

**City of Hastings**  
COUNTY OF BARRY, STATE OF MICHIGAN

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**City Council Minutes**  
**May 28, 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 Council members Bowers, Cary, Maupin-Moore, McNabb-Stange, Redman, Resseguie, Smith and Tossava.

Motion by Redman, with support by Smith, to excuse Council member Jarvis.  
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.

Motion by Redman, with support by Cary, to approve the agenda as presented.  
All ayes. Motion carried.

5. Approval of the regular meeting minutes of May 13, 2019.

Motion by Smith, with support by Cary, to approve the minutes as presented.  
All ayes. Motion carried.

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

County Commissioner "Hoot" Gibson gave a report.

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

9. Formal presentations and requests:

- A. Consider recommendation for approval of amended lease agreement specifying the temporary relocation of parking spaces designated for use by Spectrum Health – Pennock employees in Fish Hatchery Park.

Motion by Smith, with support by Cary, to approve agreement as presented.

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

Motion carried.

- B. Consider request from Shanon Everett for closure of Tyden Park driveway during Very Barry event.

Motion by Smith, with support by Maupin-Moore, to approve request, under the direction of City staff to close the driveway during the Very Barry event.

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

Nays: None.

Absent: Jarvis.

Motion carried.

- C. Consider request from Bob Byington to hold Summerfest August 23-25, 2019 and stay the necessary ordinances.

Consider **Resolution No. 2019-14** to stay the necessary ordinances for Hastings Summerfest August 23-25, 2019.

Motion by McNabb-Stange, with support by Resseguie, to approve the request and adopt **Resolution 2019-14**, as presented.

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

Nays: None.

Absent: Jarvis.

Motion carried.

- D. Request from Michael L. Barnaart, President of Walldorff Brewpub & Bistro to allow street closure for their 13<sup>th</sup> anniversary celebration.

Consider **Resolution 2019-15** to stay the necessary ordinances.

Motion by Smith, with support by Resseguie, to approve the request and adopt **Resolution 2019-15** as presented, under the direction of City staff.

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

Nays: None.

Absent: Jarvis.

Motion carried.

10. Recommendations from other Boards: (None).

11. Ordinances:

- A. Second reading and consider adoption of **Ordinance No. 571** to amend Chapter 42 of the Code of Ordinances regulating the permissible days and hours for discharge of fireworks.

Motion by McNabb-Stange, with support by Smith, or adopt **Ordinance No. 571** as presented.

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

Nays: None.

Absent: Jarvis.

Motion carried.

- B. Second reading and consider adoption of **Ordinance No. 572** to amend Chapter 54 of the Code of Ordinances regulating the use of vaping devices and related products.

Motion by Bowers, with support by Maupin-Moore, to adopt **Ordinance No. 572** as presented.

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

Nays: None.

Absent: Jarvis.

Motion carried.

- C. Second reading and consider adoption of **Ordinance No. 573** to amend Chapter 58 of the Code of Ordinances relating to vaping devices and related products definitions.

Motion by Redman, with support by Smith, to adopt **Ordinance No. 573** as presented.

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

Nays: None.

Absent: Jarvis.

Motion carried.

12. Resolutions:

- A. Consider **Resolution 2019-13** adopting final project plan for Wastewater Treatment Plan Improvements and Designating an Authorized Project Representative.

Motion by Cary, with support by Redman, to adopt **Resolution 2019-13** as presented.

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

Nays: None.

Absent: Jarvis.

Motion carried.

13. Appointments: (None).

14. Bids, Contracts, Agreements, and Sales:

- A. Consider amendment of the Joint Library Board Agreement to include Hastings Charter Township.

Motion by McNabb-Stange, with support by Smith, to approve amendment of the Joint Library Agreement, as presented.

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

Nays: None.

Absent: Jarvis.

Motion carried.

- B. Consider agreement with Soils and Materials Engineers for environmental services related to the Royal Coach building.

Motion by Bowers, with support by Smith, to approve agreement, as amended by Council Member McNabb-Stange.

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

Nays: None.

Absent: Jarvis.

Motion carried.

15. City Manager's report:

- A. Police Chief Pratt monthly report.
- B. Clerk/Treasurer Saurman monthly report.
- C. Community Development Director King monthly report.
- D. Interim DPS Director Czarnecki report.
- E. Consider DAS / Small Cell Model Ordinances.

Informational only.

- F. Consider creation of additional Trust and Agency Fund(s), elimination of DARE Fund.

Motion by McNabb-Stange, with support by Smith, to approve as presented.

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

Nays: None.

Absent: Jarvis.

Motion carried.

- G. Consider amendments to the City's Capital Asset Policy.

Motion by Smith, with support by Cary, to approve as presented.

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

Nays: None.  
 Absent: Jarvis.  
 Motion carried.

- H. Receive information related to the use of cloud-based IT services.

Motion by McNabb-Stange, with support by Smith, to approve the start up amount not to exceed \$5,500.

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

16. Consent items without individual discussion:

- A. Invoices:  
     Techlogic \$6,085.50 (Library Directional Scanner).  
     Integrated Controls Inc. \$38,000.00 (FWTP Controls Upgrade).  
     Integrated Controls Inc. \$84,450.00 (FWTP Controls Upgrade).  
     Wickham Cemetery Care \$16,006.90 (Cemetery Sexton April 2019).  
 B. Draft Minutes Barry County Board of Commissioners April 23, 2019.  
 C. Draft Minutes Barry County Board of Commissioners May 14, 2019.  
 D. Draft Minutes Barry County Board of Commissioners Committee of the Whole May 21, 2019.  
 E. Event Calendars May and June 2019.

Motion by Redman, with support by Cary, to receive and place on file Items #16.A. through 16.E. inclusive.  
 All ayes. Motion carried.

17. City Attorneys Report:

None.

18. Legislative Director's Report:

McNabb-Stange offered her report.

19. Open Public Discussion from the Floor:

None.

20. Mayor and Council comment:

Council members Smith, Bowers, and the Mayor offered comment.

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

Hastings Dog Park Companions case.

Motion by McNabb-Stange, with support by Maupin-Moore, to enter into closed session at 8:27 PM.

22. Adjourn.

Motion by McNabb-Stange, with support by Resseguie, to adjourn at 8:43 PM.  
All ayes. Motion carried.

Read and Approved:

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David J. Tossava, Mayor

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Jane M. Saurman, City Clerk