

Minutes of the work session of the City Commission held Monday, August 24, 2009 at 6:30 p.m. in the City Commission Room.

Mayor Holton called the meeting to order.

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

Commissioners Absent: None

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

1. Update on Electronic Media Impact on Open Meetings and Freedom of Information practices.

Attorney Smith gave a presentation on Electronic Media Impact on Open Meetings and Freedom of Information practices. Discussion ensued.

2. Construction Project Update.

Director Ellis gave presentation and update on the construction throughout the City and construction relating to the local stimulus program. Discussion ensued.

James Holton, Mayor

Jeremy Howard, City Clerk

Minutes of the regular meeting of the City Commission held Monday, August 24, 2009 at 7:03 p.m. in the City Commission Room.

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

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

Commissioners Absent: None

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

Additions to Agenda

Item #13 "Consider use of \$40,000 unused, allocated funds for additional sidewalk repairs" was added to the agenda.

Received the following petitions and communications:

1. Street/Motor Pool Activity Report (June)
2. Wastewater Activity Report (July)

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

1. Minutes of the regular meeting held August 10, 2009 with amendment to issuance of Class C Quota Liquor License to midori sushi and martini bar instead of d/b/a.

2. Purchase of a 2011 Freightliner fire engine from Halt Fire, Inc. of Wixom, Michigan in the amount of \$317,354.
3. WHEREAS, under the date of May 13, 2009, the Traffic Engineer of the City of Mt. Pleasant issued temporary traffic control order No. 5-09 ("No Parking Here To Corner" sign at the corner of Edgewood Street and Broomfield Road). Said temporary traffic control order was presented to the City Commission on August 24, 2009, for review and after reviewing said temporary control order and being fully advised in the premises, BE IT RESOLVED, that the City Commission approves making temporary traffic control order No. 5-09 a permanent traffic control order.
4. WHEREAS, under the date of May 13, 2009, the Traffic Engineer of the City of Mt. Pleasant issued temporary traffic control order No. 6-09 ("No Parking" signs on the east side of South Washington St. in the 1100 and 1200 blocks, where the bus parking turnouts have been installed). Said temporary traffic control order was presented to the City Commission on August 24, 2009, for review and after reviewing said temporary control order and being fully advised in the premises, BE IT RESOLVED, that the City Commission approves making temporary traffic control order No. 6-09 a permanent traffic control order.
5. Agreement between Central Michigan University and the City of Mt. Pleasant Fire Department in which the City will provide confined space technical assistance to the University at a rate of \$200 per hour, with an end date of December 31, 2010, but with allowances for one-year extensions if desired by mutual agreement, and that the Mayor and City Clerk be authorized to execute said document.
6. Contract with R.W. Armstrong of Lansing, Michigan in the amount of \$73,164 for the required environmental assessment at the Mt. Pleasant Municipal Airport, and authorize the Mayor and City Clerk to execute the contract documents.
7. Payrolls dated 8/21/09 and warrants dated 8/13/09 and 8/20/09 all totaling \$815,172.27.

Motion unanimously adopted.

A public hearing was held on proposed amendment to Chapter 154: Zoning Ordinances of the Code of Ordinances of the City of Mt. Pleasant to add a new Section: §154.068 "Mission Redevelopment Overlay Zone". There being no public comments or communications Mayor Holton closed the public hearing.

Moved by Commissioner Tilmann and supported by Vice Mayor Kilmer that Ordinance No. 951, an ordinance to amend Chapter 154: Zoning Ordinances of the Code of Ordinances of the City of Mt. Pleasant to add a new Section: §154.068 "Mission Redevelopment Overlay Zone" having been introduced and read, now be passed, ordained and ordered published and endorse the partner document "Design Considerations for Mission Street". Motion unanimously adopted.

A public hearing was held on proposed amendment to Chapter 52: Water of the Code of Ordinances of the City of Mt. Pleasant to add a new Section: §52.51 "Geothermal Systems". There being no public comments or communications Mayor Holton closed the public hearing.

Moved by Commissioner Ling and supported by Commissioner McGuire that Ordinance No. 952, an ordinance to amend Chapter 52: Water of the Code of Ordinances of the City of Mt. Pleasant to add a new Section: §52.51 "Geothermal Systems" having been introduced and read, now be passed, ordained and ordered published. Motion unanimously adopted.

Commissioner Joslin recused himself from the discussion on Application for Entertainment Permit for midori sushi and martini lounge due to conflict of interest.

Moved by Vice Mayor Kilmer and supported by Commissioner Palmer to recommend to the Michigan Liquor Control Commission that an Entertainment Permit be issued to midori sushi and martini lounge, Inc. at 105 E. Broadway Street.

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

Moved by Commissioner Ling and supported by Commissioner McGuire to enter into closed session pursuant to subsection 8(d) of the Open Meetings Act to discuss the possible purchase or lease of real property and of subsection 8(e) of the Open Meetings Act to consult with the attorney regarding pending litigation

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

Moved by Commissioner McGuire and supported by Vice Mayor Kilmer to extend contract with HS&S Excavating of Ashley, Michigan to include \$40,000 of unused, allocated funds from current sidewalk program to repair additional sidewalks. Motion unanimously adopted.

Announcements on City Related Issues and Concerns

Commissioner Joslin made the following announcements: 1) Mardi Gras will take place on September 18 and is still in need of volunteers. For information contact Kathie Hill at Art Reach or Michelle Sponseller, Downtown Development; 2) Welcome students back to Mt. Pleasant; 3) Grand opening of Spray Park will take place Tuesday, August 25, 2009 at 3:00 p.m.; 4) Appreciation for Planning Commission's work on code of ethics. He wants to make sure that the City Commission's code of ethics would be the same and that maybe the City Commission should put together something first; 5) Questioned some fees that are required by City for sign permits. He would like to see a list of current fee schedule.

Commissioner Tilmann announced that there are still a number of sesquicentennial events planned. She would like to see the public made more aware of intergovernmental cooperation, i.e. City/CMU Fire Agreement and City/County parking collaboration.

Vice Mayor Kilmer announced the Friends of Broadway will be performing *I Hate Hamlet* September 11, 12, 18 and 19 at 7:00 p.m. and on September 13 at 2:00 pm.

Mayor Holton thanked Cindy Neil VanderPloeg for weeding traffic islands.

Commissioner McGuire welcomed back CMU students and mentioned that 99.9% of students avoided contact with police during Welcome Weekend.

Commissioner Ling would like to know when the repairs could be made to the traffic islands that have been damaged. Can City send a letter to MDOT to find out status of repairs? City Manager with follow-up.

The Commission recessed at 7:55 p.m. and went into closed session at 8:00 p.m. A separate set of minutes was taken for the closed session. The Commission went back into open session at 9:16 p.m.

Mayor Holton adjourned the meeting at 9:17 p.m.