

**CITY OF MASON
REGULAR CITY COUNCIL MEETING
MINUTES OF JULY 1, 2013**

Clark called the meeting to order at 7:30 p.m. in the Council Chambers at 201 W. Ash Street, Mason, Michigan. Clark led the Pledge of Allegiance and offered the invocation.

Present: Councilmembers: Brown, Bruno, Clark, Droscha, Ferris, Mulvany, Naeyaert
Absent: Councilmember: None
Also present: Martin A. Colburn City Administrator
Deborah J. Cwierniewicz, City Clerk
Eric Smith, Finance Director/Treasurer
Don Hanson, Police Sergeant

ANNOUNCEMENTS

- July 4th Events: Old Car Show – Parade – Fireworks
- Farmers Market – July 6, 2013
- Mason resident, Kyle Smith, was introduced; Mr. Smith will be leaving for the US Army in the next two weeks.

PEOPLE FROM THE FLOOR

None.

CONSENT AGENDA

MOTION by Naeyaert, second by Droscha,
to amend the agenda by moving Agenda Item No. 8(C) Resolution 2013-32 – A
Resolution Choosing Dace Koenigsknecht as Artist for Lansing Economic Area
Partnership \$10,000 Art Grant, from Regular Business to the Consent Agenda.
MOTION APPROVED UNANIMOUSLY

By consensus, the Minutes of June 17, 2013 and the bills were removed from the
Consent Agenda and moved to Regular Business as Items 8(A) and (B) accordingly.

MOTION by Naeyaert, second by Droscha,
to approve the Consent Agenda as follows:

- Street Closure Request for Mark Street
 - Approve street closure for Mark Street between Columbia and Maple Streets, 8:00 a.m. – 10:00 p.m. on July 4, 2013 for the annual Mark Street neighborhood Independence Day celebration.
- Resolution 2013-32 – A Resolution Choosing Dace Koenigsknecht as Artist for Lansing Economic Area Partnership \$10,000 Art Grant

**CITY OF MASON
CITY COUNCIL RESOLUTION NO. 2013-32
A RESOLUTION CHOOSING DACE KOENIGSKNECHT AS ARTIST FOR
LANSING ECONOMIC AREA PARTNERSHIP \$10,000 ART GRANT
JULY 1, 2013**

Whereas, the Lansing Economic Area Partnership (LEAP) established a Public Art Grant program, the first of its kind in Mid-Michigan; and

Whereas, the City of Mason accepted the LEAP \$10,000 grant and adopted a Public Art Policy; and

Whereas, an Art Selection Committee of seven members was formed with the purpose of reviewing the artists' proposals and making a recommendation to City Council; and

Whereas, the Art Selection Committee reviewed the individual and group scores of all artists' proposals and Dace Koenigsknecht was the unanimous choice by the committee, as they graded and chose an artist based on Visibility (25 points), Design (25 points), Experience (20 points), Durability (20 points) and Cost (10 points); and

Whereas, the City of Mason will enter into a binding contract with Dace Koenigsknecht, commissioning him to create his artwork in stainless steel;

Now, Therefore, Be it Resolved, that the City of Mason gives signature authority to City Administrator Martin Colburn, in order to enter into said contract.

RESOLUTION APPROVED UNANIMOUSLY

REGULAR BUSINESS

Approval of Minutes – Regular Council Meeting: June 17, 2013

MOTION by Naeyaert, second by Droscha,
to correct the Minutes of June 17, 2013, page 9, under Unfinished Business,
first line, delete the words, has been, and insert the words, needs to be.

MOTION APPROVED UNANIMOUSLY

Approval of Bills

A brief discussion was held regarding the payment to Shaheen Chevrolet.

MOTION by Naeyaert, second by Droscha,
to approve the bills in the amount of \$60,888.85.

MOTION APPROVED UNANIMOUSLY

First Reading and Adoption – Ordinance No. 190-A-2013- An Ordinance to Amend Sections 26-161 and 26-163 of Article IV- Fireworks- of Chapter 26 – Fire Prevention and Protection- of the Code of the City of Mason

Colburn spoke regarding the amendment to Ordinance No. 190-A-2013. This ordinance will be in effect immediately. Concern regarding enforcement in city parks was raised. Hanson spoke regarding enforcement of the ordinance. He cited State law which prohibits consumer fireworks on public or private property without the organization's or person's expressed permission.

MOTION by Naeyaert, second by Droscha,
to introduce Ordinance No. 190-A-2013, consider it read and adopted.

MOTION APPROVED UNANIMOUSLY

CITY OF MASON ORDINANCE NO. 190-A-2013

AN ORDINANCE TO AMEND SECTIONS 26-161 AND 26-163 OF ARTICLE IV - FIREWORKS - OF CHAPTER 26 - FIRE PREVENTION AND PROTECTION - OF THE CODE OF THE CITY OF MASON.

Councilmember Naeyaert moved the adoption of the following ordinance:

THE CITY OF MASON ORDAINS:

Sections 26-161 and 26-163 of Article IV of Chapter 26 of the Code of the City of Mason are hereby amended to read as follows:

Sec. 26-161. Violations declared misdemeanor.

Violations of this article are a municipal civil infraction punishable by a civil fine of not more than \$500 for each violation of this article.

Sec. 26-163. Use of consumer fireworks prohibited.

No person except those persons granted a permit pursuant to Section 26-164 of this Article shall display discharge, use or ignite any consumer fireworks within the city, except that on the day preceding, the day of, or the day after a national holiday, a person may discharge, use, or ignite consumer fireworks at any time other than between the hours of 1:00 a.m. and 8:00 a.m.

The City of Mason further ordains that this ordinance is hereby declared to be immediately necessary for the preservation of the public peace, health, or safety and shall become immediately effective after its enactment upon its publication by the city clerk posting copies thereof in conspicuous locations in ten public places in the city and by the clerk immediately thereafter such posting entering in the ordinance book of the city under a record of this ordinance a certificate stating the time and place of such publication by posting of this ordinance.

Number of council members present: Seven (7)

Number of affirmative votes: Seven (7)

The foregoing Ordinance was moved for adoption by Council Member Naeyaert and seconded by Council Member Droscha, with a vote thereon being: YES (7) NO (0), at a regular meeting of the City Council held pursuant to public notice in compliance with the Michigan Open Meetings Act, on the 1st day of July, 2013.

ORDINANCE APPROVED UNANIMOUSLY

Resolution 2013-31- Resolution to Accept a Thirty (30) Foot Permanent Sewer and Water Easement from Capital Regional Airport Authority at Mason Jewett Airport

MOTION by Droscha, second by Brown,
to consider Resolution No. 2013-31 read.

MOTION APPROVED UNANIMOUSLY

Resolution No. 2013-31 was introduced by Droscha and seconded by Naeyaert.

**CITY OF MASON
CITY COUNCIL RESOLUTION NO. 2013-31
RESOLUTION TO ACCEPT A THIRTY (30) FOOT PERMANENT SEWER AND WATER
EASEMENT FROM CAPITAL REGION AIRPORT AUTHORITY AT MASON JEWETT AIRPORT
July 1, 2013**

WHEREAS, on November 3, 1989, the City of Mason entered into an agreement with Vevay Township, as amended by an agreement dated August 1, 1994 (the 425 Agreement); and

WHEREAS, the agreement was inclusive of a tax sharing agreement, facilitating the creation and growth of the Sycamore Creek Industrial Park; and

WHEREAS, a sanitary sewer system was constructed to the design and specifications approved by the City of Mason and the Michigan Department of Environmental Quality to serve the properties within the City of Mason and adjacent areas for future development inclusive of Sycamore Creek Industrial Park; and

WHEREAS, this agreement established provisions that properties within Vevay Township may connect to the City of Mason water and sanitary lines; and

WHEREAS, a sanitary sewer main and water main are being constructed parallel to the Mason Jewett Airport Service Road to service the support facilities for Lansing Community College hangar and classrooms for their avionics maintenance training program; and

WHEREAS, it is in the best interest of the City of Mason to acquire a thirty foot permanent easement for maintenance of public utilities at Mason Jewett Airport to provide ingress/egress to the infrastructure improvements; and

WHEREAS, the City Attorney has reviewed and approved the easement agreement for form and the City Engineer's office has approved the easement description.

NOW THEREFORE BE IT RESOLVED, that the Mason City Council does hereby authorize the City Mayor and City Administrator to execute and record the easement with the Ingham County Register of Deeds on behalf of the City of Mason.

RESOLUTION APPROVED UNANIMOUSLY

UNFINISHED BUSINESS

None.

NEW BUSINESS

None.

CORRESPONDENCE

All correspondence was distributed.

LIAISON REPORTS

- Mulvany informed Council regarding Historic District Commission business
- Ferris informed Council regarding Tree Commission business.
- Brown informed Council regarding the Sesquicentennial Committee business

COUNCILMEMBER REPORTS

None.

ADMINISTRATOR'S REPORT

Colburn informed Council regarding City business.

ADJOURNMENT

The meeting adjourned at 8:07p.m.

Deborah J. Cwierniewicz, City Clerk

Leon R. Clark, Mayor