

**CITY OF MASON
REGULAR CITY COUNCIL MEETING
MINUTES OF AUGUST 16, 2004**

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

Present: Councilmembers: Bruno, Clark, Johnson, Naeyaert, Preadmore, Whipple
Absent: Councilmember: Coady-Helbig
Also present: Martin Colburn, City Administrator
Eric Smith, Asst. Finance Director
Dennis McGinty, City Attorney
Deborah J. Cwierniewicz, Deputy City Clerk

APPROVAL OF MINUTES - REGULAR COUNCIL MEETING: August 2, 2004

The Regular Meeting Minutes of August 2, 2004 were approved as submitted.

APPROVAL OF BILLS

MOTION by Preadmore, seconded by Clark,
To approve the payment of bills in the amount of \$422,948.59 as submitted.
MOTION APPROVED UNANIMOUSLY

PEOPLE FROM THE FLOOR

None.

REGULAR BUSINESS

Ordinance No. 146 – First Reading – Ordinance to Establish a PILOT for Green Park Townhomes

Discussion was held regarding the language in the proposed ordinance concerning infrastructure improvements to Orchard Lane.

MOTION by Clark, seconded by Preadmore,
To consider Ordinance No. 146 read for the first time.
MOTION APPROVED UNANIMOUSLY

MOTION by Preadmore, seconded by Clark,
To amend Ordinance No. 146, Section 9(5) by inserting the words, *the entire length of,* after “and” and before “Orchard”.
MOTION APPROVED UNANIMOUSLY

Resolution No. 2004-48 Resolution of Intent to Further Alter or Amend the Boundaries of the City of Mason Downtown Development District

Resolution No. 2004-48 was introduced by Clark and seconded by Bruno.

CITY OF MASON

MASON CITY COUNCIL RESOLUTION NO. 2004-48

**RESOLUTION OF INTENT TO FURTHER ALTER OR AMEND THE BOUNDARIES
OF THE CITY OF MASON DOWNTOWN DEVELOPMENT DISTRICT**

AUGUST 16, 2004

WHEREAS, pursuant to the provisions of 1975 PA 197, as amended ("Act 197"), the City Council of the City of Mason ("City") by adoption of Ordinance No. 115 on October 15, 1984, established the initial boundaries of the Downtown District in which the Authority shall exercise its powers; and

WHEREAS, on January 19, 1987, the Mason City Council increased the boundaries of the Downtown Development District by adoption of Ordinance No. 115-A-87 together with the revised Downtown District Map attached thereto as Exhibit A; and

WHEREAS, the Mason City Council has found it in the best interest of the public to halt property value deterioration and increase property tax valuation where possible in its business district, to eliminate the causes of that deterioration, and to promote economic growth by further expanding the boundaries of the Authority District within which the Authority may exercise its powers; and

WHEREAS, a public hearing is required to amend the Authority District boundaries as well as notice to the taxpayers of record of parcels being added and impacted taxing jurisdictions.

NOW, THEREFORE, BE IT HEREBY RESOLVED, that a public hearing shall be held before the City Council on the 4th day of October, 2004, to consider the adoption of proposed Ordinance 115-A-2004 amending the District boundaries of the Downtown Development Authority and designating the expanded boundaries of the Authority District as described in Exhibit A to proposed Ordinance 115-A-2004.

BE IT FURTHER RESOLVED that notice of the public hearing shall be published twice in the *Ingham County News*, being a newspaper of general circulation in the city, the first publication being not less than 20 days nor more than 40 days before the date of the hearing. Further, that the City Clerk shall cause notice of the public hearing to be mailed to the taxpayers of record of parcels to be added in the expanded district, to impacted taxing jurisdictions, and cause notice to be posted in the DDA District all in the form and manner required by MCL 125.1653.

YES (5) Clark, Johnson, Naeyaert, Preadmore, Whipple

NO (1) Bruno

Absent (1) Coady-Helbig

RESOLUTION APPROVED

Motion – Designation of Voting Delegate for Michigan Municipal League (MML) Annual

Discussion was held regarding a councilmember attending the MML Annual Meeting being held in Mackinac Island this September. No action was taken.

Discussion was held to amend the agenda to consider an item submitted after the agenda deadline for the August 16, 2004 meeting.

MOTION by Preadmore, seconded by Clark,
To amend the agenda by adding "Item No. 7D – Request – Waiver of Fees for
Kiwanis Village" under Regular Business
MOTION APPROVED UNANIMOUSLY

Request – Waiver of Fees for Kiwanis Village

Kiwanis Village submitted a letter requesting that the one-percent administrative fees for tax collection be waived.

MOTION by Preadmore, seconded by Johnson,
To waive the one percent administrative fee for real estate taxes collected for
Kiwanis Village for 2004.
MOTION APPROVED UNANIMOUSLY

UNFINISHED BUSINESS

None.

NEW BUSINESS

MOTION by Johnson, seconded by Preadmore,
To excuse Christine Coady-Helbig from tonight's meeting due to illness.
MOTION APPROVED UNANIMOUSLY

CORRESPONDENCE

All correspondence was distributed.

LIAISON REPORTS

Whipple informed the Council regarding Downtown Development Authority business. Clark informed the Council regarding Planning Commission business. Discussion was held to form a Zoning Ordinance Review Committee comprised of City Council and Planning Commission members that originally served on the Zoning Ordinance Revision Committee. The committee would assess the Zoning Ordinance Review submitted by LandPlan, Incorporated.

ADMINISTRATOR'S REPORT

Colburn informed the Council on current city issues.

PEOPLE FROM THE FLOOR

None.

EXECUTIVE SESSION

MOTION by Clark, seconded by Bruno,
To adjourn to executive session to consider an attorney/client privileged
communication.

ROLL CALL VOTE:

Yes (6) Bruno, Clark, Johnson, Naeyaert, Preadmore, Whipple

No (0)

Absent (1) Coady-Helbig

MOTION APPROVED UNANIMOUSLY

MOTION by Clark, seconded by Johnson,
To adjourn to executive session to consider the matter of property
acquisition.

ROLL CALL VOTE:

Yes (5) Clark, Johnson, Naeyaert, Preadmore, Whipple

No (1) Bruno

Absent (1) Coady-Helbig

MOTION APPROVED

The meeting adjourned to executive session at 8:03 p.m.

Martin A. Colburn, City Clerk

Russell W. Whipple, Mayor