18 General Provisions, Section 18.11.6 Lots Adjoining Alleys as presented, with second reading and possible adoption scheduled for June 19, 2017. **Motion carried unanimously.**

B. Ordinance Amendment / Second Reading
Chapter 74 Streets, Sidewalks and Other Public Places, Article III Sidewalks

At its regular meeting of May 1, 2017, City Council introduced for first reading proposed amendments to Chapter 74 Streets, Sidewalks and Other Public Places, Article III Sidewalks in the Code of Ordinances. The proposed amendments would require sidewalk accessibility during construction as follows:

- Require sidewalks within the City right-of-way to be kept clean and clear for the free passage of pedestrians.
- Require the Building Official to determine a safe alternative for pedestrians when notification of proposed construction abutting or within the public right-of-way that may affect safe passage or access to the sidewalk.
- Alternatives may include that the sidewalk be closed, remain accessible, or establishing an alternative path.
- When making the determination, the Building Official will consider the nature and duration of the construction, size of the construction area, amount of sidewalk affected, anticipated pedestrian traffic, and potential conflict with vehicular traffic.
- No sidewalk would be closed without a determination by the Building Official and a right-of-way permit being obtained.
- Sidewalks shall be closed no longer than necessary, as determined by the Building Official; the closure period shall not exceed 90 days.
- Closed sidewalks require proper signage, barricades, date the sidewalk will be passable, and display a right-of-way permit.
- Right-of-way permits would be issued by the Department of Public Works.

City Council requested that language be included to define “accessible.” Proposed language was added to Section 74-77 that would require temporary sidewalks to meet the Americans with Disabilities Act standards to the extent feasible.

Motion Allen, seconded by Darga to waive second reading and adopt the amendments to Chapter 74 Streets, Sidewalks and Other Public Places, Article III Sidewalks in the Code of Ordinances as presented. **Motion carried unanimously.**

NEW BUSINESS

A. Request to Add Outdoor Service Permit
Browndog North / Browndog Creamery

In December 2016, Browndog North, LLC, D/B/A Browndog Creamery, 120 E. Main Street, was approved by City Council to transfer a Class C Liquor License with Sunday Sales (PM) permit into the City and add a Specially Designated Merchant (SDM) and Sunday Sales AM permit. The owners of Browndog North, Brian Scherle and Paul Gabriel are now requesting to add an Outdoor Service Permit to their liquor license.

Browndog North submitted an updated Plan of Operation with their Liquor License Review Committee application. The Plan of Operation indicates the business will continue to be operated as it has been since obtaining their Class C license. However, the addition of outdoor service will allow the applicants to serve their products to customers seated within their outdoor service area if approved.

Currently, Browndog North has received approval of an outdoor service platform directly in front of their business and partially in front of 118 E. Main Street. The platform accommodates seating for 17 patrons.

The new Plan of Operation indicates outdoor service will operate in accordance with and consistent with all City policies, practices, ordinances and procedures regulating outdoor service. The time of alcohol service to the outdoor service will be as follows:

Monday – Thursday: 12pm to 11pm
Friday and Saturday: 11am to 12am
Sunday: 12pm to 10am with sales and service ending at 9:30pm

The applicants have experience at their two existing Class C businesses, Browndog Creamery in Northville and Browndog in Farmington City. A check has been conducted and there have been no negative contacts with the applicants or their business. There are no Michigan Liquor Control Commission (MLCC) violations at either establishment.

A public hearing was held with the City of Northville Liquor License Review Committee (LLRC) and the LLRC recommended City Council not object to the Plan of Operation and addition of an Outdoor Service Permit. All fees and costs have been paid by the applicants. Staff can find no reason to object to the approval of this request subject to final inspections and code compliance.

City Council Comments and Discussion: The City will be proposing an amendment to the Sidewalk Café alcoholic beverage service hours to allow earlier service on Sundays.

Motion Allen, seconded by Ekong to adopt the Local Approval Resolution for Browndog North to obtain an Outdoor Service Permit, and approve the changes to the hours of operation, and amendments as indicated in the Plan of Operation as presented. In addition, the Sunday sales hours to be amended to 10am to 10pm, effective when the Sidewalk Cafe ordinance is amended. **Motion carried unanimously.**

**B. Request to Add Outdoor Service Permit
BSIDE Ventures LLC / Lucy & the Wolf**

In March 2015, applicant Mishelle Lussier, owner of BSIDE Ventures, LLC, D/B/A Lucy & the Wolf, located at 102 E. Main Street, was approved by City Council to transfer a Class C and SDM Liquor License with Sunday Sales and Entertainment permits into the City. The applicant is now requesting to add an Outdoor Service Permit.

The applicant submitted an updated Plan of Operation with the Liquor License Review Committee application. The Plan of Operation indicates the business will continue to be operated as it has since opening in 2015. However, the addition of outdoor service will allow the business to serve alcohol to customers seated within an outdoor service area. The alcohol to food ratio has also changed from 75% food and 25% alcohol to 70% food and 30% alcohol.

Currently, the applicant is in the review process to get approval for outdoor seating on the public sidewalk in front of their business (102 E. Main St.), 104 E. Main St., 106 E. Main St., and partially in front of 108 E. Main St. If approved, the fenced in seating area will accommodate seating for up to 16 patrons.

The service times are as follows:

Inside Seating:
Tuesday – Thursday: 11am to 11pm
Friday and Saturday: 11am to 12am
Sunday: Closed

Outdoor Seating:

Tuesday – Thursday: 11am to 11pm

Friday and Saturday: 11am to 11pm

Sunday: Closed

The applicant has experience at this business as well as Table 5 for several years. A check of the business and applicant history has been conducted. Since 2015, the applicants have received MLCC violations as follows:

- 2015 Lucy & the Wolf: failure to provide proof of a successful completion of an alcohol server training program within 180 days of the issuance of the liquor license. A \$100 fine was paid and a suspension was avoided.
- 2016 Table 5 (the applicant's other restaurant): failure to provide proof of financial responsibility (insurance). A \$100 fine was paid and a suspension was avoided.
- 2016 Lucy & the Wolf: non-sufficient funds (NSF) check. A \$50 fine was paid and a license suspension was avoided.
- 2017 Lucy & the Wolf: warning from the MLCC for failing to provide proof of financial responsibility (insurance).

A public hearing was held with the City of Northville Liquor License Review Committee (LLRC) and the LLRC recommended City Council not object to the Plan of Operation and addition of an Outdoor Service Permit. All fees and costs have been paid by the applicant. Staff can find no reason to object to the approval of this request subject to final inspections and code compliance.

City Council Comments and Discussion: It was further clarified that the MLCC violations were administrative in nature and did not involve the serving of alcohol. In response to a question regarding the outdoor seating area going beyond the front of Lucy & the Wolf, it was explained that the applicant has submitted letters of authorization from the other businesses, supporting the outdoor seating in front of their locations.

Lussier noted that she does not plan to have outdoor service on Sundays and would not be affected by the proposed changes to the Sunday Sales in the Sidewalk Café ordinance.

Motion Ekong, seconded by Allen to approve the resolution to obtain an Outdoor Service Permit, changes to the hours of operation, and amendments as indicated in the Plan of Operation as presented. **Motion carried unanimously.**

C. Professional Services

Pavement Management System

In 2016, the State of Michigan required municipalities to begin submitting an annual "Asset Management Report" to the State. This requirement is necessary to continue to receive annual Act 51 revenues from the State. The purpose of the report is to provide accurate information on all the roads in Michigan to State officials using the same asset management investment reporting tool.

The City retained Spalding DeDecker, an engineering firm from Rochester Hills, Michigan, to inspect and assess the condition of Northville's roads for the report. At the same time, the City also used Spalding Dedecker to update their 2013 Pavement Management Report using 2016 road conditions. The executive summary of this report, based on a \$350,000 annual street improvement budget, was provided to City Council.

The summary illustrates that the current amount of funding for street improvements is not sufficient, and that the streets in the City are degrading faster than the improvement plan and funding allows. City Staff is proposing that Northville’s streets be again reviewed. The updated review would be done in conjunction with other utility needs in the City. After a winter that was particularly hard on the roadways, it is proposed that current and accurate information be obtained. This information could then be used to offer various options for street improvements based on future funding opportunities from State and Federal programs.

Because Spalding DeDecker has been working on the pavement management needs of Northville’s City streets since 2011, Staff requested a proposal to update the report and give the City various funding options on how to proceed capital improvement program. The \$6,700 proposal provided by Spalding DeDecker would update the City’s Pavement Management Report using a new PASER (Pavement Surface Evaluation and Rating) survey. This effort will incorporate value-engineered repair strategies with budget scenarios for City consideration and try to factor in utility needs. Spalding DeDecker will inspect all of Northville’s roadways, curbs and sidewalks, document and inventory existing conditions, and incorporate utility repair/replacement work in presenting a prioritized improvement plan. The updated report, expected by the end of July 2017, would also provide the necessary data suitable for input in an Investment Reporting Tool (IRT) as required to meet the City’s new annual reporting requirements to the State of Michigan through the Act 51 Distribution and Report System (ADARS). This data will be inputted into the State’s system before October of 2017.

There are sufficient funds in the City Streets, Drainage and Sidewalks fund balance to cover the proposal fee, but a budget amendment will be necessary to cover this cost.

City Council Comments and Discussion: In response to question from City Council it was explained that the assessment and report will also include “driver miles per road.” The report will look at miles, zoning, spreading road improvements throughout all areas of the City, current road conditions, and the expected road condition in 10 years. It will also include an explanation on the rationale for where roads are placed on the schedule. The report will include more analysis than past reports.

Motion Darga, seconded by Allen to approve a change order in the amount of \$6,700 to a professional services contract with Spalding DeDecker for Pavement Management and Asset Management services and State reporting requirements. Further, the Public Works Director is authorized to sign this change order. **Motion carried unanimously.**

D. Contract Award
2017 Street Improvement Program

The 2017 Street Improvement Program includes the following improvements:

- Elmsmere Drive (Glennhill Drive to Coldspring Drive) – milled, base repairs, and asphalt overlay
- High Street (W. Main St. to W. Dunlap St.) – mill and resurface, new curb and gutter, and spot repair to sidewalk
- New crosswalk placement across Center Street at Lake Street

On April 26, 2017, the City received four bids for the 2017 Street Improvement Program as follows:

Nagle Paving	\$197,969.35
Best Asphalt	\$196,737.50
T & M Asphalt	\$188,416.00
Pavex Corporation	\$160,066.04

All bids were within the \$210,000 budgeted for the 2017 Street Improvement Program. The City’s engineering consultant reviewed and checked the bids, discussed the project with the low bidder, and is recommending the City award the project to Pavex Corporation. Pavex expects to begin work in June, with the project completed by August. The City Attorney reviewed and approved the contract documents for this project. In addition, the contract documents were reviewed and approved by the Michigan Municipal Risk Management Authority (MMRMA) with respect to insurance requirements.

City Council Comments and Discussion: In response to concerns voiced by Council of the disproportion between the bid amounts, Staff stated that the Engineering Consultant has worked with Pavex Corporation on other projects and is confident with recommending awarding the project to the low bidder. It was also explained that DPW will temporarily address the catch basin at the corner of Elmsmere and Whitegate, and this will be corrected as part of the project.

It was requested that Staff return to City Council for an additional change order to do improvements to the rest of High Street and Coldspring. Both streets are high priority, but do not need watermain replacement. This would be contingent upon Staff being comfortable with the contract work, and if the contractor could complete the additional work for the unit prices stated in the bid.

City Council stated it is expected that resident communication from the contractor and engineer will be prompt and residents will be accommodated in getting in and out of their driveways.

Motion Price, seconded by Ekong to approve and award a contract for the 2017 Street Improvement Program to Pavex Corporation of Trenton, Michigan, in the not-to-exceed amount of \$160,066.04. Further, the Public Works Director is authorized to sign the contract on behalf of the City of Northville. **Motion carried unanimously.**

E. Contract Award
Household Hazardous Waste Program

Annually in September, the City of Northville hosts a Household Hazardous Waste Day. Residents from the City of Northville, the City of Livonia, and Northville Township are invited to take part in this event. In exchange, Northville’s residents can attend Livonia’s Household Hazardous Waste Day in April. This partnership between Livonia, Northville Township and the City of Northville has gone on for over 16 years with great success in removing hazardous waste from the communities.

This year, the City of Livonia received bids to select a hazardous waste provider for Livonia as follows:

<u>Company</u>	<u>2017</u>	<u>2018</u>	<u>2019</u>
EQ Industrial Services Inc. (US Ecology)	\$33.05	\$33.49	\$34.14
ERG Environmental Services	\$40.00	\$40.50	\$41.00

The City of Livonia awarded their program to EQ Industrial Services Inc. (US Ecology) and held their first event in April 2017. The bid documents for the Livonia program specifically stated that the Contractor must be agreeable to extending its contract and unit prices to the City of Northville for these same services. City Staff confirmed that this company is agreeable to extending its bid prices to the City of Northville for Northville’s Hazardous Waste Program.

The unit price for Northville’s 2016 program was \$28.25 per vehicle making the new 2017 price of \$33.05 a 17% increase. The unit prices for 2018 and 2019 also go up approximately 2% each year. The City of Northville has used EQ Industrial Services as its Household Hazardous Waste Collection Contractor in the past and have found them to be very professional and easy to work with during Northville’s collection events.

Northville's event is tentatively scheduled for September 23, 2017. Staff recommended that the City of Northville continue to partner with the City of Livonia by awarding a contract to EQ Industrial Services Inc. (US Ecology) to provide household hazardous waste services to Northville for the next three years.

An agreement was prepared that modified the Livonia contract for the City of Northville. The City Attorney and Michigan Municipal Risk Management Authority (MMRMA) have reviewed this contract. The City of Northville annual budget includes the cost of Household Hazardous Waste Day. The cost of this program is primarily driven by how many residents use the program each year. It is anticipated that the amount currently budgeted for this program will be adequate for FY2018.

City Council Comments and Discussion: Staff noted that, at this time, a one-day program is sufficient and a second day is not needed. City Council requested the event be promoted on the City's website and other communication platforms.

Motion Darga, seconded by Ekong to award a contract to EQ Industrial Services Inc. (US Ecology) of Livonia, Michigan, to perform the City's Household Hazardous Waste Day event in 2017 at a rate of \$33.05 per vehicle; in 2018 for a rate of \$33.49 per vehicle; and in 2019 for a rate of \$34.14 per vehicle. Further, the Public Works Director is authorized to sign this contract on behalf of the City of Northville.

Motion carried unanimously.

F. Memorandum of Understanding

Water Resources Commissioner / Huron-Rouge Sewage Disposal System

Several years ago, the City experienced a significant rain event, which resulted in sewer backups in the basements of approximately nine residences in the northeast side of the City (area of Novi Street and Allen Drive). The City worked with the residents to restore their basements. The City also hired a consultant to assist with investigating the City's storm and sanitary sewers, and to find and eliminate cross connections that may have contributed to the backups.

Corrections were made to the City's sewer system and the chance of a sewer backup occurring in these homes was greatly reduced. To ensure against future backups, the City's consultants also recommended the City consider an overflow into the Huron-Rouge Sewage Disposal System (HRSDS) at Novi and Eight Mile Roads. In exploring this option, it was found that the City of Northville was already connected to the HRSDS pipe.

Upon discovering the City's connection to the HRSDS, the Water Resources Commissioner's Office is now requesting the City to pay its share of the cost to operate and maintain this section of pipe. They have placed flow meters at the City connection points, and determined that the City should pay approximately 1.5% of the operation and maintenance costs, contribute a similar amount to a major maintenance fund for this pipe, and contribute to an emergency reserve fund. The City contributes for use of the Rouge Valley Sewage Disposal System (RVSDS), and now needs to contribute for using the HRSDS system.

The Water Resources Commissioner Office of Oakland County maintains and controls the HRSDS for the City of Novi. They drafted a Memorandum of Understanding, which recognizes the City of Northville's connection, and presents a method of funding for Northville's share of the operation and maintenance costs, major maintenance costs, and required emergency reserves. The agreement was reviewed by the City Attorney who is satisfied that it has met all of his concerns on this matter.

For FY2018, the Water Resources Commissioner set the cost for this connection at \$5,611.29. For future rate years, this amount will be based on metered flows averaged over two years. Funding will come from the Water and Sewer Fund, and will require a budget amendment.

City Council Comments and Discussion: In response to a question from City Council, Staff explained the Agreement covers ongoing capital needs. In the unlikely event a sinkhole forms, contributions for the cost to repair the sinkhole would be discussed outside of this Agreement.

Motion Ekong, seconded by Darga to approve a Memorandum of Understanding between the Water Resources Commissioner and the City of Northville for Northville’s connection to the Huron-Rouge Sewage Disposal System and authorize the Public Works Director to sign this agreement on behalf of the City of Northville. **Motion carried unanimously.**

G. Board and Commission Appointments Downtown Development Authority

Two vacancies exist on the Downtown Development Authority. One term expires in 2019 and the other term expires in 2020. The positions have been vacant for several years as directed by the DDA Board. The DDA now wishes to fill the vacancies. The Board and Commission Selection Committee received several applications and conducted applicant interviews on April 5th and April 20, 2017. The following applicants were interviewed:

Aaron Cozart	Robert Miller
Dan Ferrara	Manfred Schon
Natalie Kneifel	

All applicants were qualified and had a lot to offer to the DDA Board and downtown Northville. Following the interviews, the Committee discussed the applicants and recommended that Natalie Kneifel and Robert Miller be considered to fill the vacancies. Comments supporting the recommendations were provided to City Council. Per PA 197 of 1975, DDA Board Members are appointed by the chief executive officer of the municipality, subject to approval by the governing body.

On May 15, 2017, DDA Board Member Lynda Heaton submitted written communication that after serving 25 years, she will step down from the DDA Board when her term expires on September 30, 2017. As such, the Mayor also recommended that Aaron Cozart be appointed to fill the vacancy that will be created when Ms. Heaton leaves the DDA Board.

Motion Allen, seconded by Ekong to approve the following appointments to the DDA as recommended by the Board and Commission Selection Committee and approved by the Mayor:

- Natalie Kneifel to fill a vacancy with a term expiration of September 30, 2019.
- Robert Miller to fill a vacancy with a term expiration September 30, 2020.
- Aaron Cozart to fill the vacancy of the term to be vacated by Lynda Heaton, term to begin on October 1, 2017 and expire on September 30, 2021.

Motion carried unanimously.

MAYOR AND COUNCIL COMMUNICATIONS

A. Mayor and Council Communications

Roth noted that the Conference of Western Wayne recently passed a resolution to oppose legislation that would amend the Downtown Development Authority (DDA) statute to change the tax capture and affect debt. The proposed legislation pertains to libraries and would allow libraries to opt out even if debt was issued by the City instead of the DDA. The proposed legislation changes the structure of outstanding debt as 90% of bonds for DDAs are issued by the municipalities.

Allen requested a status on the Randolph Drain improvement project. It was explained this project was scheduled to be completed in July. However, rain has delayed the project. The Lexington Condominium Association has been apprised of the project status.

B. Staff Communications None

Being no further business, the meeting was adjourned.

Adjournment: 8:12 p.m.

Respectfully submitted,

Dianne Massa, CMC
City Clerk

Ken Roth
Mayor

Approved as submitted: 6/5/17