

DEXTER VILLAGE COUNCIL
REGULAR MEETING
MONDAY, OCTOBER 22, 2007

A. CALL TO ORDER AND PLEDGE OF ALLEGIANCE

The meeting was called to order at 7:30 by President Seta in the Dexter Senior Center located at 7720 Dexter Ann Arbor Rd. in Dexter, Michigan

B. ROLL CALL:

D. Fisher P. Cousins S.Keough
J. Semifero J. Carson R. Tell
J. Seta

C. APPROVAL OF THE MINUTES

Minutes of the Regular Council meeting of October 8, 2007.

Motion Carson, support Tell to approve the minutes as presented.

Ayes: Cousins,Fisher,Keough,Semifero,Tell,Carson,Seta.

Nays: none

Motion carries

D. PREARRANGED PARTICIPATION

1. DACC- Gordon Darr, marketing director - Apple daze was very nice and well attended
2. Mary Pierce, Think Dexter First program - Victorian Christmas plans are continuing to be put in place, some aspects will need Village approval

E. APPROVAL OF THE AGENDA

Motion Fisher, support Keough to approve the agenda as presented.

Ayes:Keough,Semifero,Tell,Carson,Fisher,Cousins,Seta.

Nays: none

Motion carries

F. PUBLIC HEARINGS

none

G. NON-ARRANGED PARTICIPATION:

Scott Stivers of 3470 Inverness- Scio meeting was a step backwards, petition and newspaper survey indicate public sentiment is overwhelmingly against the project and annexation.

H. COMMUNICATIONS:

1. Waste Management- Holiday schedule 2008
2. Leaf pickup schedule

I. REPORTS

1. Board and Commission reports
WWAVE annual report- Jim Carson
2. Subcommittee reports
DAFD meeting- Oct. 18th, discussed audit and ongoing contract talks. The Board is also looking at regulations that need updating
3. Village Manager Report
Mrs. Dettling submits her report as per package
4. President's Report
"1Washtenaw meeting" scheduled on 11-27-07 from 3:00 to 5:00.

J. CONSENT AGENDA

1. Consideration of: Bills and Payroll in the amount of \$177,592.86

Motion Fisher, support Carson to approve the consent agenda as presented.

Ayes: Semifero, Tell, Fisher, Carson, Cousins, Keough, Seta.

Nays: None

Motion carries

K. OLD BUSINESS-Consideration and Discussion of:

1. Discussion of : Main Street Bridge Project- Phase 2 funding update
MDOT- funding update email of 10-15-07
WCRC meeting 10-17-07 update- Paul Cousins

Action item: Consideration of: authorization to enter into an agreement with WCRC for initial EA and preliminary design work to proceed with phase 2 of the bridge project.

The following Resolution was offered by Member Cousins and supported by Member Keough.

WHEREAS, the Michigan Department of Transportation (MDOT) has granted to WCRC Local Bridge Program Funding in the amount of five million, five hundred thousand dollars; and

WHEREAS, Village and WCRC have entered into a Road Improvement Agreement for Phase 1 Main Street Bridge project on May 5, 2006; and

WHEREAS, The Main Street Bridge Phase 1 is currently estimated at a cost of one million, six hundred thousand dollars; and

WHEREAS, The Village and WCRC desire to keep the remaining three million, nine hundred thousand dollars and apply the funding to the construction of a new railroad viaduct, road relocation and a roundabout intersection at the Dexter-Chelsea Road intersection with Dexter-Pinckney Road (Phase 2); and

WHEREAS, Phase 2 will require an Environmental Assessment in order for WCRC to utilize federal funding for Phase 2; and

WHEREAS, the Village has previously approved an expenditure of five hundred thousand dollars toward Phase 2, and

WHEREAS, Scheduling of Phase 2 necessitates the immediate mobilization of WCRC and consultant forces for the Environmental Assessment and Preliminary Engineering in order to achieve a bid letting for Phase 2 of September, 2009,

THEREFORE, BE IT AGREED that the Village approves of the expenditure of up to one hundred thousand dollars toward the Environmental Assessment and Preliminary Engineering for Phase 2.

BE IT FURTHER AGREED that WCRC will retain JJR, Inc. as the consultant for the Environmental Assessment at an approximate cost of forty thousand dollars.

BE IT FURTHER AGREED that WCRC will retain URS Corporation for Preliminary Engineering for the Phase 2 viaduct at an approximate cost of fifty thousand dollars.

BE IT FURTHER AGREED that WCRC will assist with the work performed by JJR and URS portions of the above described Phase 2 work and will be reimbursed by the Village at an approximate cost of ten thousand dollars.

BE IT FURTHER AGREED that WCRC will invoice the Village for costs associated with Phase 2, and the Village will remit payment to WCRC for said costs within 30 days of receipt of invoice.

BE IT FURTHER AGREED that WCRC and the Village will work cooperatively to enter into a separate agreement with SCIO TOWNSHIP in order to fund the remainder of the outstanding costs for Preliminary Engineering, Right of Way acquisition, Construction Match, and Construction Engineering for Phase 2.

Ayes: Tell,Carson,Cousins,Keough,Fisher,Semifero,Seta.

Nays: none

Motion carries

2. Motion Semifero, support Cousins to move item K. 2 , consideration of: UMRC development agreement to after Item L. 3.

Ayes: Cousins,Keough,Semifero,Seta.

Nays: Carson,Fisher,Tell

Motion carries

L. NEW BUSINESS-Consideration of and Discussion of:

1. Consideration of: Request from Mr. Haeussler, the Sloan Kingsley property owner to reaffirm the annexation petition.

Mr. Haeussler indicated that his letter of October 19, 2007 was only to state that the Village had looked at the 425 agreement. Mr. Haeussler also stated that he thought he was entitled to an answer re: the 425 agreement, since he has patiently waited for more than 1 year.

Motion Keough, support Fisher that the Council will continue to participate in “good faith” discussions with Scio Township regarding the 425 and also to instruct staff to consult with the Village’s legal counsel to draft a resolution that withdraws the annexation petition application that was submitted to Washtenaw County.

Ayes: Cousins,Fisher,Semifero,Carson, Keough

Nays: Tell,Seta.

Motion carries

2. Consideration of: Setting a public hearing for the CBDG Economic Development Grant closeout.

Motion Semifero, support Keough to set a public hearing regarding the CBDG economic development grant closeout.

Ayes: Keough,Semifero,Tell,Carson,Fisher,Cousins,Seta.

Nays: none

Motion carries

3. Consideration of: resolution for the purpose of establishing tree replacement fees for contribution to the Village’s tree fund.

Motion Seta, support Fisher to send the “Resolution for the Purpose of Establishing Tree Replacement Fees for Contribution to the Village’s Tree Fund” to the Tree Board and to instruct them to review the Resolution and recommend a fee schedule.

Ayes: Semifero,Tell,Fisher,Carson,Cousins,Keough,Seta.

Nays: none

Motion carries

4. Motion Cousins, support Keough to amend the UMRC Development agreement as follows:

- 1- Section 3.4 should reference Section 6.14 not 6.12

- 2- Section 3.4 should be changed to read – “the Developer shall contribute \$300,000 to the Village Tree Endowment Fund or other fund as established by the Village Tree Board

- 3- Section 3.4 – the last sentence should be removed

- 4- Section 5.3 – the phrase “if necessary” should be removed

Ayes: Cousins,Keough,Semifero,Tell,Seta.

Nays: Carson,Fisher

Motion carries

5. Consideration of: Request from James G. Haeussler of Peters Building Company to designate Cambridge Drive (plat 1 and phase 2) and Preston Circle (5a) as public roads.

Motion Semifero, support Carson to allow staff to work with Mr. Haeussler and our legal counsel to address the questions raised and prepare the documents necessary to designate Cambridge Drive (plat 1 and phase 2) and Preston Circle (5a) as public roads.

Ayes: Cousins,Fisher,Keough,Semifero,Tell,Carson,Seta.

Nays: none

Motion carries

6. Consideration of: Recommendation that no post-retirement adjustment effective January 1, 2008 be adopted for MERS eligible retirees.

Motion Cousins, support Carson that no post-retirement adjustment effective January 1, 2008 be adopted for MERS eligible retirees.

Ayes: Keough,Semifero,Tell,Carson,Fisher,Cousins,Seta.

Nays: none

Motion carries

7. Consideration of: Recommendation to enter into a “right to entry agreement” with the Dexter Community Schools for the 5th well site exploration purposes

Motion Cousins, support Keough to approve the recommendation to enter a “right to entry agreement” with the Dexter Community Schools for the well site exploration purposes.

Ayes: Semifero,Tell,Fisher,Carson,Cousins,Keough,Seta.

Nays: none

Motion carries

M. COUNCIL COMMENTS

Seta resigning as of November 26th 2007, letter submitted and included
Keough Thanks to Mr. Seta for all his hard work
Tell Thanks also
Carson no
Boyle no
Fisher Thanks to Mr. Seta
Semifero subcommittee list should be identified on agenda
2nd meter readings available?
Van Heck – town hall meetings a good idea
Thanks to Mr. Seta
Cousins appreciates Mr. Seta’s efforts

N. NON-ARRANGED PARTICIPATION

Paul Bishop of 5510 Bond Rd - thinks UMRC is getting a bad deal regarding their donation to the tree fund; thanked Mr. Seta

O. ADJOURNMENT

Motion Fisher support Carson to adjourn at 10:35
Unanimous voice vote

Respectfully submitted,

David F. Boyle
Clerk, Village of Dexter

Approved for Filing: November 12, 2007