

Minutes of the regular meeting of the City Commission held Monday, May 13, 2019, at 7:00 p.m., in the City Commission Room.

Mayor Joseph called the meeting to order and the Pledge of Allegiance was recited.

Commissioners Present: Mayor Joseph and Vice Mayor Gillis; Commissioners Kulick, LaLonde, Perschbacher and Tolas

Commissioners Absent: Commissioner Ling

Others Present: City Manager Ridley, City Clerk Howard and City Attorney Homier

Proclamations and Presentations

Mayor Joseph and members of the Historic Commission presented the 2018 Historic Preservation Improvement Award to George and Nancy King for work done at 1326 East Broadway.

Mayor Joseph and Vice Mayor Gillis read and presented a proclamation to Isabella Child Development Center Board Members Sandy Wariner and Karen Lee recognizing the Isabella Child Development Center's 50th anniversary.

Mayor Joseph read and presented a proclamation to Dr. Shannon Smith, Melissa New, Kari Mills, Anne Lagrow and Tressa Doepker recognizing Better Hearing Month (May 2019).

Mayor Joseph read and presented a proclamation to Public Works Director Zang recognizing National Public Works Week (May 19-25, 2019).

Additions/Deletions to Agenda

Moved by Commissioner Kulick and supported by Commissioner Perschbacher to consider request of staff to add Item #21 "Consider closed session pursuant to subsection 8(h) of the Open Meetings Act to consider material exempt from discussion or disclosure by state or federal statute."

AYES: Commissioners Joseph, Kulick, LaLonde and Perschbacher

NAYS: Commissioners Gillis and Tolas

ABSENT: Commissioner Ling

Motion Failed. Therefore, the item was not added to the agenda.

Public Input on Agenda Items

Rose Traines, 1217 North Dr., spoke regarding reconstruction design of Brown Street.

Mark Silliven, 1153 North Dr., spoke regarding reconstruction design of Brown Street.

Receipt of Petitions and Communications

Received the following petitions and communications:

1. City Manager report on pending items;
 - a. Self-defense memo
2. Parks and Recreation Commission Meeting Minutes. (March)
3. Planning Commission Meeting Minutes. (April)
4. Communication from the Planning Commission regarding 2020-2025 Capital Improvement Plan.
5. Correspondence received from Joan Long, 408 S. Brown St.; Martin Tursky, President and CEO of McLaren Central Michigan, 1221 South Dr.; and Diane Falsetta, 6373 Ohls Dr., Weidman regarding Brown Street.
6. Correspondence received from Stephanie Harless, 1308 E. Preston regarding Preston Street.
7. Correspondence received at the dais from Marie Koper, 509 S. University Ave. regarding the Michigan Clean Energy Conference.

Moved by Commissioner Kulick and supported by Commissioner Tolas to approve the following items on the Consent Calendar:

1. Minutes of the regular meeting of the City Commission held April 22, 2019.
2. Bid of Crawford Contracting of Mt. Pleasant, Michigan in the amount of \$629,070 for the 2019 Maple Street and alley reconstruction project and the appropriate four budget amendments to the Street, Water, Sanitary Sewer and Alley budgets.
3. Bid of Sparling Corporation of Taylor, Michigan, in the amount of \$22,850 for the purchase and installation of a new card reader for the airport fuel system.
4. Resolution in support of Traffic Control Order No. 1-2019 as follows:

WHEREAS, the Traffic Engineer of the City of Mt. Pleasant requests that the City Commission issue Traffic Control Order No. 1-2019 (Place '3 Hour Parking' sign in the bump-out area on the west side of Franklin St. between Mosher and Chippewa). Said traffic control order was presented to the City Commission on May 13, 2019 for review and after reviewing said control order and being fully advised in the premises,

BE IT RESOLVED, that the City Commission approves traffic control order No. 1-2019 as a permanent traffic control order.
5. Resolution establishing regulations for small cell wireless facilities:

WHEREAS, 2018 PA 365 (Act 365), known as the Small Wireless Communications Facilities Deployment Act, and the Federal Communications Commission Declaratory Ruling and Third Report Order (FCC Order) allows the City of Mt. Pleasant to establish requirements for wireless providers that protect the City to the extent allowed by the Act; and

WHEREAS, the Act requires reasonable, nondiscriminatory requirements of general applicability adopted by ordinance or otherwise that apply to the

location of groundmounted equipment and new poles and that do not prevent a wireless provider from serving any location; and

WHEREAS, the Act also provides that an authority may adopt written, objective requirements for reasonable, technically feasible, nondiscriminatory, and technologically neutral design or concealment measures in a historic district, downtown district, or residential zoning district;

NOW, THEREFORE, BE IT RESOLVED, that pursuant to the requirements of the Act, the City Commission hereby establishes the following regulations:

1. The applicant shall annually submit an insurance certificate meeting the City's requirements for contractors working the right-of-way.
 2. New right-of-way poles shall be placed in line or nearly in line with property lines of the adjacent parcels. Placing them in the right-of-way in the middle of lots will not be permitted.
 3. Small cell wireless facilities on new poles or collocated on existing poles shall not be within 300' of an existing small cell wireless node.
 4. Any facility requiring power that is situated more than 10' from the existing above ground electric line will be fed from an underground drop.
 5. Any facility requiring a connection to an existing wired telecom network more than 10' from an existing above ground wire or fiber on that system shall gain its connection via an underground feed.
 6. Screening and/or camouflage may be required depending on the proposed location of wireless facilities.
 7. Facilities will not be permitted in the clear vision area of any intersection.
 8. Facilities will not be permitted that conflict with any driveway, trees, light poles, or other infrastructure.
 9. New poles may not be placed adjacent to properties in the CD-3L and CD-3 zoning district when a suitable alternate location is available adjacent to property in any other zoning district.
 10. An applicant for a small cell wireless facility must operate in compliance with all provisions of 2018 PA 365, including payment of the maximum fees, rates and bond requirements allowed under the Act.
6. Authorize the Mayor to sign the Storm Sewer Extension and Reimbursement Agreement with the Central Michigan Mental Health Facilities Board as presented.
 7. Warrants dated April 17, 18 and 25, 2019 and May 1, 8 and 9, 2019 and Payrolls dated April 19 and May 3, 2019 all totaling \$1,544,996.53.

Motion unanimously adopted.

A public hearing was held on proposed Ordinance to amend Subsection 154.414.B.4.k. of the Mt. Pleasant Zoning Ordinances to correct a scrivener's error within the general sign provisions. There being no public comments or communications received, the Mayor closed the public hearing.

Moved by Commissioner Kulick and supported by Commissioner LaLonde that Ordinance 1043, an Ordinance to amend Section 154.410.B.4.k. of the Mt. Pleasant Zoning

Ordinances to correct a scrivener's error within the general sign provisions having been introduced and read, now be passed, ordained and ordered published.

AYES: Commissioners Joseph, Gillis, Kulick, LaLonde, Perschbacher and Tolas

NAYS: None

ABSENT: Commissioner Ling.

Motion unanimously adopted.

Moved by Commissioner Kulick and supported by Commissioner LaLonde to approve a conceptual design for Brown Street from Broadway to High St. based on 40-foot width of the street. Motion unanimously adopted.

Considered whether a public hearing to adjust the 2019 millage rate should be held. No action was taken by the Commission.

Moved by Vice Mayor Gillis and supported by Commissioner Kulick to make the following appointment as recommended by the Appointments Committee:

Local Development Finance Authority (LDFA)

Joshua Jerome

Term Expires:

12/31/2020

Motion unanimously adopted.

Public Comment on Agenda and Non-Agenda Items

Glenn Bordine, 7265 S. Mission Rd., spoke regarding the passing of Recreational Marihuana and its positive effect on the housing market.

Announcements on City-Related Issues and New Business

Commissioner Kulick reminded the public that last year a State law passed to mandate 3-foot clearance to passing bicycles.

Vice Mayor Gillis commented that she would like to see bicyclists follow all the traffic laws the same as vehicles as required by law and have Public Safety enforce the laws. She also commented that she would like to see the information that was proposed to be discussed in closed session discussed at a public work session. Finally, she announced that there are board and commission openings and encouraged the public to apply. Information can be found at http://www.mt-pleasant.org/boards_and_commissions/.

The Commission recessed at 7:49 p.m. and went into a work session at 7:55 p.m.

WORK SESSION – Sidewalk Snow Removal Report Discussion

Mayor Joseph led a discussion on Sidewalk Snow Removal Report.

Discussion ensued.

This item will come back to the Commission for action at a future meeting.

Moved by Vice Mayor Gillis and supported by Commissioner Kulick to adjourn the meeting at 8:42 p.m. Motion unanimously adopted.

William L. Joseph, Mayor

Jeremy Howard, City Clerk