

Minutes of the regular meeting of the City Commission held Monday, March 14, 2022, at 7:00 p.m., in the City Commission Room, 320 W. Broadway St., Mt. Pleasant, Michigan with virtual options.

Mayor Perschbacher called the meeting to order.

The Pledge of Allegiance was recited.

Commissioners Present: Mayor Amy Perschbacher and Vice Mayor Olivia Cyman; Commissioners Mary Alsager, Brian Assmann, Liz Busch, Maureen Eke & George Ronan

Commissioners Absent: None

Others Present: City Manager Aaron Desentz, City Clerk Heather Bouck and City Attorney Michael Homier

Proclamations and Presentations

City Planner Kain and Mayor Perschbacher presented the 2021 Community Improvement Awards to the selected property owners.

<u>Category</u>	<u>Address</u>	<u>Property Owner</u>
Commercial	907 E Broomfield & 1207 N. Mission	Lume Cannabis Co.
Multi-family	410 W Broadway	Michigan Community Capital
Single-family	108 Oak	Joanne Curtiss

Additions/Deletions to Agenda

Items #16: "Recommendation from the Planning Commission to reappoint Corey Friedrich as the representative of the Planning Commission to the Zoning Board of Appeals." was removed from the Consent Calendar.

Receipt of Petitions and Communications

Received the following petitions and communications:

2. City Manager report on pending items;
 - a. Monthly report on police related citizen complaints received.
3. Tax Increment Finance Authority (TIFA) Meeting Minutes. (November)
4. Planning Commission Meeting Minutes. (February)
5. Receipt of Certificate of Achievement for Excellence in Financial Reporting.
6. Communication from City Planner Jacob Kain regarding stacking requirements for drive-through businesses.
7. Communication from LowKey Properties LLC regarding Class B and Class C grower license for Medical and Adult Use Marijuana Establishment.
8. Requested information from City Planner Jacob Kain and City Clerk Heather Bouck regarding Medical and Adult Use Marijuana Ordinances.

Moved by Commissioner Alsager and seconded by Commissioner Eke to approve the following items on the Consent Calendar:

9. Minutes of the regular meeting of the City Commission held February 28, 2022.
10. Corrections to the Michigan Department of Transportation (MDOT) Act 51 map to add Ellis Place, to delete Franklin Street from Michigan to Illinois, to delete Illinois Street stubs at Greenfield Drive and approve resolutions for same. (CC Exh. 1-2022)
11. Award contract for 2022 Alley Reconstruction Project to Malley Construction, Inc. of Mt. Pleasant, Michigan in the amount of \$154,457.00 and budget amendment for same.
12. Transfer of parcels 17-000-00-093-00; 17-000-00-092-00; 17-000-00-091-00 and 17-000-00-439-00 from Central Business District/Tax Increment Finance Authority (CBD/TIFA).
13. Set a public hearing for Monday, March 28, 2022 at 7:00 p.m. to obtain public input on the Michigan Department of Natural Resources Trust Fund Grant application.
14. Budget amendment for preliminary design and cost estimates for Town Center civic space.
15. Amendment to the 2022 CBD TIFA budget and 2022 general fund budget.
16. Item removed from Consent Calendar.
17. Receive recommended text change to amend Article VII of the Mt. Pleasant Zoning Ordinances to update the definition of liquor store and set a public hearing for Monday, April 11, 2022 at 7:00 p.m. on same.
18. Receive recommended text change to amend Sections 154.1203, 154.613 and 154.615 of the Mt. Pleasant Zoning Ordinances regarding the types of improvements and applications requiring site plan review and approval and set a public hearing for Monday, April 11, 2022 at 7:00 p.m. on same.
19. Receive City requests for Saginaw Chippewa Indian Tribe 2% allocations.
20. Warrants dated March 7, 8, 9, & 10, 2022 and Payrolls dated March 2, 2022 all totaling \$948,215.51.

Motion unanimously adopted.

A public hearing was held on recommended text change to Section 154.414 to update band sign standards and delete reference to downtown Mt. Pleasant signage design guidelines. There being no public comments or communications, the Mayor closed the public hearing.

Moved by Commissioner Eke and seconded by Commissioner Busch that Ordinance 1075, an Ordinance to amend Section 154.414 to update band sign standards and delete reference to downtown Mt. Pleasant signage design guidelines having been introduced and read, now be passed, ordained and ordered published.

AYES: Commissioners Alsager, Assmann, Busch, Cyman, Eke, Perschbacher & Ronan

NAYS: None

ABSENT: None

Motion unanimously adopted.

A public hearing was held for the purpose of receiving public comments related to Green Tree Cooperative Grocery, Inc.'s performance as required under the CDBG-RLF program. Ray Davies, 1338 S. Crawford, commented what a great asset the Green Tree Cooperative Grocery is to the community with respect to job opportunities, vendors and consumers. There being no additional public comments or communications received the Mayor closed the public hearing.

Moved by Commissioner Busch and seconded by Commissioner Eke to authorize the Mayor to sign the required Action to Affirmatively Further Fair Housing form.

AYES: Commissioners Alsager, Assmann, Busch, Cyman, Eke, Perschbacher & Ronan

NAYS: None

ABSENT: None

Motion unanimously adopted.

Moved by Commissioner Alsager and seconded by Commissioner Eke to award the contract for the 2022 Illinois Street Reconstruction Project, Option B to McGuirk Sand and Gravel of Mt. Pleasant, Michigan in the amount of \$846,365 and approve budget amendments of \$51,000 from local streets and \$12,550 from the capital improvements fund. Motion unanimously adopted.

Moved by Commissioner Eke and seconded by Commissioner Busch to approve the Resolution Authorizing the City Manager to sign the Michigan Department of Transportation Grant Agreement (MDOT Contract N. 22-5060) for reimbursement of funds to the City for the 2022 Brown Street Reconstruction Project.

WHEREAS, a Grant Agreement (MDOT Contract No. 22-5060) has been submitted by the Michigan Department of Transportation, which requires the City of Mt. Pleasant to adopt a resolution authorizing the approval of the contract for reimbursement of funds to the City for the 2022 Brown Street Reconstruction Project, including all related work, and

WHEREAS, the reconstruction and improvements made to Brown Street will improve safety for both motoring and pedestrian traffic; and

WHEREAS, the Agreement has been approved by the City Manager as to substance,

NOW, THEREFORE, BE IT RESOLVED, that the City Manager be authorized to execute said Agreement on behalf of the City of Mt. Pleasant.

Motion unanimously adopted.

Announcements on City-Related Issues and New Business

Commissioner Busch announced that the Mt. Pleasant Public School is presenting Sponge Bob The Musical March 17th thru March 20th. Broadway Theater is presenting Little Mermaid Jr. this weekend and next. There is an Awareness March on Saturday, March 26th from 12 to 2 p.m. to show support for Ukraine.

Commissioner Eke announced that March is Women's History Month. This is a time to reflect on women's accomplishments and to raise awareness to end violence and inequities against women.

Commissioner Ronan announced that today is National Pi Day. Hopefully individuals were able to support a local business and celebrate National Pi Day.

Moved by Commissioner Ronan and seconded by Commissioner Alsager to table the recommendation from the Planning Commission to reappoint Corey Friedrich as the representative of the Planning Commission to the Zoning Board of Appeals to the March 28th meeting. Motion unanimously adopted.

The Commission recessed at 7:27 p.m. and returned at 7:41 p.m.

Moved by Commissioner Eke and seconded by Commissioner Busch to conduct a closed session to consult with the city attorney regarding trial or settlement strategy in connection with Taco Boy of Mount Pleasant, Inc., v City of Mt. Pleasant, Circuit Court Case No. 22-27612-AA, the discussion of which in an open meeting would have a detrimental financial effect on the litigation or settlement position of the City and pursuant to MCL 15.268(1)(h) to discuss written confidential legal opinions with the city attorney, which are exempt from disclosure by state or federal statute.

AYES: Commissioners Alsager, Assmann, Busch, Cyman, Eke, Perschbacher & Ronan

NAYS: None

ABSENT: None

Motion unanimously adopted.

The Commission went into a closed session at 7:41 p.m. A separate set of minutes was taken for the closed session. The Commission went back into open session at 9:02 p.m.

Moved by Commissioner Alsager and seconded by Commissioner Ronan to adjourn the meeting at 9:03 p.m. Motion unanimously adopted.

Amy Perschbacher, Mayor

Heather Bouck, City Clerk