

Minutes of the regular meeting of the City Commission held Monday, April 28, 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

Commissioners Absent: None

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

Proclamations and Presentations

Mayor Tilmann read and presented a proclamation congratulating Sacred Heart Academy Girls Basketball Class D State Champions to Head Coach Damon Brown and the high school girls team.

Mayor Tilmann read and presented a proclamation honoring community member Keisha Brown to her husband Damon Brown.

Additions to Agenda

Receipt of Communication from City Attorney and consideration of an emergency ordinance amendment to the fire prevention section of the Code of Ordinances.

Receipt of Petitions and Communications

Received the following petitions and communications:

1. Minutes of the Mt. Pleasant Planning Commission regular meeting (March).
2. First Quarter Investment Report.
3. Communication from State Senator Judy K. Emmons regarding the Stormwater, Asset Management and Wastewater (SAW) grant.
4. Communication from State Senator Judy K. Emmons regarding the Department of Natural Resources and the DTE Energy Foundation grant.
5. Communication from Friends of the Dog Park.

Item #14: "Consider approval of patio license for Midori Sushi Restaurant." was removed from the Consent Calendar.

Moved by Vice Mayor Holton 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 April 14, 2014.
2. Bid of Isabella Corporation of Mt. Pleasant, Michigan in the amount of \$323,732.75 for the 2014 Sidewalk project and allocate an additional \$14,200 from the Capital Improvement Fund.
3. Bid of Green Scene Landscaping of Mt. Pleasant, Michigan in an amount not-to-exceed \$17,820 for 2014 grounds maintenance for various city-owned lands.
4. Receive recommendation from Brownfield Redevelopment Authority and set public hearing for May 12, 2014 on Brownfield Redevelopment plan for 916 E. Broomfield Street.
5. Approve Sidewalk Licenses for Market on Main, Max & Emily's, Curtiss Pro Hardware and Jojo's Junk Shop.
6. Appoint Jeremy Howard to the Mid-Michigan Area Cable and Telecommunications Consortium Board.
7. Payrolls dated April 11, 2014 and warrants dated April 9, 10, 11 and 17, 2014 all totaling \$1,180,965.52.

Motion unanimously adopted.

A public hearing was held on the request of CGS Hospitality, LLC for a Redevelopment Liquor License at 120 S. University. There being no public comments or communications received, the Mayor closed the public hearing.

Moved by Vice Mayor Holton and supported by Commissioner Sous to approve the Resolution in Support of a Redevelopment Liquor License at 120 S. University to CGS Hospitality, LLC as presented.

WHEREAS, the City Commission has established a Redevelopment Liquor License Development District pursuant to Act 501 of Public Acts 2006 **436.1521a(1)(b)**, and;

WHEREAS, the City of Mt. Pleasant Central Business District Tax Finance Authority (CBD TIFA) and Mission/Pickard Street Downtown Development Authority (DDA) have realized considerable public and private investment within the past five years, and;

WHEREAS, the CBD TIFA and DDA districts were established under appropriate statutory provision, and;

WHEREAS, the City of Mt. Pleasant shall provide the Michigan Liquor Control Commission a map clearly outlining the boundaries of the Redevelopment Liquor License Development District, and;

WHEREAS, the City Commission finds that CGS Hospitality, LLC meets the local Redevelopment Liquor License policy, including:

- A substantial investment of over \$120,000;
- Creation of five full-time and one part-time jobs;
- Adaptive reuse and architectural enhancement to a partially vacant building;
- Development consistent with the City's adopted goals and objectives;
- Use compatible with surrounding properties.

WHEREAS, the City of Mt. Pleasant shall provide to the Michigan Liquor Control Commission an affidavit from the City Assessor, as certified by the City Clerk, stating the total amount of public and private investment in real and personal property with the selected portion of CBD TIFA and DDA districts, which shall not be less than \$200,000 for each license requested, over the preceding time periods, and,

NOW BE IT THEREFORE RESOLVED, the City Commission hereby approves the request from CGS Hospitality, LLC, "ABOVE ALL OTHERS" for a new Class C license under **436.1521a(1)(b)**, to be permitted at 120 South University, Mt. Pleasant, Isabella County, Michigan.

Motion unanimously adopted.

A public hearing was held on request to create an Obsolete Property Rehabilitation District for 200 E. Broadway. There being no public comments or communications, the Mayor closed the public hearing.

Moved by Vice Mayor Holton and supported by Commissioner Kulick to approve the resolution establishing an obsolete property district for 200 E. Broadway.

WHEREAS, pursuant to Act No. 146 of the Public Acts of 2000, the City of Mount Pleasant as a qualified local governmental unit has the authority to establish "Obsolete Property Rehabilitation Act Districts" within the City of Mount Pleasant; and

WHEREAS, the City Commission as the legislative body of the City of Mount Pleasant may establish an Obsolete Property Rehabilitation Act District on its own initiative on property located in the City of Mount Pleasant hereinafter described; and

WHEREAS, the City Commission of the City of Mount Pleasant sets forth a finding and determination that the district meets the requirements set forth in section 3(1) of Public Act 146 of 2000; and

WHEREAS, written notice has been given by mail to all owners of real property located within the proposed district, and to the public by newspaper advertisement in the local newspaper and/or public posting of the hearing on the establishment of the proposed district; and

WHEREAS, on April 28, 2014 a public hearing was held and all residents and taxpayers of the City of Mount Pleasant were afforded an opportunity to be heard thereon; and

WHEREAS, the City Commission deems it to be in the public interest of the City of Mount Pleasant to establish the Obsolete Property Rehabilitation Act District as proposed;

NOW, THEREFORE, BE IT RESOLVED by the City Commission of the City of Mount Pleasant that the following described parcels of land situated in the City of Mount Pleasant, County of Isabella, and State of Michigan, to wit:

Parcel 17-000-00332-00 described as:
ORIGINAL PLAT EAST 1/3 LOT 5 BLOCK 18 and

Parcel 17-000-00340-00 described as:
ORIGINAL PLAT, WEST 2/3 OF LOT 5 & N 92 FT OF LOT 6, BLOCK 18

be and here is established as an Obsolete Property Rehabilitation Act District pursuant to the provisions of Act No. 146 of the Public Acts of 2000 to be known as 200 East Broadway Obsolete Property Rehabilitation Act District 3.

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

Moved by Vice Mayor Holton and supported by Commissioner Rautanen to postpone action on request for patio license for Midori Sushi Restaurant until May 12, 2014 to give staff time to review the City's Sidewalk Policy. Motion unanimously adopted.

Moved by Commission Rautanen and supported by Commissioner Sous to approve the parameters for the Construction Agreement and the Operations Agreement for the Dog Park and authorize staff to begin construction bids. Motion unanimously adopted. (CC Ex. 2-14)

Moved by Commissioner Rautanen and supported by Commissioner Ling to enter into closed session pursuant to Section 8(c) of the Open Meetings Act for strategy and negotiation sessions connected with the negotiation of a collective bargaining agreement.

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

Moved by Commissioner Kulick and supported by Vice Mayor Holton that Emergency Ordinance 987, an Ordinance to amend Section 93.08 COMPLIANCE WITH ORDERS of the Mt. Pleasant City Code to amend Subsections (A) and (B) to include a reference to Public Safety Personnel and to add Subsection (C) to prohibit persons from

remaining within 300 feet of a fire except in limited circumstances having been introduced and read, now be passed, ordained and ordered published.

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

NAYS: None

ABSENT: None

Motion unanimously adopted.

Announcements on City-Related Issues and Concerns

Commissioner Rautanen announced that the "Let it Run" water order was lifted on Monday, April 21.

Commissioner Sous announced that the first Recycling Task Force meeting will be held Monday, May 5. He asked the Commissioners to please give him their comments and suggestions.

Commissioner Kulick announced that brush and limbs are not picked up routinely. Residents need to call the Department of Public Works to schedule pick up or take to the recycling center. He also asked residents to not park along curbs if possible so that the street sweeper can get the streets cleaned.

Interim City Manager Ridley announced that information on the potential Residential Parking Permit Program is set up in the Commission Chambers if Commissioners or public wanted to look at the information.

Commissioner Ling thanked Heather Smith for her service as Communications Director and wished her well in her new position at CMU.

Public Comment on Agenda and Non-Agenda Items

Sam Staples, 300 N. Russell St., would like to see the City Commission agenda printed on the front page of the newspaper.

David Kenyon, Deerfield Road, voiced his concerns with 300 foot regulation in regards to the emergency ordinance passed tonight.

The Commission recessed at 8:06 p.m. and went into a work session at 8:19 p.m.

WORK SESSION - Presentation on the 2015-2019 Capital Improvement Plan

Interim City Manager Ridley gave a presentation on the 2015-2019 Capital Improvement Plan. Discussion ensued.

The Commission recessed at 8:45 p.m. and went into a closed session at 8:50 p.m. A separate set of minutes was taken for the closed session. The Commission went back into open session at 9:06 p.m.

Moved by Commissioner Rautanen and supported by Vice Mayor Holton to approve the labor agreement with the full-time firefighters union represented by the Police Officers Labor Council (POLC) to expire on December 31, 2016 as recommended by staff. Motion unanimously adopted.

The Mayor adjourned the meeting without objection at 9:08 p.m.

Sharon Tilmann, Mayor

Jeremy Howard, City Clerk