

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

September 8, 2015
7:00 p.m.
(517)437-6441
www.cityofhillsdale.org

CITY COUNCIL MINUTES

City of Hillsdale
Regular Meeting

Call to Order and Pledge of Allegiance

Mayor Scott Sessions opened the meeting with the pledge of allegiance.

Motion by Councilperson Watkins, supported by Councilperson Kinney, to excuse the absence of Councilperson Davis from the September 8, 2015 meeting.

All ayes.

Motion carried

Roll Call

Mayor Scott Sessions called the meeting to order with the following Council members present: Councilmembers Brian Watkins and Adam Stockford representing Ward One; Councilmember Sally Kinney representing Ward Two; Council member Bruce Sharp representing Ward Three; and Councilmembers Mary Beth Bail and Patrick Flannery representing Ward Four.

Also present were: City Manager David Mackie, City Clerk Michelle Loren, City Attorneys John Lovinger and Thomas Thompson, Kay Freese (HR), Bonnie Tew (Finance), Alan Beeker (Planning/Zoning), Mary Wolfram (HPG), Jeff King, Chief Scott Hephner (HCPD), Penny Swan, Richard Smith, Glenn Frobel, Jeff King, Josh Colletta.

Approval of Agenda

Motion by Councilperson Sharp, supported by Councilperson Watkins, to approve the September 8, 2015 Council Agenda as presented.

All ayes.

Motion carried.

Public Comment

Josh Collette, 54 Cherry Tree Lane, addressed Council regarding the validity of the August 4, 2015 election.

JOSH
COLLETTE

Pam Osmun, 32 E. Carleton Rd. Apt. 308, asked how to go about seeking the appointment for the Clerk's position.

PAM
OSMUN

Consent Agenda

- A. Approval of Bills from claims of August 13, 2015; Payroll of \$100,307.70; Claims of \$91,013.68.
- B. Committee Reports (Pending Approval)
 - 1. Shade Tree Minutes of August 5, 2015
 - 2. Cemetery Minutes of August 5, 2015
 - 3. Planning Commission Minutes of July 21, 2015
 - 4. Airport Advisory Committee Minutes of August 12, 2015
 - 5. EDC Minutes of June 18, 2015, June 30, 2015, & August 14, 2105
- C. Council Minutes of August 17, 2015
- D. Indiana Outboard racing Association Use Agreement
- E. Mrs. Stock's Park/Miller Use Agreement

Motion by Councilperson Watkins, supported by Councilperson Kinney, to approve the Consent Agenda as presented. Roll call: Councilpersons Flannery – yes; Kinney – yes; Sharp – yes; Stockford – yes; Watkins – yes; Mayor Sessions – yes; Bail – yes.

Motion carried 7-0.

Communications and Petitions

None

Introduction and Adoption of Ordinances/Public Hearings

A. Set Public Hearing: CRE Application Roger Lee Boyd Family Trust.

Motion by Kinney, supported by Councilperson Flannery, to set September 21, 2015 at 7:00 p.m. as the time and date to hold a public hearing regarding the Roger Lee Boyd Family Trust Commercial Rehabilitation Exemption Application.

All ayes.

Motion carried.

SET
P.H.
CRE
ROGER LEE
BOYD
TRUST

B. Amended Sidewalk Amenities Ordinance. Council was presented with a proposed Sidewalk Amenities. In an attempt to address concerns expressed by downtown business owners in regard to the current Sidewalk Amenities Ordinance, Alan Beeker worked with the Planning Commission to develop an ordinance to better suit the needs of the business owners while improving monitoring and enforcement. The greatest change was in the removal of language for additional insurance (\$2M) at the expense of the business owner and allowing them to simply include the City as a named insured on their already existing policy.

Motion by Councilperson Watkins, supported by Councilperson Flannery, to approve and publish Ordinance #2015-13 Amended Sidewalk Amenities as proposed Roll call: Councilpersons Kinney – yes; Sharp – yes; Stockford – yes; Watkins – yes; Mayor Sessions – yes; Councilpersons Bail – yes; Flannery – yes.

Motion carried 7-0.

AMENDED
SIDEWALK
AMENITIES
ORDINANCE
2015-13

Old Business

A. Discussion of City Clerk & Treasurer Positions. Mayor Sessions opened the discussion for Council discussion regarding appointment of the City Clerk and Treasurer. Mayor Sessions made recommendation that current appointed Treasurer Julie Beeker remain in the Treasurer's position and further recommended her for permanent appointment as treasurer. The Mayor offered a timeline for the selection of the appointed Clerk in order appointment to be made at the October 19th meeting. Mayor Sessions suggested advertisement begin in order to take application process. City Attorney Lovinger advised that Council might want him to look into whether or not appointments can be made prior to the fulfillment of the vacancies to which people have already been appointed. The possibility of appointing a deputy clerk to train until appointment was suggested. Councilperson Stockford asked that a legal response from the City Attorney be made in regard to Josh Corletta's questioning of the validity of the election before going further with the appointment process. It was decided Council would move ahead with the offered timeline while awaiting the City Attorney's opinion in regard to the election as well as the appointment process.

CLERK &
TREASURER
DISCUSSION

Motion by Councilperson Watkins, supported by Councilperson Kinney, to post and advertise the Clerk's position by the end of the week of September 8th with and October 2nd deadline for submittal; present applicant information to Council at the October 5, 2015 meeting; call a Special Meeting for October 12th for Council recommendation to the Mayor for appointment at the October 19th regular meeting pending the City Attorney's legal opinion. Roll call: Councilpersons Sharp – yes; Stockford – yes; Watkins – yes; Mayor Sessions – yes; Councilpersons Bail – yes; Flannery – yes; Kinney – yes.

All ayes.

Motion carried.

B. Master Plan Amendment.

Motion by Councilperson Kinney, supported by Councilperson Watkins, to adopt Resolution No. 3239 Master Plan Amendment. Roll call: Councilpersons Stockford – yes; Watkins – yes; Mayor Sessions – yes; Councilpersons Bail – yes; Flannery – yes; Kinney – yes; Sharp – yes.

Motion carried 7-0.

MASTER
PLAN
AMENDMENT
RESOLUTION
3239

New Business

A. City Bow Hunt. Chief Hephner gave a brief over view of the upcoming bow hunt. Chief Hephner explained a couple of the improvements to the program for previous years.

Motion by Councilperson Watkins, supported by Councilperson Stockford, to approve the 2015 City Bow Hunt. Roll call: Councilpersons Watkins – yes; Mayor Sessions – yes; Councilpersons Bail – yes; Flannery – yes; Kinney – yes; Sharp – yes; Stockford – yes.

Motion carried 7-0.

CITY
BOW
HUNT
APPROVED

B. N. West St. Storm Sewer Extension. Motion by Councilperson Sharp, supported by Councilperson Stockford, to approve the N. west St. storm sewer extension up to \$30,000 from the General Capital Improvement Fund for the extension of N. West St. storm sewer

N. WEST ST
STORM
SEWER
EXTENSION
APPROVED

and installation of Curb and gutter on the east between Galloway and College Streets. Roll call: Mayor Sessions, Councilpersons Bail – yes; Flannery – yes; Kinney – yes; Sharp – yes; Stockford – yes; Watkins – yes.

Motion carried 7-0.

- C. Airport Loan Program. Motion by Councilperson Watkin, supported by Councilperson Kinney, to adopt Resolution No. 3240 approving the execution of a loan agreement in the amount of \$100,000 payable over a ten (10) year period through the Airport Loan Program administered by the Michigan Department of Transportation, Office of Aeronautics and authorize the Mayor and Clerk to sign on behalf of the City. Roll call: Councilpersons Bail – yes; Flannery – yes; Kinney – yes; Sharp – yes; Stockford – yes; Watkins – yes; Mayor Sessions – yes.

AIRPORT
LOAN
PROGRAM
RESOLUTION
3240

Motion carried 7-0.

- D. IBEW Settlement Agreement. Motion by Councilperson Watkins, supported by Councilperson Kinney, to approve the IBEW Contract as presented. Roll call: Councilpersons Flannery – yes; Kinney – yes; Sharp – yes; Stockford – yes; Watkins – yes; Mayor Sessions – yes; Councilperson Bail – yes.

IBEW
SETTLEMENT
AGREEMENT

Motion carried 7-0.

Miscellaneous

None

City Manager Report

City Manager David Mackie reported the BPU Review Committee had met twice for discussion in regard to the future of the Board of Public Utilities. Mr. Mackie also reported he had sent out RFP's for land lease renewals for both the Airport and Industrial Park farmlands. City Manager Mackie gave notice that he would be attending the MML Conference on September 17th and 18th. Mr. Mackie encouraged attendance at the HCHC 100th Year Celebration as well as the Marvo Mineral Ribbon Cutting on September 14. City Manager Mackie also reported the 42 Union St Closing had been wrapped up. Mr. Mackie was pleased to announce that, because of a job well done on the City's Master Plan by the Planning Commission, Hillsdale has been selected to be one of 10 communities to participate in the Rising Tide program which puts the City in good standing to receive additional housing grant funding.

General Public Comment

Josh Colletta, 54 Cherry Tree Lane, clarified that he was not misspeaking in his earlier statement regarding correction of charter language. He was not speaking to a comparison of the new language to the previous.

JOSH
COLLETTA

Sally Wood, 1560 Barber Drive, addressed Council regarding the City's noise ordinance and its enforcement; in particular, noise made by Hillsdale College functions.

SALLY
WOOD

Steve Wood, 1560 Barber Drive, addressed Council in regard to his wife's previous statements about the noise made by Hillsdale College functions and the lack of enforcement of the noise ordinance.

STEVE
WOOD

Penny Swan, addressed 205 N. Manning concurred with the complaints made by the Woods' but commented on the noise also made by the ongoing construction as well.

PENNY
SWAN

Glenn Frobel, Hillsdale County Farmers Market, addressed Council about being approached by the City's Economic Development department and the desire to have it stop.

GLENN
FROBEL

Richard Smith, 63 S. Broad St., addressed Council about the consideration of the City picking up deer carcasses from the side of the road.

RICHARD
SMITH

Council Comment

Councilperson Stockford addressed the comments made in regard to the noise from the College. Mr. Stockford stated he did not recall Council approving concerts at the College this year. Mr. Stockford also stated that he and City Manager Mackie had met with the College in regard to the construction noise and believed it was being addressed by the College.

Councilperson Sharp reported Fire Chief Pauken has requested a Public Safety Meeting. Mr. Sharp also commented on the attendance of the Farmer's Market and the support of downtown business owners. Mr. Sharp also concurred with Councilperson Stockford that there had been no Council approval of recent College events.


Adjournment

Motion by Councilperson Stockford, supported by Councilperson Watkins, to adjourn.

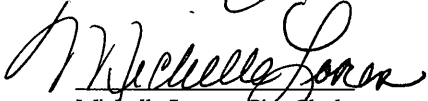
All ayes.

Meeting adjourned.

8:50 p.m.



Scott M. Sessions, Mayor



Michelle Loren, City Clerk