

Council Chambers  
Hillsdale City Hall  
97 N. Broad St.  
Hillsdale, MI 49242

May 20, 2013  
7:00 p.m.  
(517)437-6441  
[www.cityofhillsdale.org](http://www.cityofhillsdale.org)

## CITY COUNCIL MINUTES

City of Hillsdale  
Regular Meeting

### Call to Order and Pledge of Allegiance

Mayor Douglas Moon opened the meeting with the pledge of allegiance.

### Roll Call

Motion by Councilperson Sessions, supported by Councilperson Brown, to excuse the absence of Councilperson Arnold from the May 20, 2013 meeting.

All ayes

Motion carried.

Mayor Moon called the meeting to order with the following Council members present: Council members Casey Sullivan and Brian Watkins representing Ward One; Council members Ruth Brown and Sally Kinney representing Ward Two; Council members Scott Sessions and Mary Wolfram representing Ward Three; and Council member Mary Beth Bail representing Ward 4.

Also present were City Manager Linda Brown, Deputy City Clerk Michelle Loren, City Attorney Lew Loren, Keith Richard, Rick Rose, Matt Durr (Hillsdale Daily News), Richard Smith, Kyle Smith, Joshua Mercer, Patrick Flannery, Laura Smith, Judy Buzo, Eric Macy, Steve Vear.

### Approval of Agenda

Motion by Councilperson Watkins, supported by Councilperson Sessions, to approve the May 6, 2013 Agenda as presented.

All ayes.

Motion carried.

### Public Comment

Richard Smith, 63 S. Broad St., addressed Council with code enforcement issues regarding properties at 55 and 72 S. Broad St. Mr. Smith questioned again why the condemnation process takes as long as it does and also questioned what role the IMPC plays in the City's code enforcement process.

### Consent Agenda

The items listed in the Consent Agenda are considered to be routine by the City Council and the City Manager and will be enacted by one motion. There will be no separate discussion of these items unless requested by a Councilmember. In this event, the item will be removed from the Consent Agenda and Council action will be taken separately on said item.

- A. Approval of Bills from May 9, 2013: Claims of \$69,358.44; Payroll of \$90,063.17.
- B. Committee Reports (Pending Approval):
  - 1. Shade Tree Minutes of May 1, 2013
  - 2. Cemetery Minutes of May 1, 2013
  - 3. Finance Minutes of May 13, 2013
  - 4. O & G Minutes of May 14, 2013
- C. Council Minutes of May 6, 2013
- D. April 2013 Financial Reports

Motion by Councilperson Sullivan, supported by Councilperson Sessions, to approve the Consent agenda as presented. Roll call: Councilpersons Bail - yes; Brown - yes; Kinney - yes; Sessions - yes; Sullivan - yes; Watkins - yes; Wolfram - yes; Mayor Moon - yes.

Approved 8-0.

Motion carried.

### Communications

John Spiteri, owner of Checker Records, addressed Council regarding his annual street concert. Mr. Spiteri asked Council for informal approval of August 24, 2013 so he could start booking bands. Council okayed his request. Mr. Spiteri will return for an agreement approval at a later meeting.

### Introduction and Adoption of Ordinances/Public Hearings

- A. Ordinance to Amend Sections 28-32, 28-34, 28-42 and 28-44 of Article II of Chapter 28 Regarding Collection and Disposal of Solid Waste and yard Rubbish (Public Hearing)

Mayor Moon opened the public hearing. After no comment was made by the public, Mayor Moon offered Council to comment. No public or council comment was made.

Motion by Councilperson Sessions, supported by Councilperson Brown, to adopt Ordinance # 2013-3, Ordinance to Amend Sections 28-32, 28-34, 28-42 and 28-44 of Article II of Chapter 28 Regarding Collection and Disposal of Solid Waste and yard Rubbish. Roll call: Councilpersons Brown - yes; Kinney - yes; Sessions - yes; Sullivan - yes; Wolfram - yes; Mayor Moon - yes; Councilpersons Arnold - yes; Bail - yes.

Approved 8-0

Motion carried.

- B. Ordinance to Amend Section 20-31, Division 1, Article II, Chapter 28 Regarding Municipal Civil Infractions (Public Hearing).

Mayor Moon opened the public hearing for public comment.

Steve Vear, 29 N. Broad St., asked for clarification of what exactly the ordinance was changing. City Attorney Lew Loren stated the only amendment being made was the City's ability to authorize certain City employees the authority to issue civil infractions.

Motion by Councilperson Sullivan, supported by Councilperson Brown, to adopt Ordinance # 2013-2, Ordinance to Amend Section 20-31, Division 1, Article II, Chapter 28 Regarding Municipal Civil Infractions. Roll call: Councilpersons Brown - yes; Kinney - yes; Sessions - yes; Sullivan - yes; Watkins - yes; Wolfram - yes; Bail - yes; Mayor Moon - yes.

Approved 8-0.

Motion carried.

### Unfinished Business

- A. Local Streets Maintenance. None  
B. Code Enforcement.

### Old Business

- A. Granicus Contract. City Manager Brown stated that, as agreed by Council at the last meeting, she was to receive comments and questions from Council regarding the renewal of the Granicus Contract. City Manager Brown stated she received one call from Council.

After discussion by Council regarding the expense versus benefit of Granicus, Councilperson Sessions moved not to renew the Granicus Contract. Motion supported by Councilperson Wolfram. Roll call: Councilpersons Sullivan - yes;

ORD.  
2013-3

ORD.  
2013-2

Watkins - no; Wolfram - yes; Mayor Moon - no; Councilpersons Bail - no; Brown - no; Kinney - no; Sessions - yes.

Not approved 5-3.

Motion failed.

### New Business

- A. Cobra Moto, LLC Industrial Facilities Tax Exemptions - Set Public Hearings. City Manager Brown stated that on May 3, 2013, the Clerk received two (2) applications from Cobra Moto, LLC for Industrial Facilities Tax Exemptions. City Manager Brown recommended Council set public hearing dates.

Motion by Councilperson Bail, supported by Councilperson Sullivan, to set a public hearing for June 17, 2013 at 7:00 p.m. and send for publication.

All ayes.

Motion passed.

- B. Award of Contract Roofing - DPS. City Manager Brown reported that bids were recently submitted to reroof the DPS building on Waterworks Drive. Three bids were submitted with the lowest bid from MacDonald Roofing of Jackson, Michigan at a cost of \$54,622.00.

Motion by Councilperson Watkins, supported by Councilperson Kinney, to accept the low bid of \$54,622.00 by MacDonald Roofing and authorize signatures by the Mayor and Clerk on the contract. Roll call: Councilpersons Watkins, - yes; Wolfram - yes; Mayor Moon - yes; Councilpersons Bail - yes; Brown - yes; Kinney - yes; Sessions - yes; Sullivan - yes.

- C. Amend Airport Farmland Lease. City Manager Brown stated that last fall the City went out to bid on the airport farmland. Each year, the lease has allowed for the BPU to apply sludge on certain areas of the land, however; this year, the DEQ states the ground now has too many nutrients and will no longer allow the application. City Manager Brown reported the farmer who holds the lease is willing to farm the land. The amendment to the lease will include this land.

Motion by Councilperson Kinney, supported by Councilperson Sullivan, to amend the Airport Farmland Lease authorize the Mayor and Clerk to sign on behalf of the City. Roll call: Councilpersons Wolfram - yes; Mayor Moon - yes; Councilpersons Bail - yes; Brown - yes; Kinney - yes; Sessions - yes; Sullivan - yes; Watkins - yes.

Approved 8-0.

Motion carried.

- D. Closed Session Pursuant to P.A. 267 of 1976, Sec. 15.268, Sec. 8(c).

Motion by Councilperson Kinney, supported by Councilperson Brown, to go into Closed Session.

All ayes.

Motion carried.

### Miscellaneous

- A. New Industry Coming to Hillsdale. City Manager Brown stated Hartzell Veneer Products, LLC is coming in from Arkansas. City Manager Brown shared some background information as well as their plans for moving to the area.

- B. Appointments - O & G Chair Ruth Brown reported the following committee/board appointments:

ROOFING  
CONTRACT  
BID  
MACDONALD  
ROOFING

AMEND  
AIRPORT  
FARMLAND  
LEASE

CLOSED  
SESSION

APPOINT-  
MENTS

William Smith to the Board of Public Utilities Board for a five year term ending May, 2018.  
Keith Richard to the Cemetery Board for a five year term ending May, 2018,

Motion by Councilperson Watkins, supported by Councilperson Sessions, to approve the appointments as recommended by the Operations and Governance Committee.

All ayes.

Motion carries.

C. City Manager Brown recommended the appointment of Kyle Smith as Zoning Administrator and Region II Planning Commission Representative for the City of Hillsdale.

Motion by Councilperson Watkins, supported by Councilperson Kinney, to appoint Kyle Smith as Zoning Administrator and Region II Planning Commission Representative for the City of Hillsdale.

#### Department Reports

None

#### Public Comment

Steve Vear, 29 N. Broad St., inquired as to the location of Hartzell Veneer. City Manager Brown stated they would be locating at the old Southern Michigan Tool.

Richard Smith, 63 S. Broad St., stated he had attempted to locate a copy of the budget both online and at the Library.

#### Council Comment

#### Adjournment

Motion by Councilmember Sessions, seconded by Councilmember Brown, to adjourn.

Motion carried.

9:50 p.m.

  
Douglas Moon, Mayor

  
Michelle Loren, Deputy Clerk