

Minutes of the regular meeting of the City Commission held Monday, July 28, 2008, at 7:00 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; Commissioners Ling, McGuire, Palmer and Spycher

Commissioners Absent: Vice Mayor Holton (excused) and Commissioner Kilmer (excused)

Others Present: City Manager Grinzinger, Deputy City Clerk Ridley and City Attorney Smith

Middle Michigan Development Corporation's mid-year report was presented by its President/CEO George Dunn.

Audit Committee Citizen Representative Jeremy Murphy presented an overview of the Comprehensive Annual Financial Report for the Year Ending December 31, 2007.

#### Additions to Agenda

Staff requested that item #18 – "Consider closed session pursuant to subsection 8(h) of the Open Meetings Act to discuss a legal opinion from the City's legal counsel." be removed from the agenda.

Received the following petitions and communications:

1. Update on Access Adventure Trail
2. Charter Township of Union Board of Trustees Minutes (June)
3. Downtown Development Board Minutes (June)
4. Investment Report (second quarter)
5. Mt. Pleasant Housing Commission Minutes (June)
6. Parks and Recreation Commission Minutes (May)
7. Street Department and Motor Pool (June)
8. City Manager's status report.

**Moved by Commissioner Spycher and supported by Commissioner Ling to approve the following items on the Consent Calendar:**

1. Minutes of the regular meeting held July 14, 2008.
2. Receipt of the Comprehensive Annual Financial Report For The Year Ending December 31, 2007.
3. Appoint Michelle Sponseller as the employer's representative as city delegate to the Michigan Municipal Employee's Retirement System Annual Meeting.
4. BE IT RESOLVED, that Isabella Bank and Trust, National City Bank, and First Bank, or their successors (herein called the "Depositories") be, and are hereby designated, depositories of this city and that funds so deposited may be withdrawn upon a check, draft, note or order of the city,

BE IT FURTHER RESOLVED, that all checks, drafts, notes or orders drawn against said accounts, except as noted below, be signed and countersigned by any two of the following, with exception of the flexible spending and health care checking account, which do not require a countersignature:

Nancy J. Ridley, Finance Director  
Mary Ann Kornexl, Treasurer  
David Rowley, City Assessor  
Jeremy Howard, City Clerk

whose signatures have been duly certified to said Depositories and that no checks, drafts, notes or orders drawn against said Depositories shall be valid unless so signed.

BE IT FURTHER RESOLVED, that the athletic event account checks be signed and countersigned by any two of the following:

Chris Bundy, Director of Recreation & Sports  
Eric VanHevel, Sports & Athletics Coordinator  
Nancy J. Ridley, Finance Director  
Mary Ann Kornexl, Treasurer

BE IT FURTHER RESOLVED, that said Depositories are hereby authorized and directed to honor and pay any checks, drafts, notes or orders so drawn, whether such checks, drafts, notes or orders be payable to the order of any such person signing and/or countersigning said checks, drafts, notes or orders, or any of such persons in their individual capacities or not, and whether such checks, drafts, notes or orders are deposited to the individual credit of the person so signing and/or countersigning said checks, drafts, notes or orders, or to the individual credit of any of the other officers or not. This resolution shall continue in force and said Depositories may consider the facts concerning the holders of said offices, respectively, and their signatures to be and continue as set forth in the certificate of the City Clerk, accompanying a copy of this resolution when delivered to said Depositories or in any similar subsequent certificate, until written notice to the contrary is duly served on said Depositories.

5. Payrolls dated 7-25-08, Check Nos. 2477-2559 and DD1798-DD1912 and warrants dated 7-17-08 and 7-21-08 check numbers 2556-2718, all totaling \$868,664.54.

Moved by Commissioner McGuire and supported by Commissioner Palmer to set public hearing for August 25, 2008 at 7:00 p.m. on request from Shaheen Properties LLC to conditionally rezone property abutting 803 Mosher Street from R-3 Single Family Residential to C-3 General Business District with self-imposed conditions. Motion unanimously adopted.

Moved by Commissioner Palmer and supported by Commissioner Spycher to receive notice from Michigan Liquor Control Commission and support said request to transfer ownership of 2008 Class C Licensed Business located at 123 S. Main from Martin Naumes to Marty's Bar, LLC. Motion unanimously adopted.

Moved by Commissioner Palmer and supported by Commissioner Spycher to enter into closed session pursuant to subsection 8(d) of the Open Meetings Act to consider the purchase of real property.

AYES: Commissioners Joslin, Ling, Palmer and Spycher  
NAYS: Commissioner McGuire  
ABSENT: Commissioners Holton and Kilmer

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

Deputy City Clerk Mary Ann Kornexl reminded public of election on August 5, 2008 and showed partisan ballot.

Moved by Commissioner McGuire and supported by Commissioner Ling to reconsider motion to enter into closed session pursuant to subsection 8(d) of the Open Meetings Act to consider the purchase of real property. Motion unanimously adopted.

Discussion ensued and the motion to enter into closed session pursuant to subsection 8(d) of the Open Meetings Act to consider the purchase of real property was voted as follows:

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

NAYS: None

ABSENT: Commissioners Holton and Kilmer

Motion carried.

City Manager Grinzinger gave information on Farmer's Market parking.

Mayor Joslin commented on success of sidewalk sales and arts and crafts.

The City Commission went into closed session at 7:41 p.m. and back into regular session at 8:11 p.m. A separate set of minutes was taken for the closed session.

Moved by Commissioner Spycher and supported by Commissioner Palmer that the meeting adjourn at 8:12 p.m.

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Jon Joslin, Mayor

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Nancy Ridley, Deputy City Clerk