

To: Mayor Hodges and the Members of the City Council  
From: David M. Pasquale  
SUBJECT: Agenda for the February 1, 2010 meeting

1. Call to order, pledge of allegiance, roll call.
2. Approval of the Agenda.
3. Approval of the regular and closed session minutes of the January 19, 2010 meeting.
4. Approval of the Accounts Payable.
5. Citizens comments for items not on the agenda.
6. Resolution approving the financing of a dump truck through an inter-fund loan (from the Local Street Construction Account of the General Fund to the Water Fund). As discussed at the January 19, 2010 meeting, the loan from the Local Street Construction Account of the General Fund to the Equipment Fund for the purchase of the dump truck restricts the liquidity of the General Fund Balance. Simply put, the \$92,500 lent places the equivalent amount in a reserved account within the Fund Balance. This can not be used in case of emergencies.

By having the Water Fund provide the loan, the General Fund balance is \$111,255 undesignated, moving the \$92,500 from reserved to unreserved.

With regards to interest payments, City Attorney Richard Wendt stated the interest payment must be returned to the lending source, the Water Fund.

Thus, the City has options. With interest payments relatively small for adding significance to a street project (\$4,393.75 the first year and \$13,181.25 over five years), the issue could be dropped. I recommend this.

If the Council wishes to pursue, an additional transfer from the General Fund could be made to account for the equivalent interest monies.

I further recommend the adoption of the enclosed resolution.

7. 500,000 gallon Water Plant Reservoir Repainting – award. As noted in the January 13, 2010 by Dixon Engineering, seven bids were received for the exterior repainting of the 500,000 gallon reservoir at the Water Treatment Plant. Detail Painting of Grant provided the low bid of \$43,280 which is well below Dixon's estimate of \$60,000.

Along with Dixon Engineering, Water Treatment Plant Superintendent George Regan recommends Detail Painting carry out this work.

8. Approval of the A PLUS Program. A PLUS (Assistance for People of Lowell's Utility Services) is a proposed partnership between the City and Light and Power to provide assistance for those customers dealing with financial difficulties paying their utility bills. Administered through Flat River Outreach Ministries, customers are encouraged to donate toward the fund. Light and Power is matching donations provided.

I recommend the Council approve the joint of the A PLUS program and approve \$1,000 of seed money from the Water and Wastewater Funds.

9. Ordinance Imposing Moratorium on the Sale and Dispensation of Medical Marijuana – set public hearing (2/16). As discussed previously with Police Chief James Hinton, a six month moratorium on the sale and dispensation of medical marijuana has been proposed. The purpose would be to have the issue addressed on a regional basis. City Attorney Richard Wendt is working with a group of West Michigan municipal attorneys on this and provides a uniform measure.

Several other West Michigan communities have adopted or are going to adopt similar moratorium ordinances.

A public hearing for the Tuesday, February 16, 2010 meeting should be established to consider the ordinance.

10. Discussion of issues regarding solid waste hauling and recycling. Over the last several months, the Council had discussed and considered solid waste and recycling collection. In particular, a single hauler proposal has been reviewed. At this time, the Council will review the following:

- Does the City wish to remain a financial part of the solid waste, recycling system? Do we still want a contract? Or do all residents make their own arrangements?
- Does the City restrict hauling to a certain day of the week?
- Does the City charge for recycling? The Kent County Department of Public Works is exploring a proposal to provide such service to the City?
- Any other issues which the Councilmembers need to address.

11. City Manager's Report. Attached.

12. Council Comments.

13. Appointments. The following boards and commission positions need appointment or reappointment.

Planning Commission	appointment	<u>Term Expires</u> 06/30/2010
Andrew Schrauben (resignation to assume City Councilmember position)		

14. CLOSED SESSION. Personnel Matters Pursuant to Section 8A of the Open Meetings Act.

15. Adjournment

CITY OF LOWELL  
MICHIGAN  
CITY COUNCIL  
AGENDA

FOR THE REGULAR MEETING OF THE LOWELL CITY COUNCIL  
MONDAY, FEBRUARY 1, 2010, 7:30 P.M.

AT  
LOWELL CITY HALL  
CITY COUNCIL CHAMBERS  
SECOND FLOOR  
301 EAST MAIN STREET

1. CALL TO ORDER; PLEDGE OF ALLEGIANCE, ROLL CALL
2. APPROVAL OF THE AGENDA
3. APPROVAL OF THE REGULAR AND CLOSED SESSION MINUTES OF THE JANUARY 19, 2010 MEETING
4. APPROVAL OF ACCOUNTS PAYABLE
5. CITIZEN COMMENTS FOR ITEMS NOT ON THE AGENDA
6. RESOLUTION APPROVING THE FINANCING OF A DUMP TRUCK THROUGH AN INTER-FUND LOAN (FROM THE LOCAL STREET CONSTRUCTION ACCOUNT OF THE GENERAL FUND TO THE WATER FUND)
7. 500,000 GALLON WATER PLANT RESERVOIR REPAINTING – AWARD
8. APPROVAL OF THE A PLUS PROGRAM
9. ORDINANCE IMPOSING MORATORIUM ON THE SALE AND DISPENSATION OF MEDICAL MARIJUANA – SET PUBLIC HEARING (2/16)
10. DISCUSSION OF ISSUES REGARDING SOLID WASTE HAULING AND RECYCLING
11. CITY MANAGER'S REPORT
12. COUNCIL COMMENTS
13. APPOINTMENTS
14. CLOSED SESSION. Personnel Matters Pursuant to Section 8A of the Open Meetings Act
15. ADJOURNMENT

**NOTE:** Any person who wishes to speak on an item included on the printed meeting agenda may do so. Speakers will be recognized by the Chair, at which time they will be required to state their name and will be allowed five (5) minutes maximum to address the Council. A speaker representing a subdivision association or group will be allowed ten (10) minutes to address the Council.