

MONTROSE CITY COUNCIL REGULAR MEETING MINUTES

August 9, 2018

CALL TO ORDER: Mayor Colleen Brown called the regular Council meeting to order at 7:02 p.m. The meeting was held at the Montrose City Office located at 139 S. Saginaw St., Montrose.

ROLL CALL – CITY COUNCIL: Present Council Members were Mayor Colleen Brown, Christy Sanborn, Robert Arnold, Mark Richard, and Ryan Heslop. Also present were City Manager Neil Rankin, City Clerk Christina Rush, City Attorney Otis Stout, and 1 citizen. Members Debbie Gross and Tom Bigelow were absent.

ROLL CALL – PLANNING BOARD: Present Planning Board Members were Todd Pangle, Frank Taylor, Sara Taylor, Anthony Brown, Amanda Richard, and Connor Pangle. Member William White was absent.

PLEDGE OF ALLEGIANCE TO THE FLAG: Mayor Brown led the Pledge of Allegiance.

CITIZEN OF THE MONTH:

1. *THE MONTH OF AUGUST 2018, ELDON DUNKLEE FAMILY:* No one was present to accept the certificate.

2. *CHOOSE A CITIZEN OF THE MONTH FOR THE MONTH OF SEPTEMBER:*

- **MOTION** by Sanborn **SECOND** by Arnold to nominate Vivian and her family as citizen of the month for September 2018 for supporting Norville (Smokey) Landes. All Ayes. Motion Carried.

PUBLIC HEARINGS: NONE

PRESENTATIONS: *MASTER PLAN:* Rankin presented the master plan with a few updates.

REPORTS

1. *FIRE & POLICE DEPARTMENT REPORTS:* On file at city office.

2. *SAFEBUILT INSPECTION SERVICES:* On file at city office.

PUBLIC COMMENTS: NONE

MATTERS OF COUNCIL & PLANNING BOARD ACTION:

Mayor Brown asked to add item #9 to the agenda, discussion and direction regarding a petition proposal.

- **MOTION** by Richard **SECOND** by Heslop to add item #9 discussion direction regarding a petition proposal. All Ayes. Motion Carried.

Mayor Brown asked to add item #10 to the agenda, discussion and direction regarding safety millage.

- **MOTION** by Arnold **SECOND** by Richard to add item #10 public safety millage direction. All Ayes. Motion Carried.

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Mayor Brown asked to add item #11 to the agenda, regarding the performance resolution.

- **MOTION** by Richard **SECOND** by Arnold to add onto the agenda #11 performance resolution. All Ayes. Motion Carried.

1. APPROVAL OF 07/19/2018 REGULAR COUCIL MEETING MINTUES

- **MOTION** by Arnold **SECOND** by Richard to approve the July 18, 2018 Meeting Minutes as presented. All Ayes. Motion Carried.

2. APPROVAL OF 04/12/2018 PLANNING BOARD MEETING MINUTES

- **MOTION** by Frank Taylor **SECOND** by Sara Taylor to approve the April 12, 2018 Planning Board Meeting Minutes as presented. All Ayes. Motion Carried.

3. APPROVAL OF CHECK REGISTER & TREASURER REPORT

- **MOTION** by Arnold **SECOND** by Sanborn to approve the bills as submitted. Roll Call Vote: Sanborn – Aye, Arnold – Aye, Richard – Aye, Heslop – Aye, and Mayor Brown – Aye. All Ayes. Motion Carried.

4. DISCUSSION DIRECTION RE: SET PUBLIC HEARING DATE CITY MASTER PLAN: Richard pointed out a correction that needed to be made on page 27, the City no longer uses Detroit water system. There was discussion about the water lines and the need for clarification on who is paying for the second water line. Sanborn would like the picture removed on page 17, since it is not regarding the city and requested on page 29 to remove the picture of Barber Park and put a picture of Lions Park or Blueberry Park instead. Sanborn also questioned on page 37 if the crash data for M57 and Saginaw should be cited and pointed out the bullet point on page 37, the word car should be vehicle. Arnold said on page 18 there is a duplicate bullet point, the fifth and sixth one are the same. There was discussion on when to set the public hearing.

- **MOTION** by Arnold **SECOND** by Richard to set public hearing for City Master Plan for October 18, 2018. All Ayes. Motion Carried.

5. DISCUSSION DIRECTION RE: UPDATE AND SALE OF BUILDING 141 PARKWAY: Rankin said he spoke with Otis who found the land description of the building included the Lions Park. Otis was able to take apart the land description and increase the Township's property of the community center by adding an additional 15 feet and separating the Lions Park property from the old city office building property. Rankin met with an electrician who told him the power for the lights is provided by Consumers and the tornado siren pole has its own meter. Otis said he needs council's approval in order to sign a new deed transferring all of the interest the City has in the west 15 feet of the old City Hall property and any interest the City might claim in the remainder of the property that is the Township's Senior Center.

- **MOTION** by Richard **SECOND** by Arnold for the old City Hall, we transfer 15 feet to the Township on the west side of the property and their east side and we have easement and access to our tornado siren. All Ayes. Motion Carried.

6. DISCUSSION DIRECTION RE: RFP FOR ENGINEERING SERVICES: Rankin drafted an RFP for engineering services to be posted on the website and in the local paper. Taylor recommended

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putting the request for bid on the State website as well. Discussion ensued about a deadline for proposals to be turned in.

- **MOTION** by Richard **SECOND** by Arnold for request of statement of qualifications to be sent out and on placed the website, Mr. Taylor was talking about and to have that information in by 4 pm November 1st 2018. Roll Call Vote: Heslop – Aye, Sanborn – Aye, Arnold – Aye, Richard – Aye, and Mayor Brown – Aye. All Ayes. Motion Carried.

7. *DISCUSSION DIRECTION RE: RFQ FOR SOLID WASTE REMOVAL*: Rankin said the contract is up with the waste management company. There needs to be a quote for two components, one for residential and another for municipal services. There was discussion about adding language in the contract about the container sizes, yard waste pickup, adding a hazardous waste disposal day, removing garbage pickup from the parks from the contract, and adding a once a month dump pass for local residents.

- **MOTION** by Richard **SECOND** by Arnold to approve the request for quotes with aforementioned changes with a due date of October 4th at 4 pm . Roll Call Vote: Heslop – Aye, Sanborn – Aye, Richard – Aye, Arnold – Aye, and Mayor Brown – aye. All Ayes. Motion Carried.

8. *DISCUSSION DIRECTION RE: SEAL COATING OF DEPOT PARKING LOT*: The Depot Committee obtained two quotes for seal coating, the lowest quote was from Sealmasters for \$1,100.00. The Depot did receive a grant from the Jennings Foundation for \$4,000.00 for maintenance.

- **MOTION** by Richard **SECOND** by Arnold to accept \$1,100 quote from Sealmasters and have City DPW to do the stripe work. Roll Call Vote: Arnold – Aye, Sanborn – Aye, Heslop – Aye, Richard – Aye, and Mayor Brown – Aye. All Ayes. Motion Carried.

9. *DISCUSSION DIRECTION REGARDING A PETITION PROPOSAL*: Otis read his legal opinion regarding the petition and why the petition was denied by City Clerk. The petition did not contain a sworn affidavit as required by the city charter nor were there enough valid signatures as required by city charter at the time of submission. Contentious discussion ensued on whether or not council can override the city charter and place this ballot proposal language on the November general election ballot.

- **MOTION** by Heslop **SECOND** by Arnold to place it onto the November 2018 Ballot. Roll Call Vote: Arnold – Aye, Richard – Aye, Sanborn – Recused, Heslop – Aye, and Mayor Brown – Aye. Four (4) Ayes and One (1) Recusal – Sanborn. Motion Carried.

More discussion ensued on how the ballot language should read.

- **AMENDED MOTION** by Heslop **AMENDED SECOND** by Arnold to have the ballot read “Shall the City of Montrose adopt proposed ordinance No. 436 Re: Regulating Medical Marihuana Facilities Act which was written by the Planning Board and rejected by the City Council at the December 21, 2017 Regular City Council meeting?”. Roll Call Vote: Arnold – Aye, Richard – Aye, Sanborn – Recused, Heslop – Aye, and Mayor Brown – Aye. Four (4) Ayes and One (1) Recusal – Sanborn. Motion Carried.

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10. *PUBLIC SAFETY MILLAGE DIRECTION*: Rush said Genesee County requested the City to clarify the language and she handed out a resolution requesting council approval.

- **MOTION** by Arnold **SECOND** by Sanborn to approve the new ballot language and put it on the November ballot. Roll Call Vote: Richard – Aye, Sanborn – Aye, Heslop – Aye, Arnold – Aye, and Mayor Brown - Aye. All Ayes. Motion Carried.

11. *PERFORMANCE RESOLUTION*

- **MOTION** by Richard **SECOND** by Arnold to adopt the performance resolution for governmental agencies. Roll Call Vote: Heslop – Aye, Arnold – Aye, Sanborn – Aye, Richard – Aye, and Mayor Brown – Aye. All Ayes. Motion Carried.

PUBLIC COMMENTS: NONE

REPORTS FROM BOARDS & COMMISSIONS:

DOWNTOWN DEVELOPMENT AUTHORITY BOARD: None, no meeting in July.

GENESEE COUNTY SMALL CITIES & VILLAGES ASSOCIATION: NONE

GENESEE COUNTY WATER AND WASTE SERVICE'S ADVISORY COMMITTEE: NONE

GENESEE COUNTY METROPOLITAN ALLIANCE: NONE

PLANNING BOARD: None, no meeting in July.

911 CONSORTIUM: None, next meeting in September

ZONING BOARD OF APPEALS: NONE (There are still 2 vacancies)

REPORTS FROM CITY MANAGER AND CITY ATTORNEY

CITY MANAGER: I will be out of the office August 12-19 on my annual family vacation. I know I will be missing Blueberry Festival again this year, you can blame my mother-in-law. DPW is working hard to get the city looking good for this year's festival and they will continue crack sealing as weather allows. Dry weather has reduced the mowing and allowed them to get just about all the street lines painted. Primary Election is August 7th. Once council gets through the RFP for Engineering we need to start putting together a plan for Genesee Street to see if it can either be milled, filled, or reconstructed. The union contract is signed and filed. I think this was a good negotiation with our employees. I will start going through the employee handbook and making the updates for the next council meeting.

CITY ATTORNEY: Otis spoke about a previous case where there was a theft of tips at 50's Pizza.

MAYOR, COUNCIL AND PLANNING BOARD COMMENTS: Arnold said the library is having a book sale during the Blueberry Festival from 10-4. Richard spoke about the statistics of how

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much the City pays of Township's budget for public safety. Anthony Brown agreed with Richard, the City pays too much for police and fire. Mayor Brown apologized for yelling.

COMMUNICATIONS TO THE COUNCIL: *On File at City Office*

ADJOURNMENT-PLANNING BOARD AND CITY COUNCIL:

- **MOTION** by Richard **SECOND** by Arnold to adjourn the meeting. All Ayes. Motion Carried.

The meeting adjourned at 8:57 p.m.

Prepared by City Treasurer, Chrystal Raible