

Minutes of the regular meeting of the City Commission held Monday, February 13, 2023, 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.

Land Acknowledgement statement was recited.

Commissioners Present: Mayor Amy Perschbacher and Vice Mayor Mary Alsager; Commissioners Brian Assmann, Liz Busch, Bryan Chapman, Maureen Eke & Boomer Wingard

Commissioners Absent: None

Others Present: City Manager Aaron Desentz, City Clerk Heather Bouck and City Attorney Scott Hogan

#### Proclamations and Presentations

Director Jason Moore introduced Water Distribution Supervisor Andy Keehbauch and Water Distribution Operator Travis McAllister.

#### Additions/Deletions to Agenda

Mayor Perschbacher amended the Agenda to hold the recess after the Work Session.

Moved by Commissioner Eke and seconded by Commissioner Busch to approve the Agenda as amended. Motion unanimously adopted.

#### Receipt of Petitions and Communications

Received the following petitions and communications:

2. Monthly report on police related citizen complaints.
3. Airport Joint Operations and Management Board November Meeting Minutes.
4. Parks and Recreation Commission November Meeting Minutes.
5. Planning Commission January Meeting Minutes.

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

6. Minutes of the regular meeting of the City Commission held January 23, 2023.
7. Minutes of the closed session of the City Commission held January 23, 2023.
8. Resolution in support of final approval of Temporary Traffic Control Order #3-2023 as presented:

WHEREAS, under the date of November 21, 2022, the Traffic Engineer of the City of Mt. Pleasant issued temporary traffic control order No. 3-2023 (Place

no parking signs on the east side of Crapo Street between High Street and Broadway Street. The road was restriped as part of the 2022 reconstruction project to shift parking to allow cars to park without extending over the white line). Said temporary traffic control order was presented to the City Commission on February 13, 2023, for review and after reviewing said temporary control order and being fully advised in the premises,

BE IT RESOLVED, that the City Commission approves making temporary traffic control order No. 3-2023 a permanent traffic control order.

9. Resolution authorizing Deputy Public Works Director Tim Middleton to execute Clean Water State Revolving Fund (CWSRF) contract documents as follows:

WHEREAS, the City of Mt. Pleasant recognizes the need to make improvements to its existing water and wastewater treatment systems (selected alternatives); and

WHEREAS, said Clean Water State Revolving Fund (CWSRF) Project Plan was presented at a Public Hearing meeting that was held on May 23, 2022, and all public comments have been considered and addressed; WHEREAS, the City of Mt. Pleasant formally adopted said combined Project Plan and agreed to implement the selected alternatives;

WHEREAS, the City of Mt. Pleasant has been notified of the award of CWSRF funds for these improvements;

NOW, THEREFORE, BE IT RESOLVED that the City of Mt. Pleasant hereby designates the Deputy Public Works Director, a position currently held by Tim Middleton, as the additional person authorized to sign the Project Plan Agreement and payment requests, and execute any additional documents required to carry out and complete the grant.

10. Resolution authorizing City Manager to sign grant agreement with the Michigan Department of Transportation as follows:

WHEREAS, a Grant Agreement (FAA ARPA Grant number 3-26-SBGP-132-2022) has been submitted by the Michigan Department of Transportation, which requires the City of Mt. Pleasant to adopt a resolution authorizing the City Manager to electronically sign the Agreement and sponsor certifications to receive American Rescue Plan Act funds of \$32,000 for the Mt. Pleasant Municipal Airport;

WHEREAS, these funds will be used for reimbursement of operational expenses incurred during the COVID-19 pandemic;

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

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

11. Warrants dated January 20, 23, 26 and 30, 2023 and February 6 and 8, 2023 all totaling \$1,630,750.10.

Motion unanimously adopted.

A public hearing was held on request to create an Obsolete Property Rehabilitation Act (OPRA) District to include the Mission-Pickard DDA boundary. There being no public comments or communications received, the Mayor closed the public hearing.

Moved by Commissioner Busch and seconded by Commissioner Eke to adopt the following Resolution To Establish An Obsolete Property Rehabilitation District:

WHEREAS, pursuant to PA 146 of 2000, the City of Mt. Pleasant has the authority to establish "Obsolete Property Rehabilitation Districts" within the City of Mt. Pleasant; and

WHEREAS, a written request has been made with the clerk of the City of Mt. Pleasant requesting the establishment of an Obsolete Property Rehabilitation District for the area encompassed by the Mission-Pickard Downtown Development Authority (DDA) District located in the City of Mt. Pleasant hereinafter described; and

WHEREAS, the City of Mt. Pleasant determined that the district meets the requirements set forth in section 3(1) of PA 146 of 2000; and

WHEREAS, written notice has been given by certified mail to all owners of real property located within the proposed district and to the public by public posting of the hearing on the establishment of the proposed district; and

WHEREAS, on February 13, 2023 a public hearing was held and all residents and taxpayers of the City of Mt. Pleasant were afforded an opportunity to be heard thereon; and

WHEREAS, the City of Mt. Pleasant deems it to be in the public interest of the City of Mt. Pleasant to establish the Obsolete Property Rehabilitation District as proposed.

NOW, THEREFORE, BE IT RESOLVED by the City of Mt. Pleasant that the Obsolete Property Rehabilitation District will encompass the following described parcel(s) of land situated in the City of Mt. Pleasant, Isabella County, and State of Michigan, (legal description), be and hereby is established as an Obsolete Property Rehabilitation District pursuant to the provisions of PA 146 of 2000 to be known as Mission-Pickard Obsolete Property Rehabilitation District No. 23-01. (CC Exh. 1-2023 Complete Resolution including legal description.)

AYES: Commissioners Alsager, Assmann, Busch, Chapman, Eke, Perschbacher & Wingard

NAYS: None

ABSENT: None

Motion unanimously adopted.

A public hearing was held on proposed ordinance to amend Chapter 116 Subsection 03(B)(12) of Title XI: Business Regulations of the City's Code of Ordinances entitled "Electric Scooters/Skateboards". There being no public comment or communications received, the Mayor closed the public hearing.

Moved by Commissioner Chapman and seconded by Commissioner Eke that Ordinance 1086, an Ordinance to amend Chapter 116 Subsection 03(B)(12) of Title XI: Business Regulations of the City of Mt. Pleasant Code of Ordinances entitled "Electric Scooters/Skateboards" having been introduced and read, now be passed, ordained and ordered published.

AYES: Commissioners Alsager, Assmann, Busch, Chapman, Eke, Perschbacher & Wingard

NAYS: None

ABSENT: None

Motion unanimously adopted.

Moved by Commissioner Eke and seconded by Commissioner Busch to make the following appointment to the Parks and Recreation Commission as recommended by the Appointments Committee:

Parks and Recreation Commission  
Kristin LaLonde

Term Expires:  
12/31/2025

Motion unanimously adopted.

Announcements on City-Related Issues And New Business

Commissioner Eke announced February is Black History Month. Numerous activities are available at CMU to celebrate and honor Black History Month.

Mayor Perschbacher announced the Central Michigan International Film Festival starts Wednesday. Tickets are \$5 and there are three locations available. For more information go to <https://cmfilmfest.com/>

WORK SESSION - Presentation and discussion on Neighborhood Enterprise Zone (NEZ).

City Planner Manuela Powidayko provided a presentation and led a discussion on neighborhood enterprise zones.

Moved by Commissioner Eke and seconded by Commissioner Wingard to conduct a closed session to consult with the City Attorney regarding trial or settlement strategy in connection with pending litigation in City of Mount Pleasant v Lange et al, Case No. 23-18394-AW, for the reason that an open meeting would have a detrimental financial effect on the litigating or settlement position of the City.

AYES: Commissioners Alsager, Assmann, Busch, Chapman, Eke, Perschbacher & Wingard

NAYS: None

ABSENT: None

Motion unanimously adopted.

Moved by Commissioner Wingard and seconded by Commissioner Busch to conduct a closed session pursuant to subsection 8(c) of the Open Meetings Act to discuss the strategy and negotiation sessions connected with negotiation of a collective bargaining agreement.

AYES: Commissioners Alsager, Assmann, Busch, Chapman, Eke, Perschbacher & Wingard

NAYS: None

ABSENT: None

Motion unanimously adopted.

The Commission recessed at 7:56 p.m. and went into Closed Session at 8:06 p.m. A separate set of minutes was taken for the Closed Session.

Moved by Commissioner Eke and seconded by Commissioner Busch to approve labor agreement between the City of Mt. Pleasant and Mount Pleasant Association of Fire Fighters of the Police Officer Labor Council (POLC). Motion unanimously adopted.

Moved by Commissioner Eke and seconded by Commissioner Busch to adjourn the meeting at 8:39 p.m. Motion unanimously adopted.

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Amy Perschbacher, Mayor

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Heather Bouck, City Clerk