

Minutes of the regular meeting of the City Commission held Monday, March 24, 2014 at 7:03 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; Commissioners Joslin, Kulick, Ling, Rautanen and Sous

Commissioners Absent: Vice Mayor Holton

Others Present: Interim City Manager Ridley, City Clerk Howard and City Attorney Smith

Proclamations and Presentations

Mayor Tilmann read and presented a proclamation in support of Sexual Assault Awareness Month to Toni Davis, Prevention Educator for Women's Aid.

Additions to Agenda

Item #18: "Consider appointment to the Mt. Pleasant Planning Commission as recommended by the Appointments Committee" was removed from the Agenda.

Receipt of Petitions and Communications

Received the following petitions and communications:

1. Mt. Pleasant Planning Commission work session Minutes (February)
2. Mt. Pleasant Planning Commission Minutes (February)
3. Airport Advisory Board Minutes (February)
4. Principal Shopping District Board Minutes (January)
5. Principal Shopping District Board Minutes (February)
6. Building Fire and Sanitary Sewer Board of Appeals Minutes (December)
7. 2013 Annual Report
8. Notice of six Temporary Traffic Control Orders

Item #21: "Receive draft Master Plan and allow release for public comment" was removed from the Consent Calendar.

Moved by Commissioner Kulick and supported by Commissioner Rautanen to approve the following items on the Consent Calendar:

1. Minutes of the regular meeting of the City Commission held March 10, 2014.
2. Bid of Robin Harsh Excavating of Clare, Michigan in the amount of \$136,200 for the 2014 Riverbank Restoration Project at Chipp-A-Waters Park and a budget amendment of an additional \$32,000 for the project from the Capital Improvement Fund.
3. Purchase of a Merrick lime slaker and feeder for the Water Treatment Plant in the amount of \$73,482.
4. Award contract to Kennedy Industries of New Hudson, Michigan in the amount of \$11,785 for the purchase of three Flygt NP-3085.160 centrifugal pumps.
5. One-year extension of the Joint Operating Agreement for the Material Recovery Facility with Isabella County.
6. Michigan Department of Transportation (MDOT) Resolution to accept Fairfield Drive into the local street inventory of the City of Mt. Pleasant as follows:

WHEREAS: the City of Mt. Pleasant did acquire land for street right-of-way for street purposes in 2013, and the street was constructed in 2013, and

WHEREAS: it is necessary to furnish certain information to the State of Michigan to place this street within the City of Mt. Pleasant street system for the purpose of obtaining funds under Act 51, P.A. 1951 as amended.

NOW, THEREFORE, IT IS RESOLVED:

1. That said street is to be named **Fairfield Drive**.
2. That the Legal Description of said street is described as:

A PUBLIC RIGHT-OF-WAY EASEMENT OVER THE FOLLOWING DESCRIBED PORTION OF A SURVEYED PARCEL RECORDED IN LIBER 002, PAGE 113, ISABELLA COUNTY REGISTRY, LOCATED IN THE SE ¼ OF SECTION 22, T14N-R04W, CITY OF MOUNT PLEASANT, ISABELLA COUNTY, MICHIGAN, MORE PARTICULARLY DESCRIBED AS;

COMMENCING AT THE EAST ¼ CORNER OF SECTION 22; THENCE NORTH 87°07'50" WEST, 50 FEET ALONG THE EAST-WEST ¼ LINE OF SAID SECTION 22; THENCE SOUTH 03°10'00" EAST 660 FEET ALONG THE WESTERLY RIGHT-OF-WAY LINE OF SOUTH MISSION STREET (100 FEET WIDE) TO THE TRUE POINT OF BEGINNING; THENCE NORTH 87°07'50" WEST, 313.00 FEET; THENCE NORTH 03°10'00" EAST 43.00 FEET THENCE SOUTH 75°13'46" EAST, 77.58 FEET; THENCE SOUTH 87°07'50" EAST, 237.00 FEET; THENCE SOUTH 03°10'00" WEST 27.00 FEET TO THE POINT OF BEGINNING.

WITH A CENTERLINE DESCRIPTION OF; COMMENCING AT THE EAST ¼ CORNER OF SAID SECTION 22; THENCE SOUTH 03°10'00" WEST ALONG THE EAST SECTION LINE OF SAID SECTION, 648.47 FEET TO THE POINT OF BEGINNING; THENCE NORTH 86°45'16" WEST, 290.45 FEET; THENCE ALONG A CURVE TO THE RIGHT HAVING A RADIUS OF 86.50 FEET, AN ARC LENGTH OF 35.47 FEET AND A CHORD BEARING AND DISTANCE OF NORTH 75°00'30" WEST, 35.22 FEET; THENCE ALONG A CURVE TO THE LEFT HAVING A RADIUS OF 76.50 FEET, AN ARC LENGTH OF 26.03 FEET AND A CHORD BEARING AND DISTANCE OF NORTH 69°48'16" WEST, 25.91 FEET; THENCE NORTH 82°47'19" WEST, 65.52 FEET TO THE POINT OF ENDING.

3. That said street is located within a City of Mt. Pleasant right-of-way and is under the control of the City of Mt. Pleasant.
4. That said street is a public street and is for public street purposes.
5. That said street is accepted into the City of Mt. Pleasant Local Street system and was open to the public August 16th, 2013.
7. Michigan Department of Transportation (MDOT) resolution for the 2014 Broadway Street Reconstruction Project as follows:

WHEREAS, a Grant Agreement (MDOT Contract No. 14-5076) 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 for reimbursement of funds to the City for the 2014 Broadway Street Reconstruction Project, including all related work, and

WHEREAS, the reconstruction and improvements made to Broadway Street will improve safety for both motoring and pedestrian traffic; and

WHEREAS, the Agreement has been approved by the Interim City Manager as to substance,

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

8. Michigan Department of Transportation (MDOT) resolution for Local Bridge Program funding for Pickard Avenue over Chippewa River Bridge as follows:

WHEREAS, the condition of the bridge listed below is deteriorating to such an extent that rehabilitation is expected to be necessary, and

WHEREAS, the budget of the City of Mt. Pleasant does not allow sufficient funds for such a large rehabilitation project without additional funds from other sources

THEREFORE BE IT NOW RESOLVED that the City of Mount Pleasant request local bridge program funds for rehabilitation of the Pickard Avenue over Chippewa River Bridge for the year 2017, and that the Mayor and Clerk be authorized to execute the application documents on behalf of the City of Mount Pleasant.

9. Mt Pleasant Planning Commission's recommendation to re-appoint Allison Lents as the representative of the Planning Commission to the Zoning Board of Appeals.
10. Agreement with AT&T on the Chipp-A-Waters Park monopole.
11. Payrolls dated March 14, 2014 and warrants dated March 12, 14 and 20, 2014 all totaling \$598,763.09.

Motion unanimously adopted.

A public hearing was held on Application of Dayco at 1799 Gover Parkway for an Industrial Facilities Tax Abatement. Brian Anderson, MMDC President, 200 E. Broadway, spoke in favor of the Industrial Facilities Tax Abatement for Dayco. There being no additional public comments or communications, the Mayor closed the public hearing.

Moved by Commissioner Ling and supported by Commissioner Sous to approve the following Resolution in support of the Application of Dayco for an Industrial Facilities Exemption Certificate for Real Property in the amount of \$1,765,000.

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, DAYCO, has filed an application for an Industrial Facilities Exemption Certificate with respect to new real property to be constructed within the Industrial Park South; and

WHEREAS, before acting on said application, the City Commission of the City of Mount Pleasant held a hearing on March 24, 2014, at Mount Pleasant City Hall, 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, construction of the facility had not begun earlier than six (6) months before February 12, 2014, the date of acceptance of the application for the Industrial Facilities Exemption Certificate; and

WHEREAS, completion of the facility is calculated to and will at the time of issuance of the certificate have the reasonable likelihood to retain, create or prevent the loss of employment in the City of Mount Pleasant; and

WHEREAS, the aggregate SEV of real and personal property exempt from ad Valorem taxes within the City of Mount Pleasant, after granting this certificate, will not exceed 5% of an amount equal to the sum of the SEV of the unit, plus the SEV of personal and real property thus exempted.

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

1. The City Commission finds and determines that the granting of the Industrial Facilities Exemption Certificate considered together with the aggregate amount of certificates previously granted and currently in force under Act No. 198 of the

Public Acts of 1974 and Act No. 255 of the Public Acts of 1978, shall not have the effect of substantially impeding the operation of the City of Mount Pleasant, or impairing the financial soundness of a taxing unit which levies ad Valorem property taxes in the City of Mount Pleasant

2. The application from DAYCO for an Industrial Facilities Exemption Certificate, with respect to New Real Property on the following described parcel of real property situated within Industrial Park South , to wit:

T14N, R4W, CITY OF MT. PLEASANT, MICHIGAN, PART OF THE SW1/4, SECTION 24, MT PLEASANT INDUSTRIAL PARK SOUTH, LOT 3.

be and the same is hereby approved.

3. The Industrial Facilities Exemption Certificate when issued shall be and remain in force for a period of ten (10) years for the real property.

Motion unanimously adopted.

Received Commissioners' recommendations and rankings for Saginaw Chippewa Indian Tribe two percent allocations and approval for submission of same.

Moved by Commissioner Kulick and supported by Commissioner Ling to request Planning Commission to develop a timeline to complete the study of the M-2 area with key steps outlined as needed. Motion unanimously adopted.

Moved by Commissioner Ling and supported by Commissioner Rautanen to receive draft Master Plan and allow release for public comment. Motion unanimously adopted.

Moved by Commissioner Kulick and supported by Commissioner Rautanen to enter into closed session pursuant to subsection 8(h) of the Open Meetings Act to consider two items exempt from discussion or disclosure by state or federal statute.

AYES: Commissioners Joslin, Kulick, Ling, Rautanen, Sous and Tilmann

NAYS: None

ABSENT: Commissioner Holton

Motion carried.

Announcements on City-Related Issues and Concerns

Commissioner Rautanen reminded citizens that the "let it run" water advisory is still in effect.

Commissioner Kulick noted his appreciation for the Public Works Department's efforts in clearing storm sewers in preparation for the melting snow and rain.

Commissioner Sous announced that he attended MML conference last week Tuesday and Wednesday. He was elected Vice Chair for the Region. He shared information he learned from MML regarding crowdfunding legislation.

Interim City Manager Ridley announced that there have been positive changes to PPT law. The changes were presented at the MML conference and are due for vote in the legislature.

Mayor Tilmann congratulated area basketball teams on their accomplishments this season.

Public Comment on Agenda and Non-Agenda Items

Brynn McDonald with the CMU Student Government Association spoke in favor of an on-campus election polling location.

Peter Beltinck of Mt. Pleasant spoke on "The Push for Political Influence".

The Commission recessed at 7:44 p.m. and entered into closed session at 7:51 p.m. They went back into regular session at 8:59 p.m. A separate set of minutes was taken for the closed session.

The Mayor adjourned the meeting without objection at 9:00 p.m.

Sharon Tilmann, Mayor

Jeremy Howard, City Clerk