

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

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

Present: Councilmembers: Brown, Bruno, Clark, Droscha, Mulvany
Absent: Councilmembers: Ferris, Waltz
Also present: Deborah S. Stuart, City Administrator
Deborah J. Cwierniewicz, City Clerk

ANNOUNCEMENTS

- Bruno thanked Fire Chief Kerry Minshall for assisting in cleaning the military statues in front of City Hall. He also thanked the person(s) who placed scarves on the statues last year; the scarves have, once again been placed on the soldiers for the winter season.
- Veterans Day, November 11, 2016 – Veteran Memorial Wall Ceremony at 11:11 a.m.
- Veterans Day, November 11, 2016 – Veterans Parade at 3:30 p.m.
- Council congratulated the candidates who were elected to serve on City Council: Elaine Ferris, Angela Madden, Rita Vogel, and Russ Whipple.
- Council thanked City Clerk Deborah Cwierniewicz, City Administrator Deborah Stuart, and those members of staff who worked to conduct a smooth election.

PEOPLE FROM THE FLOOR

None.

CONSENT AGENDA

It was the consensus of Council to move Consent Agenda Item No. 6(D) Resolution – Appointment of Chair, Vice Chair, Secretary, and Council Liaison of the Mason Planning Commission to the Mason/Vevay Township Joint Planning Commission to Regular Business, Agenda Item 7(B), and move Item No. 6(E) Resolution – Accept Change Order No. 1 of \$13,110.43 for Alterations to the 2016 Waste Water Treatment Plant Improvements to Regular Business, Agenda Item 7(C), renumbering the items accordingly.

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

- A. Approval of Minutes: Regular Council Meeting: October 17, 2016
- B. Approval of Bills in the Amount of \$154,707.69
- C. Resolution – Appointment of Patrick Price to the Board of Ethics
- D. Resolution – Adopt the 80%/20% Cost Sharing Model as Set Forth in Section 4 of Public Act 152

MOTION APPROVED

REGULAR BUSINESS

Ordinance – Second Reading and Adoption – To Rezone 7.31 Acres of Land Located at 652 Hull Road from AG Single Family Residential to C-2 General Commercial by Amending the Use District Map

MOTION by Droscha, second by Clark,
to consider the proposed Ordinance To Rezone 7.31 Acres of Land Located at

652 Hull Road from AG Single Family Residential to C-2 General Commercial by Amending the Use District Map read for the second time and adopted.

MOTION APPROVED

**CITY OF MASON
ORDINANCE NO. 205**

AN ORDINANCE TO AMEND THE USE DISTRICT MAP, AS ADOPTED PURSUANT TO SECTION 94-62 OF THE MASON CODE, TO REZONE 7.31 ACRES OF LAND LOCATED AT 652 HULL ROAD FROM AG SINGLE FAMILY RESIDENTIAL TO C-2 GENERAL COMMERCIAL

THE CITY OF MASON ORDAINS: The zoning map of the City of Mason adopted by Section 94-62 of Chapter 94 of the Mason City Code, being the zoning code of the City of Mason, is hereby amended to rezone the following property from AG Single Family Residential to C-2 General Commercial:

All that part of the southeast ¼ of the northeast ¼ of section 17, T2N, R1W, City of Mason, Ingham County, Michigan, lying east of highway US-127 right-of-way, except the south 430 feet thereof and also except the north 150 feet of the east 240 feet of said southeast ¼ of the northeast ¼ of section 17, T2N, R1W, City of Mason, Ingham County, Michigan; and

THE CITY OF MASON FURTHER ORDAINS: That the requested rezoning is consistent with standards of approval for zoning ordinance amendments listed in Section 94-396(a) of the Mason zoning ordinance; and

THE CITY OF MASON FURTHER ORDAINS: That the Planning Commission, at its October 11, 2016, meeting adopted Resolution No. 2016-11 recommending adoption of this ordinance; and

THE CITY OF MASON FURTHER ORDAINS: That the municipal water, sanitary sewer and storm sewer currently serves or are within the vicinity of the site; and

THE CITY OF MASON FURTHER ORDAINS: That the official zoning map shall be marked evidencing this change, and that the City Clerk shall enter on the Official Zoning Map this ordinance number and the date of adoption thereof, and shall maintain a file containing a copy of this ordinance and map thereto attached, and

THE CITY OF MASON FURTHER ORDAINS: That the City Engineer is hereby directed to make the necessary corrections to the zoning district map evidencing this zoning change, including this ordinance number and the date of adoption thereof; and

THE CITY OF MASON FURTHER ORDAINS: That this ordinance shall become effective twenty days after its adoption, but not before it is published; and

THE CITY OF MASON FURTHER ORDAINS: That this ordinance shall be published within fifteen days after its adoption.

ORDINANCE APPROVED

Resolution – Appointment of Chair, Vice Chair, Secretary, and Council Liaison of the Mason Planning Commission to the Mason/Vevay Township Joint Planning Commission

Stuart informed Council that Gestamp will not need a special use permit. However the Goodwill site will need to be reviewed by the Joint Planning Commission. She stated that Mayor Waltz is recommending appointing positions so the Commission will be available when it is called on to meet with terms expiring in 2019. The 425 Agreement is in effect until 2019.

MOTION by Droscha, second by Clark,
to consider the resolution Appointment of Chair, Vice Chair, Secretary, and
Council Liaison of the Mason Planning Commission to the Mason/Vevay
Township Joint Planning Commission as read.

MOTION APPROVED

Introduced by Mulvany and seconded by Bruno, a resolution Appointment of Chair, Vice Chair, Secretary, and Council Liaison of the Mason Planning Commission to the Mason/Vevay Township Joint Planning Commission.

Discussion ensued to consider appointing Mark Howe to the Joint Planning Commission rather than the Planning Commission Chair for the reasons that Mr. Howe is currently a member of the Planning Commission as well as the Local Development Finance Authority Chair, and the current Planning Commission chair is not a resident of Mason

MOTION by Clark, second by Bruno,
to amend the Resolution Appointment of Chair, Vice Chair, Secretary,
and Council Liaison of the Mason Planning Commission to the
Mason/Vevay Township Joint Planning Commission by striking the word
Chair and insert Mark Howe in its place in the title, the fifth whereas, and
the last paragraph.

Yes (3) Bruno, Clark, Droscha

No (2) Brown, Mulvany

MOTION APPROVED

Stuart suggested inserting names of individuals rather than mixing an individual's name and titles of others.

MOTION by Clark, second by Droscha,
to amend the motion amending the Resolution Appointment of
Chair, Vice Chair, Secretary, and Council Liaison of the Mason
Planning Commission to the Mason/Vevay Township Joint
Planning Commission by striking the titles and inserting the names
of individuals in the title, the fifth paragraph, and last paragraph as
follows: Chair – Mark Howe, Vice Chair – John Sabbadin,
Secretary – Seth Waxman, and Council Liaison – Marlon Brown.

MOTION APPROVED

CITY OF MASON
CITY COUNCIL RESOLUTION NO. 2016-42
APPOINTMENT OF MARK HOWE, JOHN SABBADIN, SETH WAXMAN, AND
MARLON BROWN OF THE MASON PLANNING COMMISSION TO THE
MASON/VEVAY TOWNSHIP JOINT PLANNING COMMISSION
November 9, 2016

WHEREAS, "The Mason Planning Commission" was established as prescribed by the Michigan Planning Enabling Act, 2008 PA 33;

WHEREAS, the Planning Commission shall have such lawful powers as may be necessary to enable it to promote local planning and otherwise carry out the purposes of the Michigan Planning Enabling Act, 2008 PA 33;

WHEREAS, on November 3, 1989, the City of Mason entered into an agreement with the Township of Vevay under the authority of Public Act 425 of 1984 to conditionally transfer property in the Township's jurisdiction (the "Agreement");

WHEREAS, a Joint Planning Commission, including four members of the Mason Planning Commission, must consider any Special Use Permit as described in the Agreement; and

WHEREAS, Mark Howe, John Sabbadin, Seth Waxman, and Marlon Brown are in good standing, serve on the Mason Planning Commission and are qualified candidates for the Joint Planning Commission.

BE IT HEREBY RESOLVED, that the Mayor, with approval by the City Council, does hereby

appoint Mark Howe, John Sabbadin, Seth Waxman, and Marlon Brown of the Mason Planning Commission to the Planning Commission of the City to fill the remainder of the unexpired term, commencing November 9, 2016 and expiring on November 3, 2019.

RESOLUTION APPROVED

Resolution – Accept Change Order No. 1 of \$13,110.43 for Alterations to the 2016 Waste Water Treatment Plant Improvements

Discussion was held that the contractor and the engineer should work out this oversight, as it is not the responsibility of the City. Discussion ensued. Stuart recommended deferring this item of business to the next meeting to allow her to garner further detail for Council.

MOTION by Droscha, second by Bruno,
to defer Resolution to Accept Change Order No. 1 of \$13,110.43 for Alterations to the 2016 Waste Water Treatment Plant Improvements to the next regular meeting to allow Administrator Stuart to garner further information.

MOTION APPROVED

UNFINISHED BUSINESS

None.

NEW BUSINESS

Resolution – Authorizing an Application to the Ingham County Regional Trails and Parks Millage Fund to the Extension of the Hayhoe Riverwalk Trail in the City of Mason

Mr. George Hayhoe was asked to comment on the application to the Ingham County Regional Trails and Park Millage Fund to the extension of the Hayhoe Riverwalk Trail in the City of Mason. Mr. Hayhoe encouraged Council to support Administrator Stuart's recommendation to apply for grant funding from the Ingham County Trails and Parks Millage Fund. The new section of trail is the next step connecting to Dart Container, Delhi Township and the Greater Lansing Trail Network that will connect to Michigan State University, Downtown Lansing and the Regional Trail Network. He stated that he and his wife Lisa are very happy to have the opportunity to participate in the extension of the Hayhoe Riverwalk and he thanked Dart Foundation for their participation. He feels it will showcase all that the Dart Foundation does for the City of Mason.

A brief discussion followed regarding the trailhead location slated for the water tower located near Kerns Street and Howell Road.

MOTION by Bruno and seconded by Droscha,
to defer this item of business to the next regular meeting to allow the City Attorney to discuss the proposed location for the trailhead with the Chief of Police.

MOTION APPROVED

Brown asked that the new Councilmembers would be offered elected official training from the Michigan Municipal League. Also, to brief Council regarding any orientation that may take place in the coming months to allow them to be part of that orientation, as it would be appropriate.

CORRESPONDENCE

All correspondence was distributed.

LIAISON REPORT

Droscha informed Council regarding Traffic Commission business.

COUNCILMEMBER REPORT

No report at this time.

ADMINISTRATOR'S REPORT

Stuart informed Council regarding City business. She acknowledged all the work that was done to prepare for Election Day. She stated that Mason experienced 71% voter turnout. Kids Vote had a turnout of 170 kids voting. The City Hall hot water heater failed on the night before Election Day. It cannot be repaired and must be replaced. Consumers is working with the Library to replace the boiler at no cost. The funds budgeted for the boiler will be available to allocate toward the purchase of the hot water heater.

MOTION by Mulvany and seconded by Droscha,
to excuse the absence of Mayor Waltz and Councilmember Ferris.

MOTION APPROVED

ADJOURNMENT

There being no further business, the meeting adjourned at 8:28 p.m.

Deborah J. Cwierniewicz, City Clerk

Michael F. Waltz, Mayor