

Minutes of the regular meeting of the City Commission held Monday, February 10, 2014 at 7:00 p.m. in the City Commission Room.

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

Commissioners Present: Mayor Tilmann and Vice Mayor Holton; Commissioners Joslin, Kulick, Ling, Rautanen and Sous(7:02)

Commissioners Absent: None

Others Present: Interim City Manager Ridley and City Clerk Howard

#### Proclamations and Presentations

The Mayor read and presented a proclamation in support of the Max & Emily's Concert Series to Tim Brockman and Chris Walton.

#### Receipt of Petitions and Communications

Received the following petitions and communications:

1. Mt. Pleasant Parks and Recreation Commission Minutes (November)
2. Annual Report on the Industrial Facilities Tax (IFT) Abatements from Middle Michigan Development Corporation (MMDC)
3. Recognize vacancies on the Zoning Board of Appeals and the Planning Commission.

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

1. Minutes of the regular meeting of the City Commission held January 27, 2014.
2. Extend land contract with Mt. Pleasant Public Schools for sites in Eastpointe IV.
3. Payrolls dated January 31, 2014 and February 7, 2014 and warrants dated January 29, 2014, February 5 and 6, 2014 all totaling \$1,024,605.63.

Motion unanimously adopted.

A public hearing was held on Table74 LLC's Application for a Redevelopment Liquor License at 200 E. Broadway Street. Ryan Henry, Kinkaid Henry Building Group, and Rich Swindlehurst, 110 W. Michigan, spoke in favor of the approval of a Redevelopment Liquor License for 200 E. Broadway. There being no other comments or communications the Mayor closed the public hearing.

Moved by Commissioner Ling and supported by Commissioner Joslin to postpone action on the application for a Redevelopment Liquor License to Table74 LLC at its location at 200 E. Broadway Street until the following additional information and/or concerns are addressed by the applicant:

- 1) Planning Commission (and ZBA if a variance is required) have finalized action on a Special Use Permit;
- 2) The City Commission has a more complete description of the nature of the residential apartment units that are being proposed including estimates on the type of monthly rental rates that are being proposed; and

- 3) A more detailed analysis of the impact of the combination of both restaurant parking and residential parking for up to 32 residents during both normal business hours and overnight.

AYES: Commissioners Holton, Joslin, Ling, Rautanen, Sous and Tilmann  
NAYS: Commissioner Kulick  
ABSENT: None  
Motion carried.

A public hearing was held on the Application of J & J Land Management LLC at 1900 Gover Parkway for an Industrial Facilities Tax Abatement. There being no comments or communications the Mayor closed the Public Hearing.

Moved by Commissioner Joslin and supported by Commissioner Kulick to approve the following Resolution Denying Application of J & J Land Management for an Industrial Facilities Tax Abatement.

WHEREAS, pursuant to P.A. 198 of 1974, M.C.L. 207.551 et seq., after a duly noticed public hearing held on June 8, 1992, the City Commission of the City of Mount Pleasant by resolution established Industrial Park South as an Industrial Development District; and

WHEREAS, J & J Land Management has filed an application for an Industrial Facilities Exemption Certificate with respect to a new facility to be acquired and installed within the Industrial Park South district; and

WHEREAS, before acting on said application, the City of Mount Pleasant held a hearing on Monday February 10, 2014, at the City Hall, in Mt. Pleasant, at 7:00 pm, at which hearing the applicant, the Assessor and a representative of the affected taxing units were given written notice and were afforded an opportunity to be heard on said application; and

WHEREAS, the application meets the city's industrial facility tax abatement policy and would likely be approved except for the statutory requirements regarding the timeframe for application; and

WHEREAS, construction of the facility began on May 8, 2013 which is earlier than six (6) months before November 25, 2013, the date of the application and before December 3, 2013, the date of acceptance of the application for the Industrial Facilities Exemption Certificate;

NOW, THEREFORE, BE IT RESOLVED BY the City Commission of the City of Mount Pleasant that:

1. The application filed with the City Clerk on December 3, 2013 does not meet the requirements of P.A. 198 of 1974, M.C.L. 207.559(2)(c) in that commencement of the construction of the facility commenced more than six (6) months before the filing of the application for the industrial facilities exemption certificate.

2. The application from J&J Land Management for an Industrial Facilities Exemption Certificate, with respect to a New Facility on the following described parcel of real property situated within the Industrial Development District, to wit:

MT PLEASANT INDUSTRIAL PARK SOUTH, LOT 10.

be and the same is hereby **Denied**.

Motion unanimously adopted.

Commissioner Kulick recused himself from the matter of Municipal Legal Services due to a conflict of interest.

Moved by Vice Mayor Holton and supported by Commissioner Joslin to authorize an agreement for Municipal Legal Services to Dickinson Wright of Grand Rapids, Michigan until December 31, 2018 at a retainer of \$7,700 per month effective March 1, 2014 until December 31, 2014 at which time the rates and fees can be discussed and changes mutually agreed to.

AYES: Commissioners Holton, Joslin, Ling, Rautanen, Sous and Tilmann  
NAYS: None  
ABSTAINED: Commissioner Kulick  
ABSENT: None  
Motion carried.

Moved by Commissioner Ling and supported by Commissioner Sous to accept the subcommittee's recommendation to enter into a contract for Executive Search Firm with Colin Baenzinger & Associates of Daytona Beach Shores, Florida for a fixed fee of \$19,000.00.

AYES: Commissioners Holton, Joslin, Kulick, Ling, Sous and Tilmann  
NAYS: Commissioner Rautanen  
ABSENT: None  
Motion carried.

Moved by Commissioner Ling and supported by Commissioner Kulick to make the following appointments to various boards and commissions as recommended by the Appointments Committee.

**Tax Increment Finance Authority/  
Downtown Development Authority**

Heather Berry

**Term to Expire**

December 31, 2016

**Zoning Board of Appeals**

Lisa Ferden

December 31, 2016

Motion unanimously adopted.

**Announcements on City-Related Issues and Concerns**

Commissioner Sous requested that a public hearing be held on the proposed citizen initiated Marijuana Charter Amendment.

Commissioner Ling requested additional information from the City Attorney on how the commission can proceed with the proposed citizen initiated Marijuana Charter Amendment.

Mayor Tilmann requested additional information from the City Attorney on how the commission can proceed with proposed citizen initiated Marijuana Charter Amendment; she announced that the Isabella County Council of Governments will be meeting at the City of Mt. Pleasant City Hall at 7:00 p.m. on Wednesday, February 19; and she commented that she has been hearing concerns on safety issues downtown at University and Broadway and Franklin and Broadway Streets and would like to have staff check into those concerns.

Commissioner Joslin commented that he likes the idea of public input on the proposed citizen initiated Marijuana Charter Amendment and would like further information from the City Attorney on how the commission can proceed.

Commissioner Rautanen announced that the Mt. Pleasant Parks and Recreation Little League sign up will be held February 20 in the City Commission Chambers at Mt. Pleasant City Hall.

The Commission recessed at 8:06 p.m. and went into a work session at 8:21 p.m.

WORK SESSION: Branding/Identity discussion

Communications Director Heather Smith gave a presentation on Community Branding/Identity. Discussion ensued.

The Mayor adjourned the meeting without objection at 8:53 p.m.

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Sharon Tilmann, Mayor

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Jeremy Howard, City Clerk