

Minutes of the special meeting of the City Commission held Monday, December 22, 2008 at 6:30 p.m., in the City Commission Room.

Commissioners Present: Mayor Jon Joslin and Vice Mayor Holton; Commissioners Kilmer, Ling, McGuire, Palmer and Spycher

Purpose of the meeting: Commissioners met informally with Union Township Board of Trustees members.

Members present were John Barker, Supervisor; Peter Gallinat, Clerk; John Dinse, Trustee; Tim Lannen, Trustee; Phil Mikus, Trustee and John Verwey, Trustee

The meeting adjourned at 7:00 p.m.

Jon Joslin, Mayor

Jeremy Howard, City Clerk

Minutes of the regular meeting of the City Commission held Monday, December 22, 2008, at 7:04 p.m., in the City Commission Room.

Mayor Joslin called the meeting to order and the Pledge of Allegiance was recited.

Commissioners Present: Mayor Joslin and Vice Mayor Holton; Commissioners Kilmer, Ling, McGuire, Palmer and Spycher

Others Present: City Manager Grinzinger, City Clerk Howard and City Attorney Smith

Proclamations and Presentations

Mayor Joslin presented a resolution honoring Jana Ervin on 35 years with the City.

Mayor Joslin made presentation to outgoing City Commission member Keith Spycher.

Vice Mayor Holton presented plaque to outgoing Mayor Joslin.

Additions to Agenda

Item #22 - "Consider closed session pursuant to subsection 8(a) of the Open Meetings Act for an evaluation of the City Manager." was added to the agenda.

Item #23 - "Consider closed session pursuant to subsection 8(c) of the Open Meetings Act to consult with our attorney regarding pending litigation" was added to the agenda.

Public Input on Agenda

Union Township Board members introduced themselves.

Nancy Nagler, 1360 Tomah Dr., spoke in appreciation of Keith Spycher's years of service and certificate presentation.

Received the following petitions and communications:

1. Charter Township of Union Board of Trustees Minutes (November)
2. Charter Township of Union Planning Commission Minutes (November)
3. City Manager's Status Report (December)
4. Congratulatory correspondence from Central Michigan District Health Department Health Officer Mary L. Kushion for the Promoting Active Communities Silver Award for 2008
5. Street/Motor Pool Activity Report (November).

Items 8, 9, 10, 11, 12, 13 and 15 were removed from the consent calendar.

Moved by Vice Mayor Holton and supported by Commissioner Kilmer to approve the following items on the Consent Calendar:

1. Minutes of the regular meeting held December 8, 2008.
2. Sacred Heart Parish one-day liquor license for February 13 and 14, 2009.
3. Authorize Finance Director Nancy Ridley to approve the issuance of payrolls and warrants from December 23, 2008 through January 5, 2009.
4. Payrolls dated 12/12/08 check Nos. 3651-3736 and DD3182-DD3307 and warrants dated 12/11/08 and 12/18/08 check numbers 4561-4744, all totaling \$797,663.42.

Motion unanimously adopted.

Moved by Vice Mayor Holton and supported by Commissioner McGuire to award the contract for auditing services to Vredeveld Haefner LLC of Grand Rapids, Michigan in the amount of \$106,750 for audit services from December 31, 2008 – 2012. Motion unanimously adopted.

Moved by Commissioner Spycher and supported by Commissioner Ling that the following resolution for 2009-2010 Parks and Recreation Commission Fees and Charges be adopted.

WHEREAS, Chapter 97.04 of the City Code authorizes the City Commission to establish by resolution fees and charges for recreation and parks services and facilities, and

NOW, THEREFORE, BE IT RESOLVED, that the Mt. Pleasant Parks and Recreation Commission hereby recommends that the following fees and charges become effective beginning January 1, 2009, and

BE IT FURTHER RESOLVED, that the Director of Parks & Recreation is authorized to effect minor adjustments to the following fees and charges in order to maximize citizen participation and effect positive community cooperation in recreation and parks services.

	Unit	Rental Fee
Shelter Rentals		
Chipp-A-Waters Shelter:		
Full Shelter, Weekday, Non-Res, Profit	Daily	\$ 75.00
Full Shelter, Weekday, Resident, Non-Profit	Daily	\$ 55.00
Full Shelter, Weekend, Non-Res, Profit	Daily	\$ 130.00
Full Shelter, Weekend, Resident, Non-Profit	Daily	\$ 110.00
Island Park Shelters:		
Full Shelter, Weekday, Non-Res, Profit	Daily	\$ 80.00
Full Shelter, Weekday, Resident, Non-Profit	Daily	\$ 60.00
Full Shelter, Weekend, Non-Res, Profit	Daily	\$ 135.00
Full Shelter, Weekend, Resident, Non-Profit	Daily	\$ 115.00
Half Shelter, Weekday, Non-Res, Profit	Daily	\$ 65.00
Half Shelter, Weekday, Resident, Non-Profit	Daily	\$ 45.00
Half Shelter, Weekend, Non-Res, Profit	Daily	\$ 100.00
Half Shelter, Weekend, Resident, Non-Profit	Daily	\$ 80.00
Gazebo, Weekday, Non-Res, Profit	Daily	\$ 45.00
Gazebo, Weekday, Res, Non-Profit	Daily	\$ 35.00
Gazebo, Weekend, Non-Res, Profit	Daily	\$ 75.00
Gazebo, Weekend, Res, Non-Profit	Daily	\$ 65.00
Mill Pond Shelter:		
Full Shelter, Weekday, Non-Res, Profit	Daily	\$ 75.00
Full Shelter, Weekday, Resident, Non-Profit	Daily	\$ 55.00
Full Shelter, Weekend, Non-Res, Profit	Daily	\$ 130.00
Full Shelter, Weekend, Resident, Non-Profit	Daily	\$ 110.00
Sunnyside Shelter:		
Full Shelter, Weekday, Non-Res, Profit	Daily	\$ 75.00
Full Shelter, Weekday, Resident, Non-Profit	Daily	\$ 55.00

Full Shelter, Weekend, Non-Res, Profit	Daily	\$ 130.00
Full Shelter, Weekend, Resident, Non-Profit	Daily	\$ 110.00

	Unit	Activity Fee	Early Discount	Resident Discount
Access Recreation				
Session (Winter, Summer, Fall)	Participant	\$30.00	\$4.00	
Bowling Program	Game	\$2.30		
Tennis Program				
Tennis Lessons - Adult				
Adult USA 1-2-3 (4-week session, 2x week)	Participant	\$60.00	\$5.00	\$10.00
Tennis Leagues - Adult				
Women's Singles	Participant	\$25.00	\$5.00	\$5.00
Women's Doubles	Participant	\$25.00	\$5.00	\$5.00
Tennis Lessons - Youth				
(2-week sessions, 2x per week)				
Kids Ages 3-7	Participant	\$50.00	\$5.00	\$10.00
Junior Development, Ages 8-15	Participant	\$60.00	\$5.00	\$10.00
Junior Drills & Thrills, Ages 8-15	Participant	\$60.00	\$5.00	\$10.00
Junior Competitive, Ages 8-15	Participant	\$60.00	\$5.00	\$10.00
Adult Athletics				
Volleyball, Sand				
Player Fee	Participant	\$10.00		\$5.00
Team Fee	Team	\$125.00	\$25.00	
Special Events				
Daddy Daughter Date Night				
1-day event	Couple	\$30.00	\$5.00	\$5.00
1-day event	Add'l Date	\$2.00		
Farmer's Market				
Regular Stall – Thursday Market	Daily	\$20.00		\$10.00
Regular Stall – Thursday Market	Season	\$175.00		\$75.00
Regular Stall - short season Thurs. Market	Season	\$80.00		\$40.00
Regular Stall – Saturday Market	Daily	\$10.00		\$10.00
Regular Stall – Saturday market	Season	\$85.00		\$85.00
Great Easter Egg Scramble				
1-day event	Participant	No Charge		
Mother-Son Event				
1-day event	Couple	\$25.00		\$10.00
1-day event	Add'l Son	\$5.00		
Punt, Pass & Kick				
1-day event	Participant	No Charge		
Tennis Fun Day				
1-day event	Participant	No Charge		
Walk Mt. Pleasant				
11-week series of walks in the Parks	Participant	No Charge		
	Unit	Activity Fee	Early Discount	Resident Discount
Softball				
Player Fee - All Leagues	Participant	\$25.00		\$10.00
Coed SP Team Fee, 10 game w/umpire				
Coed SP Team Fee, 10 game w/o umpire	Team	\$345.00	\$50.00	
Coed SP Team Fee, 10 game w/o umpire	Team	\$215.00	\$50.00	
Coed SP Team Fee, 21 game w/umpire	Team	\$618.00	\$50.00	
Coed SP Team Fee, 21 game w/o umpire	Team	\$345.00	\$50.00	
Men's SP Team Fee, 10 game w/umpire	Team	\$370.00	\$50.00	
Men's SP Team Fee, 10 game w/o umpire	Team	\$200.00	\$50.00	
Men's SP Team Fee, 21 game w/umpire	Team	\$667.00	\$50.00	
Men's SP Team Fee, 21 game w/o umpire	Team	\$310.00	\$50.00	
Tee-Ball				
6-week program	Participant	\$37.00	\$5.00	\$12.00
Start Smart Tee-Ball				
6-week program	Participant	\$50.00	\$10.00	\$10.00

Golf				
Lessons & Course Play (6-weeks)	Participant	\$53.00	\$10.00	\$12.00
Start Smart Golf				
6-week program	Participant	\$50.00	\$10.00	\$10.00
Soccer				
Fall, 8-week program	Participant	\$40.00	\$5.00	\$12.00
Summer, 4 week program (2x week)	Participant	\$40.00	\$5.00	\$12.00
Spring Soccer, 6 week program	Participant	\$40.00	\$5.00	\$12.00
Soccer, Start Smart				
6-week program, (1x per week)	Participant	\$50.00	\$10.00	\$10.00
Flag Football, Start Smart				
5-week program (1x per week)	Participant	\$50.00	\$10.00	\$10.00
Bowling				
10-week program	Participant	\$50.00	\$5.00	\$5.00
League, 12 weeks (1 x per week)	Participant	\$85.00	\$5.00	\$5.00
Hockey				
Hockey Skating Fund. (7-week class, 1x/week) (hockey equip. not included)	Participant	\$80.00	\$10.00	\$5.00
Home School Sports				
8-week program (2 x per week)	Participant	\$50.00	\$5.00	\$10.00
Youth Volleyball				
K-2 nd Grade – 6 weeks (1 x week)	Participant	\$35.00	\$5.00	\$5.00
3-6 Grade	Participant	\$45.00	\$5.00	\$5.00
	Unit	Activity Fee	Early Discount	Resident Discount
Youth Dodgeball				
Ages 8-12, 6-weeks (1 x week)	Participant	\$40.00	\$5.00	\$5.00
Corn Maze				
Separate one-night events	Participant	\$6.00		
Youth Basketball				
K-2nd Grades	Participant	\$37.00	\$5.00	\$12.00
3rd & 4th Grades	Participant	\$48.00	\$5.00	\$12.00
5th & 6th Grades	Participant	\$48.00	\$5.00	\$12.00
Start Smart Basketball				
6-week program	Participant	\$50.00	\$10.00	\$10.00
Swimming				
Pre-Competitive Workshop (2 sessions)	Participant	\$20.00	\$5.00	\$5.00
PEAK Summer Program				
6-week session-MPPS District	Participant	\$260.00	\$20.00	
6-week session-MPPS-Scholarship	Participant	\$140.00	\$20.00	
6-week Session-non MPPS District	Participant	\$360.00	\$20.00	
6-week Session-non MPPS-Scholarship	Participant	\$190.00	\$20.00	
PEAK After School				
Session (Fall/Winter/Spring) Cost/Week	Participant	\$35.00		
Session (Fall/Winter/Spring) Scholarship	Participant	\$18.00		

AYES: Commissioners Joslin, Kilmer, Ling, Palmer and Spycher

NAYS: Commissioners Holton and McGuire

ABSENT: None

Resolution adopted.

Moved by Commissioner Spycher and supported by Commissioner McGuire that the following resolution eliminating the City-Wide Local Development Finance Authority be adopted.

WHEREAS, In September of 1989 the City passed a resolution creating a city-wide Local Development Finance Authority (LDFA); and

WHEREAS, The city-wide LDFA has not been used; and

WHEREAS, The Central Michigan University Research Corporation Park Local Development Finance Authority is in place; and

WHEREAS, All other land appropriate for development is already in use;

NOW, THEREFORE, BE IT RESOLVED, That the Mt. Pleasant City Commission, hereby nullifies the existing city-wide LDFA.

Moved by Commissioner Ling and supported by Commissioner McGuire to postpone action on the resolution eliminating the City-Wide Local Development Finance Authority until after it has been reviewed by legal counsel.

AYES: Commissioners Kilmer, Ling, McGuire, Palmer and Spycher

NAYS: Commissioners Holton and Joslin

ABSENT: None

Motion carried.

Moved by Commissioner Ling and supported by Commissioner Kilmer to postpone action on resolutions regarding the Central Michigan Research Corporation Tax Increment Finance Authority and Central Michigan Research Corporation Local Development Finance Authority; Tax Increment Finance and Downtown Development Authorities; Economic Development Corporation and Brownfield Redevelopment Authority until after they have been reviewed by legal counsel.

AYES: Commissioners Kilmer, Ling, McGuire, Palmer and Spycher

NAYS: Commissioners Holton and Joslin

ABSENT: None

Motion carried.

Moved by Commissioner Palmer and supported by Commissioner McGuire to renew current taxicab licenses upon expiration date of December 31, 2008 under current City ordinance.

AYES: Commissioners McGuire and Palmer

NAYS: Commissioners Holton, Joslin, Kilmer, Ling and Spycher

ABSENT: None

Motion failed.

Moved by Commissioner Kilmer and supported by Commissioner Spycher to approve the following resolution delaying the renewal of existing taxicab licenses pending review of taxicab ordinance revisions.

WHEREAS, the current licenses for taxicab companies, vehicles and drivers expire at noon on December 31, 2008; and

WHEREAS, the current taxicab licensing ordinance is being reviewed by the City Commission,

THEREFORE, BE IT RESOLVED, that the renewal of existing licenses be delayed pending the adoption of the new ordinance and the existing licenses will be treated as remaining in effect.

AYES: Commissioners Holton, Joslin, Kilmer, Ling and Spycher

NAYS: Commissioners McGuire and Palmer

ABSENT: None

Motion carried.

Moved by Commissioner McGuire and supported by Commissioner Ling to approve the following resolution amending the 2008 Operating Budget.

WHEREAS, Article VII, Section 10, authorizes the City Commission to amend the annual operating budget by resolution, and

WHEREAS, the 2008 operating budget was originally adopted by resolution on December 17, 2007, and amended on August 25, 2008

WHEREAS, the activities of the City since the budget was adopted have been such as to necessitate an amendment to the budget at this time,

NOW THEREFORE, BE IT RESOLVED, that the following revenue and expenditure appropriations be approved and the 2008 operating budget be amended, effective immediately.

	Fund Balance	2008	2008	Fund Balance
	<u>January 1</u>	<u>Revenue</u>	<u>Expenditures</u>	<u>December 31</u>
<u>GOVERNMENTAL FUNDS</u>				
GENERAL FUND				
Unreserved	\$828,793	\$10,256,370		
Legislative Division			532,820	
Finance Division			1,650,860	
Public Safety Division			5,872,050	
Community Services Division			1,709,960	
Public Works Division			706,980	
Total Unreserved	\$828,793	\$10,256,370	\$10,472,670	\$612,493
Reserved	1,013,726	562,550	574,230	1,002,046
Designated Fund Balance Policy	1,600,000	100,000	0	1,700,000
Designated for Econ Dev Initiatives	1,800,000	0	150,000	1,650,000
Designated for Future Projects	1,343,177	442,100	625,070	1,160,207
Total General Fund	\$6,585,696	\$11,361,020	\$11,821,970	\$6,124,746
SPECIAL REVENUE FUNDS				
MAJOR STREET FUND				
Unreserved	\$842,196	\$1,886,580	\$2,102,600	\$626,176
Reserved & Designated	60,149	0	44,750	15,399
Total Major Street Fund	902,345	1,886,580	2,147,350	641,575
LOCAL STREET FUND				
Unreserved	618,097	966,740	1,030,860	553,977
Reserved & Designated	0	50,000	0	50,000
Total Local Street Fund	618,097	1,016,740	1,030,860	603,977
DOWNTOWN IMPROVEMENT & PARKING FUND				
Unreserved	72,509	190,400	192,960	69,949
Reserved & Designated	42,328	0	15,000	27,328
Total Downtown Fund	114,837	190,400	207,960	97,277
PARKS & RECREATION FUND				
Unreserved	48,093	71,140	57,050	62,183
Reserved & Designated	531,210	768,730	766,770	533,170
Total Parks & Recreation Fund	579,303	839,870	823,820	595,353
BLOCK GRANT FUND				
Unreserved	191,171	(50,000)	1,700	139,471
Designated	0	98,300	0	98,300
Reserved	328,050	(5,800)	0	322,250

Total Block Grant Fund	519,221	42,500	1,700	560,021
Economic Development Loan Fund	279,652	55,200	4,300	330,552
Storm Drain Improvement Fund	169,649	9,000	27,920	150,729
Cemetery Fund	123,320	6,500	0	129,820

Total Governmental Funds

Appropriated Budget	\$9,892,120	\$15,407,810	\$16,065,880	\$9,234,050
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FURTHER, BE IT RESOLVED, that the following informational summaries be amended for the Capital and Debt Service Funds for the year beginning January 1, 2008 and ending December 31, 2008.

DEBT SERVICE FUNDS

Borden Building Debt	\$122,177	\$208,500	\$242,870	\$87,807
Special Assessment Debt Fund	266,761	32,300	73,100	225,961

Total Debt Service Funds

Informational Summaries	\$388,938	\$240,800	\$315,970	\$313,768
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CAPITAL FUNDS

Borden Building Redevelopment	\$3,099,619	\$1,665,000	\$4,620,000	\$144,619
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CAPITAL IMPROVEMENTS FUND:

Reserved	0	0	0	0
Designated	325,000	220,000	20,000	525,000
Unreserved	318,316	531,850	394,650	455,516

Total Capital Improvements Fund	643,316	751,850	414,650	980,516
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Total Capital Funds

Informational Summaries	\$3,742,935	\$2,416,850	\$5,034,650	\$1,125,135
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FURTHER, BE IT RESOLVED, that the following appropriated budgets for the Fiduciary Funds be amended for the year beginning January 1, 2008 and ending December 31, 2008.

FIDUCIARY FUNDS

Component Units

Building Authority Fund	\$23,520	\$315,800	\$332,750	\$6,570
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MISSION STREET DDA FUND

Designated	151,070	120,100	-203,870	475,040
Unreserved	238,725	315,000	498,200	55,525

Total Mission Street DDA Fund	389,795	435,100	294,330	530,565
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TAX INCREMENT FIN AUTH FUND

Central Business District Reserved	48,541	0	0	48,541
Central Business District				

Designated	85,440	91,220	-160,390	337,050
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Central Business District Undesig	477,291	340,440	741,630	76,101
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Ind Park North Designated	0	0	-150,000	150,000
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Ind Park North Undesignated	187,501	0	169,280	18,221
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Univ Park Designated	0	0	-182,000	182,000
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Univ Park Undesignated	169,250	177,440	317,320	29,370
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Total TIFA	968,023	609,100	735,840	841,283
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Local Dev Finance Authority Fund	57,141	158,570	92,540	123,171
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BROWNFIELD REDEVELOPMENT FUND

Brownfield Remediation Designated	37,860	24,730	0	62,590
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Brownfield Undesignated	0	38,070	38,070	0
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Total Brownfield	37,860	62,800	38,070	62,590
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Economic Development Corporation	92,933	166,750	176,500	83,183
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Total Fiduciary Funds

Appropriated Budget**\$1,569,272 \$1,748,120 \$1,670,030 \$1,647,362**

FURTHER, BE IT RESOLVED, that the following informational summaries be amended for the Proprietary Funds for the year beginning January 1, 2008 and ending December 31, 2008.

	Working Capital <u>January 1</u>	Sources of Working Capital <u>Capital</u>	Uses of Working Capital <u>Capital</u>	Working Capital <u>December 31</u>
<u>PROPRIETARY FUNDS</u>				
Enterprise Funds				
Project 2000 Fund	\$534,410	\$58,970	\$264,420	\$328,960
Airport Fund				
Reserved	124,000	121,680	88,000	157,680
Unreserved	114,150	699,330	700,940	112,540
Sewer Fund				
Reserved	1,871,785	360,000	429,015	1,802,770
Unreserved	314,621	2,159,000	1,978,730	494,891
Water Fund				
Reserved	1,749,156	280,000	450,000	1,579,156
Unreserved	483,601	2,749,150	3,113,860	118,891
Solid Waste Fund				
Reserved	318,410	32,300	125,000	225,710
Designated	38,000	0	0	38,000
Unreserved	488,888	526,300	524,250	490,938
Internal Service Funds				
Central Stores Fund	152,670	77,800	52,030	178,440
Motor Pool Fund				
Reserved	134,430	28,000	35,960	126,470
Unreserved	1,128,284	737,630	741,320	1,124,594
Self Insurance Fund Reserved	1,871,211	2,155,210	2,088,600	1,937,821
Total Proprietary Funds				
Informational Summaries	<u>\$9,323,616</u>	<u>\$9,985,370</u>	<u>\$10,592,125</u>	<u>\$8,716,861</u>

Resolution unanimously adopted.

Moved by Commissioner Ling and supported by Commissioner Spycher to approve the 2009 Budget Amendment to provide \$7700 funding for consultant on Mission Street redesign.

AYES: Commissioners Holton, Joslin, Kilmer, Ling, McGuire and Spycher

NAYS: Commissioners Palmer

ABSENT: None

Motion carried.

Moved by Vice Mayor Holton and supported by Commissioner Spycher to approve closed sessions as follows: 1) pursuant to subsection 8(c) of the Open Meetings Act for a discussion of strategy connected with the negotiation of a collective bargaining agreement; 2) pursuant to subsection 8(d) of the Open Meetings Act to discuss the possible purchase or lease of real property; 3) pursuant to subsection 8(a) of the Open Meetings Act to conduct an evaluation of the City Manager; and 4) pursuant to subsection 8(e) of the Open Meetings Act to consult with our attorney regarding our strategy in connection with specific pending litigation because discussion in an open meeting could have a detrimental financial effect on the litigating and/or settlement position of the City.

AYES: Commissioners Holton, Joslin, Kilmer, Ling, McGuire, Palmer and Spycher
NAYS: None
ABSENT: None
Motion unanimously adopted.

Announcements on City-Related Issues and Concerns

Mayor Joslin reminded everyone that there will be a City Commission meeting on Monday, January 5, 2009 at 8:00 p.m.

Commissioner Spycher thanked the community for 25 years and encouraged citizens to get involved.

Vice Mayor Holton thanked City staff for their efforts in clearing the roads.

The City Commission recessed at 8:27 p.m. and went into a closed session at 8:36 p.m. A separate set of minutes was taken for the closed session. The Commission went back into open session at 9:49 p.m.

Moved by Commissioner Kilmer and supported by Commissioner McGuire to enter into two year labor contract (January 1, 2009 to December 31, 2010) with Part-Time Fire Fighters.

AYES: Commissioners Holton, Joslin, Kilmer, Ling, McGuire and Spycher
NAYS: Commissioner Palmer
ABSENT: None
Motion carried.

Moved by Commissioner McGuire and supported by Commissioner Spycher to approve a 2% increase in the City Manager's salary and a \$2500 bonus.

AYES: Commissioners Joslin, Kilmer, Ling, McGuire and Spycher
NAYS: Commissioners Holton and Palmer
ABSENT: None
Motion carried.

Moved by Vice Mayor Holton and supported by Commissioner Kilmer that the meeting adjourn at 9:53 p.m. Motion unanimously adopted.

Jon Joslin, Mayor

Jeremy Howard, City Clerk