

**PROCEEDINGS
OF
CITY COUNCIL
OF THE
CITY OF LOWELL**

For the Regular Meeting of Monday, **OCTOBER 18, 2004**

The Meeting was called to order at 7:30 p.m. by Mayor Shores and the City Clerk called Roll.

Present: Councilmembers Hodges, Mathews, Myers, Pfaller and Mayor Shores.

Absent: None.

Also Present: City Manager David Pasquale, City Clerk Betty Morlock, PDW Director Dan DesJardne, Police Chief Jim Valentine, Lowell Light and Power and Cable TV Manager Tom Richards, Police Officer James Hinton, Airport Manager Tom Richards and Fire Department Captain Ron VanOverbeek.

IT WAS MOVED BY PFALLER and seconded by MYERS to approve the minutes of the October 4, 2004 regular meeting as written.

YEA: 5. NAY: 0. ABSENT: 0. MOTION CARRIED.

IT WAS MOVED BY HODGES and seconded by PFALLER that the bills and accounts payable be allowed and the warrants issued.

YEA: 5. NAY: 0. ABSENT: 0. MOTION CARRIED.

<u>BILLS AND ACCOUNTS PAYABLE (10/18/04)</u>	
GENERAL FUND	\$117,187.12
MAJOR STREET FUND	1,426.38
LOCAL STREET FUND	132.66
DDA FUND	85,589.18
AIRPORT FUND	2,909.44
WASTEWATER FUND	4,971.11
WATER FUND	13,752.55
DATA PROCESSING	258.60
EQUIPMENT FUND	2,871.78
CURRENT TAX FUND	21,612.11
LEE FUND	2,967.43
LOWELL AREA TRAILWAY FUND	23.70

Item #1. **STATE TRUNKLINE MAINTENANCE CONTRACT WITH THE MICHIGAN DEPARTMENT OF TRANSPORTATION (2004 – 2009)**. The current maintenance contract with MDOT involving M-21 will expire this year. After reviewing the proposed five year extension ending September 30, 2009, City Manager Pasquale recommended the Council approve the contract designating the City Manager as Maintenance Superintendent and authorizing the Mayor and City Clerk to sign the agreement.

Councilmember Pfaller questioned what would be covered under the agreement. Public Works Director DesJarden stated it covers various issues. It pertains to snow removal, sidewalks, catch basins and pothole repairs. The DPW completes a form with the activities listed on it, employees performing the duties and then on a percentage are reimbursed.

Mayor Shores confirmed the document was similar to the last agreement. Pasquale responded yes.

IT WAS MOVED BY PFALLER and seconded by MATHEWS to approve the state trunkline maintenance contract with MDOT from 2004 – 2009.

YEA: 5. NAY: 0. ABSENT: 0. MOTION CARRIED.

Item #2. **RESOLUTION DECLARING INTENT TO REIMBURSE THE CITY COST RELATED TO ACQUISITION OF CUSTOM PUMPER FIRE APPARATUS**. A bid for the acquisition of a pumper fire truck to Spencer Manufacturing, Inc. for \$277,922 has been awarded. Through funds received from Kent County and a grant from the Lowell Area Community Fund, the cost is reduced to \$34,253.50. Also, the Fire Department wishes to purchase and repaint a 1988 County pumper for \$14,146.50. Thus, the total for lease purchase is \$48,400.

The lease purchase will be for three years, split between the City and Lowell and Vergennes townships. Solicitations for bids from are banks have been sent and will be considered at the November 1 Council meeting.

A resolution related to the proposed lease purchase of the pumper is recommended to be adopted.

IT WAS MOVED BY HODGES and seconded by PFALLER to adopt the resolution declaring intent to reimburse the City cost related to acquisition of custom pumper fire apparatus.

YEA: 5. NAY: 0. ABSENT: 0. MOTION CARRIED.

Councilmember Myers questioned when the City would close on the lease of \$48,400. City Manager Pasquale responded the bids will be brought to the Council on November 1, 2004.

Item #3. **CRACK SEALING OF THE LOWELL CITY AIRPORT MAIN RUNWAY**. Lowell Airport Manager Jim Sowle explained the Airport Board has authorized crack sealing of the main runway through Harding Enterprises. Original estimates had this work at a cost of approximately \$1,500.

But when the project was carried out, 7,000 feet of cracks were filled. Harding charged for 6,000 feet at \$.75 per foot amounting to \$4,500 in cost.

The Board is requesting approval of the expenditure through the Airport Fund. Sowle apologized for not presenting this to the Council previously. He assured the Council this would not happen again.

Mayor Shores noted Harding Enterprises gave the airport a break charging for only 6,000 feet of cracks being filled instead of 7,000 which were actually completed.

Councilmember Mathews stated it is important to maintain the asphalt, especially this time of year.

IT WAS MOVED BY HODGES and seconded MYERS to approve the expenditure from Harding Enterprises of \$4,500 through the Airport Fund for crack sealing the main runway.

YEA: 5. NAY: 0. ABSENT: 0. MOTION CARRIED.

Sowle commented on the recent fly in which will help cover the cost of the bill.

Item #4. **LIBRARY ROOF REPAIRS**. Dan Durkee with Fishbeck, Thompson and Huber has had contractors review the roof leak at the library. Along the edge of the roof, there has been some settling which has occurred and water is allowed to collect on these edges. This water has deteriorated the seams and allowed these to separate and penetrate the building.

Durkee noted the original roofing subcontractor is no longer in business and not available to service the roof under warranty. In order to complete the necessary repairs, bids were solicited from area contractors. Based on these quotations, Durkee recommended Great Lakes Systems, Inc. to provide these repairs at a cost of \$5,000. The company has been in business for several years and FTC&H has had good experience with them. The cost will be allocated from the Library Repair and Maintenance line item within the General Fund. Once completed, painting and ceiling tile repairs will be undertaken.

Councilmember Pfaller questioned the quote from Great Lakes Systems. It states this repair will not stop the water from running down the face of the building. A gutter or drain system would be needed to achieve this. Durkee stated this is a recommendation. The water does go to a metal drip edge which then carries it away from the brick and then drops it down. This has not presented any problems with water penetration.

Councilmember Myers questioned if a two year warranty was standard. He said this appears to be a short period of time when discussing a roof. Durkee stated the original quote had no warranty. Great Lakes Systems, Inc. was concerned with providing a warranty beyond a two year period based on not installing the original roof.

Myers asked if the original roofing company was still in business would they repair the roof without cost. Durkee responded yes. However, because they are no longer operating as a roofing company this is not possible.

Pasquale stated Durkee has spent much time and effort in trying to not have the City pay for this expense.

Myers questioned how long Great Lakes has been in business. Durkee responded at least 15 years. He believes Great Lakes is one of the top three roofers in the Grand Rapids area.

IT WAS MOVED BY MYERS and seconded by MATHEWS to approve the cost of \$5000 to repair the Library with a bid from Great Lakes Systems Inc. allocated from the Library Repair and Maintenance line item within the General Fund.

YEA: 5. NAY: 0. ABSENT: 0. MOTION CARRIED.

Item #5. **2003 SIDEWALK PROJECT – CHANGE ORDER NO. 3.** Through the Federal Community Development Block Grant, sidewalk was constructed on Foreman and North Hudson carried out by Cascade Cement Contracting, Inc. With the approval of the Kent County Community Development Department, a change order is proposed to have Cascade Cement complete sidewalk on Foreman and Gee as well as the Amity – Elm – Howard area for the school walk zone.

The change order would provide \$39,611.29 in Federal Funds to carry out this work.

Police Chief Valentine stated the areas of Howard and Amity are areas where sidewalks are desperately needed in order to complete walking areas into Bushnell Elementary.

Pasquale noted the County has approved the project. DesJarden stated the project will begin immediately.

IT WAS MOVED BY MATHEWS and seconded by HODGES to approve Change Order No. 3, – 2003 Sidewalk Project for \$39,611.29 utilizing Federal Community Development Block Grant funds.

YEA: 5. NAY: 0. ABSENT: 0. MOTION CARRIED.

Item #6. **MONTHLY REPORTS.** No comments were received.

Item #7. **CITIZEN COMMENTS.** No comments were received.

Item #8. **COUNCIL COMMENTS.** Councilmember Mathews questioned a petition involving

Vergennes Township residents in the North Washington Street area concerned about Light and Power expansion plans.

Councilmember Pfaller noted the lowest bidder is not always the best bid. Pfaller questioned the Foreman railroad crossing. DesJarden responded the company has until 2005 to have the railroad updated.

Councilmember Myers acknowledged that Lowell Light and Power now accepts automatic payments.

Item #9. **MANAGER'S REPORT**. City Manager Pasquale reported on the following:

1. The following boards and commissions meeting were provided:

- Airport Board meeting of September 14, 2004
- Parks and Recreation Commission meeting of September 11, 2004
- Chamber of Commerce meeting of September 14, 2004
- Merchants Committee meeting of September 22 and October 13, 2004
- Trails Committee meeting of September 15, 2004

2. The Trails agreement with Lowell and Vergennes townships is planned to come before the Council on November 15.

Item #10. **APPOINTMENTS**. No appointments were made at this time.

IT WAS MOVED BY MYERS to adjourn at 8:05 p.m.

DATE:

APPROVED:

C. Jeanne Shores, Mayor

Betty R. Morlock, Clerk