

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

June 20, 2011  
7:03 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 Pro-Tem Rick Richardson opened the meeting with the pledge of allegiance to the flag.

### **Roll Call**

Mayor Pro-Tem Richardson called the meeting to order with the following Councilmembers present: Councilmembers Casey Sullivan and Tony Vear representing Ward One; Councilmembers Ruth Brown and Sally Kinney representing Ward Two; Councilmember Mary Wolfram representing Ward 3 and Councilmembers Mary Beth Bail and William Arnold representing Ward 4.

Mayor Douglas G. Moon arrived at 7:17 p.m.

### **Approval of Agenda**

Motion by Councilmember Wolfram, seconded by Councilmember Arnold, to approve the June 20, 2011 Council agenda as presented.

Motion carried.

### **Public Comment**

Stephen Rajzer, from Congressman Tim Walberg's Office, updated council.

Ted Jansen, resident, was concerned about housing a library collection at the Mitchell Building because of safety issues in the building.

### **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. Claims of \$122,694.65 and Payroll of \$87,958.89 from the check run of 6/9/11.
- B. Minutes from the Finance Committee meeting of 6/13/11; Operations & Governance meeting of 6/6/11; Community Development meeting of 6/8/11; TIFA meeting of 6/14/11; Library Board meeting of 5/19/11 and BPU meeting of 6/14/11.
- C. Council Minutes of 6/6/11

Motion by Councilmember Brown, seconded by Councilmember Arnold, to approve the Consent Agenda as presented. Roll call: Councilmembers Arnold – yes. Bail – yes. Brown – yes. Kinney – yes. Richardson – yes. Sullivan – yes. Vear – yes. Wolfram – yes.

Approved 8-0.

### **Communications**

None.

### **Introduction and Adoption of Ordinances/Public Hearings**

Mayor Pro-tem Richardson opened a public hearing for the Michigan Planning Enabling Act Ordinances. As there were no public comments, he closed the public hearing.

Motion by Councilmember Vear, second by Councilmember Arnold to approve Ordinance 2011-3 to repeal the current Planning Commission. Roll call: Councilmembers Bail – yes. Brown – yes. Kinney – yes. Richardson – yes. Sullivan – yes. Vear – yes. Wolfram – yes. Arnold – yes.

Approved 8-0.

Mayor Moon arrived.

Motion by Councilmember Sullivan, second by Councilmember Vear, to approve Ordinance 2011-4 establishing a new Planning Commission under Act 33 of 2008. Roll call: Councilmembers Brown – yes. Kinney – yes. Richardson – yes. Sullivan – yes. Vear – yes. Wolfram – yes. Mayor Moon – yes. Arnold – yes. Bail – yes.

Approved 9-0.

Mayor Pro-tem Richardson opened a public hearing to hear comment on a Commercial Rehabilitation Exemption for Richard J. Roth, Jr. at 55 Spring Street. The EDC has suggested approval for a length of six years. As there was no public comment, he closed the public hearing.

Motion by Councilmember Moon, second by Councilmember Kinney, to approve Resolution 3076 for the CRD request from Richard J. Roth, Jr. Roll call: Councilmembers Kinney – yes. Richardson – yes. Sullivan – yes. Vear – yes. Wolfram – yes. Mayor Moon – yes. Arnold – yes. Bail – yes. Brown – yes.

Approved 9-0.

### **Unfinished Business**

None.

### **Old Business**

None.

### **New Business**

Several budget amendments are necessary for the 2010-2011 budget as the budget year comes to a close. Finance Director Bonnie Tew answered questions from Council.

Motion by Councilmember Moon, second by Councilmember Wolfram, to approve amendments to the 2010-2011 budget as described. Roll call: Councilmembers Richardson – yes. Sullivan – yes. Vear – yes. Wolfram – yes. Mayor Moon – yes. Arnold – yes. Bail – yes. Brown – yes. Kinney – yes.

Approved 9-0.

A Power Sales Contract and an accompanying resolution from Fremont Energy Center were approved by the BPU Board at their meeting of June 14, 2011. They have requested that Council also approve the contract and resolution.

Motion by Councilmember Brown, second by Councilmember Vear, to approve Resolution 3077 for the Fremont Energy Center Power Sales Contract and authorize the Mayor and Clerk to sign on behalf of the City. Roll call: Councilmembers Sullivan – yes. Vear – yes. Wolfram – yes. Mayor Moon – yes. Arnold – yes. Bail – yes. Brown – yes. Kinney – yes. Richardson – yes.

Approved 9-0.

The BPU Board has reviewed an updated water and sewer study done by Tetra Tech. They have requested that Council approve resolutions setting new rates for the next five years.

Motion by Councilmember Vear, second by Councilmember Brown, to approve Resolution 3074 setting the BPU water rates. Roll call: Councilmembers Vear – yes. Wolfram – yes. Mayor Moon – yes. Arnold – yes. Bail – yes. Brown – yes. Kinney – yes. Richardson – yes. Sullivan- yes.

Approved 9-0.

Motion by Mayor Moon, second by Councilmember Sullivan, to approve Resolution 3075 setting BPU sewer rates. Roll call: Councilmember Wolfram – yes. Mayor Moon – yes. Councilmembers Arnold – yes. Bail – yes. Brown – yes. Kinney – yes. Richardson – yes. Sullivan – yes. Vear – yes.

Approved 9-0.

Two usage agreements for the use of Mrs. Stock's Park for weddings this summer were presented for approval.

Motion by Mayor Moon, second by Councilmember Kinney, to approve the Mrs. Stock's Park usage agreements as presented. Roll call: Mayor Moon – yes. Councilmember Arnold – yes. Bail – yes. Brown – yes. Kinney – yes. Richardson- yes. Sullivan – yes. Vear – yes. Wolfram – yes.

Approved 9-0.

A MERS Benefit E Cost of Living Adjustment form was received for consideration by Council. The City currently has 30 retirees and it was asked if Council would like to spend \$650.00 to have an actuarial done in order to determine the cost of approving the increase.

Motion by Mayor Moon to approve spending \$650.00 to have MERS perform an actuarial on the impact of the proposed increase. There was no support.

The Community Development Committee has requested that Council terminate the Chamber of Commerce's occupancy of the Mitchell Building. The building would then receive a new roof and HVAC system and be prepared for displaying the Pulver collection.

Motion by Mayor Moon, second by Councilmember Wolfram, to terminate the Chamber of Commerce's occupancy of the Mitchell Building effective August 1, 2011. Roll call: Councilmembers Arnold – yes. Bail – yes. Brown – yes. Kinney – yes. Richardson – yes. Sullivan – yes. Vear – no. Wolfram – yes. Mayor Moon – yes.

Approved 8-1.

A request has been received from the All American Celebration Committee to hold a fireworks display on July 3, 2011 at dusk.

Motion by Councilmember Brown, second by Councilmember Sullivan, to approve the July 3, 2011 fireworks display as described.

Motion carried.

The fourth of July parade is set to be held on July 3, 2011, also. The parade organizers have asked that the parade be included under the city liability umbrella as has been done in the past.

Motion by Councilmember Kinney, second by Councilmember Arnold, to allow the July Fourth Parade to be included under the City policy.

Motion carried.

Two traffic control orders will allow for two way traffic on North Street between Union Street and M-99 and would permit southbound traffic on Union Street to turn right toward the post office.

Motion by Mayor Moon, second by Councilmember Kinney to approve Resolution 3078 permitting right turns into the Post Office parking. Roll call: Councilmembers Bail – yes. Brown – yes. Kinney – yes. Richardson – yes. Sullivan – yes. Vear – yes. Wolfram – yes. Mayor Moon – yes. Councilmember Arnold – yes.

Approved 9-0.

Motion by Councilmember Sullivan, second by Councilmember Brown, to approve Resolution 3079 allowing two way traffic on North Street between Union Street and M-99. Roll call: Councilmembers Brown – yes. Kinney – yes. Richardson – yes. Sullivan – yes. Vear – yes. Wolfram – yes. Mayor Moon – yes. Councilmembers Arnold – yes. Bail – yes.

Approved 9-0.

### **Proclamations**

None.

### **Appointments**

None.

### **Department Reports**

None.

### **Public Comment**

Aimee England, resident, spoke about the placement of the Pulver collection.

Eldonna Bernath, resident, talked about the library and the downtown.

### **Adjournment**

Motion by Councilmember Kinney, seconded by Councilmember Sullivan, to adjourn.

Motion carried.

9:03 p.m.

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Rick Richardson, Mayor Pro-Tem

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Parke Hayes, Clerk