
City Council Minutes
March 11, 2019

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, Cary, Jarvis, McNabb-Stange, Redman, Smith and Tossava.

Motion by Bowers, with support by McNabb-Stange, to excuse Council member Maupin-Moore.

All ayes.

Motion carried.

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

3. Pledge to the flag.

4. Approval of the agenda.

Remove 15.F.

Motion by McNabb-Stange, with support by Smith, to approve the agenda as amended.

All ayes.

Motion carried.

5. Approval of the regular and closed session meeting minutes of February 25, 2019.

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

All ayes.

Motion carried.

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

None.

7. Proclamations: (None).

8. Public Hearings: (None).

9. Formal presentations and requests:

- A. Consider request from Rigoberto Pablo, Iglesia Nueva Jerusalem, Inc. church to collect donations at the Thornapple Plaza on Sunday, June 16, 2019.

Motion by McNabb-Stange, with support by Smith, to approve the request, under the direction of City Staff.

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

Motion carried.

- B. Consider request from Bill Rohr, Flexfab, to hold the eleventh annual Flexfab 5k Run/Walk on Saturday, June 29, 2019 at 9:00 AM.

Motion by McNabb-Stange, with support by Smith, to approve request as presented under the direction of City staff.

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

Motion carried.

- C. Presentation by Barry Wood for American Legion 100 year celebration.

Barry Wood, Member of the American Legion Post, presented proclamation to the Council highlighting the American Legion and its history; presented an American Legion commemorative Legion shirt to Mayor Tossava.

Council member Maupin-Moore arrived at 7:19 PM.

- D. Consider request from the Barry County 4-H Program Coordinator to wave fees for the use of the Thornapple Plaza, sale of pre-packaged snacks and bottled water, and to have small live animals available for visuals on August 13, 2019 6:00 PM to 8:00 PM.

Motion by McNabb-Stange, with support by Jarvis, to approve request, not to include waiver of fees, under the direction of City staff.

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

Motion carried.

10. Recommendations from other Boards: (None).

11. Ordinances:

- A. First reading of **Ordinance No. 565** for proposed rezoning of parcels of land located on Woodlawn/Broadway from A-O Apartment-Office to B-4 West Business District.

Hatfield spoke to the ordinance draft, and shared concerns voiced at the Planning Commission and fielded questions from Council. No proposed changes.

- B. First reading of **Ordinance No. 566** to allow additional housing in the B-1 Central Business District.

Hatfield spoke to the ordinance draft, and fielded questions from Council. No proposed changes.

12. Resolutions:

- A. Consider Budget Amendment, **Resolution 2019-05** and approve payment to MDOT for additional work on Safe Routes to Schools project.

Motion by McNabb-Stange, with support by Redman, to adopt **Resolution 2019-05** as presented.

Ayes: Cary, Maupin-Moore, McNabb-Stange, Redman, Resseguie, Smith and Tossava.

Nays: Bowers and Jarvis.

Absent: None.

Motion carried.

13. Appointments: (None).

14. Bids, Contracts, Agreements, and Sales:

- A. Consider award of contract of natural gas supply to Interstate Gas Supply, Inc and authorize City Clerk to sign for a 5-year contract.

Motion by Jarvis, with support by Resseguie, to award 5-year contract as presented.

Ayes: Cary, Jarvis, Maupin-Moore, Redman, Resseguie, Smith and Tossava.

Nays: Bowers and McNabb-Stange.

Absent: None.

Motion carried.

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- B. Consider approving closing on Morgan property donation.

Motion by McNabb-Stange, with support by Maupin-Moore, to approve closing as presented.

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

Nays: None.

Absent: None.

Motion carried.

15. City Manager's report:

- A. Director of Public Services monthly report was presented.

Will bring report back after "chip fog sealing" modification.

- B. Fire Chief Caris presented his monthly report.
C. Library Director Hemerling presented her monthly report.
D. Provide direction related to WWTP design issues.

Deputy City Manager Czarnecki presented recommendations from Hubble, Roth, and Clark, for upgrades to the WWTP.

Motion by McNabb-Stange, with support by Maupin-Moore, to proceed with the Bella Brick pending confirmation of the warranty.

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

Nays: None.

Absent: None.

Motion carried.

Motion by Resseguie, with support by Redman, to upgrade the Dump Station as presented.

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

Nays: None.

Absent: None.

Motion carried.

- E. Consider approving environmental assessment activities on City-owned property adjacent to Viking site under staff direction.

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Motion by McNabb-Stange, with support by Bowers to approve environmental assessment activities on City-owned property under staff direction as presented.

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

Nays: None.

Absent: None.

Motion carried.

- F. ~~Consider setting Public Hearing for 7:00 PM on Monday, March 25, 2019 for MDNR Land Acquisition Grant.~~

Removed from agenda (see #4).

16. Consent items without individual discussion:

A. Invoices:

Hubbell, Roth, & Clark \$79,070.96 (Professional Services ending February 9, 2019 WWTP).

Hubbell, Roth, & Clark \$9,011.49 (Professional Services ending February 9, 2019 Project Oversight).

Wickham Cemetery Care \$9037.50 (Sexton Services).

Operations Services, Inc. \$9,951.06 (Monthly Retainer).

B. Letter from WOW with channel line-up changes January 8, 2019.

C. Draft Minutes Barry County Board of Commissioners February 26, 2019.

D. Draft Minutes Downtown Development Authority (DDA) February 21, 2019.

E. Draft Minutes Cable Access Committee February 21, 2019.

F. Draft Minutes Airport Commission February 27, 2019.

G. Draft Minutes Local Development Finance Authority (LDFA) March 28, 2019.

H. Events Calendar March 2019.

I. Draft Minutes Planning Commission March 4, 2019.

J. Draft Minutes Barry County Board of Commissioners Committee of the Whole March 5, 2019.

K. Draft Minutes Hastings Public Library Board of Trustees March 4, 2019.

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

All ayes.

Motion carried.

17. City Attorneys Report:

- A. Consider first draft of Ordinance "opting-out" of permitting marijuana facilities and establishments in the City.

Motion by McNabb-Stange, with support by Maupin-Moore, to set first reading of

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ordinances with the prohibitions 53-90 for the next Council meeting.

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

Nays: None.

Absent: None.

Motion carried.

18. Legislative Director's Report:

McNabb-Stange presented the Grand Valley Metropolitan Council report, along with department heads reports. The Grand River White Water project slated for possible completion in 2025. Received the Annual Audit Report. The GIS system was discussed and users will receive a rebate.

19. Open Public Discussion from the Floor:

None.

20. Mayor and Council comment:

Redman: Public TV will be taping at the Gilmore Car Museum.

Cary: Commented on the condition of the Cemetery (looks good).

Bowers: When does the Compost Site open.

McNabb-Stange: Barry Rubaix has sold out; Jerry keeps track of gas bill saving.

Maupin-Moore: Apologies for late arrival.

21. Consider Closed Session as permitted by PA 267 of 1976, Section 15.268-8(c) for strategy and negotiation sessions connected with the negotiation of a collective bargaining agreement.

Consider Closed Session as permitted by PA 267 of 1976, Section 15.268-8(h) to consider material exempt from disclosure by state or federal statute (to receive privileged attorney-client communication).

Motion by Redman, with support by Smith, to enter into closed session.

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

Nays: None.

Absent: None.

Motion carried.

22. Adjourn.

Return to open session at 9:19 PM.

Motion by Maupin-Moore, with support by McNabb-Stange, to adjourn open session at 9:19 PM.

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All ayes.

Motion carried.

Read and Approved:

David J. Tossava Mayor

Jane M. Saurman, Clerk