

**CITY OF WIXOM
49045 PONTIAC TRAIL
REGULAR CITY COUNCIL MEETING MINUTES
TUESDAY, JULY 25, 2017**

Mayor Hinkley called the meeting to order at 7:00 p.m. at which time the Pledge of Allegiance was recited.

Present:

Mayor: K. Hinkley
Deputy Mayor: R. Ziegler
Councilmembers: P. Beagle (Excused)
K. Gottschall
N. Kennedy
T. Rzeznik
R. Smiley

AGENDA CHANGES: (None)

PRESENTATION:

1.) City of Wixom Road Asset Management Plan

City Engineer Karyn Stickel of Hubbell, Roth, & Clark, Inc. (HRC) provided a presentation to the City Council concerning the Road Asset Management Plan. She stated that the Michigan Transportation Asset Management Council requires an Asset Management Plan with a Capital Improvement Plan on all roadways to be submitted as part of the Act 51 funding. Act 51 is the gas tax money from the State that goes to each community for roads. Currently, the Act 51 funds are split between the major and local roads with the major roads receiving a much larger percentage. The major roads include Beck, Charms, Loon Lake, Napier, Old Wixom, Potter, West Maple and West Roads. By passing this Asset Management Plan, the money can be shifted between major and local roads. As part of this program, they rated the service condition of the 47 miles of non-federal aid eligible roads using the PASER (Pavement Surface Evaluation and Rating) rating. The goal was to evaluate how we could best allocate the limited resources that communities have in order to maintain and fix all of the roads.

Councilmember Rzeznik asked how often the Road Asset Management Plan was updated. Ms. Stickel replied that it has to be updated every three years.

Mayor Hinkley explained that the Asset Management Plan was derived for our roads. Our roads have been deemed as "assets". He asked Ms. Stickel to explain the PACER rating. Ms. Stickel stated that the PACER rating is a scale of one to ten. One is the worse and the road needs full replacement. Ten is a brand new road. Two through nine is everywhere in between.

Ms. Stickel continued by saying that the process they go through is to assess the current condition of the roads and look at a mix of fixes. It used to be that you would let a road go to the end of its useful life and then you'd dig it out and completely replace it. Now there is more preventative maintenance you can do (like crack sealing, patching, etc.) to extend the life of the road. You can also do a

mill and overlay, which is not total reconstruction. The concern is that you can't let the road get too far gone and still successfully do those rehabilitations. They make recommendations as to whether we can rehabilitate the road or do complete reconstruction.

Ms. Stickel showed examples of the PASER ratings. A rating of 10, 9 and 8 are for roads in good condition. They are brand new roads, or relatively new roads, and they are in good shape with limited cracking. Routine maintenance can be done on those types of roads. A rating of 7, 6 and 5 are for roads in fair condition. Non-structural repairs can be done on these types. Ratings of 1, 2, 3 or 4 are for poor condition roads. Those roads require more structural repairs or reconstruction.

This PASER evaluation was done in September of 2015. It was previously done in 2008. This doesn't include the federal aid roads which are generally rated by SEMCOG, MDOT and the Road Commission. She stated that 90% of the roads under the City's jurisdiction are in fair or poor condition.

Councilmember Gottschall indicated that it had been seven years since our last study. He wondered if that was normal. Ms. Stickel replied that at that time, seven years was pretty normal. Now we look at doing them every three years.

Mayor Hinkley thought we found that roads lasted longer in the mid-2000s. He believed that MDOT felt they had the right mix of asphalt and concrete but the roads didn't last as long as they thought they would. Ms. Stickel said that we have found roads don't last as long as we thought they would. It is the combination of the winters with freeze/thaw and the salt applications.

Ms. Stickel showed pictures of various roads in the City along with their ratings. She also displayed a chart of the projected average annual PASER rating for funding levels. The average PASER rating for roads in Wixom is 3.9. If the City does nothing to these roads, the rating will drop to approximately 1.6. But the City is doing something. We have the Act 51 money and we have the \$650,000 road millage, so we are investing a lot more than most communities.

Mr. Brown asked what the source was of the graph. Ms. Stickel replied that there is a program that is used to do the Asset Management Plans developed by Michigan Tech. Mr. Brown said that we will be able to monitor as we do these more often. Three years from now, once we spend some money, we should see the average PASER rating increase. Ms. Stickel said that was correct, depending on the level we put into it.

Ms. Stickel explained further that the Act 51 money is part of the State gasoline tax and vehicle registration fees. It goes to local communities for salting, snowplowing and road rehabilitation and maintenance. The amount of funding varies from year to year. She then showed a chart that showed Wixom's past funding and predicted funding. By approving this Plan, we will be able to shift money between the major and local roads.

She reviewed some of their recommendations that included transferring \$420,000 from major to local roads to complete additional local roads in fiscal year 2017-2018, working with the Oakland County Federal Aid Committee to secure funding for major road projects, investigating alternative treatment methods to most

efficiently use the scarce funds available, and annually reviewing and updating the Asset Management Plan's 5 Year Capital Improvement Plan. She also recommended we annually reassess the condition of the roadways and record their PASER rating to ascertain the effectiveness of implemented improvements, as well as evaluate the budgeted amount of roadway funding and increase it as money becomes available to help increase the overall PASER rating.

Councilmember Rzeznik asked what the cost was to the City for doing a brand new PASER rating. Ms. Stickel thought it was approximately \$7,000. There was a combination of instrumentation plus visual inspection. Councilmember Rzeznik asked if the website was updated with the newer PASER maps. Mr. Sikma said that we are waiting for the Asset Management Plan before we add it to the website. Lastly, Councilmember Rzeznik wondered how much the State gas tax was now. Nancy Faught from HRC said that it was 26½ cents. Very little of it goes to Act 51 funding.

Councilmember Smiley confirmed that after we move the \$420,000 to local roads, we would be left with roughly \$280,000 in major roads. He thought that would cover what we need to do for major roads. Ms. Stickel said yes. That would cover the salting and plowing. Next year we will reevaluate during the budget process to determine what roads we are going to repair and whether additional money needs to be shifted. This will be an annual process.

Councilmember Kennedy asked what kind of equipment was needed for the PASER study. Ms. Stickel said that it is a visual assessment. The DPW crew is trained to do this. Councilmember Kennedy asked what the \$7,000 would cover and she replied the reporting that goes into it.

Mayor Hinkley clarified that the resolution lets us move the money back and forth between the two funds. Mr. Sikma stated that there are two aspects of this resolution. One is to transfer money and the other is to have an actual plan in place.

MINUTES:

CM-07-107-17: Moved and seconded by Councilmembers Rzeznik and Smiley to approve the Regular City Council meeting minutes of July 11, 2017.

Vote:

Motion Carried

CORRESPONDENCE:

**1.) Beck Road Local Development Finance Authority Construction
Tentatively Set to Begin in August 2017**

CALL TO THE PUBLIC:

There were no comments at this time.

CITY MANAGER REPORTS:

1.) Departmental Monthly Reports – June 2017

There were no comments or questions regarding this report.

CONSENT AGENDA:

CM-07-108-17: Motion and seconded by made by Deputy Mayor Ziegler and Councilmember Smiley to approve the Consent Agenda as presented which included:

- 1.) Approval to receive and file:
 - a. Zoning Board of Appeals Meeting Minutes of April 10, 2017
 - b. Senior Commission Meeting Minutes of May 9, 2017
- 2.) Appointment of Delegates to the Annual Meeting of the Municipal Employees Retirement System

Vote:

Motion Carried

UNFINISHED BUSINESS: (None)

NEW BUSINESS:

- 1.) Recommendation to Accept, by Resolution, the Roadway Asset Management Plan Prepared by Hubbell, Roth & Clark, Inc., the City Engineering Firm, and Allow the Transfer of \$420,000 from the Act 51 Major Road Fund to the Act 51 Local Road Fund**

CM-07-109-17: Moved and seconded by Deputy Mayor Ziegler and Councilmember Kennedy to accept, by the following Resolution, the Roadway Asset Management Plan prepared by Hubbell, Roth & Clark, Inc., the City Engineering firm, and to allow the transfer of \$420,000 from the Act 51 Major Road Fund to the Act 51 Local Road Fund and adjust the fiscal year 2017-2018 budget to reflect this transfer:

**RESOLUTION FOR THE TRANSFER OF ACT 51 FUNDS
FOR THE CITY OF WIXOM
RESOLUTION # 2017-43**

WHEREAS, the City has prepared an Asset Management Plan which has been reviewed by the Michigan Department of Transportation and the Transportation Asset Management Council; and

WHEREAS, the City will follow the asset management process detailed within this plan for its major and local street systems; and

WHEREAS, the City is adequately maintaining its major roads which are: Beck Road, Charms Road, Loon Lake Road, Napier Road, Old Wixom Road, Potter Road, West Maple Road, and West Road;

NOW, THEREFORE, IT IS HEREBY RESOLVED that the City of Wixom City Council does intend to adopt the Asset Management Plan and transfer \$420,000 of Act 51 Major Road funds to the City's Local Road Fund. Additional transfers will be addressed within the annual budgeting processes.

Vote:

Motion Carried

- 2.) Recommendation to Authorize the Mayor, Kevin W. Hinkley, and the City Clerk to Sign the Resolution to Renew a Contract for Professional Engineering Services with Hubbell, Roth & Clark of Bloomfield Hills, Michigan in an Amount not to Exceed \$37,250 Annually**

CM-07-110-17: Moved and seconded by Councilmembers Rzeznik and Gottschall to authorize the Mayor, Kevin W. Hinkley, and the City Clerk to renew a contract for professional engineering service with Hubbell, Roth & Clark of Bloomfield Hills, Michigan in an amount not to exceed \$37,250 annually.

Councilmember Rzeznik wondered if something like a PASER study done every three years was considered a special project. Ms. Stickel stated that would be a special project and not included in their normal engineering services.

Mayor Hinkley asked if the amount was over the threshold, would it have to be approved by Council. Mr. Sikma replied yes. The threshold is \$3,000. Mayor Hinkley said that if we are going to do a special project like that, it would need Council approval because it is over \$3,000.

Vote:

Motion Carried

3.) Request for Approval to Waive the Bid Process and Purchase Roadway Deicing Salt from Cargill, Inc. of North Olmsted, Ohio through the Michigan Inter-government Trade Network for the 2017-2018 and 2018-2019 Winter Seasons, Along with Authorization to Purchase Roadway Deicing Salt at \$56.69 per Ton the First Year and \$59.69 per Ton the Second Year Should Seasonal Conditions Warrant

CM-07-111-17: Moved and seconded by Councilmembers Smiley and Rzeznik to authorize the purchase of roadway deicing salt from Cargill, Inc. of North Olmsted, Ohio in the unit prices of \$56.69 per ton for 2017-2018 and \$59.69 per ton for 2018-2019, waive the requirement for the DPW to perform its own competitive bid process since it was obtained through a comprehensive MITN competitive bid process, and authorize the DPW Director to purchase this product in whatever quantities and frequency he believes will best allow the DPW to control roadway snow and ice.

Mayor Hinkley asked how many tons of salt we use. Mr. Sikma replied 1,300 tons per year is what we estimate. Last year, we purchased 900 tons and we have approximately 750 tons in the barn right now.

Mayor Hinkley clarified that we may not buy 1,300 tons. We may only buy 600 tons. Mr. Sikma said that was correct. Mayor Hinkley said if we purchased 750 tons, we were looking at \$800-\$900. Mr. Sikma said it is a commodity's market. Mayor Hinkley wondered if we were going to waive the bid process and go to a company in Ohio, why wouldn't we offer the existing supplier the opportunity to match the bid if we were just going to waive the bid process. Mr. Sikma said that we were working with other communities and counties in this bid process. We put it on MITN through Farmington Hills. They basically ran our bid process for us. It was bid out and they were the lowest. Mayor Hinkley said he got all of that, but his point was that we were looking at taking work from Michigan for not a lot of money. We have given jobs to people in the area and Michigan for a lot bigger difference

that this. His question was without these other communities, if we were going to waive the bid process and give it to the other guy in Ohio, why wouldn't we pick up the phone and call the current supplier and ask if they want the opportunity to match this.

Mr. Brown commented that we didn't waive the bid process. We used the MITN bid process in this case.

Mayor Hinkley said he understood all that, but he still questioned if we were going to waive the bid and give it to the company in Ohio, why didn't we pick up the phone and call the current supplier and ask them to match the price. Mr. Sikma said that our current supplier was part of that bid. They did submit a bid. Mayor Hinkley asked if we gave them an opportunity to match the price and Mr. Sikma replied no.

Councilmember Kennedy asked who the current supplier was and how long we have used them. Mr. Sikma answered that we have used Detroit Salt for approximately the last seven or eight years. Mr. Brown said that they didn't win the bid process this time. You get into sketchy legal territory when you go through a bid process and then award it to someone else for matching that price. We followed the MITN bid process; we didn't waive the bid process.

Mayor Hinkley asked why the report indicated we were waiving the bid process. Mr. Sikma said that the Wixom DPW did not conduct the bid. We joined another group. Mr. Brown said that it was a public administration process. When you adopt someone else's bid process, you are waiving the internal bid process. We did not conduct the bid process, but a bid process was conducted on a legal basis by the Michigan Inter-governmental Trade Network (MITN). If we decided to completely skip that and award the bid to Detroit Salt at a certain bid price that would be a different story than if we were adopting a bid process that was followed. There were legal notices posted, processes were conducted and it was a fair competition. Someone came out with a winning bid and we are following that process.

Mayor Hinkley asked why he wasn't seeing all the bid prices like he normally does. To him, it was not a good report. Mr. Sikma apologized and said he could do that.

Councilmember Kennedy clarified that if we waive the bid process and one Councilmember votes no, that means it is shot down. Mr. Brown said that was correct. Councilmember Kennedy asked if this was the same situation. Mr. Brown said yes because we are waiving our own bid process. It will have to be a unanimous vote.

Councilmember Gottschall stated that with the police vehicles we just purchased, Farmington Hills or Macomb County offered the bid before and we got their pricing. The report didn't have all the other bids. It would be nice moving forward after this contract if the bid request could specifically request Michigan companies. It would be one thing if the company we use now had not bid. He understood it would be worrisome to go back and ask them to match it. Mr. Brown said that based on his experience with other organizations, some people have those kinds of provisions in their bid processes that give a little sugar to a Michigan-based company. Those are

spelled out in the bid process up front and are not applied in an arbitrary fashion. Councilmember Gottschall indicated that he didn't have any problem with this.

Councilmember Rzeznik commented that for eight years he has sat on the dais and he has discussed a way to word this with many of the various City Managers and with the City Attorney. The public sees that we waived a bid process when they look at the agenda. But in fact, by cooperating with other communities, we tend to get a lower price from everything from crack sealing material to salt. He thought there would be a better way to word it to use as alternative Michigan Inter-governmental Trade Network bid process or the fact that we leveraged another community's bid process. We should also publish those bid results. It would do the public a good service. He thought people might think we waive the bid process for everything we do.

Mr. Brown thought that was an excellent point of clarification. He believed this was probably investigated pretty thoroughly in the past and that the Charter was worded in such a way that it made it necessary to have the wording this way. That could be looked at as a Charter amendment. He thought there were other things in the Charter that should be looked at like the \$3,000 limit for having to come before Council for approval. That was done back in the day when \$3,000 meant a lot different than it does today. We would probably be well-served looking at raising that limit to some extent. He thought Councilmember Rzeznik's commentary was a good one regarding the fact that by waiving the bid process, it sounded like we were doing a bad thing. But when we utilize a multi-agency bid like this, we are probably doing better than the City of Wixom would have done if they individually had bid it out.

Mayor Hinkley stated that the Council didn't see what the other guys' bids were on this and he thought they should be able to see that. It should be included in any report where we are getting bids from other companies.

Deputy Mayor Ziegler said that he has sat on the Council many times when Department Heads and the City Manager have been reminded and it has been suggested that they do exactly what they did here as far as going to a conglomeration of communities to get a lower price. He couldn't criticize having done that. He thought it must be kind of tough to follow the direction that had been given to them and then find out they shouldn't have done it that way. His other point was that even if it had gone through this other bid process and then we call to see if they could match the price, he thought that might have been a legal problem and an ethical problem. We couldn't be trusted any longer to join the association or the conglomeration. We wouldn't be able to put out bids ourselves because people would think that was the way we did business. He thought this was done correctly, but maybe the report could have been a little clearer. He wondered what it would cost for us to put a bid out ourselves. The City Clerk indicated that a small ad in the Spinal Column alone would be approximately \$100. Our prices would have been higher if we only advertised in the Spinal Column.

Mayor Hinkley said he has been waiving the bid process longer than anyone here except Deputy Mayor Ziegler. His point was that he has also signed contracts where we renewed it because it was the same price as last year. We should be

able to see what the numbers were. He wasn't questioning using a conglomeration process.

Vote:

Motion Carried

- 4.) Recommendation to Award the Bid for Fire Department Flooring to Solar Contract Carpet of Redford, Michigan in the Amount of \$15,263.85 and Fund this Purchase with the Fire Department Facility Improvements Account Number 411-336-979.353**

CM-07-112-17: Moved and seconded by Councilmembers Rzeznik and Smiley to award the Fire Department flooring bid to Solar Contract Carpet of Redford, Michigan in the amount of \$15,263.85 to be paid out of the Fire Department Facility Improvements Account Number 411-336-979.353.

Vote:

Motion Carried

- 5.) Consideration of the Suspension of Enforcement of Ordinance No. 2017-01, Title 19 – Performance Guarantees**

CM-07-113-17: Moved and seconded by Councilmembers Gottschall and Kennedy to approve the suspension of enforcement of Ordinance 2017-01, Title 19 – Performance Guarantees, for a period of one year to facilitate further Staff review of said Ordinance.

Councilmember Rzeznik wondered what other communities near us actually had performance guarantees. Mr. Brown said they researched the One Stop Ready communities and it varied from them not doing anything to percentages up to 125%. He thought that was part of the nuance of the detail that might be missing as the way the wording was imposed or implied. He wanted to take some additional time to look into this further as we did not want to get ourselves into a position where they were causing the City to lose development deals. He reiterated that was the purpose of asking for the suspension of the ordinance for a period of time. They hoped to thoroughly review this ordinance in terms of how it was applied in Wixom and how other communities applied it, and then make sure they were protecting themselves but not hurting themselves from a competitive standpoint with other communities. The City of Wixom required a 150% performance guarantee but the definition was not as restrictive as it was in other communities.

Councilmember Rzeznik said the suspension would allow us the time to really look into this and consult with the attorney.

Deputy Mayor Ziegler wondered if once the City decided to grant a moratorium of this ordinance, what would become of the companies that made arrangements already under this ordinance.

Mr. Brown was aware of two companies that arrangements were made within the time period of this ordinance and where it would be suspended. He explained that one was under a development agreement, which mentioned the performance

guarantee and zoning ordinance; therefore, once the performance guarantee ordinance was suspended, it would no longer apply and things would just default back to the language in the zoning ordinance. The other situation was where a developer raised concerns about onerous nature of the 150% performance bond requirement and the Council action had settled at 27%. They were satisfied with leaving that percentage in place. He felt that because that arrangement was made independent of the ordinance, it would be fine.

Deputy Mayor Ziegler said that should those companies approach this City once this has been suspended they could deal with it then. Mr. Brown agreed.

Councilmember Gottschall thought that one thing that came up with BKG was that the posting of a significantly less amount was an understanding that they would not receive building permits until infrastructure was complete. He did not think that was really relevant to commercial buildings because it's completely backwards of what they were trying to accomplish. He felt that entire section of the ordinance could be removed.

Mr. Brown said that without making a commitment that was the direction the administration was already looking into.

Mayor Hinkley thought this ordinance was amended at the recommendation of the City Attorney. He did not read any endorsement from the Attorney and that bothered him. He thought about these other companies following this ordinance and wondered if we were putting ourselves in a precarious position.

Mr. Brown explained that he had many conversations with the City Attorney and he learned that the Attorney was involved in the process because there were concerns about some bad developments that happened and what the impact was on the community. The City Attorney was basically saying that this was not her ordinance but the City's ordinance and if the City was making the decision to change things that was their prerogative.

Mayor Hinkley was not suggesting that it was the City Attorney's ordinance but the City looked to the Attorney for guidance and they made the recommendation to go the way we did. He understood the reason for suspending the ordinance but there was nothing in the report that said the City Attorney was in agreement with that.

Mr. Brown said that it was not the City Attorney's recommendation that we needed to do this ordinance. He explained that the City Attorney was involved in drafting the ordinance as it was brought up at the behest of the City. He spoke with the Attorney about the impact of suspending this ordinance and she said that things would just revert back to the way it was prior to January 2017. There might be a need to address how we protect ourselves from bad developments. He thought they could protect themselves with development agreements and said his intent was to get this moving along.

Councilmember Gottschall understood the previous City Manager had pushed for this ordinance to formalize the 150% internal rule we had been using and to prevent situations such as is the case with the East Retail. He understood the

Mayor's worry, and tried to explain that if the ordinance was suspended the City still intended to utilize the 150% rule.

Mayor Hinkley wondered what would happen if someone started a development in the City and then skipped town. Was there something that we as the City could do once this ordinance was suspended?

Mr. Brown said there were things in place like 150% of costs of certain aspects of the project that were required up front.

Mr. Smith added that there was protection because before a building permit was issued, an escrow fund must be set up based on the engineering cost provided to us. Also, government has the law behind them so if someone was to skip town we have the ability to enforce our ordinances.

Vote:

Motion Carried

6.) Consideration of Setting August 8, 2017 as the Date for a Public Hearing to Review the Findings and Order of the Dangerous Building Hearing Officer for the Demolition of 2345 Fairbury and to Give Notice to the Owner, Agent or Lessee of the Time and Place of the Hearing in the Manner Prescribed by Section 15. 12.040 (D) of the City Code of Ordinances

CM-07-114-17: Moved and seconded by Deputy Mayor Ziegler and Councilmember Kennedy to establish August 8, 2017 as the date to conduct a Public Hearing in compliance with Section 15.12.040(D) of the City Codes and Ordinances and associated with the demolition of 2345 Fairbury.

Vote:

Motion Carried

CALL TO THE PUBLIC:

CITY MANAGER COMMENTS:

Mr. Brown stated the Wixom Cyclocross Race will be Saturday, September 23rd, at Gilbert Willis Park. The Camp 911 graduation ceremony will be Friday, July 28th, at noon.

COUNCIL COMMENTS:

Councilmember Smiley stated that Camp 911 was in their 20th year. He thanked Kathy Venegas, Deanna Magee, Melissa Harrison and Cindy Longville for their work on Hot Blues and BBQ. He thanked Mr. Sikma and the DPW for their work on that event also.

Councilmember Rzeznik thought the Hot Blues and BBQ was a great event. He referenced the conversation about the state of our local roads. He mentioned that we were not the only city with this issue. The county where his summer home is located is \$50 million short above and beyond what they receive from Federal and State Aid. We needed to be prepared in the future to find ways to fund this besides the little bit of gas tax that goes toward it.

Councilmember Gottschall asked if we could receive the slide show from the roadway report in color. He thanked those employees that celebrated their workaversaries. He thought the Cyclocross Race was a neat event to have in Wixom.

Councilmember Kennedy thanked Ms. Magee and Mr. Sikma for the Hot Blues and BBQ event. He thanked them for the space they were able to use at the event so they could present the Wixom Community Foundation and Rzeznik scholarships. He said that on August 3rd, there would be a Military Meet and Greet at Suburban Showplace. If anyone knows of anyone that would be interested in West Point, the Naval Academy or other places like that, please have them contact Congressman Trott's office.

Deputy Mayor Ziegler stated that his wife made excellent pies and when she won first place at the pie baking contest for the Wixom Founder's Day she received a trophy. He jokingly continued that when they were at the Hot Blues and BBQ they noticed the trophy for their first place was a lot larger. He thought maybe those prizes should be re-evaluated and he was not suggesting the first place BBQ prize be reduced to meet the same criteria as the first place pie contest.

Mayor Hinkley wondered about the development across the street with the apartments and condos. He wondered if there would be a point in time when they would fix and repair all of the damage that they have done. He could see if they were still constructing in those areas that they would wait until that was completed. Secondly, there were portions to the east of the cul-de-sac, directly behind the 7-Eleven, that the driveways were never finished. He asked if that was in the plan to finish those this time around. Mr. Sikma stated that we are giving them a bit of time so the construction can be completed. There are a number of things on the list that need to be completed and we are waiting until the construction is over before those kinds of things are repaired. Mayor Hinkley said he has seen construction entrances by the church. He questioned the plan. Mr. Smith stated that they have tried to limit their access off of Pontiac Trail intentionally. We don't want those roads torn up. They have created a construction entrance off of Maple and that was what we have been pushing them to continue to use.

Mayor Hinkley said it sounded like we would look at the mess for a couple of years. Mr. Smith said his thought process was that we wouldn't want to make it a bigger mess. Mayor Hinkley stated that the cul-de-sac is totally destroyed. He guessed we were going into the winter and that was the way it was going to get left. Mr. Smith said it wasn't being 100% monitored.

Mayor Hinkley said that when they drop a load of dirt for landscaping in the middle of the street, they spend the whole day in the bobcat going up and over the curb so they destroy the curb. Mr. Smith said that they would fix that. To the Mayor, it seemed that they have no concept of other people's property. They continue to maliciously destroy that property. He guessed we would wait for two years and live in the mess and the ugliness and the lack of sprinkler systems until the construction was over.

Mr. Brown suggested that we have a meeting with the ownership. He wanted to make a telephone call to the organization anyway. His introductory call would be to have a conversation with them about that issue. Mayor Hinkley thought they just needed to take a little more responsibility. Mr. Brown said it was in their best interest to monitor their subcontractors or contractors in a way that would minimize the impact on the surrounding area. There was monitoring from the City standpoint and there could also be monitoring from the people that are hiring the contractors to make sure they enforce their own expectations and keep their costs at a minimum. Mr. Brown wanted to take a shot at getting that improved.

ADJOURNMENT:

The meeting was adjourned at 8:30 p.m.

Catherine Buck
City Clerk

Approved 8-8-2017
