

City of Hastings
COUNTY OF BARRY, STATE OF MICHIGAN

CITY COUNCIL MINUTES

May 28, 2013

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, Depue, Jarvis, Jasperse, McNabb-Stange, Redman, Tossava, Wood, and Campbell.

City Staff and Appointees present: Mansfield, Emery, Sarver, Caris, Girrbach, Hart, Holzwarth, Timmerman, and Fekkes.

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

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

5. Approval of the minutes of the regular meeting of May 13, 2013.

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

6. Proclamations: (None).

7. Public Hearings:

- A. A public hearing to hear comment and make a determination on the operating budget for 2013/2014 and the millage rate to support that budget.

McNabb-Stange asked about possible cemetery revenue shortfalls. Mansfield responded. She asked about the inclusion in the narrative of DARE as a "liaison officer" in the schools. Mansfield responded.

Public hearing opened at 7:01 PM.
No comment.
Public hearing closed at 7:02 PM.

Consider **Resolution 2013-13** to adopt the general appropriations act and set the millage rate for fiscal year 2013/2014.

Motion by McNabb-Stange, with support by Tossava, to change cemetery millage levy to 0.7500 and to adopt **Resolution 2013-13** as amended.

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

Nays: None.
 Absent: None.
 Motion carried.

- B. A public hearing to hear comment and make a determination on the final assessment roll for the 2013 downtown parking special assessment district.

Public hearing opened at 7:06 PM.
 No comment.
 Public hearing closed at 7:07 PM.

Consider **Resolution 2013-14** to approve the final roll.

Motion by Tossava, with support by Redman, to adopt **Resolution 2013-14** as presented.

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

8. Formal presentations and requests:

- A. Consider request from Michael Hallifax to hold annual Summerfest activities. Consider **Resolution 2013-15** to stay the necessary ordinances.

Hallifax presented request.

Motion by Wood, with support by Tossava, to approve request under direction of City staff and adopt **Resolution 2013-15** as presented.

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

- B. Consider request from Carol Vogt, Barry County Chamber of Commerce, to hold annual sidewalk sales and sidewalk sales during Gus Macker. Consider **Resolution 2013-16** to stay the necessary ordinances.

Motion by Wood, with support by Tossava, to approve request under direction of City staff and to adopt **Resolution 2013-16** as presented.

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

- C. Consider request from Megan Lavell, Executive Director of the Thornapple Arts Council, to hold a fundraiser on the tennis courts in Bob King Park.

Motion by McNabb-Stange, with support by Wood, to approve request under direction of City staff.

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

Nays: None.

Absent: None.

Motion carried.

- D. Consider request of current tenant Ryan Shay to enter into a lease agreement for the residence at the Riverside Cemetery.

Mr. Shay was not present and did not provide a written request.

Motion by Redman to table this question until the City takes ownership of the property.
Motion withdrawn.

Consensus direction to staff to have PCI inspect house and report back to Council.

9. Recommendations from other Boards: (None).

10. Ordinances: (None).

11. Resolutions: (None).

12. Appointments: (None).

13. Bids, Contracts, Agreements, Abandonment's, and Sales:

- A. Consider placement of property, casualty, and liability insurance with the Michigan Municipal League Property Casualty Pool via Meadowbrook Insurance for the period July 1, 2013 through June 30, 2016 incorporating the terms and conditions of the proposal, for a premium of \$99,952 in the first year, and subject to early termination for unsatisfactory service or failure to meet terms of the proposal.

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

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

Nays: None.

Absent: None.

Motion carried.

- B. Consider placement of worker's compensation insurance with Michigan Municipal League Worker's Compensation Fund via Meadowbrook Insurance for the period July 1, 2013 through June 30, 2016 incorporating the terms and conditions of the proposal, for an estimated premium of \$31,043 in the first year, and subject to early termination for unsatisfactory service or failure to meet terms of the proposal 2013.

Motion by Redman, with support by Jarvis, to approve as recommended.

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

Nays: None.

Absent: None.

Motion carried.

- C. Consider acquisition agreements for Riverside Cemetery.

Mansfield and Fekkes presented.

Fekkes questioned about lot sales and urn care assumed by the City.

Council discussion ensued.

- D. Consider award of bid from A-1 Asphalt, Inc. for placement of asphalt paving in parking lot #4 for an estimated total cost of \$8,830.00 based on the unit price of \$74.71/ton as recommended by Director of Public Services Tim Girrbach.

Motion by Wood, with support by Redman, to award bid at unit prices as recommended.

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

Nays: None.

Absent: None.

Motion carried.

- E. Consider extension of lease for AT&T equipment on the north water tower.

Motion by Redman, with support by Bowers, to approve lease as presented.

Ayes: None.

Nays: Bowers, Depue, Jarvis, Jasperse, McNabb-Stange, Redman, Tossava,
Wood, and Campbell.

Absent: None.

Motion failed.

Consensus to direct staff to review, negotiate, and report back to Council.

14. Consent items without individual discussion:

- A. Invoices:

Detroit Salt Company - \$10,593.79 (Road Salt)

Hubbell, Roth & Clark, Inc. - \$18,249.34 (WWTP Improvements)

Infrastructure Alternatives - \$8,500.00 (W&S Plant Operator)

Orion Construction - \$65,480.74 (Spray Plaza)

- B. Information regarding an upcoming meeting at Yankee Springs Township Hall.

- C. Draft minutes of the Barry County Board of Commissioners Strategic Planning meeting of May 15, 2013.

- D. Draft minutes of the Barry County Board of Commissioners meeting of May 14, 2013.

- E. Letter regarding traffic light at E. Mill St. and N. Michigan Ave.
- F. Information regarding home repair scams.
- G. Draft minutes of the Joint Planning Alliance meeting of May 20, 2013.
- H. Draft minutes of the Barry County Board of Commissioners Committee of the Whole meeting of May 21, 2013.
- I. Draft minutes of the Zoning Board of Appeals meeting of May 21, 2013.
- J. Minutes of the Barry County Central Dispatch Amin meeting of April 18, 2013.
- K. Minutes of the Barry County Central Dispatch Technical meeting of March 18, 2013.
- L. Updated events calendar.
- M. Draft minutes of the Cable Access Committee meeting of May 16, 2013.

Motion by McNabb-Stange, supported by Redman, to receive and place on file Items 14.A. through 14.M. inclusive.

All Ayes. Motion Carried.

15. City Manager's report:

- A. Chief of Police Sarver gave his monthly report.
- B. Clerk/Treasurer Emery gave his monthly report.
- C. Community Development Director Hart gave his monthly report.
- D. Consider dedication of "First Flight" and "Mayor's Tree" to Mayor Bob May.

Campbell presented.

- E. Report regarding requirements for facilities for sales and storage of fireworks.

Caris reported regulations administered by Lansing.

- F. Discuss regulations applying to transient vendors.

Campbell suggested additional regulations/restrictions.

Consensus to increase fees, require personal identification, copy of permit, and to reduce term to less than annual.

16. City Attorney's Report: (None).

17. Legislative Director's Report:

Wood: Legislative Coffee will be Friday, May 31st at noon at County Seat.

18. Open Public Discussion from the Floor: (None).

19. Mayor and Council comment: (None).

20. 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.

Motion by Redman, with support by McNabb-Stange, to enter into closed session at 8:33 PM as permitted.

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

Nays: None.

Absent: None.

Motion carried.

Return to open session at 8:52 PM.

21. Adjourn.

Motion by Redman, to adjourn at 8:52 PM.

22. Read and Approved:

Franklin L. Campbell, Mayor

Thomas E. Emery, City Clerk