

City of Hastings
COUNTY OF BARRY, STATE OF MICHIGAN

City Council Minutes
March 9, 2020

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

Motion by Resseguie, with support by McNabb-Stange, to excuse Councilmembers Cary and Smith.

All ayes. Motion carried.

City Staff and Appointees Present: Pratt, Gergen, Saurman, King, Hemerling and Fekkes.

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

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

5. Approval of the minutes of the February 24, 2020 regular meeting.

Motion by McNabb-Stange, with support by Redman, to approve the minutes of February 24, 2020 as presented.

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

Citizens at 127 S. Washington Street spoke to feral cat situation on their property.

7. Proclamations: (None).

8. Public Hearings: (None).

9. Formal presentations and requests:

- A. Consider request from Megan Lavell Thornapple Arts Council to solicit donations at the Thornapple Plaza and the Spray Plaza during the 2020 program season, including the Jazz Festival April 23-25, 2020.

Motion by McNabb-Stange, with support by Jarvis, to approve Thornapple Arts Council to solicit donations at the Thornapple Plaza and Spray Plaza (with no can circulated around the Spray Plaza only set out).

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

Tossava.
 Nays: None.
 Absent: Cary and Smith.
 Motion carried.

- B. Consider request from the Gus Macker Organizing Committee for permission to hold the 9th Annual Hastings Gus Macker 3 on 3 Basketball Tournament in Hastings on July 10-12, 2020.

Motion by McNabb-Stange, with support by Jarvis, to approve the request as presented.

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

10. Recommendations from other Boards:

- A. Approval of Final Site Plan for Kendall Place Limited Dividend Housing Association, LLC for property at 326 W. State St. as recommended by City of Hastings Planning Commission.

Motion by Resseguie, with support by Redman, to approve as presented.

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

- B. Approval of Final Site Plan for EWB Properties, LLC for property at 400 W. State St. and 410 W. State St. as recommended by City of Hastings Planning Commission.

Motion by Resseguie, with support by Maupin-Moore, to approve as presented.

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

11. Ordinances:

- A. First reading of **Ordinance No. 584** for the rezoning of property at 1500 Star School Rd. from D-2 to PUD and additional provisions for the addition to the PUD as recommended by the City of Hastings Planning Commission.

Ordinance No. 584 was read.

- B. First reading of **Ordinance No. 585** to amend chapter 70 of the Code of Ordinances

allowing for Tax Exemption for project at 326 W. State St.

Ordinance No. 585 was read.

12. Resolutions:

- A. Consider Budget Amendment request to the Library's Building and Maintenance Fund from Library Director Hemerling for the amount of \$25,200, and adoption of **Resolution 2020-06**.

Motion by McNabb-Stange, with support by Resseguie, to adopt **Resolution 2020-06** as amended.

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

13. Appointments: (None).

14. Bids, Contracts, Agreements, and Sales:

- A. Consider proposal from Hubbell, Roth, & Clark for \$15,800 to support the City in compliance with the Administrative Consent Order between EGLE and the City of Hastings as recommended by Director of Public Services Gergen.

Motion by Resseguie, with support by McNabb-Stange, to approve the proposal as presented.

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

- B. Consider proposal to repair the Bandit Woodchipper for \$18,995.97 as recommended by Director of Public Services Gergen.

Motion by Redman, with support by Jarvis, to approval the proposal as presented.

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

- C. Consider and award bid to A-1 Asphalt for \$85,327.00 to resurface State St. between Broadway and Michigan Ave. as recommended by Director of Public Services Gergen.

Motion by McNabb-Stange, with support by Resseguie, to award bid as presented.

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

15. City Manager's report:

- A. Public Services Director Gergen presented his monthly report.
- B. Fire Chief Caris's monthly report in the packet for review.
- C. Library Director Hemerling presented her monthly report.
- D. Consider setting a Public Hearing for 7:00 PM on Monday, March 23, 2020 to hear comment regarding amendments to Chapter 82 for the regulation of wells in the City of Hastings.

Motion by McNabb-Stange, with support by Redman, to set Public Hearing as requested.

All ayes. Motion carried.

- E. Consider setting a Public Hearing for 7:00 PM on Monday, March 23, 2020 to hear comment regarding text amendments to Chapter 22 and Chapter 53 to extend the expiration date of prohibition on marihuana establishments.

Motion by Redman, with support by Maupin-Moore, to set Public Hearing as requested.
 All ayes. Motion Carried.

- F. Consider authorizing staff to work with Neo Network to draft an agreement to partner in the managing and regulation of DAS/Small Cell equipment in the City of Hastings.

Motion by Resseguie, with support by Jarvis, to work with Neo Network as presented.

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

16. Consent items without individual discussion.

- A. Invoices: (None).
- B. Draft Minutes Barry County Board of Commissioners February 25, 2020.
- C. Draft Minutes Barry County Central Dispatch January 27, 2020.
- D. Draft Minutes LDFA February 27, 2020.
- E. WOW Letter February 27, 2020 – Cost Increases.
- F. Draft Minutes Planning Commission March 2, 2020.
- G. Draft Minutes Hastings Public Library Board of Trustees March 2, 2020.
- H. Barry County Central Dispatch 1st Quarter Breakdown Summary 2020.
- I. Event Calendar March 2020.

Motion by Redman, with support by Resseguie, to receive and place on file Item #16.B. through Item #16.I. inclusive.

All ayes. Motion carried.

17. City Attorney's Report:

None.

18. Legislative Director's Report:

None.

19. Open Public Discussion from the Floor:

Jim James made remarks to Council.

20. Mayor and Council comment:

Council Members Redman, Resseguie, Jarvis, Bowers, McNabb-Stange, Maupin-Moore, and Mayor Tossava offered closing remarks.

21. Adjourn.

Motion by Redman, with support by Resseguie, to adjourn at 8:34 PM.

All ayes. Motion carried.

Read and Approved:

David J. Tossava, Mayor

Jane M. Saurman, City Clerk