

City of Hastings
COUNTY OF BARRY, STATE OF MICHIGAN

City Council Minutes
July 23, 2018

1. Regular meeting called to order at 7:00 PM by Mayor Tossava in Council Chambers at City Hall.
2. Present at roll call were Bowers, Cusack, Jarvis, McNabb-Stange, Redman, Resseguie, and Tossava.

Motion by Bowers, with support by Cusack to excuse Maupin-Moore and Smith.
All ayes. Motion carried.

Maupin-Moore arrived at 7:04 PM.

City Staff and Appointees Present: Mansfield, Czarnecki, Pratt, Caris, Hays, King, and Fekkes.

3. Pledge to the flag.
4. Approval of the agenda.

Motion by Bowers, with support by McNabb-Stange, to approve the agenda.

All ayes. Motion carried.

5. Approval of the July 9, 2018 workshop, regular, and closed session meeting minutes.

Motion by Bowers, with support by Resseguie, to approve minutes as presented.

All ayes. Motion carried.

6. Open public discussion regarding matters not on the agenda.

Terry Stenzelbarton – Brought concern about stop sign on Riverwalk at Cass & Apple. Noticed that the location of the sign causes drivers on Apple to feel they need to stop when there is a car waiting on Cass. Hoping that this issue could be addressed to prevent any accidents or issues.

7. Proclamations: (None).
8. Public Hearings: (None).

9. Formal presentations and requests:

- A. Tammy Pennington, Executive Director, Barry County Commission on Aging, Annual Report to the Council.

Tammy gave the Council information and statistics from the Barry County Commission on Aging's annual report. Council was given an opportunity to ask questions and shared their gratitude for the work done by the Barry County Commission on Aging.

- B. Sarah Archer, Iris Waste Diversion Specialists, Inc, update of the recycling assessment report.

Sarah gave the Council a report on the work she is doing for the Solid Waste Oversight committee. Council was given an opportunity to ask questions.

- C. Consider request from Gina McMahon, YMCA Program Director, for use of the Fish Hatchery Park Soccer Field for youth flag football from September 10, 2018 through November 3, 2018 including some Saturdays.

Motion by Cusack, with support by Maupin-Moore, to approve request to use Fish Hatchery Park Soccer Field for youth flag football.

Ayes: Bowers, Cusack, Jarvis, Maupin-Moore, MacNabb-Stange, Redman, Resseguie, and Tossava.

Nays: None.

Absent: Smith.

Motion carried.

10. Recommendations from other Boards: (None)

11. Ordinances:

- A. Second reading and consider adoption of **Ordinance No. 558** to amend the zoning map (E. Thorn Street) as recommended by the Planning Commission July 2, 2018.

Motion by McNabb-Stange, with support by Bowers, to adopt Ordinance No. 558.

Ayes: Bowers, Cusack, Jarvis, Maupin-Moore, McNabb-Stange, Redman, and Tossava.

Nays: None.

Abstain: Resseguie.

Absent: Smith.

Motion carried.

- B. Second reading and consider adoption of **Ordinance No. 559** to amend the zoning map (W. Woodlawn Ave) as recommended by the Planning Commission July 2, 2018.

Motion by Bowers, with support by Resseguie, to adopt Ordinance No. 559.

Ayes: Bowers, Cusack, Jarvis, Maupin-Moore, Redman, Resseguie, and Tossava.
 Nays: McNabb-Stange.
 Absent: Smith.

Motion carried.

12. Resolutions:

- A. Consider **Resolution 2018-24** to stay the necessary ordinances for National Night Out.

Motion by Bowers, with support by McNabb-Stange, to adopt Resolution 2018-24.

Ayes: Bowers, Cusack, Jarvis, Maupin-Moore, McNabb-Stange, Redman, Resseguie, and Tossava.
 Nays: None.
 Absent: Smith.

Motion carried.

13. Appointments:

- A. Consider appointment of _____ as Officer Delegate and _____ as Alternate Officer Delegate to the MERS Annual Conference October 4-5, 2018 in Grand Rapids.

Motion by McNabb-Stange, with support by Resseguie, to appoint Jerry Czarnecki as Officer Delegate and Jeff Pratt as Alternate Officer Delegate.

Ayes: Bowers, Cusack, Jarvis, Maupin-Moore, McNabb-Stange, Redman, Resseguie, and Tossava.
 Nays: None.
 Absent: Smith.

Motion carried.

14. Bids, Contracts, Agreements, and Sales:

- A. Consider award of 2018 Sealcoating contract to Pavement Maintenance Systems LLC for \$219,975 as recommended by Director of Public Services Hays.

Motion by Cusack, with support by Resseguie, to award contract to Pavement Maintenance Systems LLC.

Ayes: Bowers, Cusack, Jarvis, Maupin-Moore, McNabb-Stange, Redman, Resseguie, and Tossava.
 Nays: None.
 Absent: Smith.

Motion carried.

15. City Manager's report:

- A. Police Chief Pratt monthly report.
- B. Clerk/Treasurer Czarnecki monthly report.
- C. Community Development Director King monthly report.
- D. Update on the State Road Compost Site.

Motion by Resseguie, with support by McNabb-Stange, to proceed with Option 4 (Additional gates and secured access at existing site – staff to provide weekly code).

Ayes: Bowers, Cusack, Jarvis, Maupin-Moore, McNabb-Stange, Redman, Resseguie, and Tossava.

Nays: None.

Absent: Smith.

Motion carried.

16. Consent items without individual discussion:

- A. Invoices: (None).
- B. Draft Minutes LDFA Special Meeting July 11, 2018.
- C. Draft Minutes Barry County Board of Commissioners July 10, 2018.
- D. Event Calendars July and August 2018.
- E. Draft Minutes Barry County Board of Commissioners – Special Meeting July 16, 2018.
- F. Draft Minutes Barry County Board of Commissioners July 17, 2018.

Motion by McNabb-Stange, with support by Resseguie, to receive and place on file Items #16.A. through Items 16.F. inclusive.

All ayes. Motion carried.

17. City Attorney's Report:

No Report.

18. Legislative Director's Report:

-GVMC – Had luncheon at Fifth-Third Ballpark. Report was given on asset management plan pilot. Information was given to Jeff Mansfield to distribute.

19. Open Public Discussion from the Floor:

None.

20. Mayor and Council comment:

Redman – Don Guekes passed away – condolences to family
 Resseguie – Steven Larghi passed away, worked with Jingle & Mingle – condolences to family
 Bowers – Dick Shuster passed away – condolences to family
 McNabb-Stange – Suggest that City take a look at the stop sign on Riverwalk at Cass and Apple
 Maupin-Moore – Thanks for the bike lanes and sidewalks
 Tossava – Thanks to all that spent time volunteering at the Fair to represent the City.

21. Consider Closed Session as permitted by PA 267 of 1976, Section 15.268-8(e) to consult with attorney regarding trial or settlement strategy in connection with specific pending litigation in the Cleon Brown case.

Motion by Bowers, with support by Maupin-Moore, to enter into closed session at 8:12pm.

Ayes: Bowers, Cusack, Jarvis, Maupin-Moore, McNabb-Stange, Redman, Resseguie, and Tossava.
 Nays: None.
 Absent: Smith.

Returned to open session 8:39 PM.

Motion by McNabb-Stange, with support by Resseguie, to accept settlement agreement and release with the changes proposed.

Ayes: Bowers, Cusack, Jarvis, Maupin-Moore, McNabb-Stange, Redman, Resseguie, and Tossava.
 Nays: None.
 Absent: Smith.

22. Adjourn.

Motion by Redman, with support by Maupin-Moore, to adjourn at 8:41pm

All ayes. Motion carried.

Read and Approved:

 David J. Tossava, Mayor

 Jerald L. Czarnecki, City Clerk