

**CITY OF MASON
REGULAR CITY COUNCIL MEETING
MINUTES OF AUGUST 18, 2014**

Mayor Clark called the meeting to order at 7:37 p.m. in the Council Chambers at 201 W. Ash Street, Mason, Michigan. Brown 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
David Haywood, Development & Zoning Director
John Stressman, Chief of Police
Dennis McGinty, City Attorney

ANNOUNCEMENTS

- Sundried Music Festival – August 22 - 23, 2014
- Sundried Worship Festival – August 24, 2014
- Farmers Market – August 23, 2014 – will be held at Austin Park during the Sundried Music Festival

PEOPLE FROM THE FLOOR

Amanda Sterns of 411 Ash Street stated that she and her husband own a duplex on property located at 429 North Street that is currently vacant. They were notified by the City of Mason water department regarding high water usage for the property. Subsequently, they received a letter informing them that they owed \$7,000. The water department removed the sewer charges after confirming that water had not gone into the sanitary system, reducing the amount to \$4,102.19; since then, a late fee of \$410.00 was incurred.

A brief discussion ensued regarding city policy.

MOTION by Mulvany, second by Naeyaert,
to waive the \$410.00 water bill late fee for 429 North Street being that Ms. Sterns has
been in communication with the city.

Attorney McGinty stated that Council does not have legal authority to grant a waiver under city ordinances. He outlined the administrative procedures for Council. Council asked that McGinty search whether there are communities that have ordinances allowing the waiver of fees by Council.

VOTE ON THE MAIN MOTION:

Yes (0)

No (7) Brown, Bruno, Clark, Droscha, Ferris, Mulvany, Naeyaert

MOTION FAILED

CONSENT AGENDA

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

A. Approval of Minutes - Regular Council Meeting: August 11, 2014

B. Approval of Bills - \$147,243.72

MOTION APPROVED

MOTION by Mulvany, second by Ferris,
to amend the agenda by striking Item No. 14 - Executive Session—Reviewing
Performance of City Administrator.
Yes (3) Clark, Ferris, Mulvany,
No (4) Brown, Bruno, Droscha, Naeyaert
MOTION FAILED

MOTION by Naeyaert, second by Droscha,
to reconsider the motion of August 11, 2014, to accept the proposal from
Streamline Enterprises Inc. in the amount of \$7,560 and authorize the City
Administrator to enter into an agreement for roofing repair services.
Yes (6) Brown, Bruno, Clark, Droscha, Ferris, Naeyaert
No (1) Mulvany
MOTION APPROVED

MOTION by Mulvany, second by Naeyaert,
to accept the proposal from Streamline Enterprises Inc. in the amount of \$7,560
and authorize the City Administrator to enter into an agreement for roofing repair
services.

A lengthy discussion was held regarding the quote amount submitted by NDJ Construction for the two Mason Library roof repair quotes. Haywood stated that he separated the two quotes because companies that repair flat roofs usually do not repair valley roofs. He requested four quotes for the flat roof repair and submitted them for compiling in the August 11, 2014 City Council packet before leaving for his vacation, August 1, 2014. He then requested quotes for the valley roof repair on the Mason Library, which were compiled for the August 18, 2014 City Council packet. NDJ Construction submitted quotes for both roofs on the same document. When the submitted valley roof quote was received, the flat roof repair quote had been revised. The revised quote was not considered as it was received after he accepted the initial quote. Haywood informed Council that Streamline Enterprises, Inc. had been awarded the project and the first draw had been issued.

VOTE ON THE MAIN MOTION:
Yes (5) Brown, Clark, Droscha, Ferris, Mulvany
No (2) Bruno, Naeyaert
MOTION APPROVED

REGULAR BUSINESS

MOTION by Naeyaert, second by Droscha,
to consider Resolution No. 2014-43, Resolution 2014-44, Resolution 2014-45, and
Resolution 2014-46 read.
Yes (6) Brown, Clark, Droscha, Ferris, Mulvany, Naeyaert
No (1) Bruno
MOTION APPROVED

It was discussed that a vote to introduce the four resolutions collectively would establish the same vote for each of the four individual matters.

Resolution No. 2014-43, Resolution No. 2014-44, Resolution No. 2014-45, and Resolution No. 2014-46 was introduced by Brown and seconded by Droscha.

Resolution 2014-43—Approval of the Purchase of a 2014 Ford Pick-Up Truck

**CITY OF MASON
CITY COUNCIL RESOLUTION NO. 2014-43
APPROVAL TO PURCHASE A 2014 FORD PICK UP TRUCK
August 18, 2014**

WHEREAS, it is in the best interest of the City of Mason to schedule the replacement of vehicles within the motor vehicle pool; and

WHEREAS, the scheduled replacement of a 2014 Ford Pick Up Truck was approved in the Fiscal Year 2014 - 2015 Budget; and

NOW THEREFORE BE IT RESOLVED, that the Mason City Council does hereby approve the purchase of one (1) 2014 Ford Pick Up Truck from Signature Ford in Owosso in the amount of \$18,766.00.

Yes (6) Brown, Clark, Droscha, Ferris, Mulvany, Naeyaert

No (1) Bruno

RESOLUTION APPROVED

Resolution 2014-44—Approval to Purchase a 2015 Ford Sedan Interceptor

**CITY OF MASON
CITY COUNCIL RESOLUTION NO. 2014-44
APPROVAL TO PURCHASE A 2015 FORD SEDAN INTERCEPTOR
August 18, 2014**

WHEREAS, it is in the best interest of the City of Mason to schedule the replacement of vehicles within the motor vehicle pool; and

WHEREAS, the scheduled replacement of Police Car No. 86 was approved in the Fiscal Year 2014 - 2015 Budget; and

NOW THEREFORE BE IT RESOLVED, that the Mason City Council does hereby approve the purchase of one (1) 2015 Ford Sedan Interceptor for \$27,478.00 from Signature Ford.

Yes (6) Brown, Clark, Droscha, Ferris, Mulvany, Naeyaert

No (1) Bruno

RESOLUTION APPROVED

Resolution 2014-45—Approval to Purchase a 2015 Ford Sedan Interceptor

**CITY OF MASON
CITY COUNCIL RESOLUTION NO. 2014-45
APPROVAL TO PURCHASE A 2015 FORD SEDAN INTERCEPTOR
August 18, 2014**

WHEREAS, Police Car #85 has had an engine failure, and a remanufactured engine would cost \$6,500.00; and

WHEREAS, even with a manufactured engine, Police Car #85 would still be utilizing the old components; and

WHEREAS, Police Car #85 is a 2008 Impala which went into service in November 2007, has 58,000 miles and an estimated 11,000-12,000 hours of use; and

WHEREAS, Police Car #85 is already scheduled to be replaced in the next fiscal year; and

WHEREAS, it is the recommendation of staff that it would be more fiscally responsible to replace Police Car #85 now as the cost of the necessary fix is 20% of the cost of a new vehicle; and

NOW THEREFORE BE IT RESOLVED, that the Mason City Council does hereby approve the purchase of one (1) 2015 Ford Sedan Interceptor for \$27,478.00 from Signature Ford; and

FURTHERMORE, amends the budget to purchase and equip the 2015 Ford Sedan Interceptor for \$32,000.00.

Yes (6) Brown, Clark, Droscha, Ferris, Mulvany, Naeyaert

No (1) Bruno

RESOLUTION APPROVED

Resolution 2014-46—Approval to Purchase 2015 International 7400 Cab and Chassis

**CITY OF MASON
CITY COUNCIL RESOLUTION NO. 2014-46
APPROVAL TO PURCHASE A 2015 INTERNATIONAL 7400 CAB AND CHASSIS
August 18, 2014**

WHEREAS, it is in the best interest of the City of Mason to schedule the replacement of vehicles within the motor vehicle pool; and

WHEREAS, the scheduled replacement of an International 7400 Cab and Chassis was approved in the Fiscal Year 2014 - 2015 Budget; and

NOW THEREFORE BE IT RESOLVED, that the Mason City Council does hereby approve the purchase of one (1) 2015 International 7400 Cab and Chassis from Capital City International in the amount of \$78,331.00.

Yes (6) Brown, Clark, Droscha, Ferris, Mulvany, Naeyaert

No (1) Bruno

RESOLUTION APPROVED

Motion – Directory of Charges

Cwierniewicz stated that Cemetery Board Members were unavailable to attend the meeting. This is a commission of three members. She elaborated on the memorandum she submitted.

MOTION by Naeyaert, second by Droscha,
to postpone consideration of the Directory of Charges to the next regular meeting
to allow inviting Cemetery Board Members.

MOTION APPROVED

Motion – Mason Library Valley Roof Repair

MOTION by Droscha, second by Brown,
to accept the proposal from NDJ Construction in the amount of \$6,500 and authorize the
City Administrator to enter into an agreement for roofing repair services.

MOTION APPROVED

Motion – 972 North Mason Street – Quote for Demolition Services

Haywood elaborated on his report to Council regarding the blighted residential structure at 972 North Mason Street, a property acquired by the city in 2010. The structure is slated for demolition following the asbestos abatement process.

MOTION by Droscha, second by Brown,
to accept the proposal from MCS Excavating in the amount of \$7,060 and
authorize the City Administrator to enter into an agreement for demolition services.

MOTION APPROVED

Motion—Designation of Voting Delegate for Michigan Municipal League (MML) Annual Business Meeting

Discussion was held to designate a voting delegate and an alternate to attend the annual business meeting that will convene during the Annual Michigan Municipal League Convention being held in Marquette, October 15 - 17, 2014.

MOTION by Droscha, second by Brown,
to appoint Mayor Clark to serve as the City of Mason principal official representative
and Councilmember Brown to serve as an alternate to attend the 2014 MML Annual
Meeting.
MOTION APPROVED

UNFINISHED BUSINESS

There was no unfinished business at this time.

NEW BUSINESS

There was no new business at this time.

CORRESPONDENCE

All correspondence was distributed.

LIAISON REPORTS

- Brown informed Council regarding the Sesquicentennial Committee business
- Naeyaert informed Council regarding Planning Commission business

COUNCILMEMBER REPORTS

No report at this time.

ADMINISTRATOR'S REPORT

Colburn informed the Commission regarding current City business.

**EXECUTIVE SESSION - PERSONNEL – REVIEWING THE PERFORMANCE OF THE CITY
ADMINISTRATOR**

MOTION by Naeyaert,
to adjourn to executive session to review the performance of the City Administrator.
Yes (6) Brown, Bruno, Droscha, Ferris, Naeyaert, Clark
No (1) Mulvany
MOTION APPROVED UNANIMOUSLY

The meeting adjourned to executive session at 9:22 p.m. and reconvened at 10:29 p.m.

ADJOURNMENT

The meeting adjourned at 10:30 p.m.

Deborah J. Cwierniewicz, City Clerk

Leon R. Clark, Mayor