

Minutes of the work session of the City Commission held Monday, May 14, 2012, at 6:31 p.m., at Mt. Pleasant City Hall.

Commissioners Present: Mayor Kilmer and Vice Mayor Ling; Commissioners English, Holton, Joslin (6:34 pm), Rautanen and Tilmann

Commissioners Absent: None

Others Present: City Manager Grinzinger and City Clerk Howard

A work session was held for the purpose of discussing the 2013-2017 Capital Improvement Plan.

City Manager Kathie Grinzinger and Assistant City Manager/ Administrative and Financial Services Director Nancy Ridley gave a presentation on the Capital Improvement Plan for 2013-2017.

Discussion ensued.

The meeting adjourned at 6:54 p.m.

Bruce Kilmer, Mayor

Jeremy Howard, City Clerk

Minutes of the regular meeting of the City Commission held Monday, May 14, 2012 at 7:01 p.m., in the City Commission Room.

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

Commissioners Present: Mayor Kilmer and Vice Mayor Ling; Commissioners English, Holton, Joslin, Rautanen and Tilmann

Commissioners Absent: None

Others Present: City Manager Grinzinger and City Clerk Howard

Proclamations and Presentations

Mayor Kilmer read a Proclamation in support of "Public Works Week - May 20-26, 2012".

Community Information Director Heather Smith gave a presentation on the new Mt. Pleasant Center website.

Discussion ensued.

Received the following petitions and communications:

1. Annual Report for 2011
2. Communication from resident Gladys Mitchell regarding fluoride
3. Resignation of Amy Perschbacher (term to expire 1/31/14) from Parks and Recreation Commission
4. 2011 Component Unit Financial Report
5. Zoning Board of Appeals Minutes (March)
6. Mt. Pleasant Planning Commission Minutes (March)
7. Mt. Pleasant Housing Commission Minutes (March)

The communication from Ms. Mitchell was referred to the Fluoride Task Force.

Moved by Commissioner English and supported by Commissioner Tilmann to approve the following items on the Consent Calendar:

1. Minutes of the work session of the City Commission held April 23, 2012.
2. Minutes of the regular meeting of the City Commission held April 23, 2012.

3. Bid of Advanced Underground Inspection of Westland, Michigan in an amount not-to-exceed \$75,000 for 2012 Manhole Rehabilitation Project.
4. Bid of Yeo & Yeo Computer Consulting, LLC of Saginaw, Michigan in the amount of \$16,905 for the replacement of network switches.
5. Bid of Central Concrete of Mt. Pleasant, Michigan in the amount of \$16,200 for the purchase of concrete materials to be used during the upcoming construction season.
6. Amend salt purchase agreement with MiDeal Extended Purchasing Program for delivery of 155 additional tons of rock salt at the 2011/2012 seasonal backup price of \$58.57 per ton.
7. Request from Mt. Pleasant Summer Festival for four One-Day Liquor Licenses (June 7, 8, 9 and 10).
8. Sidewalk License for Curtiss Pro Hardware, Jojo's Junk Shop, Max and Emily's and Market on Main.
9. Renew Lease Agreement for the cabin located in Chipp-a-Waters Park through 2017 with the Girl Scouts Heart of Michigan and authorize the Mayor and City Clerk to execute the document.
10. Consumers Energy Resolution and Authorization For Change to Replace Streetlight Bulbs and authorize the Mayor and City Clerk to execute the Authorization For Change.
11. Resolution to Authorize MDOT Contract No. 2012-0436 for the Airport Layout Plan.

WHEREAS, a Grant Agreement (Federal Project Number F-26-0069-1510, MDOT Contract No. 2012-0436) has been submitted by the Michigan Department of Transportation, which requires the City of Mt. Pleasant to adopt a resolution authorizing the approval of the contract reimbursement of funds to the City for the Airport Layout Plan; and

WHEREAS, this will allow an Airport Layout update, along with an assessment of the crosswind runway and its location.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Clerk be authorized to execute said Agreement on behalf of the City of Mt. Pleasant.

12. Payrolls dated 4/27/12 and 5/11/12 and warrants dated 4/23/12; 4/25/12; 5/3/12; 5/9/12 and 5/10/12 all totaling \$1,115,228.64.

Motion unanimously adopted.

Moved by Commissioner Holton and supported by Commissioner Rautanen to set a special meeting for May 21, 2012 at 5:30 p.m. in Conference Room A of the Mt. Pleasant City Hall to hold a public hearing on the Downtown Infrastructure Grant (DIG) and a work session to discuss the proposed Anti-Discrimination Ordinance. Motion unanimously adopted.

Moved by Commissioner Joslin and supported by Commissioner Tilmann to set a public hearing for Monday, May 21, 2012 at 5:30 p.m. in Conference Room A of the Mt. Pleasant City Hall on the Downtown Infrastructure Grant (DIG) for Parking Lot #2 (Jockey Alley) to obtain public comment on the application. Motion unanimously adopted.

Moved by Commissioner Rautanen and supported by Commissioner Holton to set a public hearing for Monday, June 11, 2012 at 7:00 p.m. at the Mt. Pleasant City Hall, City Commission Chambers on the Downtown Infrastructure Grant (DIG) for Parking Lot #2 (Jockey Alley) to obtain public comment on the environmental impact of the project. Motion unanimously adopted.

Moved by Vice Mayor Ling and supported by Commissioner Tilmann to approve amendment to the Sidewalk License Policy for Merchandise Displays, Food and Alcohol Service for a period to end November 1, 2012. (CC Exhibit 12-3)

Moved by Commissioner Joslin and supported by Commissioner Tilmann to amend the above motion by making the "rental rate" fee \$250.00 per parking space per year. The motion to amend was unanimously adopted.

The Commission considered the original motion with amendment. Motion unanimously adopted.

Moved by Commissioner Rautanen and supported by Commissioner Holton to approve Midori Sushi and Martini Lounge's application under the amended Sidewalk License Policy for Merchandise Displays, Food and Alcohol Service subject to review by the Building Official and approval from the LCC. Motion unanimously adopted.

Moved by Commissioner Tilmann and supported by Commissioner Rautanen to accept an easement from the owner of the Campus Plaza property allowing for the construction of a grid street connecting East Campus Drive with Mission Street, contingent on the following:

- 1) Completion of the grid street design;
- 2) Review and recommendation by the Mission Street Downtown Development Authority who has set aside funds for such a project; and
- 3) Conduct of the property survey indicating the boundaries of the easement to be conveyed.

Motion unanimously adopted.

Moved by Commissioner Holton and supported by Commissioner Tilmann to authorize a contract with Orchard, Hiltz and McCliment, Inc. for temporary engineering support services on an hourly basis for an amount not to exceed \$30,000 and authorize the Mayor and City Clerk to execute the necessary documents.

AYES: Commissioners English, Holton, Kilmer, Ling, Rautanen and Tilmann

NAYS: Commissioner Joslin

ABSENT: None

Motion carried.

Moved by Commissioner Rautanen and supported by Commissioner Tilmann to approve the following Resolution to Amend a Prior Resolution to Modify Ballot Language for the Proposed Amendment to Article II, Subsection 15(D) of the City Charter, and Submit for Placement on the November 6, 2012 Election Ballot.

WHEREAS, Act No. 279 of the Public Acts of 1909, as amended ("Act 279"), provides that a home rule city may amend its charter in accordance with the provisions of Act 279; and

WHEREAS, the City Commission believes that it is in the best interests of the City to amend the City Charter to change the requirement that the City Clerk shall post a notice of each special meeting of the Commission at least 12 hours prior to the time of the meeting to the requirement that notice be posted at least 18 hours prior to the time of the meeting as required by Michigan's Open Meetings Act, 1976 PA 267, as amended; and

WHEREAS, it is necessary for the qualified electors of the City to vote on the proposed amendment to City Charter Article II, Section 15(D) and

WHEREAS, Section 21 of Act 279 requires that the form in which proposed amendments to the City Charter shall be submitted on the ballot shall be determined by resolution of the City Commission.

NOW THEREFORE it is resolved that:

1. The City Commission, by a 3/5 vote of its members, proposes that Article II, Subsection 15(D) of the City Charter be amended to read as follows:

Article II

Sec. 15(D) Organization Meeting, Time, Place, Special Meetings, Notices, Quorum, Minutes.

(D) The City Clerk shall post a notice of the times established for regular scheduled meetings of the Commission in a conspicuous public area of the Municipal Building at such times so as to comply with the laws of the State, and in no event fewer than three (3) days prior to the first regular scheduled meeting of the Commission. The City Clerk also shall post a notice of all special meetings and their purposes in a

conspicuous public area of the Municipal Building at such time so as to comply with the laws of the State, but not less than eighteen (18) hours prior to the time of the meeting. No business shall be transacted at a special meeting of the Commission except as set forth in the notice of the special meeting.

2. The proposed Charter amendment referenced in this Resolution shall be placed on the ballot in the following form, with a provision for voting "yes" or "no" for its adoption:

MOUNT PLEASANT CITY CHARTER AMENDMENT THAT NOTICE OF
SPECIAL MEETINGS OF THE CITY COMMISSION BE POSTED NOT
LESS THAN 18 HOURS PRIOR TO THE TIME OF THE MEETING

Shall Article II, Subsection 15(D) of the City Charter be amended to provide that the City Clerk shall post a notice of each special meeting of the Commission not less than 18 hours prior to the time of the meeting?

This amendment is proposed to change the City Charter requirement that the City Clerk shall post a notice of each special meeting of the Commission at least 12 hours before the time of the meeting to the requirement that notice be posted at least 18 hours before the time of the meeting as required by state law.

3. The foregoing ballot language and proposed Charter Amendment referenced in this Resolution shall be submitted to the electors, the Governor of the state of Michigan and the Attorney General of the state of Michigan as required by law.
4. A certified copy of this resolution shall be submitted to the Governor of the state of Michigan for his approval or disapproval of this amendment, and to the Attorney General, for his review of the proposed ballot language.
5. The foregoing Charter amendment shall be submitted to the electors for their adoption or rejection at an election to be held on November 6, 2012, or such date to which this election may be rescheduled.
6. The City Clerk shall give notice of such election as required by law. The notice shall include the proposed amendment to the City Charter in full with the existing Charter provisions which would be altered or abrogated. The clerk shall also post the amendment as required by law.
7. The City Manager, City Clerk, and City attorneys are authorized and directed to take any and all actions needed to seek voter approval of this Charter amendment.

BE IT FURTHER RESOLVED, that this resolution shall take effect upon passage by the City Commission.

Resolution unanimously adopted.

Moved by Commissioner Tilmann and supported by Commissioner Holton to authorize a \$100,000 loan from the Economic Development Fund to the Economic Development Corporation (EDC) for the establishment of a local downtown revolving loan fund program and to accept the loan program guidelines.

Moved by Vice Mayor Ling and supported by Commissioner Holton to amend the above motion to change the loan amount to \$50,000. The motion to amend was unanimously adopted.

The Commission considered the original motion with amendment. Motion unanimously approved.

Announcements on City-Related Issues and Concerns

Commissioner Tilmann announced that the Isabella County Council of Governments will meet on Wednesday, May 16 at 7:00 p.m. at the Gilmore Township

Hall. She commended the Public Works Department for a nice job and thanked everyone involved with removing the mini circle on Bellows St.

Commissioner Holton commends the Public Works Department for a nice job, especially Streets as they now have the street sweeper active again.

The Mayor adjourned the meeting without objection at 8:12 p.m.

Bruce Kilmer, Mayor

Jeremy Howard, City Clerk