

DEXTER VILLAGE COUNCIL
REGULAR MEETING
MONDAY, OCTOBER 27, 2008

A. CALL TO ORDER AND PLEDGE OF ALLEGIANCE

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

B. ROLL CALL:

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

C. APPROVAL OF THE MINUTES

Regular Council Meeting Minutes- October 13, 2008 as presented.

Motion Cousins; support Semifero to approve the regular Council minutes of October 13, 2008 as presented.

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

Nays: none

Motion carries

D. PREARRANGED PARTICIPATION

none

E. APPROVAL OF THE AGENDA

Motion Tell; support Smith to approve the agenda as presented.

Ayes: Smith, Semifero, Tell, Carson, Fisher, Cousins, Keough

Nays: none

Motion carries

F. PUBLIC HEARINGS

Right of way vacation- portion of Mill Creek Drive in the Dexter Business and Research Park

Public hearing open at 7:31

Public hearing closed at 7:32

no public comment

Consideration of: resolution to vacate certain public right of ways

Motion Tell; support Smith to vacate a portion of Mill Creek Drive in the Dexter Business and Research Park as described in Item F. 1, agenda 10-27-08.

Ayes: Semifero, Tell, Fisher, Carson, Cousins, Smith, Keough
Nays: none
Motion carries

G. NON-ARRANGED PARTICIPATION

None

H. COMMUNICATIONS:

1. Upcoming Meeting List.
2. Community Development Block Grant- Revolving Loan Fund closeout
3. Kiwanis Club of Dexter- Family Halloween Party
4. Ann Arbor News Article- Dexter Senior Center
5. DET – cause of October 14, 2008 power shortage
6. Wireless Washtenaw

I. REPORTS

1. Treasurer- Marie Sherry
1st quarter 2008-09 report
2. Sheriff Dept. - Sgt. Beth Gieske – not in attendance
3. Community Development Manager- Allison Bishop
4. Board and Commission reports

Dexter Area Fire Department- Joe Semifero
Discussion re: standard operating procedures

5. Subcommittee reports
none
6. Village Manager Report

Mrs. Dettling submits her report as per packet

7. President's Report

Mr. Keough submits his report as per packet

J. CONSENT AGENDA

1. Consideration of: Bills and Payroll in the amount of \$144,137.84

Motion Fisher; support Semifero to approve the consent agenda as presented.

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

Nays: None

Motion carries

K. OLD BUSINESS-Consideration and Discussion of:

1. Discussion of: Main Street Bridge Project- construction updates

2. Consideration of: Uniform resolution for adopting benefit program "e" increase to be effective on adjustment date January 1, 2009.

(item postponed at October 13, 2008 meeting)

Motion Cousins, support Semifero to adopt the uniform resolution and return to MERS with a zero (0) recommended adjustment effective January 1, 2009.

Ayes: Carson,Cousins,Fisher,Smith,Semifero,Tell,Keough

Nays: none

Motion carries

L. NEW BUSINESS-Consideration of and Discussion of:

1. Consideration of: Police Service Units

Motion Fisher; support Semifero to support the current Village contract with the County for three (3) Police service units through December 31, 2009.

Ayes: Cousins,Fisher,Smith,Semifero,Tell,Carson,Keough

Nays: none

Motion carries

2. Consideration of: Replacement of the sign at the Mobil Station (7177 Dexter Ann Arbor Rd.) per the Michigan Dept. of Transportation's sight distance requirements.

Motion Semifero, support Fisher to postpone consideration of the sign replacement pending further documentation about who is financially responsible and also attorney input.

Ayes: Smith,Semifero,Tell,Carson,Fisher,Cousins,Keough

Nays: none

Motion carries

3. Discussion of: Village Office Next Steps/ Town Hall Meeting feedback

M. COUNCIL COMMENTS

Tell ribbon cutting was swell

Carson no

Smith no

Boyle no

Semifero Happy Birthday Courtney
Fisher no
Cousins Washtenaw County Cultural Plan is good

N. NON-ARRANGED PARTICIPATION

none

O. CLOSED SESSION (To discuss property acquisition, permissible under the Open Meetings Act- MCL 15.268 Section 8d)

Motion Smith; support Fisher to enter closed session at 9:48

Ayes: Semifero, Tell, Fisher, Carson, Cousins, Smith, Keough

Nays: none

Motion carries

Motion Fisher; support Smith to exit closed session at 10:10

Ayes: Tell, Carson, Smith, Semifero, Fisher, Cousins, Keough

Nays: none

Motion carries

Motion Fisher; support Smith to direct the Village Manager to send a letter notifying Mrs. Katie Davis of DW Properties that the Village declines the option on 7931 Grand St. and thanking her for her cooperation with the process.

Ayes: Cousins, Fisher, Semifero, Smith, Carson, Tell, Keough

Nays: none

Motion carries

P. ADJOURNMENT

Motion Fisher; support Carson to adjourn at 10:12

Unanimous voice vote

Respectfully submitted

The Honorable
David F. Boyle
Clerk, Village of Dexter

Approved for Filing: November 10, 2008

29-2008
RESOLUTION OF THE VILLAGE COUNCIL OF THE
VILLAGE OF DEXTER TO VACATE CERTAIN PUBLIC
RIGHT OF WAYS

I, DAVID F. BOYLE, Clerk of the Village of Dexter, Michigan, a General Law Village, do hereby certify that at a Regular meeting of the Dexter Village Council held at the Dexter Senior Center 7720 Dexter-Ann Arbor Road, Dexter, Michigan 48130, at 7:30 o'clock p.m., Eastern Standard Time, on the 27th day of October 2008.

Members present: J. Carson, P. Cousins, D. Fisher, J. Semifero, J. Smith, R. Tell and S. Keough

Members absent: None

The following preamble and resolution was offered by member Tell and seconded by member Smith:

WHEREAS it is in the interest of the Village of Dexter to vacate certain public rights of way pursuant to General Law Village Section 67.13 and MCL 560.256 and those statutory provisions grant the authority to Village Council to vacate any street, alley, or public ground; and

WHEREAS, the Village wishes to encourage economic growth and development within the Dexter Business and Research Park, and believes such growth and development to be in the best interests of the public; and

WHEREAS, there exists within the Dexter Business and Research Park subdivision, located within the Village, a portion of unused property currently designated as a public Right of Way, which has never been used by the public for any purpose and which, due to its location, can now never be used as a public Right of Way; and

WHEREAS, the owners of the pieces of property adjoining the current Right of Way have expressed interest in obtaining this property for further development of their own properties; and

WHEREAS, due to this interest in the unimproved Right of Way, the Village wishes to lift the public Right of Way and convey the property to these adjoining property owners, per their request; and

WHEREAS, the Village wishes to fully comply with the laws of the State of Michigan; and

WHEREAS, **a Resolution declaring the intent of Council** of the Village of Dexter to Vacate certain public rights of ways was presented and adopted on September 8, 2008.

WHEREAS, a Public Hearing was held on October 27, 2008 in accordance with State Law and the Open Meetings Act.

NOW THEREFORE BE IT RESOLVED that the Village Council of the Village of Dexter, a Michigan General Law Village, does hereby resolve to vacate certain rights of way as identified more fully as:

that portion of Mill Creek Drive located East of Bishop Circle East road, North of lot 22, and South of lot 21, in "Dexter Business and Research Park," a subdivision of part of the N.E. ¼ of Section 7 and Part of the N.W. ¼ of Section 8, T. 2 S., R. 5 E., Village of Dexter, Washtenaw County, Michigan, Recorded in Liber 30 of Plats, pages 48-54, Washtenaw County Records, DESCRIBED AS:

COMMENCING AT THE NORTHEAST CORNER OF LOT 21, DEXTER BUSINESS AND RESEARCH PARK, A SUBDIVISION OF PART OF THE N.E. ¼ OF SECTION 7 AND THE N.W. ¼ OF SECTION 8, TOWNSHIP 2 SOUTH, RANGE 5 EAST, VILLAGE OF DEXTER, WASHTENAW COUNTY STATE OF MICHIGAN, AS RECORDED IN LIBER 30 OF PLATS, PAGES 48-54, WASHTENAW COUNTY RECORDS; THENCE S 00°09'22" E 170 FEET ALONG THE EAST LINE OF SAID SUBDIVISION TO THE POINT OF BEGINNING; THENCE CONTINUING ALONG SAID EAST LINE S 00°09'22" E 66.00 FEET; THENCE S 89°50'38" W 375.00 FEET ALONG THE SOUTH LINE OF MILL CREEK DRIVE; THENCE CONTINUING ALONG SAID SOUTH LINE 113.05 FEET ALONG THE ARC OF A 331.00 FEET RADIUS CIRCULAR CURVE TO THE RIGHT HAVING A CENTRAL ANGLE OF 19°34'07" AND A CHORD WHICH BEARS N 80°22'19" W 112.50 FEET; THENCE NONTANGENTIALLY ALONG EAST LINE OF BISHOP CIRCLE EAST EXTENDED 66.25 FEET ALONG THE ARC OF 650.00 FEET RADIUS CIRCULAR CURVE CONCAVE TO THE SOUTHEAST HAVING A CENTRAL ANGLE OF 5°50'24" AND A CHORD WHICH BEARS N 15°11'39" E 66.22 FEET; THENCE NONTANGENTIALLY ALONG THE NORTH LINE OF MILL CREEK DRIVE 95.38 FEET ALONG THE ARC OF A 265.00 FEET RADIUS CIRCULAR CURVE CONCAVE TO THE NORTHEAST HAVING A CENTRAL ANGLE OF 20°37'19" AND A CHORD WHICH BEARS S 79°50'43" E 94.87 FEET; THENCE CONTINUING ALONG SAID NORTH LINE N 89°50'38" E 375.00 FEET TO THE POINT OF BEGINNING

This resolution shall continue in full force and effect until revoked, altered or modified by subsequent action of the Village Council.

AYES: Semifero, Tell, Fisher, Carson, Cousins, Smith, and Keough

NAYS: None

I further certify that said Resolution and amendments were adopted in accordance with the Open Meetings Act.



DAVID F. BOYLE
Dexter Village Clerk

Dated Adopted: October 27, 2008