

FEBRUARY MEETING MINUTES

February 18, 2008

APPROVED Meeting Minutes VILLAGE OF LYONS

212 Water Street, P.O. Box 175
Lyons, Michigan 48851
989.855.2125 FAX: 989.855.2813
villageoflyons@lyonsvillage.org

2008-09 Budget Hearing called to order by President Bernard Russell at 6:45 p.m. by President Russell.

Pledge of Allegiance to the Flag

Roll Call:

Paul Tunell	P	Stan Nave	P	Ann Randall	P
Rosie Ferris	P	Jim Shattuck	P	Bernie Russell	P

Also Attending: Jill Stilson, Mary Kay Robinson, Susan Craft,

Guest Attending: Kenton Eavey, Crystal Rux, Carrie Webster,

President Russell asked to add a Five Thousand dollars payment to Prein & Newhof to help off set the current outstanding balance of Thirty Thousand dollars. The decision of the Council was to let the agreement originally made stand. Prein & Newhof agreed that when they found funding for the removal of the Lyons Dam, payment would be remitted at that time.

DPW Superintendent Susan Craft presented an offer from Case for lease of a Backhoe with warranty. The decision was made not to purchase or lease any backhoe at this present time.

Millage Levy for 2008-09

The discussion of the Headley Override, the decision was to maintain the taxes at the current level of 11.94180.

Motion offered by Trustee Tunell, second by Trustee Ferris to close the 2008-09 Budget Hearing and move to the regular business meeting of the Village. **Motion carried by voice vote.**

Motion offered by Trustee Tunell, second by Trustee Shattuck to approve the agenda. **Motion carried by voice vote.**

Public Comments:

Guest Kenton Eavey asked if all council members had copies of the Open Meetings Act regarding the Closed Session. Clerk Stilson replied that copies have been distributed in the past; however, no one had them for this meeting.

Guest Speaker – Suzanne Hoseth Kreeger, Nominee for 8th Judicial Circuit Judge introduced herself,

Presidents Comments – Bernard Russell

President Russell introduced Mary Kay Robinson and would at this time like to appoint her to the position of Village Treasurer. Motion offered by Trustee Randall, second by Trustee Tunell to appoint Mary Kay Robinson to the position as Village Treasurer for a two year term. YEAS: S. Nave, A. Randall, R. Ferris, J. Shattuck, P. Tunell, B. Russell NAYS None **Motion carried by roll call vote.**

President Russell would also like to reappoint current Clerk, Jill Stilson to the position of Village Clerk. Motion offered by Trustee Ferris, second by Trustee Tunell to reappoint Jill Stilson to the position of Village Clerk for a two year term to expire March 31, 2010.

YEAS: S. Nave, A. Randall, R. Ferris, J. Shattuck, P. Tunell, B. Russell NAYS None **Motion carried by roll call vote.**

Presidents List:

APPROVED - Meeting Minutes

1. Recycling with the Village of Muir – Muir has asked if the council would be interested in continuing in sharing the cost for the recycle bin. Continue with the service for now and bring the findings to next meeting.
2. Mileage Rate – Motion offered by Trustee Tunell, second by Trustee Randall to keep the mileage rate at the current level of 42.5 cents per mile. **Motion carried by voice vote**
3. Uniform Traffic Code – Motion offered by Trustee Randall, second by Trustee Ferris to adopt the Uniform Traffic Code by reference. **Motion carried by voice vote.**

**An Ordinance to Adopt by Reference the
Uniform Traffic Code for
Cities, Townships, and Villages**

Village of Lyons ordains:

Sec. 1. Code and Amendments and Revisions adopted

The Uniform Traffic Code for Cities, Townships, and Villages as promulgated by the director of the Michigan department of state police pursuant to the administrative procedures act of 1969, 1969 PA 306, MCL 24.201 to 24. 328 and made effective October 30, 2002, and all future amendments and revisions to the Uniform Traffic Code when they are promulgated and effective in this state are incorporated by reference.

Sec. 2. References in Code

References in the Uniform Traffic Code for Cities, Townships, and Villages to a “governmental unit” shall mean the Village of Lyons.

Sec. 3. Notice to be published

The Village] Clerk shall publish this ordinance in the manner required by law and shall publish, at the same time, a notice stating the purpose of the Uniform Traffic Code for Cities, Townships, and Villages and the fact that a complete copy of the code is available to the public at the office of the clerk for inspection.

Sec. 4 Penalties

The penalties provided by the Uniform Traffic Code for Cities, Townships, and Villages are adopted by reference.

Effective Date: February 18, 2008 Published Ionia County Shoppers Guide

ORDINANCE DECLARED ADOPTED BY President Bernard C. Russell

4. Village Elections – The Council has the option of having the Village elections with the Township to reduce cost, and to gain more voters. Trustee Tunell suggested getting the cost from the Township before making this decision.

Approval of the January 21, 2008 Minutes – Motion offered by Trustee Tunell, second by Trustee Shattuck to approve the January 21st, 2008 minutes. **Motion carried by voice vote.**

Approval of the February 11, 2008 Minutes – Motion offered by Trustee Tunell, second by Trustee Randall to approve the February 11, 2008 minutes. **Motion carried by voice vote.**

Approval of Accounts Payable – Motion offered by Trustee Tunell, second by Trustee Randall to approve January 2008 Accounts Payable, also to include the payables received through 2/18/2008. **Motion carried by voice vote.**

Motion offered by Trustee Tunell, second by Trustee Randall to amend the 2007-2008 budget and appropriations act as follows; **Motion carried by voice vote.**

MOTION TO AMEND THE 2007-08 BUDGETS:

General Fund cost center:

- Dept 000 – General revenues increase to 238,000
- Dept 000 – General appropriations reduce to 26,000
- Dept 171 – Village President increase to 2,700

Dept 215 – Clerk increase to 21,000
Dept 253 – Treasurer increase to 11,300
Dept 255 – Administration increase to 38,000
Dept 262 – Elections reduce to 0
Dept 751 – Parks & Recreation increase to 18,000
Dept 754 – Recreation & Culture increase to 9,700
Dept 851 – Insurance & Bonds increase to 2,400

Major Street Fund cost center:

Dept 000 – Major Street Revenues reduce to 71,000
Dept 255 – Administration reduce to 500
Dept 467 – Maintenance Roads increase to 29,000
Dept 475 – Winter Maintenance increase to 25,000
Dept 473 – Traffic Services increase to 1,100

Local Street Fund cost center:

Dept 000 – Local Street Revenues increase to 28600
Dept 255 – Administration reduce to 700
Dept 502 – Winter Maintenance increase to 15,000

Downtown Development Authority

Dept 000 – DDA Revenues increase to 1,400
Dept 255 – Administration increase to 840

Equipment Replacement Fund

Dept 000 – Equip Revenues increase to 61,500
Dept 255 – Administration increase to 5,700
Dept 441 – Operations & Maintenance increase to 34,000

Approval of General Appropriations Act – Motion offered by Trustee Tunell, second by Trustee Shattuck to approve the General Appropriations Act for 2008-09 Budget Year. **Motion carried by voice vote.**

Acceptance of Treasurer Report – Linda Rairigh, Mary Kay Robinson

Motion offered by Trustee Randall, second by Trustee Tunell to accept the January 2008 Treasurer Report. **Motion carried by voice vote.**

COMMITTEE REPORTS

Street, Water, Sewer and Fire Committee – Ann Randall, Chair

STREET; The Village received a Chip Seal Agreement from Ionia County Road Commission for Riverside Drive and Libhart at the cost of Eight Thousand Five Hundred Ninety-Three dollars and Seventy-one cents plus One Thousand Dollars for Construction Engineering cost. Motion offered by Trustee Tunell, second by Trustee Randall to accept the bid for Chip Seal and Engineering bid for Riverside Drive and Libhart with projected total cost of Nine Thousand Five Hundred Ninety-Three dollars and Seventy-One cents. **Motion carried by voice vote.**

We are currently running very low on road salt. The DPW will be adding more sand to the mix and only salt corners and hills as needed.

WATER; The DPW had to estimate water meter readings due to the amount of snow received in the past week. There is a notice on the Village Office door about frozen pipes and who to contact.

Finance, Grants & Park Committee – Stan Nave, Chair

Ordinance, Personnel Committee – Paul Tunell, Chair

Motion offered by Trustee Tunell, second by Trustee Nave to reduce the council to four trustees and the president. Roll call vote; **Motion Carried 5 yes, 1 no**

TRUSTEES ON VILLAGE COUNCIL

The Village of Lyons Ordains

Section 1. Reduction of Number of Trustees on Council

As authorized by Section (2), Chapter II of 1895 PA 3, as amended, the number of trustees on the Village Council shall be reduced from six trustees to four trustees who, with the President, shall constitute the Council.

Section 2. Term of Office

After the effective date of adoption of this Ordinance, two Village trustees shall be elected at each succeeding biennial Village election. This Ordinance shall not shorten the term of any incumbent trustee. Nor shall this Ordinance shorten or eliminate a prospective term unless the nomination deadline for that term is not less than 30 days after the effective date of this Ordinance.

Section 3. Effective Date

This Ordinance shall take effect 45 days after the date of its adoption, unless a petition signed by not less than ten percent of the registered electors of the Village is filed with the Village Clerk or Village Office within such 45 days.

If a petition is filed within such period of time, this Ordinance shall then take effect only upon its approval at the next general Village or special Village election held on the question of whether the Ordinance shall be approved. Notice of any delayed effect of this Ordinance and the right of petition under this section shall be published separately at the same time and in the same manner as the Ordinance or a notice of the Ordinance is published in a local newspaper of general circulation.

Section 4. Adoption

This Ordinance shall be adopted by an affirmative vote of at least two-thirds of the members of the Village Council.

Section 5. Publication

The Village Clerk shall certify to the adoption of this Ordinance and cause the same to be published as required by law. **Motion Carried 5 yes, 1 no**

ORDINANCE DECLARED ADOPTED BY President Bernard C. Russell
Adopted: February 18, 2008 Effective: April 3, 2008
Published: February 26, 2008 Ionia County Sentential Standard

Council Comment:

Trustee Stan Nave turned in his resignation, with regrets of having to leave the council at this time. Nave stated that he would like to continue with the Spring Island clean-up project, and may also continue with the Neighborhood Watch program. The Village Council wishes Stan the best of luck, he will be missed.

Adjournment:

Motion to adjourn offered Trustee Tunell to adjourn at 8:11pm. **Motion carried.**

CERTIFICATION

I, Jill Stilson, hereby certify that the foregoing is a true and complete copy of village regular meeting minutes adopted by the Village Council of the Village of Lyons, County of Ionia, and the State of Michigan, at a meeting held on February 18, 2008. Public notice of said meeting was given pursuant to and in compliance with the Open meetings Act, Act no. 267 of the Public Acts of Michigan 1976, notice by posting at least eighteen (18) hours prior to the time set for said meeting.

Dated March 17, 2008

Jill Stilson, Village Clerk