

City of Hastings
COUNTY OF BARRY, STATE OF MICHIGAN

CITY COUNCIL MINUTES

June 23, 2014

Flag ceremony at 6:45 PM.

Mayor Campbell spoke of City and US flags flown in Afghanistan by Captain Randy Knowles. Knowles expressed appreciation of being part of this community.

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

Motion by Redman, second by Klein, to excuse Councilmember Jarvis.
All ayes. Motion carried.

City Staff and Appointees present: Mansfield, Emery, Pratt, Caris, Girrback, Hart, Holzwarth, and Fekkes.

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

Motion by McNabb-Stange, with support by Tossava, to add Item 15.D. to set public hearing for PA 198 for JMJ Inc. on Monday, July 14, 2014 at 7:00 PM, and to approve the agenda as amended.

All ayes. Motion carried.

5. Approval of the minutes of the regular meeting of June 9, 2014.

Motion by Redman, with support by McNabb-Stange, to approve the minutes as presented.
All ayes. Motion carried.

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

8. Formal presentations and requests:

Pratt introduced new police officers, Shawn Olmstead and Craig Dingman.
Olmstead and Dingman thanked Chief Pratt for the opportunity to work with City.

- A. Request from Jim Carr, Supervisor for Rutland Township, for the City to provide utility service for the proposed hospital site.

Mansfield reviewed the request and the process for development.

- B. Request from Brian Simmons, Hastings Area Church Softball League, to use Fish Hatchery ball field for the annual league tournament.

Motion by Wood, with support by Redman, to approve request under direction of City staff.

Ayes: Bowers, Jasperse, Klein, McNabb-Stange, Tossava, Wood, and Campbell.
 Nays: None.
 Absent: Jarvis.
 Motion carried

Mike Snyder commented on internment of his aunt, Virginia Snyder, at Riverside Cemetery.

9. Recommendations from other Boards:

Consider **Resolution 2014-15** amending the operating budget in the Library Fund for fiscal year 2013/2014 as requested by the Hastings Public Library Board.

Motion by Tossava, with support by Wood, to adopt as **Resolution 2014-15** amended.

Ayes: Bowers, Jasperse, Klein, McNabb-Stange, Redman, Tossava, Wood, and Campbell.
 Nays: None.
 Absent: Jarvis.
 Motion carried.

10. Ordinances:

- A. Second reading and consider adoption of **Ordinance No. 510** to change the limitations on open burning.

Motion by Tossava, with support by Redman to adopt **Ordinance No. 510** as read.

Ayes: Redman, Tossava, Wood, Campbell, Jasperse, Klein, and McNabb-Stange.
 Nays: Bowers.
 Absent: None.

- B. Second reading and consider adoption of **Ordinance No. 511** regarding requirements for wireless communication towers and antennas.

Motion by McNabb-Stange, with support by Wood to adopt **Ordinance No. 511** as read.

Ayes: Bowers, Jasperse, Klein, McNabb-Stange, Redman, Tossava, Wood, and Campbell.
 Nays: None.
 Absent: Jarvis.
 Motion carried.

- C. Second reading and consider adoption of **Ordinance No. 512** amending sidewalk cafes to allow dining platforms and consider policy regulating sidewalk cafes and dining platforms.

Mansfield commented.

Hart commented.

McNabb-Stange asked about equal treatment.

Wood stated he favors the ordinance.

Bowers expressed concern about liquor on sidewalk and loss of parking.

Tossava stated he favors the ordinance but is concerned about the placement of the center line on Church St.

Redman stated he favors the ordinance.

Motion by Redman, with support by Tossava to adopt **Ordinance No. 512** as read.

Ayes: Jasperse, Klein, Redman, Tossava, Wood, and Campbell.

Nays: Bowers, McNabb-Stange.

Absent: Jarvis.

Motion carried.

Consensus to amend second reading to be reverted to wording of first reading.

- D. Second reading and consider adoption of **Ordinance No. 513** amending Chapter 82 of the Code regarding water supply cross connection rules of Michigan Department of Environmental Quality.

Motion by Tossava, with support by McNabb-Stange to adopt **Ordinance No. 513** as read.

Ayes: Bowers, McNabb-Stange, Jasperse, Klein, Redman, Tossava, Wood, and Campbell.

Nays: None.

Absent: Jarvis.

Motion carried.

11. Resolutions: None.

12. Appointments: None.

13. Bids, Contracts, Agreements, Abandonments, and Sales:

- A. Consider approval and authorization for the Mayor and Clerk to sign a service contract with Green Gables Haven.

Motion by McNabb-Stange, with support by Redman, to approve and authorize the Mayor and Clerk to sign the contract as presented.

Ayes: Bowers, Jasperse, Klein, McNabb-Stange, Redman, Tossava, Wood, and Campbell.

Nays: None.

Absent: Jarvis.
Motion carried.

- B. Consider approval and authorization for the Mayor and Clerk to sign City Recreation Agreement with YMCA of Barry County.

Motion by Redman, with support by Tossava, to approve and authorize the Mayor and Clerk to sign the Agreement as presented.

Ayes: Bowers, Jasperse, Klein, McNabb-Stange, Redman, Tossava, Wood, and Campbell.

Nays: None.

Absent: Jarvis.

Motion carried.

- C. Consider approval and authorization for the Mayor and Clerk to sign second amendment to agreement with Soil and Materials Engineers, Inc. Mansfield described.

Motion by McNabb-Stange, with support by Wood, to approve and authorize the Mayor and Clerk to sign the contract amendment as presented.

Ayes: Bowers, Jasperse, Klein, McNabb-Stange, Redman, Tossava, Wood, and Campbell.

Nays: None.

Absent: Jarvis.

Motion carried.

- D. Consider approval and authorization for the Mayor and Clerk to sign a purchase agreement with Hastings Manufacturing Company contingent on State of Michigan approval.

Mansfield and Hart reviewed.

Motion by McNabb-Stange, with support by Tossava, to approve and authorize the Mayor and Clerk to sign a purchase agreement with Hastings Manufacturing Company with contingency as presented.

Ayes: Bowers, Jasperse, Klein, McNabb-Stange, Redman, Tossava, Wood, and Campbell.

Nays: None.

Absent: Jarvis.

Motion carried.

- E. Consider approval and authorization for the Clerk to sign and submit agreements amending employer contributions to the defined contribution part of the hybrid pension plans for:

1. HA – DPS employees hired after July 1, 2007
2. HB – General (non-union) employees hired after July 1, 2008

3. HD – Police employees hired after July 1, 2010

Motion by Tossava, with support by Redman, to approve and authorize the Clerk to sign and submit amendment agreements as presented.

Ayes: Bowers, Jasperse, Klein, McNabb-Stange, Redman, Tossava, Wood, and Campbell.

Nays: None.

Absent: Jarvis.

Motion carried.

- F. Consider award of bid to Alexander Chemical, Inc. for Hydrofluosilicic Acid in the amount of \$72.00/150# cylinder for an estimated cost of \$5,040.00 as recommended by Director of Public Services Tim Girrback.

Motion by McNabb-Stange, with support by Wood, to award bid as recommended.

Ayes: Bowers, Jasperse, Klein, McNabb-Stange, Redman, Tossava, Wood, and Campbell.

Nays: None.

Absent: Jarvis.

Motion carried.

- G. Consider award of bid to WaterSolve, LLC for Polymer in the amount of \$1.62/lb. for an estimated cost of \$37,260.00 as recommended by Director of Public Services Tim Girrback.

Motion by Wood, with support by Tossava, to award bid as recommended.

Ayes: Bowers, Jasperse, Klein, McNabb-Stange, Redman, Tossava, Wood, and Campbell.

Nays: None.

Absent: Jarvis.

Motion carried.

- H. Consider award of bid to USALCO for Liquid Aluminum Sulfate Hydrate Solution in the amount of \$458.07/dry ton for an estimated amount of \$77,872.00 as recommended by Director of Public Services Tim Girrback.

Motion by McNabb-Stange, with support by Wood, to award bid as recommended.

Ayes: Bowers, Jasperse, Klein, McNabb-Stange, Redman, Tossava, Wood, and Campbell.

Nays: None.

Absent: Jarvis.

Motion carried.

- I. Consider award of bid to Elhorn Company for Phosphate-Poly/Ortho Blend in the amount of \$12.98/gallon for an estimated cost of \$32,450.00 as recommended by Director of Public Services Tim Girrback

Motion by McNabb-Stange, with support by Klein, to award bid as recommended.

Ayes: Bowers, Jasperse, Klein, McNabb-Stange, Redman, Tossava, Wood, and Campbell.

Nays: None.

Absent: Jarvis.

Motion carried.

- J. Consider sales / development agreement for the City's property within the Court Street PUD and consider establishing a sale price for the property.

Motion by Tossava, with support by Klein, to approve agreement in concept.

Ayes: Bowers, Jasperse, Klein, McNabb-Stange, Redman, Tossava, Wood, and Campbell.

Nays: None.

Absent: Jarvis.

Motion carried.

Motion by Wood, with support by Redman, to set price at \$600,000.00.

Ayes: Bowers, Klein, McNabb-Stange, Redman, Tossava, Wood, and Campbell.

Nays: Jasperse.

Absent: Jarvis.

Motion carried.

- K. Consider approval of Secant Technologies proposal to eliminate/upgrade remaining Windows XP software.

Motion by Wood, with support by Redman, approve proposal as recommended.

Ayes: Bowers, Jasperse, Klein, McNabb-Stange, Redman, Tossava, Wood, and Campbell.

Nays: None.

Absent: Jarvis.

Motion carried.

14. Consent items without individual discussion:

A. Invoices:

H2O/Mead & Hunt - \$8,400.00 (WTP & WWTP operator)

USALCO - \$5,177.31 (WWTP chemicals)

USALCO - \$5,130.55 (WWTP chemicals)

Hubbell, Roth & Clark, Inc. - \$5,901.78 (WWTP improvements)

Hubbell, Roth & Clark, Inc. - \$5,560.68 (WWTP improvements)

LD Docsa Associates - \$112,767.30 (WWTP improvements)

B. Letter from WOW! regarding programming changes.

C. Thank you letter sent to the Hastings Elks Lodge.

D. Letter of support for a non-motorized trail.

- E. Draft minutes of the Barry County Board of Commissioners Committee of the Whole.
- F. Draft minutes of the Joint Planning Alliance meeting of June 16, 2014.
- G. Minutes of the DDA meeting of May 15, 2014.
- H. Draft minutes of the Barry County Board of Commissioners Committee of the Whole meeting of June 17, 2014.
- I. Agenda for the June 24, 2014 Barry County Board of Commissioners meeting.
- J. Draft minutes of the Joint Planning Commission meeting of June 18, 2014.
- K. Updated events calendar.

Motion by Redman, with support by Tossava, to receive and place on file Items 14.A. through 14.K. inclusive.

All Ayes. Motion Carried.

15. City Manager's report:

- A. Chief of Police Pratt gave his monthly report.
- B. Clerk/Treasurer Emery gave his monthly report.
- C. Community Development Director Hart gave his monthly report.
- D. Set public hearing for PA 198 for JMJ, Inc. on Monday, July, 14 2014 at 7:00 PM.

Motion by Jasperse, with support by Wood, to set hearing as requested.
All ayes. Motion carried.

- E. Mansfield reported sale of loader by auction.

Motion by Tossava, with support by Wood, to approve sale of loader at \$28,000.00.
All ayes. Motion carried.

16. City Attorney's Report: None.

17. Legislative Director's Report:

Wood reported that State legislators recessed without solution on roads.

McNabb-Stange reported that MML and EOA conference registration is open.

18. Open Public Discussion from the Floor:

Jerry Sarver stated he enjoyed Harley event and expressed support for trial of platform dining.
Hoot Gibson reported activity regarding Charlton Park, County facility utilization, vehicle purchase, labor contracts, summer taxes, housing jail inmates at other jails, Michigan Works, Barry County audit report, and the County wide yard sale at Charlton Park Saturday.
Tom DeVault thanked the City for agreement renewal and increase.

19. Mayor and Council comment:

Wood noted old fashioned 4th of July at Charlton Park with American Legion opening ceremony. Klein reported he went on a "ride along" with Sergeant Sensiba. Campbell stated that he attended the Harley event.

20. Adjourn.

Motion by Redman, with support by Klein, to adjourn at 8:40 PM.

21. Read and Approved:

Franklin L. Campbell, Mayor

Thomas E. Emery, City Clerk