

**CITY OF WILLIAMSTON  
CITY COUNCIL  
JANUARY 10, 2005  
MINUTES**

**1. Call To Order:** The meeting was called to order at 7:00 p.m. by City Manager Lisa Hitchcock and the Pledge of Allegiance was given.

**3. Roll Call:** Council Members Kenneth Zichi, Larry Wittrup, James DeForest, Penny Davis (left at 7:22), Robert Hanna, George Monroe, and Scott VanAllsburg. Absent: None.

Also Present: City Manager Lisa Hitchcock, Deputy Clerk Holly Thompson, City Attorney Timothy Perrone, Police Chief Tom Ambs, Executive Secretary Catherine Garnham, Enterprise Reporter Will Whelton, and NIESA Representative Jamie Janson.

**4. Election of Mayor & Mayor Pro-tem:** MOTION BY HANNA, SECOND BY WITTRUP, TO NOMINATE KEN ZICHI AS MAYOR. YES: MONROE, VANALLSBURG, HANNA, ZICHI, DEFOREST, DAVIS, WITTRUP. NO: NONE. MOTION PASSED.

**MOTION BY HANNA, SECOND BY DAVIS, TO NOMINATE LARRY WITTRUP AS MAYOR PRO-TEM. YES: ZICHI, DEFOREST, WITTRUP, DAVIS, MONROE, VANALLSBURG, HANNA. NO: NONE. MOTION PASSED.**

**5. Approval of Agenda:** Add 9i. DTE Accounts Receivable Agreement. MOTION BY DEFOREST, SECOND BY WITTRUP, TO APPROVE THE AGENDA AS AMENDED. MOTION PASSED BY VOICE VOTE.

**6. Audience Participation:** Mayor Zichi called for public comment at this time and there was none.

**7. Council Minutes of December 13, 2004:** On page 3, item 12a., line 2, change “3.7” to “5.4” and add “the Michigan average is 5.4% and Livingston County was 3.7%” and item 14., 6 lines down, delete “Adison and Morgan”. MOTION BY DEFOREST, SECOND BY WITTRUP, TO APPROVE THE MINUTES OF DECEMBER 13, 2004 AS AMENDED. MOTION PASSED BY VOICE VOTE.

**8. Accounts Payable:** The accounts payable totaled \$630,872.59 and included payroll, consultants, the pedestrian bridge, attorneys, utilities, bonds, and other miscellaneous supplies & services. The invoice description for Cadwell Brothers Inc. was corrected to read Church Street instead of Putnam Street. One easement listed as Pedestrian Bridge was corrected to reflect it was for the Putnam Street Bridge. Reference #'s 3847-4051. MOTION BY HANNA, SECOND BY WITTRUP, TO APPROVE THE ACCOUNTS PAYABLE AS AMENDED. YES: DAVIS, MONROE,

**VANALLSBURG, HANNA, ZICHI, DEFOREST, WITTRUP. NO: NONE.  
MOTION PASSED.**

**9. Action Items**

**9a. Resolution 01-05 Approving 2005 Meeting Dates: MOTION BY DEFOREST, SECOND BY WITTRUP, TO APPROVE RESOLUTION 01-05 APPROVING THE JANUARY 2005 THROUGH JANUARY 2006 MEETING DATES. MOTION PASSED BY VOICE VOTE.**

**9b. Committee Appointments: MOTION BY DEFOREST, SECOND BY WITTRUP, TO APPROVE THE COMMITTEE APPOINTMENTS OF DAVIS FOR THE EDC/TIFA AND VANALLSBURG AS THE ALTERNATE, ZICHI FOR THE DDA AND WITTRUP AS THE ALTERNATE, VANALLSBURG FOR THE PLANNING COMMISSION AND WITTRUP AS THE ALTERNATE, HANNA FOR THE NIESA BOARD AND VANALLSBURG AS THE ALTERNATE, MONROE FOR THE CEMETERY BOARD AND HANNA AS THE ALTERNATE, WITTRUP FOR THE WILLIAMSTON COMMUNITY LIBRARY FOUNDATION AND DAVIS AS THE ALTERNATE, DEFOREST AS THE LEGISLATIVE DIRECTOR, DEFOREST AND HANNA FOR THE LABOR COMMITTEE, AND HANNA AND MONROE FOR THE FINANCE COMMITTEE, FOR 2005 AS AMENDED. MOTION PASSED BY VOICE VOTE.**

**9c. Consider Proposal from Hart Well Drilling Co. for Rehabilitation of Pump in Well #5: MOTION BY DEFOREST, SECOND BY WITTRUP, TO APPROVE THE PROPOSAL FROM HART WELL DRILLING COMPANY FOR REHABILITATION OF PUMP IN WELL #5 AS PRESENTED IN THE AMOUNT NOT TO EXCEED \$9956.50. YES: ZICHI, DEFOREST, WITTRUP, MONROE, VANALLSBURG, HANNA. NO: NONE. MOTION PASSED.**

**\*Councilmember Davis left at 7:22 p.m.**

**9d. Set Public Hearing Date For TIFA 2B Plan Amendment for February 14, 2005: MOTION BY DEFOREST, SECOND BY WITTRUP, TO SET A PUBLIC HEARING FOR 7:05 P.M. ON FEBRUARY 14, 2005 FOR THE TIFA 2B PLAN AMENDMENT. MOTION PASSED BY VOICE VOTE.**

**9e. Zoning Ordinance Amendment – Adult Entertainment Business Ordinance #291: Councilman Wittrup questioned whether the amendment would prohibit the showing of “art films” at the Sun Theatre. Councilman VanAllsburg questioned if this Ordinance forbid artistic nude modeling or therapeutic massage. He stated that the Wholistic Life Services offers massage and is concerned that this would not allow them to continue. MOTION BY DEFOREST, SECOND BY WITTRUP, TO APPROVE THE FIRST READING OF THE ZONING ORDINANCE #291 AMENDMENT FOR THE ADULT ENTERTAINMENT BUSINESS. YES: DEFOREST,**

**WITTRUP, MONROE, VANALLSBURG, HANNA, ZICHI. NO: NONE.  
MOTION PASSED.**

~~\*Councilmember Davis left at 7:22 p.m.~~

**9f. Amendment to Adult Entertainment Business Licensing and Regulation Ordinance- Ordinance #292: MOTION BY DEFOREST, SECOND BY WITTRUP, TO APPROVE THE FIRST READING OF ORDINANCE #292 AMENDING THE ADULT ENTERTAINMENT BUSINESS LICENSING AND REGULATION. YES: HANNA, ZICHI, DEFOREST, WITTRUP, MONROE, VANALLSBURG. NO: NONE. MOTION PASSED.**

**9g. Board Appointments- Williamston Community Library Foundation, Board of Review, and Zoning Board of Appeals: MOTION BY DEFOREST, SECOND BY WITTRUP, TO APPROVE THE BOARD APPOINTMENTS OF DIANNE GORSLINE TO THE BOARD OF REVIEW AND ROBERT DEGARMO TO THE ZONING BOARD OF APPEALS. MOTION PASSED BY VOICE VOTE.**

**9h. Variance to Municipal Standards for Water Main Under River: MOTION BY DEFOREST, SECOND BY WITTRUP, TO ALLOW THE VARIANCE TO THE MUNICIPAL STANDARDS AS RECOMMENDED BY THE CITY MANAGER FOR THE WATER MAIN UNDER THE RIVER. YES: ZICHI, DEFOREST, WITTRUP, MONROE, VANALLSBURG, HANNA. NO: NONE. MOTION PASSED.**

**9i. DTE Accounts Receivable Agreement: MOTION BY DEFOREST, SECOND BY WITTRUP, TO APPROVE THE DTE ACCOUNTS RECEIVABLE AGREEMENT AS PRESENTED IN THE AMOUNT OF \$5664.83. YES: MONROE, VANALLSBURG, HANNA, ZICHI, DEFOREST, WITTRUP. NO: NONE. MOTION PASSED.**

## **10. Discussion Items**

**10a. Sidewalk Connectivity:** Councilman DeForest commented that he would like to see a specific plan in place for the next sidewalks added in the City. He would like to get public input on where the community would like the next sections of sidewalk. Mayor Zichi commented that there should also be a maintenance program in place for the sidewalks.

## **12. Staff Reports**

**12a. City Manager:** Lisa Hitchcock submitted a written report.

**12b. City Attorney:** No report.

**12c. Treasurer:** City Treasurer Alan Dolley submitted a budget printout for December 2004.

**12d. Utility Director:** Utilities Director Leroy Smith submitted a written report.

**13. Committee/Sub-Committee Reports**

**13a. Legislative Director Report:** No report.

**14. Audience Participation:** Mayor Zichi called for public comment at this time and there was none.

**15. Council Member Comments:** Councilmember Wittrup questioned if any of the Council members had contacted the teacher he mentioned at the last meeting. Councilman Hanna commented that St. Mary's Church will have a "blue mass" on January 30<sup>th</sup> at 9:00 a.m. to honor the Fire and Police Departments. Councilman VanAllsburg commented that he would like to follow through on the CPR training provided by NIESA. Mayor Zichi thanked Council for re-electing him as Mayor.

**16. Closed Session-Property Acquisition: MOTION BY DEFOREST, SECOND BY WITTRUP, TO GO INTO CLOSED SESSION FOR PROPERTY ACQUISITION. YES: ZICHI, DEFOREST, WITTRUP, MONROE, VANALLSBURG, HANNA. NO: NONE. MOTION PASSED.**

Closed Session started at 8:45 p.m.

**MOTION BY DEFOREST, SECOND BY WITTRUP, TO RETURN TO OPEN SESSION. MOTION PASSED BY VOICE VOTE.**

Closed Session ended at 9:00 p.m.

**Action on Closed Session: MOTION BY DEFOREST, SECOND BY WITTRUP, TO AUTHORIZE THE CITY MANAGER TO ACCEPT THE COUNTER OFFER AS PRESENTED. YES: ZICHI, DEFOREST, WITTRUP, MONROE, VANALLSBURG, HANNA. NO: NONE. MOTION PASSED.**

**Meeting Adjourned at 9:01 p.m.**

**Respectfully Submitted by:** \_\_\_\_\_  
**Holly M. Thompson, Deputy Clerk**

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**Kenneth V. Zichi, Mayor**

**Date Approved:** \_\_\_\_\_