

**CITY OF MASON
REGULAR CITY COUNCIL MEETING
MINUTES OF MARCH 9, 2016**

Waltz called the meeting to order at 7:32 p.m. in the Council Chambers at 201 W. Ash Street, Mason, Michigan. Mulvany led the Pledge of Allegiance and offered the invocation.

Present: Councilmembers: Brown, Clark, Droscha, Ferris, Mulvany, Waltz
Absent: Councilmember: Bruno
Also present: Deborah S. Stuart, City Administrator
Deborah J. Cwierniewicz, City Clerk
Eric Smith, Finance Director/Treasurer
Tom Hitch, City Attorney

ANNOUNCEMENTS

Mason Public Schools – Public Forum – Bond Proposal – March 10, 2016

PEOPLE FROM THE FLOOR

Jack Carmichael of 519 South Rogers Street commented regarding concerns he has regarding potential oil drilling in Vevay Township.

PRESENTATION

John Alfono, Dart Container Facilities Engineering Manager, and Tim Scott, Dart Container Telecommunications Manager, presented two thermal imaging cameras donated to the Mason Fire Department by Dart Container Corporation. Mr. Alfono stated that he was proud to present the cameras to the City of Mason on behalf of Dart Container Corporation, who also donated two thermal imaging cameras to Delhi Township Fire Department. Fire Chief Minshall stated that the new handheld cameras can detect heat energy through smoke, walls and doors and help firefighters locate hot spots and trapped victims. Council thanked Mr. Alfono and Mr. Scott for the donation.

CONSENT AGENDA

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

- A. Approval of Minutes - Regular Council Meeting: February 1, 2016
- B. Approval of Bills in the amount of \$188,766.53
- C. Resolution – Approval for Bad Brewing Company to Use City Right-of-Way for an Outdoor Beer Festival

**CITY OF MASON
CITY COUNCIL RESOLUTION NO. 2016-06
APPROVAL FOR BAD BREWING COMPANY
TO USE THE CITY RIGHT-OF-WAY FOR AN OUTDOOR BEER FESTIVAL
March 9, 2016**

WHEREAS, the City of Mason promotes special events that provide the community with entertainment and refreshment for their enjoyment; and

WHEREAS, Brian Rasdale, owner of Bad Brewing Company, has applied to hold two outdoor beer festivals, June 4 and September 10, 2016; and

WHEREAS, Mr. Rasdale is requesting to close Jefferson Street between Oak and Ash streets, for the hours 1:00 p.m. – 12 midnight.

THEREFORE, BE IT RESOLVED by the City Council of the City of Mason that permission is hereby granted for Mr. Brian Rasdale to utilize the City of Mason right-of-way by closing Jefferson Street between Oak and Ash streets, for the hours 1:00 p.m. – 12 midnight to permit an outdoor beer festival June 4 and September 10, 2016.

D. Motion – Request for Street Closures for the Mason State Bank 5K Race on May 6, 2016

to approve the request of street closures by Mason State Bank from 4:00–10:00 p.m. to allow the annual Mason State Bank 5K Run/Walk, and to close Maple Street parking at 6:00 a.m., Barnes and Jefferson streets parking at 4:00 p.m., as well as provide electricity located on both sides of Maple Street.

MOTION APPROVED

REGULAR BUSINESS

Resolution – Authorization Releasing Funds for Spot Repair and Reconstruction of Sidewalks on Ash Street between Rogers Street and Temple Street

MOTION by Droscha, second by Brown, to consider City Council Resolution – Authorization Releasing Funds for Spot Repair and Reconstruction of Sidewalks on Ash Street between Rogers Street and Temple Street read.

MOTION APPROVED

Introduced by Brown, seconded by Mulvany, City Council Resolution – Authorization Releasing Funds for Spot Repair and Reconstruction of Sidewalks on Ash Street between Rogers Street and Temple Street.

**CITY OF MASON
CITY COUNCIL RESOLUTION NO. 2016-07
AUTHORIZATION RELEASING FUNDS FOR SPOT REPAIR AND RECONSTRUCTION OF
SIDEWALKS ON ASH STREET BETWEEN ROGERS STREET AND TEMPLE STREET
MARCH 9, 2016**

WHEREAS, the City of Mason accepted public bids for the spot repair and reconstruction of the sidewalks on Ash Street between Rogers Street and Temple Street; and

WHEREAS, bids were received and publicly opened on February 9, 2016; and

WHEREAS, the low bidder is Reith-Riley Construction with a bid of \$42,013.50.

BE IT HEREBY RESOLVED, that the Mason City Council approve the expenditures of \$42,013.50 for the spot repair and reconstruction of sidewalks on Ash Street between Rogers Street and Temple Street and authorize signature authority to the City Administrator.

RESOLUTION APPROVED

Resolution – Authorization Releasing Funds for Local Streets Reconstruction

MOTION by Droscha, second by Brown, to consider City Council Resolution – Authorization Releasing Funds for Local Streets Reconstruction read.

MOTION APPROVED

Introduced by Brown, seconded by Mulvany, City Council Resolution – Authorization Releasing Funds for Local Streets Reconstruction.

**CITY OF MASON
CITY COUNCIL RESOLUTION NO. 2016-08**

**AUTHORIZATION RELEASING FUNDS FOR LOCAL STREETS RECONSTRUCTION
MARCH 9, 2016**

WHEREAS, the City of Mason went out for public bids for the reconstruction of the local streets of South Cedar Street-Willow Creek to Kipp Road; South Rogers Street- East Ash to East South Street; East Cherry Street - South Jefferson to Rogers Street; East Oak Street- Barnes to Rogers Street; West Ash Street - Peachtree to Hayes Park; East Street - West Columbia to North Street.; Oak Street-Jefferson to Park Street; Park Street - Oak to Ash Street.; and

WHEREAS, bids were received and publicly opened on February 9, 2016; and

WHEREAS, the low bidder is Reith-Riley Construction with a bid of \$1,159,046.92.

BE IT HEREBY RESOLVED, that the Mason City Council approve the expenditures of \$1,159,046.92 for the reconstruction of South Cedar Street - Willow Creek to Kipp Road; South Rogers Street - East Ash to East South Street; East Cherry Street - South Jefferson to Rogers Street; East Oak Street - Barnes to Rogers Street; West Ash Street - Peachtree to Hayes Park; East Street - West Columbia to North Street; Oak Street - Jefferson to Park Street; Park Street - Oak to Ash Street and authorize signature authority to the City Administrator.

RESOLUTION APPROVED

Resolution – Approval to Award the Equipping of Wells No. 9 and No. 10 to Ed Birkmeier Well Drilling Ltd.

MOTION by Droscha, second by Brown,
to consider City Council Resolution – Approval to Award the Equipping of Wells No. 9 and No. 10 to Ed Birkmeier Well Drilling Ltd. read.

MOTION APPROVED

Introduced by Brown, seconded by Mulvany, City Council Resolution – Approval to Award the Equipping of Wells No. 9 and No. 10 to Ed Birkmeier Well Drilling Ltd.

It was discussed that companies that regularly bid on well projects had not submitted bids. Staff mailed bid requests to ten companies and received three bid offers.

MOTION by Clark, second by Droscha,
to defer City Council Resolution – Approval to Award the Equipping of Wells No. 9 and No. 10 to Ed Birkmeier Well Drilling Ltd. to the next regular meeting to allow determination of why regular bidders for this type of project had not submitted a bid.

Yes (4) Brown, Clark, Droscha, Ferris

No (2) Mulvany, Waltz

Absent (1) Bruno

MOTION APPROVED

Resolution – Authorizing the City of Mason to Proceed with the Purchase of Rayner Park

Discussion was held regarding the Lease/Option agreement between Ingham County and the City of Mason conveying Rayner Park to the City for a period of twenty years. Questions regarding the document focused on preventing installation of fences by the City and providing parking during Fair Week.

MOTION by Brown, second by Droscha,
to defer City Council Resolution – Authorizing the City of Mason to Proceed with the Purchase of Rayner Park to allow negotiation of Items 1 and 2.

MOTION APPROVED

City Attorney's Report

Attorney Tom Hitch stated that he will attend Council meetings quarterly to report on legal matters, as well as additional meetings when he is requested to be present. He spoke regarding various legal matters including his February 2, 2016 memorandum and the current status of the proposed medical marihuana ordinance. It was discussed that the ordinance was originally enacted to regulate activities related to medical marihuana caregivers operations and dispensaries. Currently, state law does not permit local government regulation. Council and City Attorney Hitch agreed that an ordinance that parallels state law would be unnecessary. Council directed staff to have the Planning Commission propose an ordinance repealing the existing ordinance.

UNFINISHED BUSINESS

None.

NEW BUSINESS

Discussion was held to consider appointing an ad hoc committee to conduct a comprehensive review of the City Code and Charter. Discussion ensued proposing a clothing drop box ordinance. It was stated that the City of Lansing ordinance should be used as a model.

MOTION by Clark, second by Droscha,
to remand the issue of clothing drop boxes to the Planning Commission.

MOTION APPROVED

CORRESPONDENCE

All correspondence was distributed.

LIAISON REPORTS

- Brown informed Council regarding Planning Commission business.
- Waltz informed Council regarding Downtown Development Authority business.

COUNCILMEMBER REPORTS

None.

ADMINISTRATOR'S REPORT

Stuart informed Council regarding city business. She commended City Clerk Cwierniewicz on the successful March 8, 2016 Presidential Primary and the DPW staff on their efficiency in cleaning the City streets during the recent snowstorm.

ADJOURNMENT

The meeting adjourned at 9:23 p.m.

Deborah J. Cwierniewicz, City Clerk

Mike Waltz, Mayor