

Minutes of the regular meeting of the City Commission held Monday, June 10, 2013 at 7:00 p.m., in the City Commission Room.

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

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

Commissioners Absent: Commissioner Rautanen

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

Proclamations and Presentations

Jon Hall, Consumers Energy Forestry Operations Communications Director, gave a presentation on Consumers Energy Forestry Operations.

Public Input on Agenda Items:

Kyle Stahl, d/b/a The Wiener Wagon, and Jose DelCastillo, d/b/a Jose's Pig Gig, spoke in favor of the Commission adding food trucks to the proposed Peddler/Transient Merchant Ordinance.

Peter Reale, 233 N. Main St., asked whose responsibility it is for tree trimming and clean up on a power line between two houses.

Kurt Fieght, 3213 Brittany Dr., spoke in favor of approval of contracts to paint the High Street bridge.

Received the following petitions and communications:

1. Airport Advisory Board Minutes (March)
2. Communication from members and attendees of the Unitarian Universalist Fellowship of Midland Mothers in Action Hour

Item #15: "Receive the Access Easement Agreement for the Mission Mall property and consider approval of the same." was removed from the Consent Calendar.

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

1. Minutes of the regular meeting of the City Commission held May 28, 2013.
2. Bid of Central Asphalt of Mt. Pleasant, Michigan in the amount of \$48,512.50 for asphalt patching materials.
3. Bid of Central Asphalt of Mt. Pleasant, Michigan in the amount of \$10,500.00 for cold patching materials.
4. Payrolls dated June 7, 2013 and warrants dated June 4, 5 and 6, 2013 all totaling \$663,251.24.

Motion unanimously adopted.

A public hearing was held on the proposed Ordinance to Amend Sections 154.095, 154.023, 154.024 and 154.027 through 154.034; and to delete section 154.050(I) of Chapter 154: Zoning Ordinances of the City of Mt. Pleasant Code of Ordinances. There being no public comment or communications, the Mayor closed the public hearing.

Moved by Vice Mayor Tilmann and supported by Commissioner Joslin that Ordinance 980, an Ordinance amending Sections 154.095, 154.023, 154.024 and 154.027 through 154.034; and to delete section 154.050(I) of Chapter 154: Zoning Ordinances of the

City of Mt. Pleasant Code of Ordinances having been introduced and read, now be passed, ordained and ordered published.

AYES: Commissioners English, Holton, Joslin, Ling, Sous and Tilmann

NAYS: None

ABSENT: Commissioner Rautanen

Motion carried.

Moved by Commissioner Holton and supported by Commissioner Sous to approve the City action to serve as the contract holder for the High Street Bridge beautification project and authorize the Mayor and Clerk to execute contracts in a final form as approved by the City Attorney and the City Manager. Motion unanimously adopted.

Moved by Commissioner Joslin and supported by Commissioner Sous to approve a contract with Rowe Professional Services in the amount of \$7,021 for professional services related to the codification of the M-2 Neighborhood Review Procedures and amend the 2013 Operating Budget to cover the costs of the contract.

AYES: Commissioners Joslin, Ling, Sous and Tilmann

NAYS: Commissioners English and Holton

ABSENT: Commissioner Rautanen

Motion carried.

The following Resolution No. 1 for proposed Special Assessment District No. 1-13 was offered by Commissioner English and supported by Vice Mayor Tilmann as follows:

WHEREAS, pursuant to provisions of the City Charter of the City of Mt. Pleasant and Chapter 33: TAXATION, Section 33.17 "Authority to Assess", of the Code of Ordinances, the City Commission of the City of Mt. Pleasant may commence proceedings for the making of local public improvements within the City and determine the tentative necessity thereof, and,

WHEREAS, the City Commission has received a petition from property owners and tentatively deems it to be in the public interest, health and welfare to install street lights on the west side of South Washington Street from West Bellows Street on the south to West High Street on the north, in the City, Special Assessment District No. 1-13;

NOW, THEREFORE, BE IT RESOLVED, THAT:

1. The City Manager is directed to cause to be prepared a report which shall include all analysis and information required by Section 3.20 "Survey and Report", of the Code of Ordinances,
2. When the aforesaid report is completed, the City Manager shall file the same with the City Clerk for presentation to the Commission.
3. All resolutions and parts of resolutions insofar as they conflict with the provisions of this resolution be and the same hereby are rescinded.

Resolution unanimously adopted.

The following Resolution No. 2 for proposed Special Assessment District No. 1-13 was offered by Commissioner English and supported by Vice Mayor Tilmann as follows:

WHEREAS, the City Manager has prepared a report concerning certain public improvements in Special Assessment District No. 1-13, which includes all of the information to be included by Section 33.20 "Survey and Report" of the City's Code of Ordinances; and,

WHEREAS, the City Commission has reviewed said report; and,

WHEREAS, the City Commission of the City of Mt. Pleasant determines that it is tentatively necessary to acquire and construct the public improvements in the City of Mt. Pleasant more particularly hereinafter described in this resolution;

NOW, THEREFORE, BE IT RESOLVED, THAT:

1. The City Commission hereby tentatively determines that the public improvements described more particularly hereinafter provided for are necessary.
2. The total cost of said improvements is estimated to be \$150,000. \$150,000 shall be spread over the special assessment district as hereinafter described as a result of benefits to be received by the affected properties in the special assessment district. \$0.00 shall be paid by the City-at-large.
3. Said special assessment district shall consist of all the lots and parcels of land as follows: installation of street lights on the west side of South Washington Street from West Bellows Street on the south to West High Street on the north, Special Assessment District No. 1-13.
4. Said estimated life of such public improvements is not less than fifteen (15) years.
5. The affected properties in the special assessment district shall be assessed in accordance with the relative portion of the sum to be levied in the district, as the benefit to the parcel of land bears to the total benefit to all parcels.
6. The aforesaid report shall be placed on file in the office of the City Clerk where the same shall be available for public examination.
7. The City Commission shall be on June 24, 2013 at 7:00 p.m., in the City Commission Room, City Hall, 320 W. Broadway St., for the purpose of hearing public input on the making of said public improvements.
8. The City Clerk is hereby directed to cause notice of said hearing to be published and mailed in accordance with applicable statutory and ordinance provisions.
9. All resolutions and parts of resolutions conflicting with the provisions of this resolution are hereby rescinded.

Resolution unanimously adopted.

Moved by Commissioner Joslin and supported by Commissioner Holton to approve the request from Bird Bar and Grill to install decorative fencing due to the following special circumstances: 1) alcohol is being served in this location and the higher fence would deter passing alcohol to others on the sidewalk; and 2) it would prohibit patrons from sitting on the fence.

AYES: Commissioners Holton and Joslin
NAYS: Commissioners English, Ling, Sous and Tilmann
ABSENT: Commissioner Rautanen
Motion failed.

Moved by Commissioner Holton and supported by Vice Mayor Tilmann to set a public hearing for Monday, July 8, 2013 at 7:00 p.m. to consider rezoning the property located at 1040, 1100 and 1102 East Broomfield Rd. Motion unanimously adopted.

Local Officers Compensation Commission (LOCC) Chairperson Mike Ross and member Todd Olivieri addressed the Commission on the LOCC's recommendation on compensation for elected city officials.

The following Resolution of the Local Officers Compensation Commission on compensation for elected city officials was offered by Commissioner Holton and supported by Commissioner English as follows:

WHEREAS, The Local Officers Compensation Commission was created with the approval of a Charter amendment by the Mt. Pleasant electorate on November 5, 2002; and

WHEREAS, The role of the LOCC is to recommend to the City Commission the salary of each elected City Official, said recommendation to be approved or rejected by resolution of the City Commission; and

WHEREAS, As required, LOCC members Todd Olivieri, Wayne Heminger, Mike Ross, Cynthia Kilmer, Andrew Devenney, Tim Coscarelly and Keith Spycher have met to review and discuss compensation; and

WHEREAS, At its meeting of May 28, 2013, by majority vote the LOCC recommended that no change be made to the current compensation of \$1,250 for the Mayor and \$1,000 for the remaining Commissioners; and

NOW, THEREFORE, BE IT RESOLVED, That the Mt. Pleasant City Commission hereby accepts the recommendation of the LOCC and approves the following annual compensation schedule effective January 1, 2014, said salary to be paid in addition to expense allowance or reimbursement paid to elected officials for expenses incurred in the course of City business and accounted for to the City Commission or its designee:

Mayor	\$1,250
Vice Mayor and City Commissioners	\$1,000

Resolution unanimously adopted.

Moved by Commissioner Holton and supported by Commissioner Sous to approve the 2014-2018 Capital Improvement Plan as amended. Motion unanimously adopted.

Moved by Commissioner English and supported by Vice Mayor Tilmann to receive amendment to Peddlers and Transient Merchant Ordinance and set a public hearing for Monday, June 24, 2013 on same.

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

Moved by Commissioner Sous and supported by Commissioner English to accept the Access Easement Agreement for the Mission Mall property and authorize the Mayor and Clerk to execute the same. Motion unanimously adopted.

Announcements on City-Related Issues and Concerns

Vice Mayor Tilmann announced that the Isabella County Council of Governments will meet June 19, 2013 at the Wise Township Hall.

Public Comment on Agenda and Non-Agenda Items

Peter Reale, 233 N. Main St, spoke on permit issues.

The Mayor adjourned the meeting without objection at 9:06 p.m.

Kathleen Ling, Mayor

Jeremy Howard, City Clerk