

**THE CITY OF THE VILLAGE OF DOUGLAS
MEETING OF THE CITY COUNCIL
MINUTES**

Monday, January 4, 2010
7:00 p.m.

- 1. Call to Order**
The meeting was called to order at 7:00 p.m. by Mayor Waddell
- 2. Roll Call**
Members Present: Greenwood, Harvath, Hoexter, Sapita, Smith, Urquhart, Waddell
Absent: None
Also Present: Manager Kowal and Clerk Neve
- 3. Pledge of Allegiance – Mayor**
- 4. Changes/Additions/Deletions to Agenda**
Motion by Harvath with support from Hoexter to approve the agenda for January 4, 2010 as presented. Motion carried.
- 5. Approval of Minutes**
 - A. Committee of the Whole Meeting of City Council of December 21, 2009
Motion by Hoexter with support from Harvath to approve meeting minutes of December 21, 2009 as presented. Motion carried.
 - B. Regular City Council Meeting of December 21, 2009
Motion by Harvath with support from Hoexter to approve meeting minutes of December 21, 20089 as presented. Motion carried.
- 6. Appointments /Resignations**
 - A. Motion to accept the resignation of City Manager Kowal
Motion by Sapita with support from Greenwood to accept the resignation of City Manager Kowal, effective date May 14, 2010 with conditions as defined in his letter of resignation dated December 9, 2009. Motion carried unanimously by roll call vote.
- 7. Proclamations/Awards**
None scheduled.
- 8. Public Communications (Limit of three minutes)**
Verbal:
 - A. Terry Burns, Allegan County Commissioner, commented on the purchase of the old Haworth property in Allegan for the new county jail. The property consists of 22 acres and a building.
Health insurance will be available soon for low income families.
The state smoking ban will certainly cause problems with enforcement.

- B. Heather Barton, 190 Union, thanked Manager Kowal for his service and wished him the best in the future.

Written:

Nothing received.

9. Unfinished Business

None scheduled.

10. New Business

- A. Motion to Adopt Resolution No. 01-2010 Approving and Adopting the City of Douglas Capitalization Policy; Finance/Budget Policy Statement 01-2010.

Motion by Harvath with support from Greenwood to approve adoption of Resolution No. 01-2010 adopting a Capitalization Policy; Finance/Budget Policy Statement. Motion carried unanimously by roll call vote.

11. Staff Reports

None scheduled.

12. Commission/Board/Committee Reports

- A. Planning Commission

Next scheduled meeting January 13, 2010.

- B. Kalamazoo Lake Sewer & Water Authority Commission

Next scheduled meeting January 18, 2010.

- C. Kalamazoo Harbor Master Plan Committee

Sapita reported JJR will be coming back with a more detailed report on what they are able to accomplish.

- D. Joint Planning Committee

No meeting.

- E. Community Recreation Advisory Board

Next scheduled meeting January 19, 2010.

- F. Downtown Development Authority Board

Next Tuesday, January 12, 2010 will be the annual organizational meeting.

The new benches have arrived and will be in storage until spring.

13. Council Comments

Urquhart expressed regret over the resignation by Manager Kowal. The city has become a stronger, healthier and wiser organization under his direction. Sapita and Hoexter offered similar comments and wish Kowal much success in future endeavors.

14. Mayor's Report/Comments

Mayor Waddell related she is feeling the loss of Manager Kowal already. The new city struggled to get of its feet but has made huge strides under his management and leadership.

15. Approval of Invoices / Payroll

- A. Consideration of Approval of Invoices dated 12/30/09 in the amount of \$25,083.04
Motion by Harvath with support from Harvath to approve payment of invoices dated 12/30/09 in the amount of \$25,083.04. Motion carried unanimously by roll call vote.
- B. Motion to approve payroll for the month ended December 31, 2009 in the amount of \$166,533.68.
Motion by Hoexter with support from Smith to approve payroll for the month ended December 31, 2009. Motion carried unanimously by roll call vote.

16. Manager's Report/ Comments

- A. Thanks to everyone for the kind comments.
- B. Very pleased with DPW plowing and snow removal efforts.
- C. Final agreement and back pay settlement has been reached with Officer Zerbe.
- D. Council will be going into a closed session after agenda item #17.

17. Hear from the Audience (Limit three minutes for general comments)

- A. Kate Casey, 190 Union, thanked Kowal for all of his help.
- B. Gaye Jappinga, 429 Summer Grove, comment Kowal will be missed.
- C. Tara Frey, 483 Amity, thanked Kowal for his service.
- D. Terry Burns, Allegan County Commissioner, thanked Kowal and related he will be greatly missed.
- E. Dan Urquhart, Chestnut Lane, related he has lived in the area for 25 years and has seen many developments pass through previous to Manager Kowal. Dave stood up to developers and made them adhere to the Zoning Ordinance offering fair and equitable treatment to all.

18. Closed Session

Motion to go into closed session to review written legal opinion of counsel and to consult regarding trial or settlement strategy about pending litigation because an open session would have a detrimental financial effect on litigating or settlement position of the City.

Motion by Urquhart with support from Harvath to go into closed session at 7:40 p.m. to review written legal opinion. Motion carried unanimously by roll call vote.

Motion by Harvath with support from Greenwood to end the closed session and return to the regular meeting at 9:08 p.m. Motion carried.

19. Adjournment

The meeting was adjourned at 9:08 p.m.

Respectfully submitted by:

Jean E. Neve, CMC
City Clerk

Approved by: _____
Renee Waddell, Mayor

Certification of Minutes

I hereby certify that the attached is a true and correct copy of the minutes of a regular meeting of the City Council of the City of the Village of Douglas held on January 4, 2010. I further certify that the meeting was duly called and that a quorum was present.

Jean E. Neve, City Clerk

Date

