

Minutes of the regular meeting of the City Commission held Monday, September 24, 2018, at 7:00 p.m., in the City Commission Room.

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

Commissioners Present: Mayor Lents and Vice Mayor Madaj; Commissioners Gillis, Joseph, Kulick, LaLonde and Ling

Commissioners Absent: None

Others Present: City Manager Ridley and City Clerk Howard

Proclamations and Presentations

Mayor Lents read and presented a proclamation in support of United Way Week (September 23-29, 2018) to United Way of Isabella County President/CEO, Annie Sanders and members of the United Way Board of Directors.

Fire Lieutenant Randy Keeler gave a presentation on the City's Fire Department.

Public Input on Agenda Items

Charlotte Ison, 1015 E. Maple St., spoke regarding the reconstruction of Maple Street.

Omar Fakhouri, 2642 Creek Bend Drive, Troy, MI, spoke regarding the length of the MMMFLA application period and process.

Receipt of Petitions and Communications

Received the following petitions and communications:

1. City Manager report on pending items.
2. Previous correspondence received since 2016 regarding snow and ice removal.
3. Correspondence received from The Residents of East Maple St. regarding Maple Street.
 - a. Additional information on Maple Street.
4. Correspondence received from Tyler White regarding zoning ordinance.
5. Minutes of the Planning Commission regular and special meeting. (August)
6. Letter at dais from Omar Fakhouri, 2642 Creek Bend Drive, Troy, MI, regarding MMMFLA.
7. Letter at dais from Jeff Jakeway, 106 W. Gaylord St., regarding the City's recently adopted Zoning Ordinance.

Item 11b. "Bids and Quotations - Airport Snow Removal" was removed from the Consent Calendar.

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

1. Minutes of the regular meeting of the City Commission held September 10, 2018.
2. Minutes of the closed session of the City Commission held September 10, 2018.
3. Bid of McKenna and Associates of Northville, Michigan for Master Plan Consultant project at a not-to-exceed cost of \$150,000 and authorize the Mayor to sign the appropriate contract documents.
4. Receive a proposed Ordinance to amend Chapter 30 and 31.01 of the Mt. Pleasant Code of Ordinances and set a public hearing for Monday, October 8, 2018 at 7:00 p.m. to hear public comment on same.
5. Receive a proposed Ordinance to amend Section 98.37 of the Mt. Pleasant Code of Ordinances regarding snow and ice removal and set a public hearing for Monday, October 8, 2018 at 7:00 p.m. to hear public comment on same.
6. Purchase-buyback of 11 trucks from Krapohl Ford at a cost of \$362,050 and the appropriate budget amendment.
7. Resolution for fireworks display permits as follows:

WHEREAS, Section 133.05(B) of the City Code authorizes the City Commission to set Articles Pyrotechnic, Display Fireworks permit fees; WHEREAS, the City Commission wishes to set new Articles Pyrotechnic, Display Fireworks permit fees based on a recent staff review of the costs incurred by the City in administering such permits.

NOW THEREFORE BE IT RESOLVED THAT:

- A. Based upon City staff's analysis of costs incurred, the City Commission establishes the following fees for Display Fireworks permits: Base permit fee \$65.00 Stand-by fire personnel (if required) \$196.00 per hour.
 - B. The base permit fee includes an initial site inspection and associated paperwork.
 - C. The fire code official may require stand-by fire department assistance (one fire engine and five fire personnel) as a condition of issuing a permit, upon determining that stand-by assistance is reasonably necessary to protect the public health, safety, and welfare.
8. Warrants dated September 5, 7 and 13, 2018 and Payrolls dated September 7, 2018 all totaling \$756,171.20.

Motion unanimously adopted.

A public hearing was held on Industrial Facilities Tax Abatement application for American Mitsuba Corporation. David Stevens, 5146 Bridle Lane, Senior Vice President of American Mitsuba, and Jeff Jacques, 8175 East Tamarack, Plant Manager of American Mitsuba, spoke in support of the Industrial Tax Abatement Application. There being no additional comments or communications, the Mayor closed the public hearing.

Moved by Commissioner Kulick and supported by Commissioner Ling to approve the following resolution approving Application of American Mitsuba Corporation for Industrial Facilities Exemption Certificate for a New Facility.

WHEREAS, pursuant to P.A. 198 of 1974, M.C.L. 207.551 et seq., after a duly noticed public hearing held on June 3rd, 1985, this City Commission by resolution established University Park as an Industrial Development District; and

WHEREAS, American Mitsuba Corporation has filed an application for an Industrial Facilities Exemption Certificate with respect to a new facility* to be acquired and installed within the Industrial Development University Park; and

WHEREAS, before acting on said application, the City of Mt. Pleasant held a hearing on September 24th, at the Mt. Pleasant City Hall, at 7:00 p.m., 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 and installation of new machinery and equipment had not begun earlier than six (6) months before September 10th, 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 City of Mt. Pleasant; and

WHEREAS, the aggregate SEV of real and personal property exempt from ad valorem taxes within the City of Mt. 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 Mt. Pleasant that:

1. The City Commission finds and determines that the granting of the Industrial Facilities Exemption Certificate considered together with the aggregate number of certificates previously granted and currently in force under Act No. 198 of the Public Acts of 1974, shall not have the effect of substantially impeding the operation of City of Mt. Pleasant, or impairing the financial soundness of a taxing unit which levies ad valorem property taxes in the City of Mt. Pleasant.

2. The application from American Mitsuba Corporation for an Industrial Facilities Exemption Certificate, with respect to a New Facility on the following described parcel of real property situated within the Industrial Development District, to wit:

PART OF SE 1/4 SEC 27, T14N, R4W, COM AT SE COR SEC 27, TH S 88D58M 47S W 85 FT, TH N 50 FT TO POB, TH W 114.50 FT, TH S 17 FT, TH W 1252.65 FT, TH N 500 FT, TH N 10D03M00S W 284.58 FT TH N 52D36M 55S E 595.21 FT, TH S 64D00M43S E 1071.35 FT, TH S 03D14M00S W 282 FT TH S 316.22 FT TO POB.

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 12 years after completion.

Motion unanimously adopted.

Moved by Commissioner Kulick and supported by Commissioner Joseph to award the contract for 2018-2021 Airport Snow Removal to Pat McGuirk Excavating, Inc. of Mt. Pleasant, Michigan for a total not-to-exceed amount of \$18,500.00 per year for 2018-2021 snowplowing seasons. Motion unanimously adopted.

Received Commissioners' top five rankings for Saginaw Chippewa Indian Tribe two percent allocations. The City Manager will forward the rankings to the Tribe.

Moved by Commissioner Kulick and supported by Commissioner Gillis to approve the resolution setting the initial receipt deadline date for medical marihuana facility license applications as presented.

Moved by Commissioner Ling and supported by Commissioner Joseph to set the initial receipt deadline date for medical marihuana facility license applications for Friday, December 14, 2018.

AYES: Commissioners Joseph, LaLonde and Ling

NAYS: Commissioners Gillis, Kulick, Lents and Madaj

ABSENT: None

Motion failed.

The Commission considered the original motion to approve resolution setting the initial deadline date for medical marihuana facility license applications as presented.

WHEREAS, On June 11, 2018 the City of Mount Pleasant City Commission approved an ordinance to opt-in to the Michigan Medical Marihuana Facility Licensing Act, Public Act 281 of 2016; and

WHEREAS, Chapter 112.03(b) of the Code of Ordinances indicates that applications will begin being accepted October 1, 2018; and

WHEREAS, Section 112.03(b) requires the City Commission to set an end date by resolution for accepting applications for facility types with numerical limitations; and

WHEREAS, Section 112.03(b) indicates that in setting the deadline date, consideration should be given to the number of applicants that have completed the prequalification step of the state licensing process; and

WHEREAS, as of September 12, 2018 the Medical Marihuana Licensing Board of the Department of Licensing and Regulatory Affairs (LARA) has approved 72 step one prequalification applications and it is reported there are over 600 in the queue for consideration; and

WHEREAS, the City Commission continues to be interested in ensuring applicants have had adequate time to be considered for a facility in the City of Mt. Pleasant;

NOW, THEREFORE BE IT RESOLVED that the City Commission declares the initial receipt period deadline date for applications for provisioning centers and grow operations be set at February 1, 2019.

BE IT FURTHER RESOLVED, that at the end of the initial receipt period, which is set at February 1, 2019, if more applications for a specific facility type are received than are permitted under Section 112.02, the City Clerk will conduct a drawing to randomly select applicants for conditional authorization. That drawing will also establish a waiting list for further conditional authorizations for that facility type. The drawing will be noticed and conducted as a public meeting.

AYES: Commissioners Gillis, Kulick, LaLonde, Lents, Ling and Madaj

NAYS: Commissioner Joseph

ABSENT: None

Motion carried.

Announcements on City-Related Issues and New Business

Commissioner Kulick congratulated Jim McBryde on his recent appointment to the Michigan Economic Developers Association Board. He also reminded residents about the 3 foot rule for passing bicyclists.

Commissioner Gillis announced that there are seats available on city boards and commissions and encouraged residents to apply on-line at www.mt-pleasant.org. She commented that she liked seeing all the brush piles and pickups done during the recent free brush pickup and thanked DPW for their work and Saginaw Chippewa Indian Tribe for 2% funds.

Commissioner Joseph announced the League of Women Voters forum last Thursday and this coming Thursday. He reminded residents to get out and vote on Tuesday, November 6th. Go to www.michigan.gov/sos to check status and view sample ballot.

Mayor Lents announced that absentee ballots will be available soon and applications for absentee ballots are being accepted now at the City Clerk's office.

City Manager Ridley announced that a special meeting is being proposed with City Commission and Student Government Association on CMU Campus October 29th.

Public Comment on Agenda and Non-Agenda Items

Andrew Zyrowski, 1528 S. Mission St., introduced himself as the new Student Government Association (SGA) Liaison to City Commission.

Erin Zimmer, 517 East Grand, introduced herself as a County Commission Candidate.

Petro Tolas, 306 E. Broadway, spoke in regards to: 1) concerns with snow removal on City sidewalk; 2) Master Plan consultant expense; and 3) airport snow removal contract.

The Commission recessed at 8:40 p.m. and went into a work session at 8:51 p.m.

WORK SESSION - 2019 Operating Budget

Assistant Finance Director Saladine gave a presentation on the 2019 Operating Budget.

Discussion ensued.

Work Session discussion on feedback received on potential Property Maintenance Standards was postponed to a future date not yet determined.

Mayor Lents adjourned the meeting at 9:13 p.m. without objection.

Allison Lents, Mayor

Jeremy Howard, City Clerk