

**CITY OF WILLIAMSTON
CITY COUNCIL
SEPTEMBER 22, 2008
REGULAR MEETING MINUTES**

1. Call To Order:

The meeting was called to order at 7:03 p.m. in the City Hall Council Chambers by Mayor Michelle Hyne and the Pledge of Allegiance was recited.

3. Roll Call:

Mayor Michelle Hyne, Mayor Pro-tem John Pratt, Council Members Michael Moody, Carmen Siciliano, Traci Smith, Scott VanAllsburg, and Ken Zichi. Absent: None.

Also Present:

Deputy Clerk Holly Thompson, City Attorney Dave Stoker, Police Chief Mark Hetfield, Community Development Director Michelle Aniol, Deputy Treasurer Geral Jeffrey, Enterprise Reporter Brad Ritter, JFM Productions, citizens Greg Crockett, Gary Theis, Jacquie Kuch, Terri Campbell, Paul & Dawn Marie Joseph, Melanie Schall, Tim Grossman, Barb Burke, and other members of the public.

4. Approval of Agenda:

Mayor Hyne: Does anyone have any corrections?

Councilmember Moody: I have one correction possibly; I know I saw some e-mails about that approval of the evaluation forms, so I thought maybe we could stick that on the agenda. I know you had sent that e-mail around this weekend. If that makes sense, then I'm okay with that if that is okay with everyone else.

Councilmember VanAllsburg: Is that an action item?

Councilmember Moody: Would you make that an action item to approve it?

Mayor Hyne: To approve the form, yes, if you would like to.

Motion by **Moody**, second by **Smith**, to amend the agenda under action items m. and insert the approval of the evaluation forms for the City Manager. Yes: Moody, Pratt, Siciliano, Smith, VanAllsburg, Zichi, Hyne. No: None. **Motion passed.**

Mayor Hyne: Attorney Stoker would we then move to approve the agenda as amended?

Attorney Stoker: Yes.

Mayor Hyne: Ok, thank you. I'll accept that motion.

Motion by **Moody**, second by **VanAllsburg**, to accept the agenda as amended. Yes: Moody, Pratt, Siciliano, Smith, VanAllsburg, Zichi, Hyne. No: None. **Motion passed.**

5. Audience Participation:

Mayor Hyne: Next on the agenda we have audience participation. We have a maximum of five minutes per any non-agenda or agenda items. You also have a second opportunity to address the Council at the end of the agenda under item number fourteen. Our Deputy Clerk will be keeping time. You will have five minutes

and when you are recognized please state your name and address for the record. Thank you. Is there anyone wishing to address the Council? Yes sir.

Greg Crockett: My name is Greg Crockett and I'm the candidate for Ingham County Probate Court Judge. I think I've already met your honor and other members from time to time. Unfortunately the media hasn't been paying much attention to judicial races. Except we have something on me right now. And that's very unfortunate because the family law court can have a devastating impact on you. I remember visiting the courts in Australia and they said that only one court had armed guards and that was the family law court which made perfectly good sense because everything you hold dear can be on the auction block. The person who once loved you that doesn't, and your children, visitation, automobiles, pension, everything that you might enjoy having, or need is there to be decided. You need a judge who is patient. You do not want one who's going to cut the arguments short or perhaps even be sarcastic. I've had many people who've asked me to run. I have bi-partisan support for this race and I would ask that you consider my candidacy on November 4th. And by the way this is non-partisan so I'll be way on the back, down on the bottom on the probate section. I'm Greg Crockett. Thank you.

Mayor Hyne: Thank you very much. Is there anyone else wishing to address the Council at this time? Yes.

Dawn Marie Joseph: My name is Dawn Marie Joseph and I have two businesses here in town. I live at 2833 Linn Road. I have Estate Planning and Preservation at 218 South Putnam and I have Gracie's Place at 151 South Putnam. I'd like to bring something in front of the Council that's very, very uncomfortable for me and it's very disappointing. It does concern the Council. It seems like, constantly picking up the newspaper, people who are sitting right over there are sparring back and forth with their opinions and how they feel the City of Williamston should be. A lot of it is a reflection on businesses. There's other things that go on and a lot of time I don't want to know because it's something between one Councilmember said about another Councilmember. Very uncomfortable and it's very disappointing for me and pretty much as a business owner have had enough. I have copies of two e-mails here, I'm very upset, but I have two e-mails here, I'd like to read these e-mails. They've been made public to many, many people downtown, many people in the City of Williamston and the second copy of this e-mail has been sent to many people and many business owners, Bohart, and Williamston Theatre, Tim Grossman, Penny Davis, so this is pretty much public record, but it was an e-mail that Ken Zichi had sent to Mike Thomas and it says a couple of things. Although there appears to now be a revelation of the community center purchase agreement as an actual legal binding agreement that current Council while recognizing it has to complete this sale still is investigating selling the property to the developer Carl McIntosh who has been a big political supporter of the Home Team and our current Mayor. I pulled our current Mayor's financials, sixty-five pages of them, you can get on-line at the Ingham Treasurer and anybody can pull them up. There's never been a donation Carl McIntosh to our current Mayor. He tried to bid on it when we came and made our purchase offer. There is discussion on Council about architectural stands, historic designations, and the economic and non-financial community benefits of preserving old buildings but little understanding of what that means. This ties into the preservation of the community center for community use but the other issue has not yet been dropped. Stay tuned. After the initial heat, there is nothing new considering the behavior of some members of Council. The rewrite of Council rules to limit public discussion during the meeting the attacking of members of the public, to the point of physical threats on some occasions, and the general, if you are my friend you can do what you want, if not watch out because I will get you attitude is toxic in the extreme. We seem to be championing the concept that we do not need rules, everyone in Williamston is nice. I cannot express my dismay at the content that we shouldn't have rules to prevent 1% of the people from doing destructive things because it inconveniences the other 99. Let's face it, 99% of the people don't commit murder, but we still prohibit it. Studies show that 85% of people drive reasonably and prudently but we still have driving rules to protect everyone. Zoning is designed to protect property values from unreasonable intrusion from

neighbors. If this current Council wants to allow businesses but apparently only businesses to do whatever they want and want to do so they can attract business. Times are hard after all but let's face it, if we let the market place and only the market place decide what is okay, the community will lose all control and we will fall into the tragedy of common. Where every business does whatever it takes to outshout his neighbor and we have Las Vegas or worse than the community we all wanted when we chose to be here. I haven't heard yet but I'm sure it's coming. Our current ordinance prohibits moving signs or video display. I don't know if anyone wants me to continue, but there was a response from Mike Thomas.

Mayor Hyne: We have five minutes each, so, your time is...

Dawn Marie Joseph: Ok, if anybody wants a copy of this, it's circulating all around town and like I said, Mike Thomas' response was evil will prevail, and I think he's on the EDC. I think that, the Council needs to be thoughtful and a little bit more professional and respectful to all of us.

Councilmember Pratt: I'd like to have a copy of those if you wouldn't mind please. I don't have one.

Mayor Hyne: Ok, anyone else wishing to address the Council? Mr. Joseph.

Paul Joseph: I'm here with regard to item number d. establishing a DDA District as a redevelopment project. Obviously I think it's a great idea, I'm the one that instituted it and asked Michelle Aniol to look that up, so I would ask the Council to look at that very closely. Apparently under the rules and regulations under the Michigan Liquor Control Commission, for every \$200,000 that we spend in this community, we're entitled to one DDA liquor license that's site specific. I met with one of the Liquor Control Commissioners face to face and he informed me that the City of Port Huron qualifies for over 300 liquor licenses now because of the fact they redeveloped their entire downtown development district. If we authorize that district it also includes any funds that we spent over the last five years, so the redevelopment project and the streetscape that we did here on Grand River and that we plan to do on Putnam and Williamston Roads, that will all qualify and we'll be in a position where we can effectively qualify for ten maybe twenty liquor licenses and that would be up to the Council to award them to individuals on a site specific thing and I think that that would increase traffic and have people.... I know we're going to redevelop this building here on the corner and they're going to want a liquor license in there. You just can't get them, so this would help out the entire community and I would encourage you to adopt that resolution. Thank you.

Mayor Hyne: Okay, thank you. Sir.

Gary Theis: My name is Gary Theis, 95 Chimney Oak, Okemos, Michigan. I just have a couple questions regarding Tri-State and I do want Tri State here and I've talked to Paul Birtrol, Granger, Lisa in the last five years, but where's the outlet? Where's the positive outlet for the drain? For the storm water?

Mayor Hyne: I guess I can address that, this is a comment time for you and we'd be certainly happy to schedule a meeting for Lisa and myself if you'd like, and we could sit down and go over the drawings with you. Is that what you'd like? We'd be happy to do that.

Gary Theis: I would like Zeb there but I would like whoever did your drain review because the Drain Commission returned their check to you, they usually do the drain review, but the City of Williamston said they would handle it. So I need, I FOIA'd that today. I would like the drain review. I'd like to know how the City of Williamston is trying to move the water out of the Tobias Linn Road drainage district and put it in the Deer Creek.

Mayor Hyne: So from Tobias to Deer Creek?

Gary Theis: Right, because they're trying to take it back to the Industrial Park.

Mayor Hyne: Holly are you getting all that?

Deputy Clerk Thompson: I have the FOIA request.

Mayor Hyne: Great.

Gary Theis: And the reason I'm concerned with it, is I own the property contiguous to it which is in Williamstown Township and it seems like exactly right here, it seems like there would be some type of a plan for a road or something. I'm in the 425 with Williamstown and this has been no thought and I have talked to the City Manager over the last five years several times, but how are we going to get access to my property? And I'm going to write an offer on I believe Mike Thomas is on the TIFA, I'm going to write an offer on the land the TIFA owns this week. I believe that Bob Palazzolo, or MC Molds is looking at it. But I'd like, I want to work with Tri-State, I've talked to the president twice in the last week. I want Tri-State here, but I want the drainage issue handled properly. If I can't get access to the property that's life, no big deal, but I don't want water shedding across my property and I think it's illegal to take it to Deer Creek.

Councilmember Pratt: And you did FOIA that information?

Gary Theis: Yes.

Councilmember Pratt: Thank you.

Gary Theis: Because I talked to, I bought part of Plymouth Landing and you've seen how Deer Creek handled that water from the golf course and I'm sure Mr. Mahaney and Mr. Burkitt don't want their water going to Deer Creek changing drainage systems. And I don't want to Lisa at the meeting. I've called her and called her and called her and I don't get any returned calls. Find somebody else.

Mayor Hyne: Okay, so you don't want her?

Gary Theis: Why would she come now? I've been dealing with this for five years and she never does anything. And like I said, I want Tri-State here. For selfish reasons, if Tri-State comes here, I can sell my extra lots in Plymouth Landing. Why wouldn't I want them here? I want them here.

Mayor Hyne: I'll certainly give that message to her. The Planner and City Manager.

Gary Theis: If her and Zeb are going to be there, and maybe someone from the City Council but let's get it taken care of. No problem. Have a great day.

Mayor Hyne: Thank you.

Councilmember Pratt: Thanks Gary.

Councilmember Moody: Thanks.

Mayor Hyne: Anyone else wishing to address Council? Yes, Ms. Campbell. Please state your name. Thank you.

Terri Campbell: Terri Campbell, and I want to discuss item 10b. the Ordinance number 309. The majority of you have stated that this is a great option and tool that should be available. In fact Mayor you pointed out on two or three occasions who supported the passing on the state level, the generic legislation but I don't really recall you giving any specific reason why this was good for Williamston. Two things that I have heard from some of the Council members are the Planning Commission has trouble meeting quorum, and how many of those meetings have actually had to be cancelled or rescheduled due to lack of quorum? None according to the website. Time and time again Council members have stated they would only vote for appointments forwarded by the Mayor's recommendation if they were stakeholders or persons with a vested interest in the community. On a prior meeting the Attorney stipulated that that cannot be written into the ordinance and I believe that it just relies too heavily on the fact that a vote by Council is the only safeguard that you can offer and you need to ask yourselves, does it also hold future Council members to the same standards you indicated you would vote for? And the answer is no. It doesn't necessarily hold future Council members to that same standard if you pass it. Lastly, remembering the lighting ordinance and the recreational vehicle hearing, residents including some of yourselves were appalled even resentful of the fact that the Planning Commission and City Council which consist of fellow community members tried to tell you what you can and can't do on your property and now you would vote to officially include up to two non-residents when determining what you and your neighbor can be allowed to do. No thank you.

Mayor Hyne: Is there anyone else wishing to address the Council? Yes.

Paula Zichi: Paula Zichi, 107 W. Riverside, I have some concerns regarding the proposed ordinance regarding the appointments of members of the Planning Commission. The ordinance would allow the appointment of people who do not live in, vote in, pay taxes in, or even have a business in the City of Williamston. These people could determine the zoning in Williamston and then escape to their own well protected neighborhood. I have to wonder why Ms. Hyne thinks this is a good idea. Doesn't she think the good people of Williamston are intelligent enough to be able to make these zoning decisions themselves? Former Mayor Zichi never had trouble getting qualified applicants to fill these positions. Do those same people want Ms. Hyne to tell them how to develop their own townships? I can guarantee you they do not. Perhaps we should invite Canada to help set Michigan policies. I'm sure they have good ideas. It's not a far stretch from what you're suggesting. Has Ms. Hyne made some back room agreements with developers that can only be consummated after she packs the Planning Commission with her friends? There have been rumors of those agreements that she made with Carl McIntosh regarding the Community Center even though she is denying such, but other City Council members have stated such was in the works. Ms. Hyne claims to want a transparent administration, if that's truly the case, why hasn't the City publicized the basis surrounding this ordinance or the fact that it is set to be adopted tonight. Instead you relied on the newspaper and they got it wrong. They said no action had yet been taken, but in fact the first reading was passed at the last meeting. People of Williamston and only the people of Williamston should make the zoning.

Mayor Hyne: Okay, anyone else wishing to address the Council? Yes ma'am.

Jacquie Kuch: I'm Jacquie Kuch; I live at 705 Frost Road. My request is just, I was concerned about the bandshell and it's availability to individuals to use this whether it be and I don't know if it would be rented or just be reserved, or first come first serve. We are interested in having a wedding ceremony performed there next fall if that would be a possibility. How do I find out if this can be done? It's a beautiful structure and

you'd like to see it used for other items, then we could plan something around there, that would be great, and if we could find out how I can arrange that it would be nice.

Mayor Hyne: If you could call City Hall and speak to Ms. Thompson and leave your name and phone number. The Parks and Recreation Commission is working on an agreement.

Jacquie Kuch: I did call City Hall and they referred me to someone from the Williamston Beautification and they referred me back to you. They told me it was going to be given back to the City and they referred me to Mr. Pratt, so I did talk to him.

Mayor Hyne: Did you want to...

Councilmember Pratt: Yes, I'd like to address that. As I say with you I ask you to come at 5:00 on Wednesday.

Jacquie Kuch: I'm not available on that day.

Councilmember Pratt: Okay then fine, I'll make sure that they're aware of this. It's a work session. You're not the only one that's done it. There's going to be a presentation made. He's already I think supposed to be for us as a Council, Conley that wants to do a similar thing, but he wants regular performances in the park and these are things that are going to be brought up before the Parks and Rec because they are trying to right now, put out the guidelines, the rules. You know and the way I understand it right now, you cannot reserve anything in the City as far as pavilions and stuff go and I think the Parks and Rec hopefully, they can come up with some....

Jacquie Kuch: If you want to have a wedding you have to reserve it...

Councilmember Pratt: I know especially a year ahead...

Jacquie Kuch: We tried to plan, and my son thought it would be really great and I don't want to have to be there at 3:00 in the morning to sit there.

Councilmember Pratt: That's the way it goes now, and I don't think that's fair to these people. I think if you're going to plan a wedding, then you know it takes a year or more.... I'll make sure that it's brought up before the Parks and Rec on Wednesday and thank you for calling us and bringing it to our attention.

Mayor Hyne: Does the City Hall have your contact information?

Jacquie Kuch: Not now. I can call them tomorrow...

Mayor Hyne: Okay or you can just e-mail one of us too from the website or at least myself or the City Manager. Thank you. Anyone else wishing to address the Council? Yes.

Melanie Schall: Melanie Schall, 3150 North Williamston Road, first I'd like to comment, I'm not prepared though. Communication, from the articles from the Enterprise Ms. Hyne you wanted to receive communication respectfully when you come together. Respect includes City Council members not using profanity in public, respect includes Mr. Pratt not threatening City residents, respect includes enforcing the International Code against everyone in this City not only the Schall family, including his daughter who's roof is violating the International Code. Respect is the International Code committee meeting which was

supposed to come to the Council by August which you haven't. That's what respect is. Not feeling threatened to speak. That's my first amendment right, is to speak. Not putting your hands on your hips and saying take it outside, take it outside. That's not respect. So I think you need to work real hard on that or is it going to take something happening to you for you to react? And also, under the Planning Commission meeting twice monthly; have you respectfully communicated with the Planning Commission about that prior to this being on the agenda. Has Council done that? Respectfully communicated to them? I find it interesting that there's only two positions for people who live out of the City and there's only two people who applied. I don't think that's coincidental when my husband has already applied, Mr. Jones has already applied and David Coker has already applied. You haven't brought there names forward. I smell a rat Ms. Hyne. And the last thing is under the application for City Manager evaluation and I have to get this verified but Ms. Hyne you have talked to somebody or more than one person, more than one person has talked to me. You have stated apparently you have three votes to fire the City Manager and I'll have to do some research to verify this but more than one person told me this so if that's true, who are the three of you on this Council, which is a violation of the Open Meetings Act mind you, who have you talked to, it must be you or one of them, who's the other three because they certainly shouldn't be put on this committee and who's the fourth person she's working on? Is it you Mr. Moody? So that's a gross violation, that's an intentional violation of the Open Meetings Act and I'm still waiting for my response to the first questionable violation of the Open Meetings Act, which I haven't gotten yet from the City Attorney. So whoever the three are certainly should not be put on this committee because you're already biased. Why don't you raise your hand whoever you are since you already told her you're not going to vote for the City Manager. And you need to be careful who you talk to, this is a small town, things get around. Many years ago in the 80's and 90's people called me because they were afraid to come forward. I'm not afraid to come forward. Papers were left in my door, papers were left in my garage, I felt like give it to Mikey, Mikey will do it. If you speak the truth that's all that matters. If you speak the truth. Thank you.

Mayor Hyne: Anyone else wishing to address the Council at this time? Just a reminder there will be another opportunity at the end of the agenda under item number fourteen. Okay, we'll move forward.

6. Presentation on Certified Local Government Programs:

Mayor Hyne: Mr. Stoker?

Attorney Stoker: I was just going to mention that I noticed there is only one attorney client privilege letter noticed on your agenda. I don't know if you're wanting to deal with just the one tonight.

Mayor Hyne: We're supposed to deal with two?

Attorney Stoker: There's not two on here, that's why there's an issue.

Mayor Hyne: Can we amend anything or is it too late?

Attorney Stoker: You could even suspend the rules with a two-thirds vote so, if you're going to add something I think it would be useful to do it early.

Mayor Hyne: Should we do that now then?

Attorney Stoker: Rather than wait till...

Mayor Hyne: Can I have a motion to suspend the rules then? Correct?

Councilmember Moody: Is that a motion to amend? Or what do we have to do?

Attorney Stoker: Well we already passed that part of the agenda, so you're going to need to suspend the rules if you're going to add that. Sorry I didn't notice it early, but I kind of assumed that that was on the list.

Councilmember Zichi: What second letter is there?

Attorney Stoker: It's a second client privilege letter.

Councilmember Zichi: Concerning pending litigation?

Attorney Stoker: A request on dealing with Council complaints.

Councilmember Zichi: Okay.

Mayor Hyne: Does anyone want to suspend the rules to address...

Attorney Stoker: And again you don't have to deal with it tonight either you can...

Councilmember VanAllsburg: Do you have an opinion..

Mayor Hyne: It's your pleasure, whatever you want to do.

Motion by **Moody**, second by **Smith**, to suspend the rules to add an agenda item to the closed session under 16b. of the agenda. Yes: Siciliano, Smith, VanAllsburg, Hyne, Moody, Pratt. No: Zichi. **Motion passed.**

Motion by **Moody**, second by **Smith**, to add 16b. which is another attorney client privilege letter to be discussed at that time.

Mayor Hyne: We have a motion and support. Any discussion?

Councilmember Zichi: Our agenda is already almost out of control. We're going to be here till 3:00 in the morning.

Councilmember Moody: I guess if we end up being really really late I'm always open to tabling later on if we're here till midnight, but can we do that at that point, can we...

Attorney Stoker: Sure you can table any items as you go along.

Vote on the Motion: Yes: Siciliano, Smith, VanAllsburg, Hyne, Moody, Pratt. No: Zichi. **Motion passed.**

Director Aniol: Okay, this will be very short and very quick. I believe you all have seen it's in your packet, you had quite a bit of time to go over it and review it. So I'm just going to go through it very quickly. There has been merchants in your downtown that have requested that we do, that we as a City and you as a Council consider establishing a historic district so that they are able to qualify for tax credit and other types of incentives which are given to historic properties when they're being redeveloped. Currently those properties aren't eligible for the tax credit through the State Historic Preservation Office or SHPO because we do not have a historic preservation district. I understand that you have considered doing this a number

of years ago and there was some opposition. I think that with a strong level of communication and education I think people would feel more comfortable and realize that it really is not a way for the government or the Council and Planning Commission to just tell somebody what they can do and can't do with their property. There are specifics in your packets that outlines everything you need to know about the certified local government program through SHPO. It identifies when it came into existence, the mechanisms that brought it to the forefront, it basically starts with the National Historic Preservation Act, when it was amended in 1980, that developed or allowed for the creation of the partnership at the federal, state and local levels and prompted the Certified Local Government Program. The main purpose is to ensure a very broad participation from local governments. In a local historic preservation program, maintain the standards of the National Historic Preservation Act to enrich develop and help maintain your local historic preservation programs, those elements within your community that are ingrained in the fabric of your community and it also helps to provide the financial and technical resources that aren't otherwise available. There are five basic requirements, first is that the local government shall enforce appropriate state and local legislation for designation and protection of the historic district and that goes through and gives you some very specifics on what that actually means. The requirement number two; the local government shall establish by state or local law an adequate and qualified historic preservation review commission composed of professional and lay members, in other words a historic preservation district committee. Basic requirement number three; the local government shall maintain a system for the survey and inventory of historic resources. I would think that most people would think that is common sense. You got to know what you've got if you're going to be preserving anything and then following with any subsequent regulations. Number four; the local government shall provide for adequate public participation in the historic preservation program including the process of recommending properties to the National Register. Again there is a very detailed list that explains what that is and how you go about it. And then the last one is that the local government that has certified shall satisfactorily perform the responsibilities delegated to it under the National Historic Preservation Act. And then the last part of this packet is actually the application for requesting to be certified. This literally walks you through, step by step whether it's you as a Council or just somebody in your community wanting to know what exactly is the process. This is so clear and so easy to understand, it's something that should make people feel very comfortable with what you could consider doing. At the very very very very end there are application checklists that would be, that applicant checklist for doing something in your historic district and what you're going to be looking for is to make sure that whatever regulations you do come up with that whatever is being proposed is compatible and consistent with that. And then the very very last is a resume form. It helps you to be able to appoint a body, a historic preservation district commission, based on some qualifications. That's it in a nutshell for that. I know I went through that very quickly. We could have if you so desire a much more in depth formal education presentation that would be open to the entire community if you so choose. We could break it up into a number of different workshops if you will; ones that happen during the day for people who are available then; some for people who are available only in the evenings; and if the Council so chooses we could do something on the weekends when people aren't available during the week whether it's the day or the evening. The other packet that got handed out to you today was the Nantucket Historic District Guidebook and one of our DDA commissioners Steve Eyke who is a business owner in downtown provided this as an example of what one could do in establishing the regulations. It does not have to be an overly burdensome process as far as establishing or as far as administering or regulating. It can be flexible. It can be something that preserves the historic characteristics, structures, elements within the community without undoing or encumbering property owners. So you have that for reference also. If you have any questions I'll do my best to answer them. Questions on the guidebook, if there's specifics it would probably be best to reference Mr. Eyke. He's was the one willing to answer any questions that anyone has.

Mayor Hyne: Okay. Do any Councilmember have any questions?

Councilmember VanAllsburg: I guess I'll just make one comment; I think it shows respect and reverence for the past if the community is willing to show an interest in their past and I think we have the beginnings of that here with the... what's the teacher who's got the articles?

Mayor Hyne: Mitch Lutzke?

Councilmember VanAllsburg: Yeah, he's got our students writing articles about it, so I think something like that is important for communities to do.

Councilmember Moody: What's the difficulty in getting the people and I know you said to have like an architect and an archeologist, you know any people with that kind of education.

Director Aniol: You have a very creative and well educated community. The disciplines if you will that could be represented on a historic district commission; I don't think you'll have any trouble finding.

Councilmember Moody: That's not a problem usually for the cities that do this?

Director Aniol: Not generally.

Councilmember Moody: I just saw that and I'm like wow we got some people with some real backgrounds that have to be on this thing.

Director Aniol: You don't have to be a doctoral candidate or somebody who's got years and years of experience. You could have a well constructed preservation and have some knowledge of it without having formal education on it so....

Councilmember Moody: Well that was okay I just thought maybe on that resume thing that you actually have to spell out what your education in the area is and I thought you know...

Director Aniol: No, I think it's just so that you've got people who have a love of it and have some knowledge of it and the spectrum is to be very wide as to the actual formal training that comes with that.

Councilmember Moody: Chair if you could recognize Smith.

Mayor Hyne: Thank you. Yes.

Melanie Schall: Michelle our home is on the state historic preservation through SHPO for many years and I'm sure the process has changed. I can tell you from our experience, this has been tried more than once since I've been in the community and there are concerns with, well there's two things I can recall; one: restrictions; what kind of restrictions are they going to have. And both attempts that I can recall failed. And the second thing I believe some property owners don't live in the community or in the area and it was uncooperative if they were literally out of state. So I don't know how it works for businesses but for residences it was a very easy process and one thing that had helped out with is that because we're deemed eligible for National if there are any grant monies our home has to be considered first. And we've never taken a dime from anyone and we maintain our own property, but I don't know if there's money in it.

Mayor Hyne: Are there any comments or questions from Council? Thank you very much.

7. Presentation- Angel Food Ministries:

Mayor Hyne: I'd like to introduce Pastor Bradshaw and Ms. Kathy Flemming. I've had the opportunity to meet with them and it's an impressive program and I mean I can speak...

Pastor Bradshaw: Thanks for this opportunity. I just wanted to say that a year ago, almost a year ago exactly, this community experienced one of our worst times which brought out the best in everybody here and I believe that what we're talking about at Angel Food Ministries does the same thing. In one of the difficult times that we face now is something that is bringing out the best in people and just a snatch out of this thing is this, the church we have partnered with Angel Food Ministries around Monroe Georgia. It started in 1994 and it literally was just to provide food for those who would go without or to help people on fixed incomes or real tight budgets. So nuts and bolts, this is what it is. They provide restaurant quality food about \$60 in value for about \$30. And each month there is a new menu put together and this program is available to anyone then, including food stamp people all the way to any income levels. It simply covers the whole gamut of that. So the church, we are a host site for the Angel Food Ministries as I said started in 1994. This distributes about 500 meals a month nationwide. There's about 4800 distribution sites like the church is one of those 4800 and there is a list that I can provide for you but around this community almost all of the outlying communities including Lansing have one. Williamston did not have so we were able to be that distribution site. The program looks like this every month, the menu is posted and some of those are posted now at locations around town. You'll see them. A person comes and orders and then comes to a pick up date which is always the last Saturday of the month at the church. Now I have two things that I appreciate the opportunity to give you information on that I think are really important, one is just to get the word out. We just want to get the word out in this kind of situation and time to people that they can be helped by this. And we've gone to the Senior Center and places like that that we feel are real need based places and said hey we want to help with this two as always happens when there is a great need great people rise up to meet those needs. So for example this month the church has 18 of these \$30 packages that have been purchased for free distribution and we believe that will be a mushrooming thing and one of the things that we want to be able to do in this community is to help people. We have talked to the Food Bank people, Danny is very excited about getting on board and distributing through that because he has a means of screening and bringing people to us that we might be able to connect with, so this organization, non-profit, non-denomination, and 07' received the largest state grant about seven million dollars to build their facilities so we're really proud to be associated with them in our community when there's need we always know that something will rise up and this program has come to us and we're excited to see it meet the needs around the community.

Mayor Hyne: Thank you. Thank you very much.

Councilmember Moody: That's a great program. I've heard them talk about already.

Mayor Hyne: I just want to say I was very interested, Kathy met her downtown when I was at work at lunch one day and we got talking about it and set up a meeting and I just think it's a tremendous opportunity for our community for us to support this especially during this tough economy and it's just my thought as a Council it is our responsibility to provide a service if it presents itself certainly to our residents especially those that are struggling right now.

Kathy Flemming: I have some more updated information about the Williamston program if you're interested. I noticed what you copied is the national menu.

Mayor Hyne: Correct. Sure, sure. Thank you.

Councilmember Moody: I wonder if with the postings inside that door it might be a nice central location. Isn't there like a bulletin board inside the main door?

Mayor Hyne: My thought goes a little more, what I'd like to do is have it posted on our website with a link and also do a resolution supporting the program so that the information is available at City Hall to our residents, but we can address that as an action item. I think it would be a benefit to have it on our website and available at City Hall. Yes.

Councilmember Smith: Scott and I both missed what church he was from when he first started speaking apparently. So I'm guessing that others that were listening may have also missed that so I was going to mention that it was the Williamston Free Methodist Church in case they were seeking information.

Mayor Hyne: Any Council members have any questions?

Councilmember Moody: So we can move to put that resolution now we have to wait till the action item?

Mayor Hyne: Yes.

Councilmember Moody: And I guess I'd just for the record, so I don't forget to ask Lisa put on the action item for the next meeting.

Attorney Stoker: I think it's on here.

Mayor Hyne: It's on here.

Councilmember Moody: Oh, it's on here, okay I thought...

Councilmember Pratt: Yeah, number J.

Councilmember Moody: Alright, I saw that that was down here too alright.

Mayor Hyne: Yeah, it's Angel Food Ministries.

Councilmember Moody: Oh alright, yeah the Angel House I just needed to catch on.

Mayor Hyne: Any other questions comments? Thank you very much for your time. Appreciate it, appreciate all your work.

8. Council Minutes of August 25, 2008, and September 8, 2008:

Mayor Hyne: Please review and does anyone have any changes or corrections?

Councilmember Moody: I think that page 4 of the August 25th

Mayor Hyne: August 25th?

Councilmember Moody: Yeah, that's what we're talking about? Okay. When, at that third paragraph when Melanie was commenting about the subcommittee meeting I think it was that said it was an attack, I think it was an attack on me, on Moody and then I thought maybe the discussion at the bottom, might, maybe we could add to that because...

Mayor Hyne: The accounts payable?

Councilmember Moody: You know that Red Rock Landscaping and that, I know that was a big issue for people to come in last meeting and complain about that issue and why we voted for that and I thought maybe we could expand a little on that. I know that people can look at the minutes if they want to.

Mayor Hyne: Well this is the official document.

Councilmember Moody: Okay, I would like to expand that part if we could maybe put you know what was discussed.

Mayor Hyne: Because that involved also the personnel issue.

Councilmember Moody: Yeah.

Mayor Hyne: So we need to expand that to include the discussion. Anything else?

Councilmember Zichi: Page 7, Mr. Shore's name is misspelled. It's Schor.

Mayor Hyne: I was going to say too the Representatives they are all misspelled.

Councilmember Zichi: Well some of them are aren't they?

Mayor Hyne: Yeah, like all of them. I'd be happy to give those to you after. Does anyone else have any comments on the 25th minutes? I have a question I guess, there was a discussion on the legal issue as whether we address audience members are required to state their names I believe it was that meeting just under Theresa Woods and Ms. Campbell was speaking and Mr. Stoker as our attorney addressed that when I requested it. We deferred to him for his legal opinion on that and the City Manager stated I believe that she's not, she stated that she, it was her understanding that you did not need to state your name and address and then we did get a legal opinion and stated yes that you do need to give your name but not your address only your name if you were going to address the Council. Correct?

Attorney Stoker: I think that's on page four, one, two three, four paragraphs down.

Mayor Hyne: But it doesn't state that we have an audience member refusing to give their name and then the City Manager stated that she did not need to.

Attorney Stoker: That I think would have been earlier in the minutes.

Mayor Hyne: Right, it would have been on page 2 and that is omitted. I'd like that noted and that we did refer to our City Attorney for a legal opinion. So it's clear when there's legal questions that we do ask your opinion.

Attorney Stoker: So I didn't just bounce right out of thin air.

Mayor Hyne: That is correct. That we seek your guidance and value it. Okay.

Councilmember Moody: As Chair recognize that...

Mayor Hyne: Anyone want to second that?

Councilmember Zichi: I'll second that.

Mayor Hyne: Yes.

Terri Campbell: In regards to the item you're speaking of I believe Attorney Stoker mentioned the Attorney General's opinion, when I went home and read the opinion that it was certainly fine to do that although the address wasn't necessarily required, but that each City could make their own choice if I read that correctly and when you read what is on the website of your recently passed rules it says 'request' not 'required'. So I guess that's how I interpret it when I went into the public act and read it. That's the Attorney General offered that opinion leaving the City the choice to require or request and your rules clearly say request.

Mayor Hyne: Alright, thank you. Yes.

Melanie Schall: I would ask that the Clerk listen to that closely because I believe Mr. Stoker said you need to give your name and your address. He did not say just your name.

Mayor Hyne: When we review the minutes, we do, when we do an adjustment, that the Clerk review the tapes to make sure they're accurate.

Melanie Schall: Because I don't remember the specifics.

Mayor Hyne: That's why review the minutes on the tapes for that reason. Thank you. Okay, probably should table these once again, I would suggest and have the tape reviewed.

Motion by **Moody**, second by **VanAllsburg**, to table the August 25, 2008 regular meeting minutes until the next meeting pending the amendments that were discussed. **Motion passed by voice vote.**

Mayor Hyne: Now we have the minutes of September 8th. Anyone have any comments, questions? I do have one correction but I certainly will defer to anyone. Well I'll make my corrections. On page 7 of 13 at the top I would like you to listen to that tape on that, I don't, to clarify that comment. Okay. At the top, the top sentence on seven. If you could review the tape because I don't believe I stated it that way. Thank you. And then also I would like halfway down the page where Councilmember Moody states, I would like the issues that he addressed noted for the record and then also on page 9, second to the bottom sentence or statement where it says no vote was taken I believe it was without objection, if you'd just like to clarify that on the tape, that would be wonderful. Anyone else have any comments or anything you'd like to bring? I guess I'd like to table those until those corrections are adjusted.

Motion by **VanAllsburg**, second by **Moody**, to table the minutes of September 8, until the next meeting pending the review of the tape. **Motion passed by voice vote with Siciliano voting no.**

9. Accounts Payable:

Councilmember Siciliano: In your packet for this meeting I reviewed checks 55531 through 55584. I think it was a pretty straight forward one. If there's any questions concerning the accounts payable...

Motion by **Siciliano**, second by **VanAllsburg**, to approve the accounts payable check number 55531 through 55584 as presented.

Councilmember Moody: I was going to ask, Lisa's not here, I had one just about the wireless modem and stuff. I was just curious about it. Two things on there; one I think it was 55542. I mean that was installation of the modem I think and then back on, there's another one about modem, I think it was under the Verizon...

Councilmember Zichi: That was at the Police Department wasn't it?

Chief Hetfield: Correct, yes.

Councilmember Zichi: Maybe you could answer the question.

Councilmember Moody: Oh, that was installation of the modem there?

Chief Hetfield: Right.

Mayor Hyne: Okay.

Councilmember Moody: Okay. I just saw that and I saw another modem payment that's why I was....

Councilmember Siciliano: If you did notice, the assistant treasurer did, after the questions that happened last week, she did go out of her way to list. We don't have just one thing saying what the bill is. I express appreciation to her for that.

Councilmember Moody: Yeah, a little more detail, that's great. I noticed that difference.

Mayor Hyne: It makes it nice.

Councilmember Moody: I don't think it's a big deal, I just saw two things on modems and I was like what is that? Why is there two? But it was not crucial. On the various water test results, I guess that goes to the, oh that's on the agenda they talk about that water. I know Traci had brought something about water tests and why we're getting them, or something like that. Is that on your list?

Councilmember Smith: Well we had received in the past, we received the report that you now have as the last two pages here. She put them back in again. So when we took a tour very early on, when we were elected and they explained how they have to submit water for testing. We test it here and then they have to submit samples regularly, so I assume that's what that is.

Councilmember Moody: Alright.

Mayor Hyne: Any other questions? Yes.

Councilmember Smith: I do have one and it seems really minimal, but I buy my own at my office and so granted it's only \$93.57 but that's probably every month and I just think we need to look at that moving forward when we look at our budgets.

Councilmember Siciliano: I can tell you I did ask about that and the answer I received is it's available to the public as well. It's our prerogative if we want to spend the money. But just so you know I did ask that question and it was stated that all those locations listed they have coffee available to the public if they want

Councilmember Moody: Because I know at my office I pay for my own too. I had the same thought when I looked at it, but I don't want to be petty, but in our office we pay for our own coffee too.

Councilmember Pratt: That's the way it should be.

Mayor Hyne: I had a question on that and I wondered how many people actually visit the waste water treatment plant.

Councilmember VanAllsburg: But the idea that it's available to the public seems to me to be important, so if you're paying for your own how would that work?

Councilmember Pratt: How many people know you can come here and get a free cup of coffee? Or anywhere else? Do you know how many people would be banging on the doors?

Councilmember Moody: That's true.

Councilmember Smith: It is important to note that we didn't know that before.

Mayor Hyne: All adds up.

Councilmember Pratt: I don't think we should pay it. I'll make a motion we do not pay check 55577.

Councilmember Siciliano: We already have a motion and support.

Mayor Hyne: Okay.

Councilmember Moody: I'd like to just add one more thing to discussion, I'd be willing to look at it, you know what I mean, if I you know, voting on this motion on that forgoing that we can talk about this in the future.

Mayor Hyne: My question is I know it does sound petty, but the same point it goes back to policies and little things turn into big things, and everything's budgeted so what does it come out of? What does it come out of?

Chief Hetfield: That particular bill shows the Police Department, we take it sometimes out of the Police sometimes out of DPW budget or whoever; the whole building uses one coffee maker so we take our turns taking it out of the budget. It's in a public area where everybody uses it.

Councilmember VanAllsburg: Everybody knows.....

Mayor Hyne: I know in the Police Department you have it in the conference room and different things for meetings.

Councilmember Moody: It makes sense since you have people there.

Chief Hetfield: If we have meetings or if we have people in there or whatever, everyone drinks coffee.

Mayor Hyne: Okay, alright. We can certainly have the City Manager address that. We have a motion and support, any further discussion. Can we do a role call vote please?

Vote on the motion: Yes: Hyne, Moody, Pratt, Siciliano, Smith, VanAllsburg, Zichi. No: None. **Motion passed.**

Mayor Hyne: Then I guess without objection then maybe Lisa can look into that.

Councilmember Moody: That would be good, I'll support that.

Mayor Hyne: Okay thank you.

10. Action Items

10a. Re-Appointments to Parks & Recreation Commission (Earl Wolf & Ryan Sweeder):

Motion by **Pratt**, second by **Moody**, to appoint Earl Wolf and Ryan Sweeder to the Parks and Recreation Commission.

Mayor Hyne: Okay we have a motion and support. Any discussion?

Councilmember VanAllsburg: Yeah, I have one comment is I've heard nothing but excellence coming from both of those guys and from that committee and I just want to commend them publicly for what they've done and that we're glad obviously that they're going to keep doing it.

Councilmember Pratt: Thank you, I was going to same thing. Yeah, they're two tremendous guys to work with. Very dedicated.

Councilmember Zichi: I wish they were here so we could tell them that personally.

Mayor Hyne: I know Mr. Wolf, both of them, but Mr. Wolf in particular has always been very available for any questions and his background in the DNR has been very valuable. Thank you. We have a motion and support, let's do a roll call.

Vote on the motion: Yes: Moody, Pratt, Siciliano, Smith, VanAllsburg, Zichi, Hyne. No: None. **Motion passed.**

10b. 2nd Reading of Planning Commission Ordinance #309- Planning Commission Meeting Twice Monthly:

Mayor Hyne: Next on the agenda we have action items 10b. Second reading of Planning Commission Ordinance number 309 and also to consider just the review of the Planning Commission meeting twice monthly that could be incorporated as was told by Attorney Stoker. Correct?

Attorney Stoker: Yeah, we actually have that in there currently in 2.3.13, I'm giving you the wrong section, 2-316b. that they meet once monthly. So if you were going to change the number you would need to change it under there.

Mayor Hyne: Right, it's just something to consider and discuss.

Councilmember Zichi: In light of two things, I would make a motion to table this until our next meeting, one being that the newspaper publicized that we had taken no action on this. We're going to catch a lot of people off guard, by passing this at this meeting after the newspaper has just published that we haven't done anything. The second one is that in the past the Mayor indicated, according to our minutes that the Michigan Municipal League said quote 'they do agree to the language so they do support this measure' talking about the addition of non-members. I asked Andy Schor exactly what he said, he said to clarify, and I'm quoting from an e-mail from him to clarify, 'we did not advocate one way or the other on whether this was good practice or not'. That's a very different statement than 'they agreed with the language'.

Mayor Hyne: Well I can show you my e-mail too. I'd be happy to.

Councilmember Zichi: Well all I can say is this is directly from him.

Mayor Hyne: I spoke directly to him also.

Councilmember Zichi: He did talk about the fact that the issue was originally the ordinance that was passed before was silent on this point and there were communities that had non-residents on their Planning Commissions and the reason they wanted to make sure that that didn't happen was that this was supposed to just be an amalgamation of the existing ordinance not a substantive change and that was their position that no you shouldn't put in a residency requirement when there wasn't one before and this was the compromise that came out of it. But you know point blank, they did not advocate one way or the other on whether or not this was a good idea. They simply wanted to leave it open. That's a very different statement and like I said I really feel like we're doing a disservice to the public by rushing this through at this point. I believe we table this.

Mayor Hyne: Okay, I just have a comment. I did speak with Mr. Schor and I did look at the analysis and Mr. Schor did say to me that they were, I don't have the exact e-mail in front of me, but his position and it was very clear and it is unfortunate that it appears maybe your conversation was a little bit different, but he actually told me that it was supported because it gave control to local governments to make their own decisions for their communities. We had e-mail conversations, or he gave me e-mail information and we had a more in depth telephone conversation so, and it was all about local control and each community can make there own decisions what's best for them, so and then also as I stated it's a matter, you can go to the legislative website and you can look at the voting of the committees where this came from and our own State Representative. That's all you can do, it is bipartisan it is not one party against another or anyone with an agenda. It's about local control. People making decisions in their own communities, what is best for them. Yes.

Deputy Clerk Thompson: Do we have a second on that?

Councilmember Siciliano: I'll support.

Mayor Hyne: Anyway so and also I want to remind everyone as we go through these action items since, just so we have order and we don't have any uncomfortable situations, that everyone be recognized by the Chair so everyone has the same opportunities and treated as fairly as possible. I appreciate that. Okay, yes sir.

Councilmember Moody: Madam Chair? I was going to ask Attorney Stoker, do we have a problem with defective notice? Is that a concern for us? I don't know, someone is saying that we didn't notify.

Attorney Stoker: I'm assuming this was in the article reviewing it, not on the actual notice. I guess now that you've got me talking let me jump in here a little bit, if there is a motion to table, which has been made and seconded if, I guess I would just mention that if there's inclination to change this version in any way like require every two meetings that would it to come back next time too because we would have to redraft that. So I guess rather than just table it, if there's any, if anyone really wants to make a motion to amend this to deal with the number of meetings that should happen tonight hopefully as well or otherwise you've got two more meetings to deal with it.

Mayor Hyne: Correct. I do say, I mean I share Councilmember Zichi's concern if people in the public don't think there was any action taken that certainly is beneficial on the side of caution and give everyone the opportunity to be here, so I certainly would support that.

Councilmember Moody: Just so it might be clear so that the notice was proper that was in the paper right? But then there was an article about it that said that

Attorney Stoker: That's my understanding.

Mayor Hyne: The notice was proper, yes.

Councilmember Zichi: Well I don't know that there's been anything in the paper... There's a requirement for notice, the notice comes afterward in the newspaper.

Councilmember Moody: I thought we had to notify...

Mayor Hyne: But the agenda, the agenda it was posted within the agenda properly.

Councilmember Zichi: Correct.

Mayor Hyne: Anyone else have any comments? We have a motion and support before us. Okay, let's do a roll call.

Motion by **Zichi**, second by **Siciliano**, to table the 2nd reading of Planning Commission Ordinance #309 until the next meeting. Yes: Pratt, Siciliano, Smith, VanAllsburg, Zichi, Hyne. No: Moody. Motion passed.

Mayor Hyne: Please note the dissent. Thank you.

Councilmember VanAllsburg: We still need to talk about the twice monthly thing right?

Councilmember Moody: That's what I was...

Mayor Hyne: We can address that right now if you'd like to discuss that.

Attorney Stoker: Someone would need to make a motion to change it frankly.

Mayor Hyne: I just put that on there for consideration and since it was brought up by the...

Councilmember VanAllsburg: Well I think it's worth talking about and I think, I guess the question in my mind is this something that they would be required to do or is this something that they would have the option to do?

Mayor Hyne: I guess I can address from my discussion with Attorney Stoker and then addressing the conversation with other communities that you can require two meetings or you can require one meeting you know as they do now and have the second one scheduled pending agenda items.

Councilmember VanAllsburg: Well that's kind of what I was thinking.

Mayor Hyne: So you know you have one that is consistently, they're both scheduled but the one is a traditional and the second is it's scheduled but pending agenda items.

Councilmember VanAllsburg: So they could, in the first meeting of the month at the end of that meeting they could say whether they're going to convene in the middle of the month or not.

Mayor Hyne: Correct.

Councilmember VanAllsburg: Okay, I like that idea.

Mayor Hyne: Because there seem to be, you know I mean we've been dealing with this for a long time and you know it's a lot, I mean the Planning Commission has a lot before them and you know it just makes it timely. We've had concerns raised about responses and this would be one way to address it instead because really they have once a month meetings and certainly they can call meetings.

Councilmember VanAllsburg: But remember on their behalf they have several times scheduled special meetings.

Mayor Hyne: Yes, that's right, they can do that and they have. Yes.

Councilmember Zichi: Well and the other is that where it has become an issue the Planning Commission has actually taken the steps to amend their rules. The issue with site plan review and that sort of thing because they were required to set a public hearing at their meeting that would add a lot of delay to it and what they've done is modify their rules and has the modification taken affect yet?

Councilmember Siciliano: No because we need a super majority to do it and we haven't ever had that.

Councilmember Zichi: Okay, they're in the process of modifying the rule to allow the staff to set the public hearing so that that delay won't be there. One you have a public hearing which is where the delay factor has always been the real critical part, you got to have a 14 day notice to the people in the area the x number of feet around the property that's going to be affected, the public notice of the meeting anyway. So having two meetings a month isn't going to make a real big difference. What will make a difference is having staff be able to call that public hearing so that they can get those done much more quickly. And they've already taken the steps to do that so I guess I'm not sure what this would accomplish that the Planning Commission hasn't already done. Clearly if there is something that's come up and they can call a special meeting they know that and they've done that on many occasions.

Councilmember Moody: And on that token Madam Chair...

Mayor Hyne: Yes.

Councilmember Moody: On that token though, I mean I guess if it doesn't, if they're already going that way, you know there's no harm in doing it I mean the way that Kris, Scott...

Councilmember VanAllsburg: That's an honor by the way to be called Kris VanAllsburg's an honor.

Councilmember Moody: I don't know why I did that.

Mayor Hyne: He answered to it.

Councilmember Moody: But, I like your you know suggestion and I know you haven't moved for it or anything and you know it seems to fit with what they're already doing so I don't see how that would make a problem for them.

Mayor Hyne: Right.

Councilmember VanAllsburg: Yeah, as long as I mean they're already having trouble getting everybody there so I can't see how the mandatory extra meeting would help that.

Mayor Hyne: I just think it makes it consistent in the schedule so people that are coming in and going through the process can look at that and say, oh here we go, you know instead of wondering, waiting you know and it's a benefit to them too because it takes I would think a little pressure off them having people to vote for a special meeting or request a special meeting, you know yes they can always do that. That's an option available but this is something that is available, it's scheduled and it's something that you can visually see and count on and Attorney Stoker...

Attorney Stoker: Well there's really two ways to do it and one is to, what Planning is suggesting, you're going to have a regularly scheduled meeting and then as needed have special meetings. The other way is probably like the way ZBA often does, they have regularly scheduled meetings and then cancel them if they don't have any business. The difference is that you have specified dates if you're going to have, if you have more than one regular meeting, you're going to have to specify a date and frankly you need to deal with it from a budget perspective. Then you know you're going to budget you're going to need to have staffing to be there for two meetings and you're going to have to anticipate that you're going to have two meetings because more often than not if you have two meetings they'll find a way to fill themselves up and have two meetings.

Councilmember Zichi: That's what happened to this body. We used to only meet only once a month too and then there was a work session and then it became an action item and then just kind of morphed into that in the 1980's and 1990's.

Attorney Stoker: So is there a right way or a wrong way? Well it depends on what you're trying to accomplish. In both cases probably, in certain cases you need to have at least two meetings it comes down to the value of whether that should be a special meeting or a regular scheduled meeting which has some notice differences, it has some planning differences as far as staffing.

Mayor Hyne: What about the second meeting though, being as Councilmember VanAllsburg and I discussed, just having it scheduled but as agenda items permit, they could set those.

Attorney Stoker: Well you would basically say you've got two regularly scheduled meetings and if there is no business you wouldn't hold it. ZBA I think has on monthly meeting scheduled but if there is no petitions they

cancel it and the same with, you know if you were going to go the two meeting route and you didn't have business that's probably what you'd do is cancel a meeting. So either way you probably wouldn't have to have unnecessary meetings. It's just a matter of whether you would rather have special meetings or pre-planned meetings and there's advantages to both. The calendar might make it sometime that a special meeting works better depending on the notices but planning wise with the regular meeting everyone knows when you can plan to be there, you're more likely to get a quorum probably.

Mayor Hyne: Correct. Okay.

Councilmember Moody: I don't know. I mean I know there was some comments earlier about discussion with the Planning Commission. I don't know. I guess they're already going that, I don't know that, do you know Ken if they are okay with that idea?

Councilmember Siciliano: That's something that was requested by my fellow Commissioners, the Planning Commission they whole heartedly want it, just like I said they literally haven't had enough people at a meeting yet to vote to change the rules, which that rule change would include changing the number of people necessary to change the rules also but we still can't do that until enough people are there.

Mayor Hyne: Okay. Alright, what's this Council's pleasure?

Motion by **Moody**, second by **VanAllsburg**, to amend the ordinance #309 section 2-316B to say the City Planning Commission shall schedule at least one regular meeting in each month and up to two regular meetings.

Attorney Stoker: You would be putting it back to them to decide how many regular meetings they are going to have and the difference is under the Open Meetings Act then at the beginning of the year, you set your meetings so they would need to set all their meetings. If you do it that way you're not requiring to but you're making a second meeting not be a regular meeting, not a special meeting. If you want to require them to have two, you would change the one to a two in the current language.

Mayor Hyne: So they wouldn't have to schedule two of them then?

Attorney Stoker: Right.

Mayor Hyne: Okay and they would have to do this at the beginning of the year and have it already scheduled?

Attorney Stoker: Yes, because essentially after that point in time they would be special meetings they'd be...

Councilmember Moody: So the way I did, they don't have to

Attorney Stoker: Have to do two, correct but you essentially would be budgeting for up to two regular meetings per month is what you'd be doing.

Mayor Hyne: Any discussion?

Councilmember Zichi: I think it's important to make a distinction between what you can do at a regular meeting and what you can do at a special meeting. A special meeting has to be call for a specific purpose and that would clearly give people more notice about what is happening a regular general meeting can be

handling anything and that frequently ends up with people not realizing what's happening, so that's kind of a six of one half a dozen of the other. There's value to it but there's also a risk involved.

Councilmember Moody: When they do the notice.

Councilmember Zichi: At the beginning of the year they just have a notice of regular meeting and you wouldn't know what that meeting was going to be about. Where as if they call for a special meeting you will know what that special meeting is designed to do.

Councilmember VanAllsburg: Could they still call for a special meeting?

Councilmember Zichi: They could still call for special meetings. Absolutely.

Mayor Hyne: They do have agenda lists that are e-mailed and if you are on that list you will get that notice and it is on the website so people know that it meets twice a month and you're interested you can go to the website and look at the agenda and review what it is or you can be put on a list to be emailed or mailed the agendas you know and you'll know there is a regularly schedule. And the same with a special meeting, if you're on those lists to be mailed or e-mailed, you would also receive notice that way also.

Councilmember VanAllsburg: So it sounds like what we're doing is saying to the Planning Commission 'we like the idea of you meeting twice a month, how do you feel about it?'

Mayor Hyne: Correct, that's the way I look at it. Okay we have motion and support, let's do roll call.

Vote on the motion: Yes: Smith, VanAllsburg, Hyne, Moody. No: Pratt, Siciliano, Zichi. **Motion passed.**

10c. Habitat for Humanity Request to Paint Fire Hydrants:

Mayor Hyne: Next on the agenda, action items we have Habitat for Humanity request to paint fire hydrants.

Councilmember Moody: Is there anyone here to speak on it?

Mayor Hyne: Lisa was going to. They do this for fundraising, I mean I guess I can speak on that a little bit and most of us that have been here, Scott, and Ken and I that they do have a fundraiser they, I guess you purchase a hydrant, and you paint it and they've done this for previous years.

Councilmember Moody: I read the stuff on it.

Councilmember VanAllsburg: Yeah, Dave Jones purchased one in front of the Chinese food place and I painted it.

Councilmember Moody: Did you really?

Mayor Hyne: Yeah, Scott painted that. Yes sir.

Councilmember Pratt: Are we going to take this to a vote or are we discussing this now?

Mayor Hyne: We can discuss it right now.

Councilmember Pratt: Okay I'm not in favor of it because I received a complaint from a couple of business people that said why can these businesses use City property to advertise their businesses and yet they cannot have a sign in their front yard between the sidewalk and the curb. Why is the City allowing this to happen for businesses you know which I don't have any problem with but why, the perfect one is down here when Maurice got busted for ninety-nine cent worms all the time. The police were in there harassing him all the time. You know he's the one that wants it brought up. I hear from a couple other people. I think if we're going to take a stand, we better take a stand and treat everybody equally.

Mayor Hyne: John, I mean I sympathize with that sign issue and I mean as like we discussed they were illegal sandwich board signs and we addressed that issue and now they're permitted, so you know this Council did address that issue.

Councilmember Pratt: They're not still permitted in the right-of-way.

Mayor Hyne: I'd have to look at the legal language to that to, there's certain conditions remember and we all voted on those.

Councilmember Pratt: I'm just saying this is what was brought to my attention and I feel if we're going to do this for some people we should do it for everybody. I mean who's to say all of us can't put fundraisers out there.

Mayor Hyne: Councilmember Siciliano.

Councilmember Siciliano: It is open to everybody though isn't it? Unless I'm wrong anybody, any public or business can support the Habitat for Humanity and then paint the fire hydrants in any appropriate manner.

Councilmember VanAllsburg: I see it as more as adding a quirkiness and it's like we're not taking ourselves too seriously sort of thing, I don't see them as advertisements, they're just painted in goofy ways. I'm not sure in what way would be an advertisement.

Councilmember Pratt: Person's name's on it. Whether it be David Jones or....

Councilmember VanAllsburg: I painted David Jones, and do you know how small I painted David Jones?

Councilmember Pratt: I'm not saying it that way. Personally I have a problem, I don't care you know, but you know you get the Dairy Queen or Twisters or whatever and that's just, it's just what I received from some business people. They didn't like it.

Mayor Hyne: Okay.

Councilmember Moody: Great way to circumvent our rules, come on.

Mayor Hyne: Seriously, anyone have any other comments on this?

Councilmember Smith: This is probably some historical thing that can be answered by somebody that has been around for awhile...

Councilmember Zichi: You put me on the spot now.

Councilmember Smith: But it's been brought to my attention in other communities that often fire hydrants are painted specific colors based on the size of the water main going to them, so that fire trucks know which ones they can and can't hook certain hoses to so I'm just wanting to be certain that at some point in time that was discussed with the fire chief or the fire department and we already know the answer.

Mayor Hyne: We've discussed that and the chief, my understanding he was contacted and he reviewed it and approved it.

Councilmember Zichi: Said there was no real issue, that we don't have different pressure mains, they're all the same.

Councilmember Smith: Thank you.

Mayor Hyne: Good question, but it was asked yes.

Councilmember Smith: I assumed as much, but every once in awhile.

Mayor Hyne: It's always good to ask those.

Motion by **VanAllsburg**, second by **Siciliano**, to approve Habitat for Humanity's request to paint fire hydrants. Yes: Siciliano, Smith, VanAllsburg, Zichi, Hyne, Moody. No: Pratt. **Motion passed.**

10d. Consider Establishing DDA District as a Redevelopment Project Area for Obtaining a Liquor License:

Mayor Hyne: Next on the agenda we have 10d. consider establishing DDA districts as a redevelopment area for obtaining a liquor license. Director Aniol I'll defer to you.

Director Aniol: As you heard Mr. Joseph speak to you earlier he has requested that the Council consider establishing a DDA as a redevelopment area for the purpose of facilitating the ability of businesses/and or the DDA to secure liquor licenses. When I first started to corresponding with the Josephs and others regarding this new policy that the Michigan Liquor Control Commission established. The information I received was originally, either I didn't understand it or it wasn't accurate. I have sent Patty a second conversation, or probably a third or fourth by this one, conversation with the Michigan Liquor Control Commission and I'm confident that what I'm going to explain to you and to the general public is how it's supposed to be. Basically Liquor Licenses are granted to applicants based on a quota that's established by the Michigan Liquor Control Commission. Applicant can be the DDA in this case when you're talking about a redevelopment area you're talking about the DDA. We will get to what an applicant is ie. the Joseph's are a business how that pertains to them later. When the Michigan Liquor Control Commission establishes the quota it's based on information that they require to be supplied by the downtown development authority. This information, or documentation must consist of the following. This is all outlined on the website through Michigan Liquor Control Commission, it's called the redevelopment project area development district or area liquor license data sheet. It is not 100% clear which is probably why there has been more than one conversation to the Michigan Liquor Control. First the City Council must adopt a resolution establishing the DDA district as a redevelopment area. That's the first thing and that is what is before you this evening. Second the City meaning the staff administration, must provide a map that shows the DDA boundaries within the City of Williamston. You already actually have that map ready to go. City Council must identify the statutory provisions that allow the creation of the DDA. My understanding is that that is the DDA Act PA 197 of 1975. With Attorney Stoker's guidance I think when you do the resolution establishing the DDA as a redevelopment area, you can site the statutory provision at the same time and kill two birds with one stone

we'll even highlight it and extend it to them so there's no problem. Number four the City Assessor Mr. Watkins will need to prepare an affidavit that the City Clerk, Lisa Hitchcock, must send certified that states that the total amount of public and private investment that is in the DDA over the last five years. The required investment includes money that's spent like Mr. Joseph said, by the DDA or the City on public projects like the streetscape as well as money spent by private property owners and businesses in the DDA from façade improvements and redevelopments like the Bucket, Gracie's Place, and RiverHouse just to name a few. My understanding also is money that has been put forth for advertising and promotions may possibly also be used. The bottom line is like Port Huron we might not qualify for 300 licenses but we will qualify for a decent number of licenses that anybody that coming in could most likely get provided they qualify. The minimum threshold for investment is \$200,000. At this particular point that's already happened not even counting the streetscape improvements that are going to be coming shortly. The Liquor Control Commission may issue an additional license or additional licenses to the DDA each major fraction over that threshold. As far as I know Lisa has already contacted the City Assessor and that ball is rolling. Number five City Council must adopt a resolution that approves a specific applicant at a specific location 'above all others'. That has to be part of the resolution. This can be done again at the same time that you are adopting the resolution required in step one and step three. Before the Liquor Control Commission begins their process of an investigation of an applicant for a license that is now, we're using the Joseph's as an example, the Liquor Control Commission must receive all of the information that I've just gone over, those five components and an application from the person who is operating the business. All of the information required by the City through the DDA and by the applicant or business can come at one time or it can come in two separate packets. That's completely up to us to work that out. In addition the applicant must provide documentation that shows that at least \$75,000 has been invested by that person in the premises or for the premises that the license is being requested for and the applicant must demonstrate that the business is engaged is open to the public for dining entertainment or recreation and there must be a minimum seating capacity of 50 persons. That does not mean that it only has to be inside or outside, it doesn't address that so my understanding is it could be a combination of both. There's a couple of additional requirements; the DDA or applicant or combination thereof is going to pay the \$20,000 for each license issued. If the DDA buys the licenses initially they can sell them to an applicant for the amount that was paid for it, an amount that is more than what they paid for it or at a reduced amount or they can hand them out. That's up to the DDA. The licensee may transfer ownership of the license but only for that same geographic location. So if the Joseph's receive a license and they decide they are going to sell their business the license can transfer as long as it stays in that building. If they go out of business, the license goes back to the Liquor Control Commission. You could then approve another applicant within the DDA, it would be a license in escrow for you. The individual that executes the application must state and demonstrate all attempts to secure a license in escrow, in other words those that may be available through anywhere in Michigan that they've had no success at being able to secure one of those licenses. Basically that's it in a nutshell.

Mayor Hyne: Thank you. Any questions by Council?

Attorney Stoker: Let me jump in because I differ a little bit on part of it. I certainly don't differ on the main aspect of it. This is one of the most confusing legislations to come out if you actually read it. I've literally had to chart it out for some people, but as you look on the attachment that's in here and it's 10d. three phases of documents. There are actually two types of licenses so there are very two distinct licenses and the procedures are a little bit different and the nature of what goes in is a little bit different and the first one is the 1521a which is on the very first page and that is the one where you use the assessor assessment but almost to me I'd almost suggest you go to the sort of the bottom line of it and for those who qualify under that section you have to be open at least five days a week and you have to have ten hours a day five days, there's some limitations on how much you have to be open. The investment aspect of that one is basically you can have a license for each one million dollar per thousand people is essentially the way that one works.

If you read on further down, you'll see the 521a1b license. That's the license that you have to have seating for at least fifty people and the district does not have to be the DDA district. The DDA district is a possible district. If you'll notice on the second page you can establish the district as a number of different things, a tax increment finance, a quarter improvement act, a DDA, which is what we have I don't think we have these other ones or a principal shopping district. That relates to the first one, the second one you have to also define a district but doesn't specifically line up with the same criteria so you may want and I've had some communities look at essentially different districts. One for the second one which requires fifty seating because they may want it broader, cause they essentially want restaurants and one that's not as restrictive which would be the first license which really only has the hour limitation. Both of them have investment requirements, just to keep it interesting they're a little bit different on the two of them. The key to it though in a nutshell of what Michelle mentioned, it allows extra licenses beyond your current allotment. They're unique in that they're licenses that cannot be sold by the owner essentially it goes to the property and if it's not on that property it goes back to the state so you're not going to have your license end up in Mason or some other community. That's as other liquor licenses are they tend to come and go that way.

Councilmember VanAllsburg: Are you saying then that the district will establish one type or the other as what's allowed?

Attorney Stoker: You need to actually by formal resolution define a district.

Director Aniol: Well if I can, and I don't mean to disagree with you, but the woman I spoke to her name was Coral and you can find her contact information on the website. She said if we're talking about a DDA district, she said we don't go with the first one, the 1a. If you're talking about a DDA district, you follow the provisions in 1b. So being that we already have an established DDA, my understanding from her is this is the one that we follow, but...

Attorney Stoker: If you're going to use the DDA for the district you're going to allow which is probably logical here you would use b.

Director Aniol: Right.

Councilmember VanAllsburg: So then if somebody on the...

Attorney Stoker: But you're also allowed licenses under 'a' as well, they are not mutually exclusive.

Councilmember VanAllsburg: Okay, that's what I was trying to...

Mayor Hyne: Which is kind of nice it could be for the entire City.

Attorney Stoker: Right, the 'b' ones are really more restrictive I think.

Director Aniol: Right, 'b' is more restrictive. It specific to the DDA district.

Councilmember VanAllsburg: So if we establish this DDA district we could have licenses...

Director Aniol: You've already established the DDA district.

Councilmember VanAllsburg: I mean if we establish it with this, we could have both type of licenses within there, both of these described in there.

Attorney Stoker: You have to describe an 'a' district as well and you could have an overlap and have some of the DDA in the 'a' district but you could also I don't know have something on the freeway or somewhere else too.

Director Aniol: What I'm not positive about though is if you can meet that million dollar threshold per thousand.

Mayor Hyne: I have a motion here by Councilmember Siciliano.

Councilmember Siciliano: I just wanted to recognize Mr. Joseph to talk this evening.

Councilmember Pratt: Support.

Paul Joseph: I just have a question under 'a' the fifty person seating would not be required? Is that what I'm hearing?

Attorney Stoker: That is correct. The requirements for 'a' are...

Paul Joseph: Ten hours a day five days a week.

Attorney Stoker: Right and this is just a summary, it's very thorough in the actual copy of the act. But yeah, the fifty seat is a 'b' requirement.

Paul Joseph: Okay so I would ask that the Council consider both.

Councilmember VanAllsburg: We would have to for you.

Paul Joseph: Well unless we were to glass in, make a proposal to glass in the patio which would save us a great deal of the event that we didn't have to do that. If we could get one under 'a' obviously that would be a lot better for us.

Attorney Stoker: The question in 'a' is whether we qualify I guess from what Michelle's saying.

Director Aniol: I don't think we qualify because what we'd have to do is show that there's been over two million dollars spent within the reinvestment district.

Councilmember VanAllsburg: I don't see that as a problem.

Councilmember Zichi: Where's two million at?

Director Aniol: It's one million per thousand.

Mayor Hyne: So we have 4,000...

Councilmember Zichi: We have 4,000 people in the community.

Director Aniol: Oh, I'm sorry.

Councilmember VanAllsburg: I thought it was 3500.

Mayor Hyne: It's like 3800 and something actually.

Councilmember Zichi: Do they round up or down? Would it be 3000 or 4000? Because that's right it's 3800.

Director Aniol: Regardless I don't think you've got even with the streetscape I don't think you've got that much investment.

Councilmember VanAllsburg: I don't know about that the Bucket is over a million and the RiverHouse is close to a million.

Director Aniol: You're going to have to have physical proof of those investments. They're going to have to have receipts and things like that and I don't know that they have that.

Mayor Hyne: Is there a way I mean

Director Aniol: If they are willing to provide them you would want to use all that information but I was just looking at just the City investment, I know the City couldn't make that threshold. If those others can provide that information that would be great.

Attorney Stoker: But again that goes through the assessor so essentially they to a certain extent look at what was invested that shows up in the tax roll.

Mayor Hyne: Right so they would do it that way? I was going to say is there a way to approve this and then work through the process? What would be the proper procedure?

Attorney Stoker: Well obviously you could do both and if you don't qualify right now then it's a matter of when someone builds that great big new restaurant that's going to cost a million dollars, they could get one but they don't do that here you're stuck only dealing with 'b'. The advantage of 'b' is it follows the DDA and it's not as high of threshold but it does require a larger seating capacity.

Mayor Hyne: Okay, Councilmember Siciliano.

Councilmember Siciliano: Two things real quick; I know Director Aniol first mentioned to you that I know in Mr. and Mrs. Joseph's case that it wasn't real clear on if it had to be outdoor maybe if we could find clarification on that too, find out if it can be a combination then it becomes a non-issue if that is the case and the second one is I'd move to recognize....

Mayor Hyne: Okay, support?

Councilmember Moody: Support.

Paul Joseph: With regards to the comments, I talked with the director over at the Liquor Control Commission and he told me that it has to be permanent seating year round availability under the DDA provision. Now I don't know whether, I read the statute and it was unclear so I don't know whether that's just her interpretation or whether or not that would be something that the Liquor Control Commission would have to pass on. I believe there is a rule that indicates that there's something that would say it has to be permanently affixed. The only thing I would say is I think there has been a tremendous amount of

revitalization in the downtown area one of the key things and cost things is D&W. I know that they've spent a great deal of money working on that. Streetscapes are another thing. The fact that we're about to do the same thing up and down Williamston Road, I think that we can qualify under 'a' and 'b' so I'd ask you to consider both of those. Thank you.

Mayor Hyne: Thank you.

Attorney Stoker: I would mention for either of those you're going to need a formal resolution dealing with the district so you can kind of give direction tonight but we can't formally say yay or nay on tonight on either, you need to adopt a resolution.

Mayor Hyne: So I guess I could entertain a motion then to do a resolution to support both, correct?

Attorney Stoker: If we qualify.

Mayor Hyne: Okay.

Councilmember Zichi: How does this interact, the DDA and the City Council back in 2002, 2001, there was a different program that was available through Liquor Control where we did approve site specific licenses for the downtown development area. Is that program no longer available?

Director Aniol: In 2001?

Councilmember Zichi: 2001, 2002 and I'd have to pull out my history.

Director Aniol: I'd have to go back and look at that one.

Councilmember Zichi: Yeah, and that was already done and I don't know if those licenses are no longer available through Liquor Control or what the situation is, but that might be another option for businesses.

Attorney Stoker: This is a different program. I don't know if that one's still around or not. This is a new one though.

Mayor Hyne: Okay, can I?

Councilmember Moody: I'd move to recognize....

Mayor Hyne: Thank you.

Paul Joseph: I've had specific discussion with Director at the Liquor Control Compliance Division, and she told me that there are no other provisions available so that old law must have been revised into this law is the only thing I can presume at this point because I went through each provision. I spent a great deal of time with, I had lunch with one of the Liquor Control Commissioners, they told me to talk to this individual, I talked to them spent a great deal of time and this is what he told me. This is the only way we're going to be able to get those licenses in the downtown development area either under 'a' or 'b'.

Dawn Marie Joseph: We have gone to see if there are licenses available and we've written to every one of them, eleven of them and none were responded to.

Paul Joseph: Yeah, and there are eleven people with a liquor license out there that they got a bad address with the liquor control commission. The other eight didn't respond so there you go.

Councilmember VanAllsburg: Yeah, it's a versatile town, the idea of using the DDA is okay but what about establishing one district that includes all the appropriate zones in town as one district. Is there a down side to that though?

Councilmember Zichi: Doesn't it have to be contiguous.

Attorney Stoker: I'm not sure you can in 'b'. Under 'b' you have to fit under one of these criteria's and I'm not sure we have anything under those other acts, do we Michelle?

Director Aniol: In 'b' it has to be within the DDA.

Attorney Stoker: Or an LDFA, or corridor improvement, but in place currently we only have a DDA I believe.

Director Aniol: I guess the question for you to ask is are you using this or would you use this to concentrate your redevelopment efforts in the downtown or what is the motive for utilizing this tool. And it's not that I'm anti-doing anything else in the City but the more you allow things to happen outside your DDA the less effective your efforts will be to keep your downtown going. It's just something to keep in your mind when you're thinking that process through.

Attorney Stoker: The way this is in the act currently it doesn't really go away. I think actually the old DDA one had a limited number of licenses and when they were gone they were gone, I think that's what happened there. But I think this one doesn't have that limitation so if you're currently only looking at the DDA that doesn't foreclose you from them looking at the other one later on if you've got someone who's going to put the money into it. I can tell you some of the communities I've looked at frankly they've put the more generous ones, the easier to apply ones 'a', again they had the investment so that wasn't an issue in the DDA and then they put the more limited one elsewhere because they really only wanted to see restaurants frankly or the ones going outside of the DDA but it's up to you how you deal with that and I guess part of it is you don't have to deal with both of them now, if you're going to do something different you're going to have to, that's only an option in 'a' and you're going to have to define your district and that's probably going to take some analysis on where you want to do that. 'b' is the DDA so that one is probably the easier one to get moving on.

Mayor Hyne: Okay thank you.

Councilmember VanAllsburg: I guess that to follow up on that I'm perfectly amenable to the DDA thing but in contrast to Michelle's I kind of like to think of this as Williamston not as we're the City Council for Williamston not the City Council for the DDA I mean business on the corridor are just as important as the businesses downtown and to try to pit them against each other, I'm not sure that's the right choice. I mean in my mind we want to give the options as people come forward wanting to do stuff we want to make them available for them to do it. If it's on the corridor that's good, if it's in the DDA that's good.

Mayor Hyne: I agree if it's available to the City... I agree with you. Yes.

Councilmember Smith: So let's say we have the four million dollars of investment necessary to get one license, if we go with 'a' where that's the requirement and we wanted a second license that perhaps would meet all the qualifications of 'b' like the fifty seats, can you still then do 'b' also in the same area?

Attorney Stoker: I believe so.

Director Aniol: I don't know I'd have to defer to....

Attorney Stoker: I believe so 'a' is basically again it's one for each 3.8 million dollars of investment essentially so to get the second license there you're doubling that. You're not going to be like Port Huron and get a whole bunch of them. 'b' is more where it's right in the district is much more flexible and the threshold there is the two hundred thousand over the last five years which is much easier met, it does however require the property owner to have the fifty seats and put themselves seventy-five thousand into this if I remember right. And again I don't think that's criteria over in 'a' either.

Mayor Hyne: Okay, I kind of had the same question Councilmember Smith did, so...

Attorney Stoker: I think you could do both...

Mayor Hyne: They're both considered you start, so if 'a' qualifies and then 'b' is above and beyond that threshold you start at zero, it's the same, correct?

Attorney Stoker: In theory there are two different resolutions and there are two different districts that are going to be passing. You could have an overlap on them.

Mayor Hyne: Okay.

Councilmember Moody: My understanding is we need to do some more work on the resolution right?

Attorney Stoker: If you're going to do either one the first step is really adopting a resolution creating the district.

Mayor Hyne: So I guess my thought would be to possibly consider a motion to direct the City Attorney to work with the Director Aniol in developing a resolution...

Attorney Stoker: For the 'b' one?

Mayor Hyne: One or both.

Attorney Stoker: I guess we need to find out if we qualify for 'a' because if we don't qualify for it then there's no sense to have a resolution so...

Mayor Hyne: Right. Okay. Yes.

Paul Joseph: I think if you ask for both 'a' and 'b' with a resolution when you get to the four million you're going to qualify for that one under 'a'. So yeah I think you have the resolution in place once you spend the money then you're going to qualify so I think it would behoove us to kill two birds with one stone here. As opposed to go back at some later day because it doesn't matter if we spend four million dollars we're going to get one under 'a' but we qualify for twenty under 'b', not that we would use twenty but if we have both resolutions in place for \$200,000 a piece at four million dollars we get twenty in this particular section and we get one over here. So I think it would behoove us to do both at the same time. Thank you.

Attorney Stoker: The question Michelle and I will ask, what are you going to use for boundaries for 'a' and do you want them to analyze that and look at that for you.

Mayor Hyne: I guess my thought would be to work in coordination with the City Attorney and...

Attorney Stoker: I'm not a planner so I'm not going to tell you where there's a good place to put restaurants, I'd probably get it wrong.

Mayor Hyne: As far as drafting the language and I guess proposing areas specific, I don't know what's Council's thoughts on that?

Councilmember Siciliano: I think they're kind of asking us to direct where they want it. We can't really just tell them to do it and then not give them, which I don't know, maybe we need to have like a presentation, I'm not sure exactly...

Mayor Hyne: Is there appropriate zoning areas?

Director Aniol: You could do it in commercial zoning areas. You want to go outside the DDA correct?

Mayor Hyne: One would be the DDA and the one would be the appropriate commercial areas that would allow for this.

Director Aniol: I would just say, commercially zoned, the question is if it should be commercially planned and zoned property within the DDA and those along Grand River Avenue outside of the DDA.

Mayor Hyne: What about North and South Putnam?

Director Aniol: Most of that is already in the DDA. Anything outside of that, the only place you've got it is all the way down by the freeway.

Mayor Hyne: That should be included is my thought. If it's zoned properly it should be included.

Councilmember VanAllsburg: That's kind of what I was thinking.

Councilmember Smith: Could it just be the commercially planned and zoned areas within the City limits of Williamston?

Director Aniol: You could do it that way.

Councilmember Moody: Does that include....

Director Aniol: You have to remember something and that is you don't have a lot of commercially planned and zoned properties down by the expressway. That is not commercially zoned.

Councilmember VanAllsburg: What is it?

Director Aniol: Its planned development, performance, mixed use development.

Councilmember VanAllsburg: Mixed use right. Can the plan be amended? Can the districts be amended?

Director Aniol: In the zoning or in the plan?

Councilmember VanAllsburg: After we establish a district for the liquor license.

Attorney Stoker: For the liquor license, it doesn't specify, but I'm assuming you can.

Councilmember VanAllsburg: We establish it tonight as the DDA and later on we realize we want to make it include something else.

Director Aniol: Then I think you come under number 'a'.

Councilmember VanAllsburg: We're trying to get them moving, we could approve it as the DDA tonight.

Director Aniol: Yes, that's the easiest one to do.

Councilmember VanAllsburg: Do that as an 'a' and a 'b' right?

Director Aniol: Just 'b'.

Councilmember VanAllsburg: Just 'b', okay.

Mayor Hyne: I would like to see us at least work towards both right now and not keep coming back, coming back and have it in motion at least to address it with the areas that would qualify for this and keep it moving and I believe Mr. Grossman I've had motion and support, Mr. Grossman.

Tim Grossman: Doesn't this have to be contiguous.

Attorney Stoker: I don't know that.

Tim Grossman: I guess that's what we need clarified because it's zoned differently in different spots and just clear that question first.

Councilmember VanAllsburg: That's true.

Director Aniol: I'm sorry I didn't concentrate on 'a' based on information I got from the Liquor Control Commission, 'b' is with the DDA district. I did not anticipate and I apologize, I didn't anticipate that there would be a direction outside the DDA.

Mayor Hyne: Okay, can I have a motion and support?

Councilmember Moody: Yeah, I'd move to....

Mayor Hyne: Motion and support, Mr. Joseph.

Paul Joseph: Might I suggest that we pick a corridor for instance the corridor from the freeway into town, that would be the most logical place to place a restaurant or some other mixed use type of thing such as TSC or one of these other marketing type organizations. The logical party is going to want to affix themselves close to the freeway so they can pull people off of the freeway so I would think that the district would want to

extend all the way to the freeway and probably on the other side of the center of town by a block and then extending from Grand River really from the City limit to City limit by virtue of the fact that it seems to me that there's businesses that run all the way to the City limit on both sides going all the way out to Spag's on one side and that little party store on the other so I think that if you just define the district for 'a' as those parameters and then keep it primarily on that corridor so you don't have things going through for instance neighborhoods or what have you, we're not going to have a bar in the neighborhood three blocks over in the middle of the neighborhood. In this business district that's traditional in this community so I might suggest that.

Councilmember Moody: I'd move to recognize Tim.

Tim Grossman: Here's the question for the attorney does not changing the size of 'a' change the investment requirements for the whole City.

Attorney Stoker: No it doesn't change, you can have a large or a small, well it's got to be that much investment in the district so yeah to the extent you need to bring property, the more property you bring in that had improvements the more likely you're going to get to the four million or 3.8 million. You know one of the options you may want to consider is dealing with 'b' now and then request staff give you a recommendation on 'a' and you could do a second resolution.

Mayor Hyne: Okay that makes sense. Okay, motion and support can I have a second yes. Mr. Joseph.

Paul Joseph: You know if we extend that 'a' corridor all the way out to the freeway then we will be able to pick up the improvements that were made at Merindorf and the TSC building that was constructed out there along with the cost of the property. That's all a part of the public and I'm sure that they spent at least a million dollars on TSC and I know they spent about that on Merindorf's so I think that if we extend the 'a' corridor we're going to be able to accumulate, we may even be in the eight million dollar range when we start to add these numbers up between TSC and Merindorf, D&W, the Bucket, Gracie's Place, we spent, way too much money.

Dawn Marie Joseph: He doesn't know all of it yet.

Mayor Hyne: Marital secret thing.

Dawn Marie Joseph: We're not done.

Director Aniol: How many years ago did TSC go in and how many years ago was Merindorf's?

Mayor Hyne: Two?

Director Aniol: It's only been two? Okay because the time limit is three years on 'a' and it's five years on 'b'.

Mayor Hyne: Why don't we then... I just think we should move forward on both and then, just for the benefit of time if it's critical time line here.

Councilmember Moody: We don't know the district yet right is that what you're saying.

Director Aniol: The critical timeline, I'm I don't mean to interrupt, the critical timeline is definitely your DDA because that's the applicant that you've got before you the other isn't as critical because there has been no one that has come forward with that.

Councilmember VanAllsburg: But the deadline could, I mean if we establish it today, that might important in terms of the collecting of the money for the years back right?

Mayor Hyne: Right, if there's a three year timeline and say TSC, we think its two years but because of age, right, it's really three.

Councilmember VanAllsburg: So it would seem like not necessarily this meeting but soon.

Mayor Hyne: Right, yes.

Councilmember Smith: Well plus the business owners have brought this availability to our attention as requested that we also pursue 'a' at the same time as it would in turn if we do qualify it'd be easier for them personally for that particular business to qualify. So I think that doing them at the same time would be...

Mayor Hyne: Okay, I'll entertain a motion if someone wants to....

Councilmember Smith: Well do we have the resolution in our...

Mayor Hyne: We can give direction to do the resolution.

Attorney Stoker: No, there is no resolution that's why you need to do a motion.

Mayor Hyne: Do we need a motion to the resolution?

Attorney Stoker: You can direct us to draft something.

Mayor Hyne: Yes, I think that would be beneficial to do with whatever...

Councilmember VanAllsburg: You're talking about establishing a district?

Attorney Stoker: Yes, you'll notice on both statutes the first requirement is establishing a district and one is basically you have some limits of what you can establish as districts in 'b'.

Councilmember VanAllsburg: So, can we make a motion to establish a what do you call these again? A liquor license district?

Mayor Hyne: Attorney Stoker would you like to give the correct language for the...

Attorney Stoker: Statute calls it a development district.

Councilmember VanAllsburg: A development district, okay. So we make a motion to establish a development district which is the same as the DDA district.

Mayor Hyne: Do you need to do the section numbers for each one to establish a district?

Director Aniol: I think so, If I could and Mr. Stoker, correct me if I'm wrong, under section 436.1521a subsection 1a, Council I move that Council approve a redevelopment project area and that the attorney and community development director work out the resolution language for that and then 'a' and do that one first and then we'll do the second one.

Attorney Stoker: One is actually called the redevelopment project area and the other one is called a development district.

Mayor Hyne: The development district is the first one?

Attorney Stoker: The redevelopment project is 'a' and the development district is 'b'.

Motion by **VanAllsburg**, second by **Siciliano**, to establish a redevelopment project area under section 436.1521a1a and the area to be included will be researched by Attorney Stoker and Michelle Aniol Community Development Director to establish a redevelopment project area.

Mayor Hyne: Okay we have a motion and support any discussion?

Councilmember Smith: I would have rather the Council direct where that was going to be.

Mayor Hyne: I agree.

Councilmember Smith: As opposed to our attorney.

Mayor Hyne: We were talking about from the highway.

Councilmember VanAllsburg: So yeah I agree with that because that's more than just commercial though so what would that be?

Mayor Hyne: How would you word that?

Councilmember Zichi: Does it have to be contiguous or not, I think we need more information to really know.

Councilmember VanAllsburg: With hopes that it will include all applicable zones on Putnam and Grand River.

Councilmember Smith: From City limits to...

Councilmember VanAllsburg: From City limit to City limit.

Councilmember Smith: Who seconded that?

Mayor Hyne: I believe, did someone second that?

Deputy Clerk Thompson: Siciliano.

Mayor Hyne: Carmen? Okay, thank you. We have a motion and support any additional discussion. Would you agree with the friendly amendment?

Councilmember Siciliano: I am comfortable with that amendment.

Mayor Hyne: Okay, do we have any additional discussion? Okay, if the Deputy Clerk would please restate the motion, oh, okay.

Councilmember Moody: Can I recognize?

Mayor Hyne: Motion and support, yes.

Paul Joseph: My reading of the statute here and I've read it kind of thoroughly plus I discussed it with the Liquor Control Commission, the zoning and the property doesn't have to be contiguous. It doesn't state that requirement inside the statute. So they don't have any rules with regard to that so when you run it from City limit to City limit, that's fine.

Mayor Hyne: Alright. If you could restate the motion please.

Deputy Clerk Thompson: Motion by VanAllsburg, second by Siciliano, to establish a redevelopment project area as described in 436.215a1a and the area to be included will be researched by the City Attorney and Director Aniol with the hopes that it will include all of the City limit area.

Councilmember Zichi: Holly you got that number wrong.

Councilmember VanAllsburg: The number's not right.

Councilmember Zichi: 1521...

Councilmember VanAllsburg: Right.

Councilmember Zichi: Scott said it right.

Councilmember Smith: It's 436.

Councilmember VanAllsburg: 1521a, yeah.

Attorney Stoker: And I think it was from along Putnam and Grand River within the City boundaries it wasn't all the City boundaries.

Mayor Hyne: Was it from the highway correct? Was it from the highway in? Okay, it wasn't to be determined between the City Attorney and the Planning Department.

Attorney Stoker: Right.

Mayor Hyne: Do we need to restate that again, review that? Yeah, maybe Attorney Stoker can make it....

Deputy Clerk Thompson: Yes, because I have what he said and then what he said.

Attorney Stoker: Let me know what you've got.

Deputy Clerk Thompson: Okay, I've got establish a redevelopment project 436.1521a1a and the area to be included is the property along Putnam and Grand River from City limit to City limit.

Mayor Hyne: Because Putnam turns into Williamston Road at a certain point to the City limits.

Councilmember Zichi: Outside of town Putnam Street turns into Williamston Road.

Mayor Hyne: Yes, correct.

Attorney Stoker: So it stays within the City its still Putnam.

Hyne: No, south it turns to Williamston within the City limits.

Attorney Stoker: Why don't we say Williamston/Putnam Road?

Mayor Hyne: Okay, will that work?

Councilmember Zichi: That works.

Mayor Hyne: Okay everyone ready to vote? Okay let's do a roll call vote please.

Vote on the motion: Smith, VanAllsburg, Zichi, Hyne, Moody, Pratt, Siciliano. No: None. Motion passed.

Mayor Hyne: I'll entertain a motion, does anyone wish to make to follow up on this in the DDA district?

Councilmember VanAllsburg: So we need a motion to establish a development district as provided for under section 521a1.

Motion by VanAllsburg, second by Pratt, to provide a development district as pertaining to section 521a1b which will be the same in scope as the DDA district which was established in 1975 PA 197 as amended and for the specific applicant Paul and Dawn Marie Joseph at 151 South Putnam also known as Gracie's Place above all others.

Mayor Hyne: Okay, motion and support if the Deputy Clerk would read the motion please.

Deputy Clerk Thompson: Motion by VanAllsburg, second by Pratt to establish a development district per 4361521a1b for Dawn Marie and Paul Joseph.

Attorney Stoker: I think what you want to do is establish a district under 4361521a1b consistent with the current DDA boundaries as the DDA was established under 1975 PA 197 as amended, be it further resolved that you want to approve the applicant of, that's where you put Gracie's and the information on the address.

Mayor Hyne: Okay, do we need agreement by Council members for any of this.

Attorney Stoker: I don't make motions, so someone has to make it.

Mayor Hyne: Okay, friendly amendment to accept the language.

Councilmember VanAllsburg: Yeah.

Councilmember Pratt: Support.

Mayor Hyne: Okay. Alright, let's do a roll call vote please.

Director Aniol: Madame Chair before you do roll call, one question for the Joseph's if I may. What is the specific name that will go on your application?

Dawn Marie Joseph: Gracie's Place.

Director Aniol: Is it Gracie's Place?

Dawn Marie Joseph: LLC.

Director Aniol: Then that's what you need. As I'm looking it says specific applicant and then it says individual corporation limited liability so you're going to have to be specific as to what that application is going to be.

Mayor Hyne: Do we need a friendly amendment to include that?

Director Aniol: Yes.

Councilmember VanAllsburg: So what's it going to be?

Mayor Hyne: Gracie's Place LLC.

Dawn Marie Joseph: Gracie's Place LLC.

Mayor Hyne: Is there support?

P Councilmember Pratt: Support.

Mayor Hyne: Okay, let's do a roll call vote please.

Vote on the motion: Yes: Smith, VanAllsburg, Zichi, Hyne, Moody, Pratt, Siciliano. No: None. Motion passed.

Paul Joseph: Thank you.

Councilmember Pratt: Thank you.

Councilmember Smith: Looking at item seven underneath the a1a portion it has the exact same wording as number five under the 'b' one.

Director Aniol: I know what you're saying I thought you meant the statutory provision when you made your first question, I did note it's not there. You don't have a specific person asking for a location for that first resolution you did. So you'll come back and do another resolution.

Councilmember Smith: But Gracie's didn't just ask for 'b', they specifically asked us to consider both of them because in the event that we qualify under 'a' that would far behoove them to apply under 'a'. Because otherwise they have to have a large monetary investment to qualify under 'b'.

Director Aniol: Except that if your first license would be one license going to them, I don't think you're going to get two separate licenses going to them.

Councilmember Smith: I don't disagree with that but I'm just reading this summary here and if we follow this language that we've just laid out it goes right to number seven... Are you saying number seven only applies if you have more than one?

Attorney Stoker: No, I think that what she's basically saying is she thinks you were applying over there why not make sure we have 'a' and I don't think they can apply both places so what you may want to do is find out, you may want to move it to 'a' if we qualify.

Mayor Hyne: Can we have a motion and support to recognize Mr. Joseph?

Paul Joseph: Thank you, I would like to move it to 'a' if we could I mean it would save us a great deal of money from having to not close in that patio section and to go through the Planning process and everything else. If we can qualify under 'a', we would prefer to qualify under 'a'. If we can't then we're going to do something under 'b', but 'a' is the more acceptable method for us, so we would ask to be considered for the 'a' provision if at all possible as Councilwoman Smith said. Thank you.

Mayor Hyne: Okay, would you like to make a motion?

Councilmember Moody: Can I ask him a question? How does that work? Is there a problem with them doing an 'a' and a 'b'?

Mayor Hyne: Can we do a motion for both?

Attorney Stoker: You could probably do a separate motion saying if we qualify under 'a' you would approve them really with the same criteria that Michelle mentioned earlier.

Motion by Smith, second by Moody, to pursue each of these options taking option 'a1a' if we determine it applies and that is the resolution that we put forth and if not we put forth the 'a1b' resolution.

Mayor Hyne: Okay, we have a motion and support any discussion? Okay let's do a roll call.

Vote on the motion: Yes: Hyne, Moody, Pratt, Siciliano, Smith, VanAllsburg, Zichi. No: None. Motion passed.

Councilmember Pratt: Thank you.

Attorney Stoker: You know if that helps I think when we come back they're going to want to see formal resolutions on both these so by that time you know we'll probably have a better idea of 'a' or 'b'.

Councilmember Smith: But now we've given the direction to go and find out both right?

Attorney Stoker: Right.

Mayor Hyne: Very good thank you.

10e. Website Committee- Clarification of Duties:

Mayor Hyne: Okay next on the agenda we have 10e. website committee clarification of duties. The City Manager is not here right now.

Councilmember VanAllsburg: Yeah, I'm going to make a motion to table that.

Mayor Hyne: Councilman Siciliano.

Councilmember Siciliano: I was just going to say that Director Aniol probably has something to say about that.

Councilmember VanAllsburg: I withdraw the motion.

Director Aniol: Thank you. I had asked the City Manager to put this on. In attempting to set up the website committee meeting, since it had been such a long time since I'd tried to do this, I went back to the minutes to see what the charge was, what the intent of Council was and the motion was establishing Mr. Siciliano, Ms. Smith, and Mr. VanAllsburg as a committee with the Chamber of Commerce, there is no other language, and I haven't listened to the tape to get all of the different comments and asking different people, there's not a clear recollection so if you could just let me know what role you want the Chamber to play it will help the Chamber know who they need to send to these meetings. At this particular point in time they're having trouble getting somebody to be available to meet.

Councilmember VanAllsburg: That Chamber thing to me is a surprise; I didn't remember it at all. And for one guy's a candidate to write the website so he obviously can't be the one that comes from the Chamber. It's a slight conflict of interest.

Director Aniol: If you could help me out here.

Councilmember VanAllsburg: Well in my mind it's sort of up to the committee. If they want to pursue a website that includes the Chamber that should be left up to the committee not specified by the Council. At least that's my opinion.

Mayor Hyne: Yeah, if Council has any direction I mean that fine, we can do that but I would certainly be comfortable with the committee working up a proposal and then presenting it to Council once you've had your meetings and feel....

Councilmember VanAllsburg: Was the idea for a joint website?

Director Aniol: I don't think so but like I said I have not listened to the meeting but I honestly don't recall that being something.

Councilmember Siciliano: I don't think it was necessarily going to be joint but I know we had discussed it, I think the talk was just to make sure we were kind of like getting the same message across more or less you know kind of. Well the problem we kind of had a meeting set and then realized we were supposed to invite someone at least by motion and so they couldn't come so we couldn't really do it since the motion stated that. I don't know if we just want to say a little less formally we will have the meeting and extend an

invitation to the Chamber directly if they want to send a representative that's appropriate but that way we're not bound to having a Chamber member there to have the meeting I think is what we're looking for.

Councilmember VanAllsburg: Yeah, I don't see any reason why they should be there.

Mayor Hyne: Is that a motion?

Councilmember Siciliano: It is a public meeting anyone can be there.

Councilmember VanAllsburg: Well yeah, but I mean.

Councilmember Siciliano: So moved.

Motion by **Siciliano**, second by **VanAllsburg**, we will have the meeting and extend an invitation to the Chamber directly if they want to send a representative that's appropriate but that way we're not bound to having a Chamber member there to have the meeting. **Motion passed by voice vote.**

10f. Pickup Truck & Plow Bids:

Mayor Hyne: Let's move on to action 10f. pickup truck and plow bids. I mean I can't make a motion but personally I would like to see this discussed maybe at a different meeting.

Councilmember Pratt: Yeah, I don't see why we need another truck right now.

Councilmember VanAllsburg: So we would need Lisa to hear about this right?

Motion by **Pratt**, second by **VanAllsburg**, to table the pickup truck and plow bids until the next meeting. **Motion passed by voice vote with Zichi voting no.**

Mayor Hyne: Okay, please note the descending vote. Thank you.

10g. ADT Proposal for Public Services Building:

Mayor Hyne: Next on the agenda we have ADT proposal for public service facilities.

Director Aniol: Madame Chair.

Mayor Hyne: Yes.

Director Aniol: May I please ask Mr. Zichi to address this? Mr. Zichi since you attended the EDC meeting would you like to help me brief Council on this?

Councilmember Zichi: Well in fact I've learned a few things since the EDC meeting as well. Apparently there's some issues with the security of the, I got to get to the right page in our packet here, with the security at the 1500 building however this proposal doesn't address the specific concern that was brought up and that's the interior door where people were having access. This is really talking about keying the external doors and when it was brought up at the meeting you know somebody said about that and he said well that's a fairly inexpensive thing that you can add in and you know Ms. Smith maybe you could... What was the discussions before last meeting from the EDC, I mean what were we really trying to get at, was it just that interior door?

Councilmember Smith: There have been multiple issues but a great piece of it as I recall was the interior door and the ability of people to get from where the Habitat is located over to where the Police Department was located. So that was a big piece of it but then there was also some exterior in the back that was an issue but I thought they had resolved that with something before now.

Councilmember Zichi: Well and you know this is a very extensive bid for \$18,000 worth of hardware and software, or \$19,000 excuse me, when it sounds like what we really need is an alarmed door. It ought to be a lot less expensive than this.

Councilmember Smith: One of the other issues was because it was inside there was an issue persons safety because if you permanently close it which was the initial thought of the committee, you know what we'll just block it, well then there was not a secondary exit in the event of a fire or something. So then we had to move on...

Councilmember Zichi: Which is where an alarmed door would or panic bar, you know you push it for five seconds and the alarm goes off and then it opens.

Mayor Hyne: Right.

Councilmember Smith: I'm sure he can speak to this too he was....

Mayor Hyne: Do you have any comments?

Chief Hetfield: Part of the issue was that very issue coming from Habitat over into our side of the building and obviously you can't block that off because it's a secondary fire escape for them. We talked about just putting an alarm on there so every time it opened you'd have an alarm in there and we'd know that it opened up. We'd have to put a side alarm on it as well because the building is not occupied obviously we're not going to hear the alarm so you'd have to have a separate alarm for that. So that was the issue with that particular door. We already know that someone got into that building once.

Mayor Hyne: Okay, yes sir.

Councilmember Pratt: Were there other bids taken other than ADT?

Director Aniol: My understanding is there was something else submitted to the Police Department but whether it was in the form of a formal agreement or whether it was just a verbal I have not been able to ascertain. I have not received anything physical from them so my only thought is it had to be verbal but...

Mayor Hyne: I guess my thought would be that it is a quite expensive and expensive figure and being that there's only one I guess I'd like to see two additional companies contacted.

Chief Hetfield: Part of the issue was that we did have other people come through. I don't remember the name of the companies, they were working through Michelle and myself. If anybody else bid on it I wouldn't know. Everybody addressed things to City Hall. The rest of the bids, I wasn't taking bids.

Mayor Hyne: Maybe they can follow up with that because I'd like to see different opinions.

Chief Hetfield: But anyway part of the bidding process was going to be as long as we're going to make some changes and we're going to secure that building let's do it right because we're also running into the problem

with keys. We've had the whole building rekeyed and then we have people that lose keys then if they could computerize it then you don't have to worry about keys anymore. If somebody leaves the appointment, their keys are done. If they lose it you deactivate that key and get a new one. Then we don't have this running and making the keys all of the time. So that was part of it, part of the issue with Gary is his office door; his is left unlocked during the day. People come in and out of that garage if the garage door is open, they walk right through his office and the next thing you know we've got somebody standing there in the hallway we don't know who they are or where they came from, and these are some of the issues we're trying to address.

Councilmember VanAllsburg: So you're trying to address all the issues at the same time.

Chief Hetfield: Correct.

Councilmember VanAllsburg: Okay.

Chief Hetfield: I guess do it all at one time and get that over with.

Councilmember VanAllsburg: Yeah I guess before we, what I'd like to do is table this exactly as it is and let Lisa tell us more as opposed to telling her that she has to get more bids. I'd like to hear what she has to say first. In terms of like...

Mayor Hyne: Yes John.

Councilmember Pratt: From personal experience I want more bids. I was running security in the Court of Appeals building downtown and ADT was their supplier, we had the fire department standing right there running false fire alarms calling them up saying did you get any fire alarms, nothing nothing. This happened many and many of times. I'm not real hip on ADT I'd rather have more bids come in with more quality. This is outrageous \$18,000.

Councilmember VanAllsburg: Yeah, I'm not saying we do or don't want more bids I'd just feel more comfortable hearing from Lisa why there's only one bid and what she's heard from other people who might have bid that didn't get it or whatever.

Mayor Hyne: Yes.

Councilmember Moody: Is there immediate need to protect that door or something, is there something we can do? Or do we have to...

Director Aniol: It's a need, I wouldn't say that it's not quite an extreme need at this point, but there is a need for it.

Chief Hetfield: Sooner rather than later.

Councilmember Moody: Yeah, I just didn't want to keep putting it off and then there's a problem, I don't know.

Director Aniol: When I spoke with Jeff, I can't think of his name...

Chief Hetfield: Hull?

Mayor Hyne: Sergeant Hull?

Director Aniol: Yeah, Jeff Hull and this would have been a couple of months ago, there were no other written bids besides ADT although there were other companies that did come through they would not give a written bid for whatever reason. I don't know why they won't. We can go back and try and get more companies to come in and do this. I don't disagree that there should be more than one bid. I think that if I remembers right the TIFA wasn't asking the City Council to approve this to come out of all the City Council that they may be amenable to helping with the cost.

Councilmember Zichi: This is the EDC's building and the EDC doesn't have any money in their budget.

Director Aniol: Oh, that's what it is I'm thinking TIFA.

Councilmember Zichi: Yes, they are asking the City to pay for this. That would be part of the original deal with that building where monies that were put into the building and once the building is sold it would be reversed back to the entities that spent the money.

Councilmember Pratt: Michelle.

Mayor Hyne: My recollection too is that the EDC when I served on their before Councilmember Smith was appointed, geez correct me if I'm wrong but I think I've heard the Chair, well not the current Chair, the previous Chair speak a few times that he wanted to deactivate it and spend the money, am I misspeaking that?

Councilmember Smith: Sell the building you mean?

Mayor Hyne: No the, as far as the City you know, this being presented to the City because there isn't any funds for the EDC. The reason that being is because those funds were spent down, correct?

Councilmember Zichi: The EDC has never had that much money.

Mayor Hyne: They had money at one... I mean some money.

Councilmember Zichi: Not much.

Mayor Hyne: Well but they did have some money, we functioned.

Councilmember Smith: The TIFA has the money. The EDC has been limited, in the short period that I've been there they've been quite limited.

Mayor Hyne: It was limited, but it was spent down so they would, basically be deactivated.

Councilmember Smith: I think the issue is whether we deem it necessary to secure the facility that our public works and our police station is currently located in and as to urgency they've been talking about it since I got on there. Like Ms. Aniol said, yes it's necessary, yes they'd like to get it done but it's not like they're jumping up and down and are desperate for it because we've been kind of talking about it for quite some time.

Mayor Hyne: Yes.

Councilmember Pratt: I guess my question is why would Habitat have to have access to that building?

Chief Hetfield: Because the offices obviously are an integral part of that building to begin with. Their second exit out of there is the office upstairs through that....

Councilmember Pratt: Have they ever used that?

Chief Hetfield: I think once in awhile they have been coming in and out of there at one time but we asked them not to and they don't because of that, but we have to leave a functioning door.

Councilmember Pratt: I think that's a real security concern in my book.

Chief Hetfield: And my concern is, you know it was on the weekend that we had somebody in the building and we've got all of those vehicles back there whether it be police cars, DPW vehicles you know, ours are locked up, the DPW ones I think they probably all have their keys in them and they just come and use them when they need them. I'd hate to see somebody go tearing out of there with a City vehicle and do something.

Councilmember Pratt: Well yeah.

Mayor Hyne: Have they been communicated with a letter to just give notice that that door is not to be used?

Chief Hetfield: Yeah, they know that and they won't.

Mayor Hyne: But has it been in a letter communicated? In a letter?

Chief Hetfield: Not from me.

Councilmember Pratt: Well I think one should be sent.

Chief Hetfield: I'm not sure who that letter would come from the City or the EDC. I'm not sure who their landlord is.

Councilmember Smith: I'm not so confident that it's the employees of Habitat are the issue. I think it was not an employee of Habitat per say, that's not where your problem comes, your problem comes, theoretically let's say it's almost time for Habitat to close and someone just, I'm hesitant to say this on camera, why would I want to place this in people's minds but you know if someone just doesn't leave.

Chief Hetfield: It appears somewhat accurate in past experience maybe somebody hid in the building in that access.

Mayor Hyne: Okay. Thank you for clarifying that.

Councilmember VanAllsburg: Do you want to elaborate what opportunities after the building is....

Councilmember Smith: You always watch those criminal shows and they show all this really bad stuff and you think you know I would never have thought of that.

Councilmember Pratt: You don't have a criminal mind.

Chief Hetfield: I think they do a good job and they do lock up they kind of sweep the area and make sure. They try to check it the best they can.

Councilmember Moody: How much would it cost to do a just a quick alarm on there or something that you just buy at Radio Shack at least or something.

Councilmember Smith: But then it goes back to if it happens on the weekend and no one is in the building. Now you got to have it external and if you're going to have it external do you have a contract over here and then you go out for bids and you have a...

Chief Hetfield: Yeah, it's got to be monitored by somebody because the building's not occupied twenty-four hours so...

Councilmember Pratt: Would that go to dispatch, on a silent alarm.

Chief Hetfield: Yes, well it would go to the alarm company, they would contact dispatch.

Councilmember Pratt: Oh.

Mayor Hyne: Okay.

Councilmember Pratt: Because I know the Courts had a lot of those.

Mayor Hyne: I know because where I work you have to have your own card system and you have to have a code. Yes.

Councilmember Smith: So I would make the motion that we ask the City Manager to attempt to get some more like bids so that at the next meeting we can make a decision with multiple bids for the security as recommended by the Police Chief.

Motion by **Smith**, second by **VanAllsburg**, that we ask the City Manager to attempt to get some more like bids so that at the next meeting we can make a decision with multiple bids for the security as recommended by the Police Chief and request that the EDC send a letter be directed to Habitat stating that other than in an emergency there's nobody to be using that door.

Mayor Hyne: We have a motion and support any further discussion?

Councilmember Pratt: Yeah I'd like to see in that motion that a letter be directed to Habitat stating that other than in an emergency there's nobody to be using that door.

Councilmember VanAllsburg: I don't know if we can do that though.

Councilmember Pratt: We're paying the bills.

Councilmember VanAllsburg: I thought the EDC was the landlord.

Mayor Hyne: It would be the EDC.

Attorney Stoker: You could request the EDC send it then.

Councilmember Pratt: I'd request that the EDC send a letter then.

Councilmember VanAllsburg: Can we do that?

Mayor Hyne: Attorney Stoker just to...

Attorney Stoker: You can request anything.

Councilmember Pratt: Can I make that part of the motion?

Councilmember VanAllsburg: That's okay with me.

Councilmember Smith: That's okay with me.

Mayor Hyne: A friendly amendment okay? Any further discussion?

Director Aniol: Madame Chair may I ask one question?

Mayor Hyne: Yes.

Director Aniol: If you ask for bids to be at your next meeting, that's going to be in two weeks.

Councilmember Pratt: October the eleventh is our next meeting.

Councilmember Smith: Probably three weeks.

Director Aniol: October the 11th, that's assuming... I'm trying to think of how to come with these bids.

Councilmember Pratt: Monday October 11th 2008.

Mayor Hyne: Alright, let's do the roll call please.

Vote on the motion: Yes: Hyne, Moody, Pratt, Siciliano, Smith, VanAllsburg, Zichi. No: None. **Motion passed.**

10h. City Council E-mail from the Website:

Mayor Hyne: Next we have 10h. City Council e-mail from the website and that I know I called.

Councilmember Pratt: I requested.

Mayor Hyne: I was going to say I..

Councilmember Pratt: Oh, okay.

Mayor Hyne: This has been a discussion for quite some time. This is regarding communication separating your City e-mails from your personal e-mails and Councilmember Pratt also's very concerned about this and

so this is just something that certainly is doable and I guess if you choose this, direct and find out information on doing this.

Councilmember VanAllsburg: The idea would be that we would have an e-mail site as a Councilperson that was formally sponsored by the City right now?

Councilmember Pratt: Right.

Mayor Hyne: I guess my thought was like, you know how the Mayor has one? There's no reason why the Council members shouldn't have one. You serve the community also and this way your e-mails would be separate from your personal and there would be no question it was City business. Attorney Stoker did you...

Attorney Stoker: I've been dealing with, for instance the County has for all the Commissioners on their sites.

Councilmember Pratt: I guess what came to mind, I had a guy over working on my computer and we got talking about websites and he made it very clear that if you get a website, nine out of ten places may give you one hundred available e-mail addresses. He said that's very common so that's what I would like to see.

Councilmember Moody: I just wanted, you know because I brought it up to I guess two points; one is I really hate mixing my private with the City e-mail, you know with Governor Palin is going through that right now right I mean you know I'm actually using a... I wouldn't want anyone to break into it so you know that scares me. There's a lot of problems with that and like I said I don't think there's really any cost to it and then the second issue is that way when Lisa sends us an e-mail a couple of mine were going to a spam folder, you know it's not anything that I did but yahoo account designated Lisa spam. So you know what I mean that makes it difficult to get that e-mail and then we're not all informed together. I think you know that might have been some of the problem when I come here, I don't happen to have stuff you know and so it would make it a lot easier, it would make a lot of sense.

Attorney Stoker: From a transparency standpoint, public e-mails that are sponsored are something to FOIA, so one you need to be aware of that but two that does make it so City business is just City business.

Mayor Hyne: Correct and I totally support that that means we separate those two.

Councilmember VanAllsburg: So then what about issues where people in the City are trying to e-mail us about stuff.

Councilmember Moody: Use the City account.

Councilmember Pratt: Right.

Councilmember VanAllsburg: They would still go to the City one?

Councilmember Moody: Yeah.

Councilmember VanAllsburg: Okay.

Mayor Hyne: And it would be very easy because everyone in the community would be able to if they have e-mail and computers they could go to the City website, your e-mail would be available right there, it would be very easy to link, click on it, and to e-mail you.

Councilmember VanAllsburg: So if that's the case then we need to make sure that those e-mails after they're created are shown on the website under where our pictures are.

Mayor Hyne: Correct.

Councilmember Pratt: Right. That's what I was thinking right where our pictures are just have you know and right there 'jrpratt'.

Councilmember VanAllsburg: Right across them.

Councilmember Pratt: Yeah right. Right across our foreheads. Then we go and get new pictures taken with them you know.

Councilmember Moody: Interesting names, from, to.

Councilmember Pratt: But I just, I'd like to make a motion that we pursue this whatever it means, whatever it takes to pursue it to get this done as soon as possible.

Motion by **Pratt**, second by **Moody**, that we pursue this whatever it means, whatever it takes to pursue it to get this done as soon as possible and to establish contact with Council members and find out what they want they want they want their e-mails to say and find out if there's a cost and what it's going to take to do it from the company that's providing the website.

Mayor Hyne: Anybody like to make a motion?

Councilmember Pratt: I'm making that motion.

Mayor Hyne: Okay,

Councilmember Moody: I'd support it.

Mayor Hyne: Alright we have a motion and support.

Councilmember VanAllsburg: So the motion is to direct the City Manager to establish...

Councilmember Pratt: Yeah didn't I? To establish contact with Council members and find out what they want they want they want their website to say..

Mayor Hyne: E-mail address.

Councilmember Pratt: Excuse me. E-mail address and at that point you know we notify her of what we want it to say and have it enacted as soon as possible.

Councilmember Moody: Can I make a friendly amendment? Maybe to be consistent just use the person's last name, first initial or something like that.

Councilmember Pratt: Well that's what I was saying 'jrpratt' you know at City of Williamston whatever.

Mayor Hyne: Okay are you agreeable to that?

Councilmember Pratt: Sure.

Mayor Hyne: Okay.

Councilmember Moody: I'd support.

Mayor Hyne: Did you support, who supported that?

Councilmember Moody: I think I might have.

Councilmember Pratt: But I want mine to say 'jr' see that's, because there's a lot of John Pratt's in this town and...

Councilmember Moody: You might not be able to get that because...

Mayor Hyne: Yes.

Councilmember Siciliano: Should we maybe find out if there's a cost and what it's going to take to do it from the company that's providing the website as part of that?

Councilmember Zichi: The cost of establishing is pretty trivial from my experience; it's the cost of maintaining it would be an issue.

Councilmember Siciliano: I guess that's what I mean, just finding out from you know our provider what it all will entail and I agree with, they should be on there I think we should just add to that finding out what it's going to involve.

Councilmember Pratt: Can you clarify that, Ken what you just said?

Councilmember Zichi: The maintenance of any website gets triply more complicated when you start adding e-mail addresses to it because there's problems with backup and there needs to be recovery routines and all the rest of that. All of that adds complexity to it and I assume probably the cost. I have no idea how much any of that costs, it might be trivial it might be substantial. I don't know.

Councilmember Moody: Because you get unlimited like Google and Yahoo and stuff.

Councilmember Zichi: Well yeah but...

Councilmember Moody: But I mean I know, you know I'm just saying...

Councilmember Zichi: That's different there's not responsibility or reliability and all the rest of that.

Councilmember Moody: Part of my concern is that geez what is the record retention that we're doing already? I don't want to go down that road but I don't know how it works for the cities but the state we have certain you know.

Mayor Hyne: My question is though...

Tape switched over.

Terri Campbell: Phone number so one can contact him because you have no phone number listed I phoned a poor guy who lives in Meridian Township under Moody. I sent an e-mail to an address, did not receive which is one of the reasons I had asked for an acknowledgement back because some of you said you had problems with that, did not receive even an acknowledgment that you had read the e-mail so in essence you are unreachable to 99.9% of the town.

Councilmember Moody: That's why I like the City e-mail.

Terri Campbell: Well, I'm just saying if you determine that that cost is great, then you should explore an alternative of contacting Mr. Moody.

Mayor Hyne: Thank you.

Councilmember Pratt: Wasn't that, excuse me, isn't that something that can be done right through the City Hall?

Mayor Hyne: Yes.

Councilmember Pratt: Through the City, if you had a problem you could just contact the City Manager I would think.

Mayor Hyne: I was going to say, we all have mailboxes too this is for maybe for people who maybe aren't aware of this we all have mailboxes located in City Hall, you can contact any of us through mail, addressed to City Hall, you can contact City Hall, we get messages, we get mail, so that is one manner of communication also.

Terri Campbell: Okay well if you don't then maybe you want to put that on the website because I was totally unaware that.

Councilmember Moody: I know you came by my house.

Terri Campbell: Yeah, I came by each and every one of your houses and I did not receive a response from him.

Mayor Hyne: Alright so we have a motion and support. Did you want to include the cost in that?

Councilmember Pratt: Oh yeah. Definitely.

Councilmember Siciliano: I just want to have that with it when we have it next time you know to vote on it.

Councilmember Moody: I'd support that.

Mayor Hyne: Okay we have a motion and support okay let's do... Do we need to do roll call because it's you know because we don't need to...

Attorney Stoker: No you're not spending the money you're going to find out how much money is...

Mayor Hyne: Let's do all in favor.

Vote on the motion: **Motion passed by voice vote.**

10i. Veteran's Day Parade- Partner with Local American Legion:

Mayor Hyne: Next on the agenda we have veteran's day parade. I was contacted by a gentleman through the American Legion in Mason and he was going to e-mail me which hopefully we'll be getting that but it's for, in November they're having a Veteran's Day parade through my communication our own American Legion is participating but they're trying to coordinate the communities within the County to honor our veterans and participate in this parade and so I guess for consideration I'd like to consider participating in some way, either by supporting our own local American Legion and possibly by doing a resolution supporting them, or a tribute. I think a resolution would be nice. But in some manner consider what we could do to support the parade and participate. I certainly think it's very important in light of what the veterans have done for us and the current military and certainly would like to offer as much support as we possibly can.

Councilmember Moody: Do you think if we put something on our website too and then also a resolution, or just a resolution? I mean are you trying to publicize it too.

Mayor Hyne: We could do that yeah. Whatever you think would be appropriate.

Councilmember VanAllsburg: What kind of things are in the parade?

Mayor Hyne: Well the American Legion they said they have like different communities that you know. He was going to send me the information and e-mail and I haven't received it yet so.

Councilmember VanAllsburg: So like a float or something?

Mayor Hyne: Well a fire truck or you know they have different things. If you'd like to attend, you know that may be nice also if you'd like to attend the parade but I want to make sure that everyone's aware of this and you know I would certainly would like to attend you know. It's certainly possible so I wanted to give you all the opportunity to consider that and maybe consider what we could do to participate as a community.

Councilmember Moody: So what are the options that we can do? We can do a resolution,

Mayor Hyne: Website notification is nice.

Councilmember Moody: Yeah, you were saying, send a...

Councilmember VanAllsburg: Well I don't know what kind of a parade it is. I don't know if you'd want to try to create something to go in the parade or not.

Mayor Hyne: That might be nice.

Councilmember Zichi: Don't we have issues with spending money on that kind of a...

Mayor Hyne: We could do it as a volunteer.

Councilmember Zichi: Yeah, I was going to say.

Attorney Stoker: Actually there's a statute that allows you to do...

Councilmember Zichi: For Veterans?

Mayor Hyne: Okay.

Councilmember Smith: Maybe I don't know I guess it would be, maybe at our next meeting you would have that information so that we can figure out what is appropriate. We need to be all thinking about it between now and then, so are we going to table it?

Mayor Hyne: I can contact the American Legion too and see if they have any thoughts. I think they would appreciate that. So, okay is that a motion.

Councilmember Smith: Motion to table this until the next meeting when we have more information.
Motion by **Smith**, second by **Zichi**, to table this until the next meeting when we have more information.

Mayor Hyne: Okay we have a motion and support. Discussion? I would just encourage everyone to also come up with any thoughts that you might like to pursue on this.

Councilmember Moody: Maybe if you could get there's too that's great.

Mayor Hyne: Okay all in favor.

Vote on the motion: **Motion passed by voice vote.**

10j. Angel Food Ministries:

Mayor Hyne: Okay next we have as an action item the Angel Food Ministries. We heard the presentation this evening. I was very encouraged by their presentation and the program that they offer through faith based initiative on a federal level and I guess it was my thought in the conversation and meeting with Pastor Bradshaw and Kathy Fleming that we could minimally offer website information to our residents for the food program. I think it's a wonderful program in general but in light of the economy being so difficult for so many people that I think it's certainly very very beneficial to everyone to have as much information for assistance as we can provide in our own local community. So I would like to see that with maybe a possible link that would link to their information.

Councilmember Zichi: I think this is a great program and I really support what they do but man we're getting close to treading on separation of church and state with this. I do, I tutor English as a second language at the Presbyterian Church in Okemos. Should we be supporting that too? There's all kinds of really good programs that are sponsored by religions that we individually support.

Councilmember VanAllsburg: Yeah, you know I automatically assumed that when I saw it on the thing but when I saw what it was which is just giving out food to people who are in trouble...

Councilmember Zichi: And again, to the extent that things like the Food Bank are non-religious that's a really neat thing. This is a really program I really am pleased to see this kind of thing available in the community.

Councilmember Hyne: I guess we can get into constitutional law things and I'd be happy to talk to you about that after the meeting or we could do it next meeting or but I guess I haven't totally brushed up on that but I know there's different philosophies on the interpretation of that so that's kind of what.

Councilmember VanAllsburg: Well you were suggesting putting it on the website right?

Mayor Hyne: Yeah, what I would like to do...

Councilmember VanAllsburg: But couldn't we also, wouldn't it be what if we had on our website for example all the churches listed that you could go to if you wanted to. Is that the same idea?

Mayor Hyne: Well I would defer to the City Attorney that's what he's paid to do here so. I mean it in the most kindest way, but I mean I think before all of us start debating each other Attorney Stoker needs to offer his opinion and direction to us.

Attorney Stoker: Well I mean that's not what they're asking for they're asking for the food program. You probably get to the closer call when you're advertising the church rather than the food program. Obviously this is a program as you mentioned that is actually part of the faith based plans that they're getting from the federal government.

Mayor Hyne: I just wanted to tell you...

Attorney Stoker: So they've managed to get through that hurdle from a legal standpoint. The question is whether you feel you want to support it or not. You would probably want to, if you put it on the website draw attention to it as a food program not as a religious program and you might want to put the food bank and some other food options in the same area.

Mayor Hyne: Right, that would be very beneficial because as I stated they do partner with the Williamston Food Bank so that would be very beneficial but it is Angel Food Ministries, that is their name and also through the meeting our communication as you did state and they stated that it is a faith based initiative on the federal level from the President and through Congress you know, this faith based initiative that money has been distributed. Yes.

Councilmember Moody: I just want to say I attend Williamston Free Methodist Church so I mean you know so I don't know if that's a conflict. I don't think so right?

Attorney Stoker: No.

Councilmember Moody: I know about the program, it's a great program. I think it helps people. I don't think it has any you know religious connotation to it I don't think they're going to give you tract when you go get the food I think it's just that you pick up the food there you know what I mean and you know that's just the drop off spot and they're...

Councilmember VanAllsburg: Even giving a tract is not a problem for me. The only thing that would deter me from this is if I found out that they were discriminating who could get food based on something too.

Mayor Hyne: They even said that food stamps, and there's no limit to what income so Attorney Stoker could...

Attorney Stoker: From the way it's been portrayed to me I don't see as being a constitutional legal issue as to the food bank portion of it.

Mayor Hyne: Right, okay. And that's the way they addressed it with me and that's the material that they have and as you said it's a faith based initiative on the federal level and you know what I'm to the point too that if you have a group of people and they received accreditation to do this through our government to help our community especially those in need, I think it's a terrific opportunity and I certainly want to give our community every opportunity to get the benefit they can when they're struggling.

Councilmember Moody: So they're seeking a resolution to support it and...

Mayor Hyne: That was my thought that, would that be correct, we would need a resolution to support this in order to put it on the website and then...

Attorney Stoker: Well and those would be two different issues, you can just ask to put it on the website as a referral to this and anyone else you wanted to from a health, safety, and welfare type... or you could do a resolution. In either case you're not really spending money on it, that's the key. If they were asking for a grant then you'd have to...

Mayor Hyne: I'd like to see a resolution though that this is supported by the Council and that information could be provided to City Hall.

Councilmember Moody: I'd guess I'd move to recognize Terri.

Terri Campbell: Maybe that this program and all the other area things like the toys and the stuff. Isn't that something the committee for the website should look at grouping them all together instead of individually?

Mayor Hyne: Mmmhmm. Under community service or something? Yeah, we talked about that yeah that's a good idea.

Terri Campbell: As opposed to doing something specifically just for that one you could maybe do them all.

Mayor Hyne: I do think that that was discussed most certainly looking at that to put different service groups on there and we did discuss some of those things so.

Councilmember Zichi: I would be a lot more comfortable with that simply because rather than picking and choosing each individual agency. People need help, they need help, they don't care where it comes from. Let's make sure they get as many different options as they can.

Mayor Hyne: Well I don't think we're picking and choosing it's just that this opportunity presented us at this time, they stepped forward.

Councilmember VanAllsburg: Well we could have a resolution supporting their efforts and then also a motion to include this in the website design.

Mayor Hyne: Yeah.

Councilmember Moody: I'd support that if that's a motion. I'd make a move for that.

Councilmember VanAllsburg: Well there has to be two separate motions. Okay well I'll make a motion to create a resolution in support of the work of the... which church is it?

Mayor Hyne: It's Angel Food Ministries.

Councilmember VanAllsburg: In support of Angel Food Ministries.

Councilmember Moody: I'd support that.

Motion by VanAllsburg, second by Moody, to create a resolution in support of the Angel Food Ministries in support of the food distribution program.

Mayor Hyne: Okay, would that be proper?

Attorney Stoker: Sure.

Councilmember VanAllsburg: Maybe I should say in support of the food distribution program of the Angel Food Ministries so it's focused on the food part.

Mayor Hyne: Would that be legal and proper?

Attorney Stoker: I don't think there'd be an issue with that.

Councilmember Moody: I'd support it.

Mayor Hyne: Okay, any further discussion?

Councilmember Zichi: I don't have any problem with that and I guess my only concern is that now we're setting ourselves up to have about thirty-seven different of these because we're talking about the Food Bank, we're talking about Toys for Tots, we can spend an awful lot of taxpayer time discussing this sort of thing and all of these are good programs don't get me wrong but we have other issues that we really need to be working on here so.

Mayor Hyne: My question is though, or my comment I should say is that not all organizations have approached the City to be addressed in this way and they have. They've asked for the City to assist in what do I want to say, in getting the word out yes, and you know, so I don't know what other organizations, they may have their own websites, they may have their own systems in place but certainly you know we haven't been approached by, I'm not aware of too many organizations to do this.

Councilmember Zichi: Prepare for the onslaught.

Mayor Hyne: I'll tell you what with the economy the way it is I think that certainly our community should be able to expect from the City to offer information that's available within the community.

Councilmember Zichi: That's different than what we're doing here though and I do very much support offering information and making it available to everybody but that's different than what we're talking about here.

Councilmember VanAllsburg: You mean the resolution idea?

Councilmember Zichi: And like I said it's not that I disagree, I do think that this is a very valuable service to the community and a very neat program for people in need as well as a nice thing for this church to be doing but I also think the Food Bank does a good job, I also think the Toys for Tot does a good job, I also think that there's a million other of these agencies that I don't know about off the top of my head that do a good job too and I'd hate to pick and choose any one of them. You know last spring we had resolution after resolution honoring the tennis team, and the football team, and the baseball team, and the track team, but we didn't recognize the top ten graduates. Where did that come from? Why not them too? We start doing this and we're going to miss somebody and I would feel really bad about that.

Councilmember VanAllsburg: Well yeah, you know philosophically what you're going to, this just the problem with the awards period because no matter who is getting the award somebody else is going to feel bad about it. It's just the nature of awards.

Mayor Hyne: You know what my thought is? I'd much rather attempt to recognize people than just to be able to recognize anyone okay? I'd rather err on that that I am at least attempting to recognize people and pay tribute to their efforts to our community than not recognize anyone okay? At least we're making an effort and honest attempt so are we perfect? No. But we're certainly making an honest attempt to recognize people and that's, we're getting off track here, so we have a motion and the City Attorney did confirm that it is proper and legal so without further discussion I guess we'll go for a roll call vote.

Vote on the Motion: Yes: Moody, Pratt, Siciliano, Smith, VanAllsburg, Hyne. No: Zichi. **Motion passed.**

Mayor Hyne: Please note the dissenting vote. Thank you. And Councilmember VanAllsburg do you want to make the secondary motion.

Councilmember VanAllsburg: Yeah, I was going to make a motion to instruct the website committee to include a section on a new website where people can get assistance including this program and other programs available that they deem appropriate.

Motion by **VanAllsburg**, second by **Moody** to instruct the website committee to include a section on a new website where people can get assistance including this program and other programs available that they deem appropriate.

Mayor Hyne: Okay.

Councilmember Moody: Support.

Councilmember VanAllsburg: Assistance programs.

Mayor Hyne: Thank you. Motion and support. Is there any further discussion? Okay. Let's do a roll call vote please.

Vote on the motion: Yes: Moody, Pratt, Siciliano, Smith, VanAllsburg, Zichi, Hyne. No: None. **Motion passed.**

10k. Resolution Supporting Hospice Walk:

Mayor Hyne: Next we have as an action item a resolution supporting the Hospice walk. I believe, if you could Thompson, Manager Hitchcock give you instruction on that at all? We spoke last week and I gave her information and she was to I guess meet with you on that?

Deputy Clerk Thompson: I never heard anything about it.

Mayor Hyne: Okay, well there's a Hospice walk and I just thought it would be a very nice idea just to support that as a community event. A gentleman is walking from Paradise to Hell to support the Hospice and here we go another event that we can support and certainly all of us have been touched by this, sad but true, through friends or family. And I just thought it would be nice, I gave the dates and the information to the City Manager last week and it was my understanding that she was going to develop this to present.

Councilmember Zichi: It's in the City Manager report, the dates.

Mayor Hyne: But we were going to do, it was going to be either a resolution or a tribute and she was going to draft and have you to sign if that was something that you wanted to do.

Councilmember VanAllsburg: He's walking from Paradise to Hell?

Mayor Hyne: Yes.

Councilmember VanAllsburg: Shouldn't it be the other way around?

Mayor Hyne: But you know what's interesting, the gentleman actually where I grew up, I knew him from when I was very young and I haven't seen him in many years and I happened to run into him not too long ago, he's also an author but he's been a businessman, if anyone knows Fowlerville Leaves it was for fertilizers in the farming community way back when when I grew up, I'm going to date myself. But just a very unique individual and you know as a senior citizen it's quite an undertaking and I just thought it would be nice as a community to support his efforts.

Councilmember Zichi: I would have liked to have seen more information in our packet.

Mayor Hyne: I did give information but Lisa wasn't feeling well tonight and I don't know what dropped, we talked about it last week and I actually e-mailed her on this and I don't know I can't answer for that so.

Councilmember Moody: For a resolution to support the Hospice walk time frame as I don't know if we have to say this or not support the walk that's going to be held on September 24th.

Mayor Hyne: There's information, there's a link in an e-mail for information, that's what I gave Lisa to pull from to get the information for the resolution, so could you make a motion to do that?

Councilmember Moody: Oh yeah, and this resolution include e-mail information and website information that would be forthcoming from the City Manager.

Motion by **Moody**, second by **VanAllsburg**, to have a proclamation to support the Hospice walk time frame as I don't know if we have to say this or not support the walk that's going to be held on September 24th and this proclamation include e-mail information and website information that would be forthcoming from the City Manager.

Mayor Hyne: Okay, is there support.

Councilmember VanAllsburg: Yeah, I'll second that.

Mayor Hyne: Motion and support, any discussion?

Councilmember Smith: He's walking through Wednesday, we won't have it ready. We'd have to make a concerted effort to...

Councilmember Zichi: Do we know when?

Mayor Hyne: I believe it's twelve o'clock at McDonald's if I remember correctly.

Councilmember Moody: So if we can do it in time we'll try I guess.

Mayor Hyne: We can do it, we can just stop in either, City Hall opens at eight in the morning and we can stop by and sign it either tomorrow, well Wednesday morning. And if not I understand.

Deputy Clerk Thompson: You need to make it like a proclamation more than a resolution because you'd have to vote on it if it's a resolution.

Councilmember Moody: Oh, well maybe that's easier then.

Mayor Hyne: Pardon?

Deputy Clerk Thompson: If it was a resolution you'd have to vote on it so.

Mayor Hyne: Right, would that be appropriate?

Attorney Stoker: A proclamation would probably be easier.

Councilmember Moody: It's known as a sign on, you mean...

Councilmember Siciliano: Well we would have to sign it but...

Councilmember Moody: We could do that, I'm very comfortable with that. I'd be willing to remove my other motion, is that how I do that?

Attorney Stoker: You'd want to make it a friendly amendment to make it a proclamation.

Councilmember Moody: Okay, I'd make it a friendly to make the motion be a proclamation in support of the Hospice walk.

VanAllsburg: Support.

Mayor Hyne: Support from Councilman VanAllsburg. Is that clear? The City Manager has the information and the link. Okay without further discussion, we can just do a voice vote correct?

Vote on the motion: **Motion passed by voice vote.**

10I. Appoint Committee for City Manager Evaluation and Contract:

Mayor Hyne: Next we have appoint a committee for City Manager evaluation and contract, we're going to be going through the process and I would like to see a committee that would just I guess there charge would be to gather our evaluations and coordinate all that and then at the same time review the evaluations in coordination with the contract and issue a report to Council so. And for that committee I am appointing and then to be confirmed by Council would be Councilmember VanAllsburg, Councilmember Moody, and Councilmember Smith so.

Councilmember VanAllsburg: So you're looking for a report that comes out of this back to the Council as a whole. What would be on this report?

Mayor Hyne: It would be to coordinate the evaluations.

Councilmember VanAllsburg: So meaning like when Ken was doing it we could collect everybody's and summarize it all together, that's the idea?

Mayor Hyne: Yes.

Councilmember VanAllsburg: Okay.

Mayor Hyne: And then to review the contract and then I guess relate it one to each and then issue a report as to performance.

Councilmember VanAllsburg: Okay.

Mayor Hyne: Okay, is that clear?

Councilmember VanAllsburg: Alright.

Mayor Hyne: Okay. Attorney Stoker do we need...

Attorney Stoker: So you're really doing two things your creating the committee and then you're appointing the people to it so you'll probably need two parts to it.

Mayor Hyne: Okay so we need a motion.

Councilmember VanAllsburg: Okay I'll make a motion to create a committee for the purpose of collecting City Manager's evaluations and creating a report back to the Council.

Mayor Hyne: In coordination with and relation to the evaluations in the Manager's contract.

Councilmember VanAllsburg: Okay, and that too.

Motion by **VanAllsburg**, second by **Moody**, to create a committee for the purpose of collecting City Manager's evaluations and creating a report back to the Council and in coordination with and relation to the evaluations in the Manager's contract.

Mayor Hyne: Okay, is there support?

Councilmember Moody: I'll support.

Mayor Hyne: Okay, motion and support is there any discussion? Okay, do we need a roll call vote?

Attorney Stoker: Either way.

Mayor Hyne: Doesn't matter. Let's do a roll call.

Vote on the motion: Yes: Siciliano, Smith, VanAllsburg, Zichi, Hyne, Moody, Pratt. No: None. **Motion passed.**

Mayor Hyne: Alright now I'll entertain a motion for the confirmation...

Attorney Stoker: Confirm the appointments right.

Councilmember VanAllsburg: Make a motion to confirm the Mayor's appointments to the committee just created for the evaluation of the City Manager.

Mayor Hyne: To include, right?

Attorney Stoker: Yeah, list them all.

Councilmember VanAllsburg: To include your...

Mayor Hyne: Councilmember VanAllsburg, Councilmember Moody, and....

Councilmember VanAllsburg: Councilmember VanAllsburg, Councilman Moody, and Council... are you a Councilman or a Councilwoman?

Mayor Hyne: Councilmember.

Councilmember VanAllsburg: Councilmember Traci.

Motion by **VanAllsburg**, second by **Moody**, to confirm the Mayor's appointments to the committee just created for the evaluation of the City Manager Councilmember VanAllsburg, Councilman Moody, and Councilmember Traci.

Councilmember Moody: I'll support.

Mayor Hyne: Okay, motion and support any discussion?

Councilmember Zichi: Are we going to answer the question that was asked about the three votes because I think that if somebody is going onto this committee with a preconceived idea that's probably not such a good idea.

Mayor Hyne: I guess if you want to open that up for discussion I guess I would strongly reply to that and say I guess you would have to have facts and not hearsay and I take great offense to those comments.

Councilmember Zichi: I'm asking a question, I'm asking a question.

Mayor Hyne: And I'm answering it, you asked it and I'm answering.

Councilmember Zichi: I'm not trying to offend anybody, I'm asking a question.

Mayor Hyne: It's deeply offensive but you know we entertain communication here whether you agree or not and I certainly entertained it and if you want to bring up a statement like that I'm certainly going to answer it in the strongest sense that I'm deeply offended by a comment like that that is stated as fact when in fact, in fact it is not.

Councilmember Zichi: So that is a denial of the fact.

Mayor Hyne: Absolutely.

Councilmember Zichi: Okay, I've got to accept that because information to challenge that one way or the other. I appreciate the fact that your very clear about saying that never happened.

Mayor Hyne: Yes, because I'd be interested myself.

Councilmember VanAllsburg: Well I can only speak for myself and I would indicate that I haven't had any communication from anybody on the Council about voting any specific resolutions about the City Manager.

Councilmember Zichi: And I can say the same thing for me. I have not had that conversation with anybody on Council.

Councilmember Siciliano: Me neither.

Mayor Hyne: Okay, alright we have a motion and support, any further discussion. Okay, let's do a roll call vote.

Vote on the motion: Yes: Siciliano, Smith, VanAllsburg, Zichi, Hyne, Moody, Pratt. No: None. **Motion passed.**

10m. Approval of Evaluation Forms:

Mayor Hyne: Next we have added as an amendment number 10m. to approve the evaluation form for the City Manager.

Councilmember Moody: Yeah, I just noticed that, well I didn't notice but I reading an e-mail from Ken and I noticed some of the other e-mails I think John had put out too actually but no one was really clear as to first of all the due date for the evaluation and second whether we really had approved the form.

Councilmember Zichi: Right.

Councilmember VanAllsburg: So that was my mistake because in our committee meeting we sort of just decided to use it but...

Councilmember Moody: But I guess you can't really do that.

Councilmember VanAllsburg: We sort of missed a step.

Councilmember Zichi: Yeah, it was distributed at the last meeting with the idea of you know take this home, look it over, if there's comments, bring it back to the next meeting and we'll finalize the form I thought.

Councilmember VanAllsburg: Well that's what I should have said. Getting back to what happened at the meeting is I wrote the original evaluation and this new one from Fowlerville came forward I think from Attorney Stoker and it was better so I just decided to support it and everybody else agreed so.

Councilmember Moody: Yeah, there's no agenda on that one. It just looked like a good one and it had a lot of the same stuff yours did.

Councilmember VanAllsburg: It's very similar, but I think its better so.

Mayor Hyne: Okay, is there a motion?

Councilmember Moody: Yeah, I'd move to approve the evaluation as to its form.

Motion by **Moody**, second by **VanAllsburg**, to approve the evaluation as to its form.

Councilmember VanAllsburg: Second.

Mayor Hyne: There's a motion and support any discussion? Okay all in favor....

Councilmember Pratt: This is the one for the one that we voted on at that meeting, the Fowlerville.

Councilmember Moody: Yeah our personnel.

Mayor Hyne: Did you vote?

Councilmember Moody: I don't know if we really voted, I guess how we did that we just said...

Councilmember VanAllsburg: We just sort of said yeah this looks good.

Councilmember Moody: Yeah, that's right.

Councilmember Zichi: Well you recommended it to Council didn't you?

Councilmember VanAllsburg: Yeah.

Councilmember Moody: Yeah.

Councilmember Pratt: Yeah.

Councilmember VanAllsburg: That's what we were supposed to do.

Councilmember Zichi: Yup, exactly.

Mayor Hyne: Okay, alright so all in favor?

Vote on the motion: **Motion passed by voice vote.**

Councilmember Moody: Do we need to say anything about the due date either?

Mayor Hyne: You can, you can make an additional motion.

Councilmember Moody: Next meeting?

Councilmember Siciliano: But they're going to the committee right? Doesn't the committee kind of have to tell us when they want them?

Mayor Hyne: I would say that would be wise. Yeah and then I would also direct the committee to have a chair.

Councilmember Moody: Oh, the subcommittee yeah that's right. It's going to go to this new subcommittee so we need a due date for the evaluation to come to the subcommittee.

Mayor Hyne: You can schedule that.

Councilmember Pratt: Don't you have to...

Councilmember Siciliano: I don't think it has to be any official rule, I think the subcommittee can meet and tell us what they want to do.

Councilmember Smith: So at the next meeting we're going to....

Mayor Hyne: The City Council can also direct that couldn't they?

Attorney Stoker: Yeah, someone could make a motion tonight to say that you'll submit it to the committee by x date.

Mayor Hyne: It'll kind of light a fire under the committee.

Councilmember Siciliano: That's fine, I just don't think the committee has to request it at a meeting though. The committee could send us an e-mail tomorrow and say we want them next Thursday. I mean, it's not something that has to be decided. It's not important set a date.

Mayor Hyne: I think we should give at least a week minimum.

Councilmember Moody: Maybe next Monday?

Councilmember Pratt: Why don't we just do the next Council meeting? It's October the eleventh.

Councilmember Zichi: The thirteenth.

Councilmember VanAllsburg: Yeah, I would think we should just bring our evaluation to the next Council meeting.

Mayor Hyne: Yeah, we could do that. It gives you three weeks. Would that be acceptable?

Councilmember Zichi: Yeah, it's October the thirteenth not the eleventh.

Mayor Hyne: Okay.

Councilmember Pratt: I think it shows October the eleventh. My notice here says right here the next regular meeting of the Williamston Council will be held on Monday October 11, 2008, in the City chambers at 7:00.

Councilmember Zichi: October eleventh is a Saturday.

Councilmember Pratt: Okay what did he say it is? Thirteenth?

Councilmember Zichi: The thirteenth, yes.

Mayor Hyne: Okay, without objections that?

Councilmember Moody: I would to make the evaluations due at the next City Council meeting October 13th.

Motion by **Moody**, second by **VanAllsburg**, to make the evaluations due at the next City Council meeting October 13th.

Councilmember VanAllsburg: Second.

Mayor Hyne: We have a motion and support any discussion? All those in favor?

Vote on the motion: **Motion passed by voice vote.**

11. Discussion Items

11a. Certified Local Government Program:

Mayor Hyne: We have 11a. Certified Local Government Program.

Director Aniol: I think we've talked about that, if there's any direction you want as far as what you want to see.

Councilmember Moody: Is there a lot of cost involved with that stuff for the City? I mean, we're talking about the historic thing right?

Director Aniol: I don't think there's an awful lot of cost but it's certainly something that can be done during, you know while I'm here on site in conjunction with the current staff you have here everyday. It may be something that you want to start a committee for to go further on this.

Councilmember VanAllsburg: I had one question that I failed to ask you when you gave the presentation. Do you know if replica type things are supported by this at all?

Director Aniol: I'm not sure what you're saying.

Councilmember VanAllsburg: As opposed to preserving things that are there, recreating things that look like things that were there but are not there anymore.

Director Aniol: If those qualify for grants?

Councilmember VanAllsburg: Yeah, if that figures into this.

Director Aniol: I would have to look into that.

Councilmember VanAllsburg: I'd be very interested to find out that because I think it would be really cool to recreate the second story on all the buildings that burned down on that one side of the road because it looks funny. On one side they're all two stories and then the other side they're all one story. It really affects the esthetics a great deal.

Mayor Hyne: And I guess my question is what impact financially does this have on the property owner as far as, with regard to the grant, if they don't get a grant and they need to do improvements, what is their limitations and if they want to do a renovation you know what is the cost impact on them? And then also I would recall Attorney Stoker, I recall you either it was in a meeting or in a conversation we talked about this and about different municipalities and how they address historical areas but there are different steps and levels that you can do historically. Is that correct, do you recall that?

Attorney Stoker: I don't recall that but I think that's true.

Mayor Hyne: Okay, I remember that conversation.

Attorney Stoker: I think its true there are different types of districts you can establish.

Mayor Hyne: And I know you said that there are other communities that you had represented that had approached that. Am I correct? Do you recall that?

Attorney Stoker: I think they looked at it and they had different feelings on whether they wanted to do it, I mean it really relates to what restrictions put on what they can and can't do with their property.

Mayor Hyne: I guess I was interested in just the information you had with the communities and maybe what you have available.

Director Aniol: Do you want to establish a committee that can...

Mayor Hyne: How does everyone else feel? I don't want to give direction specifically I mean we all have to agree on this. I guess I would like to see the different levels and the financial impact. I think it's great to have a historical area I mean I have supported something like that for quite a few years but the point is too it needs to be something especially during the economy that we're experiencing right now that's something

that our property owners whether it's a residential or a commercial it's something that they'll be able to improve their properties and do it you know to a level that they can afford.

Councilmember VanAllsburg: Yeah, I can see especially a big fight brewing if you stop people from tin canning their houses or vinyl siding them and only making them stay wood like they should. Not that I'm prejudice or anything.

Councilmember Siciliano: Would this really mandate anything? Would it really tell you you couldn't do something or it's just saying you can get money if you want to do it?

Councilmember Pratt: Yes it does.

Director Aniol: When you establish an historic district and then the regulation that go with it, you are adopting or will be as a part of it the Secretary of the Interior's standards and it's the interpretation of those standards that the degrees of which you interpret it, it regulates what can and can't be done for example, most historic preservationists, what one might call purists would not ever agree to allow a vinyl clad window be built to replace a wood window. But there is disagreement between somebody who may be pressed by a purist and somebody that wants to maintain or preserve a structure as opposed to losing it all together. So there's probably a lot of information that can be brought to you to look at how you're going to balance something like this.

Councilmember VanAllsburg: Well it really needs to be said that our theme is 'Discover the Charm' right now and if you're going to try to figure out why we're charming a lot of the aspect of it has to do with the old buildings I mean that's just how it is so it only makes sense that that's part of what we talked about is preservation of old buildings.

Attorney Stoker: Some communities will look primarily at the outer shell and not worry about what's going on inside and some will want to preserve the building.

Director Aniol: Yes, the Secretary of the Department of Interior standards strictly is exterior there is no credits for doing interior work.

Attorney Stoker: Which some purists would have a problem with.

Director Aniol: They would but you get into restoration as opposed to renovation or rehabilitation. If you went that far it is extremely limiting, you are limiting not only what a person can do on their property but you also are limiting who is actually going to be able to have that ownership of different properties so that's quite an extreme. I don't know what other communities have done.

Councilmember VanAllsburg: Well if it's voluntary though, I mean I like the idea of the preservation, who's got what, keeping track of that. If a person in town says hey I've got this house and they buy into the idea that it's important and they want to keep those standards that's good, if other people in town don't buy into it, I mean I can't see forcing people to...

Councilmember Pratt: Yeah, but you can though can't you?

Councilmember VanAllsburg: You can but I don't think we should.

Director Aniol: When you set a district it's not voluntary. Everybody would be subject to whatever regulations you come up with. It sounds like what I hear you saying is your biggest concern is establishing a district and coming up with regulations and planning where to balance it for everybody's interests.

Councilmember Pratt: Doesn't that also include, they can tell you paint, they can tell you paint schemes and everything else.

Director Aniol: I haven't run across a community that has done that I'm sure...

Councilmember Pratt: Wasn't there one in East Lansing, wasn't there a historical district in East Lansing?

Director Aniol: I'm not aware of that.

Councilmember Pratt: Because I remember a while back there was some kind of fuss about that. I find some of it, if it's not voluntary you know I mean I think it's going to be pretty hard to force somebody. I have a problem with that.

Director Aniol: Before we even get into developing a regulation this body has to decide what your vision long term is for the community and then establish those interim steps to get there.

Councilmember Moody: Can we run it by some of the businesses in the area and kind of get their feel? I guess you don't...

Director Aniol: One of the things that was suggested during the presentation what type of educational workshops to get out the information.

Mayor Hyne: I guess I would like to see it before, not after the fact, but before the fact.

Director Aniol: So the things that you already asked about?

Mayor Hyne: Yes, and also the input from the property owners you know just to get the temperature of...

Councilmember VanAllsburg: Yeah, to be perfectly honest I don't see this flying here very well.

Mayor Hyne: But the same token I know from discussion if this doesn't we could do our own designation and we could come up with our own that maybe isn't quite so, it's more of an area than a regulation.

Councilmember VanAllsburg: We could buy into some of the premises and do it on our own, but we wouldn't get the money of course that you can get but...

Mayor Hyne: Yeah, we'd have to see if it outweighs what it would cost to some individuals.

Councilmember VanAllsburg: The thing that bums me the most about this topic is the fact that there's not new stuff to get excited of or very little. I mean I just wish that there was concern and interesting architecture being built on a regular basis. It would make it a lot easier to say 'tear down the ice house' you know or whatever you know if you knew something cool was going to go in its place. What are the odds of that?

Councilmember Zichi: Yeah exactly, it's going to be a cinder block building not something cool.

Councilmember VanAllsburg: I know so that being the case makes me all the more interested in this.

Councilmember Zichi: Well and I think the important part of that is the community education and input session is important but unfortunately what that tends to generate into is people who are afraid and saying no as opposed to people who are interested, wanting to find out more and I don't know how to get past that initial gut reaction of no and get to the well tell me about it, what is this, why would this benefit me, what are the costs, how do I weight the costs and the benefit of that. That's one of those things that you really need to not shoot down immediately. You need to look at them and realize that there are costs and benefits and you need to figure out which is which.

Councilmember VanAllsburg: If you're going to say you can't do replacement windows then you have to say why you don't want to.

Councilmember Zichi: The hard part about that is that in the past what has always happened is people said arrgh, no and not listened to why yes is a better answer and you got to weigh the costs because yes or no, neither one of them is the appropriate answer. The answer is tell me more we need to figure out what works.

Mayor Hyne: I think there'll be a good presentation, we communicate well and effectively and we have the information available that we discussed and Attorney Stoker has information that he can offer from other municipalities but...

Councilmember Moody: This is just a discussion item right, we don't have to right?

Councilmember Pratt: Right.

Mayor Hyne: Without any further discussion, let's move forward.

11b. 360 Employment Evaluation:

Mayor Hyne: Okay we have the 360 employment evaluation. I don't have that so I don't know.

Councilmember VanAllsburg: Yeah, I asked for this to be put on.

Councilmember Zichi: If we've got two closed session items, that alarm was 10:20.

Councilmember VanAllsburg: I agree to table this till the next one.

Mayor Hyne: Is there support?

Councilmember Moody: Support.

Mayor Hyne: Okay motion and support all in favor?

Motion by **VanAllsburg**, second by **Moody**, to table this till the next one. **Motion passed by voice vote.**

11c. Paving City Streets/Williamston Road – Grant Opportunities/Update: Details/Include Timeline, Curbing Standards:

Mayor Hyne: Next, I can tell you Manager Hitchcock was going to update us on this. I asked for this to be on. So on the paving of City streets, Williamston Road the grant opportunities update and to include timeline curbing and standards so we can...

Councilmember Zichi: I would move to table that until the next meeting.

Mayor Hyne: Thank you. Motion and support?

Councilmember Moody: Support.

Mayor Hyne: Okay any discussion? All in favor...

Motion by **Zichi**, second by **Moody**, to table this until the next meeting. **Motion passed by voice vote.**

13. Staff Reports

13a. City Manager:

Mayor Hyne: Without further discussion we have staff reports. Anyone would like to comment on any of those or...

Manager Hitchcock submitted a written report for Council review.

13b. City Attorney:

No report.

13c. Police Chief:

Chief Hetfield submitted Police Department statistics for Council review.

13d. WWTP:

A written report was submitted for Council review.

14. Audience Participation:

Mayor Hyne: Okay, let's move forward to audience participation, we have a second opportunity for audience members to address the Council on any agenda or non-agenda items. Anyone wishing to address the Council?

Terri Campbell: I'll wait till the next meeting.

Mayor Hyne: Okay, just checking. Thank you.

15. Council Member Comments:

Mayor Hyne: Okay, we have Councilmember comments under fifteen. We'll start with Councilmember Zichi.

Councilman Zichi: Just one announcement I wanted to follow up on my comment about the band and the band festival that they've been invited to. This week Wednesday at 6:45 they will be at Chelsea High School and next week Wednesday at 6:15 they will be at Grand Ledge High School. If you'll notice the times that they're performing is towards the end of the performance and what these band festivals do is they backload the good bands to the end so that they then finish up in the case of Chelsea the U of M marching band and

then the case of Grand Ledge, MSU marching band and then kind of build up to the one that is the spectacle that they really want people to come see. Williamston has gone from being at 2:00 in the afternoon to now 6:00 in the evening.

Councilmember Pratt: Cool.

Councilmember Zichi: I'd encourage anybody to go out there because they're neat events.

Mayor Hyne: Okay, Councilmember Siciliano.

Councilman Siciliano: I just want to congratulate my little brother John for scoring his first goal for the Williamston Junior Varsity Soccer Team last weekend.

Mayor Hyne: Congratulations. Should we do a tribute?

Councilmember Siciliano: No that's okay.

Mayor Hyne: Okay, alright. Councilmember Moody.

Councilman Moody: I had one, I'll try to make it quick I guess, the one thing I guess I don't know if we want to waste our time but in response to I know Ken and the Mayor were in the paper about, Ken made the statement that, it was somewhat implied I guess to me that I think it was directed that everyone voted on that area. I think people display is biased at the expense of ordinary citizens. Since I wasn't approached by the press I thought I'd use this time to say you know I think everyone every one is pro-business, every one in this City is pro-business because we want businesses to exceed. I mean if the City wants that downtown to grow and do well, so we can shop there and eat there. I think all of us are pro-business in that sense and you know the more those companies flourish the more tax base it brings to us, and I'd just say from my personal view I'm more pro-Williamston. If that means helping the businesses I don't see a conflict between helping them out and the residents and the citizens I mean you know I think helping out the businesses to grow is not a one for one, or zero something or like I'm hurting the citizens by helping the businesses grow or something. That's just the way I see it. I just want to put that two cents out because I know it was in the paper. I guess I didn't comment in there so this is my chance to throw it in.

Mayor Hyne: Okay, thank you. Councilmember Pratt.

Councilman Pratt: Yes, I wanted to get with Brad too, the cleanup for the island has been rescheduled to this Saturday at 10:00. Trying to get volunteers, wheel barrows, rakes, everything. I guess Mr. Schuck is going to have the Boy Scouts there to spread the wood chips. We're still going to try to do the cleanup of the island. The more help we can help, the more the community is going to be involved. And I'd like to have something put on the next meeting as a discussion item. And it was just brought to my attention in the last probably forty-eight hours about the City buying out NIESA and the old fire department and maybe looking at putting our police department in there. One of the big reasons is it does, because NIESA has a backup generator, this building has a backup generator for tornado and everything, emergency type things and it's so we can just start discussing and maybe put some ideas together. I'm going to bring it up at the next NIESA meeting. See what their feelings are. So we're already 50% owners in the building and if we could use this in one way or another again like I say I was just notified of it the other day so I wanted the Council to be made aware of it and see if we can't maybe start brainstorming and see if we can come up with something rather than have it sit vacant. Hopefully like I told this cat, I said hopefully it will be sold so we

don't have to deal with this. It's just an issue that I think we should pursue and just kind of look at and other than that, hope to everybody Saturday.

Mayor Hyne: Okay, Councilmember Smith.

Councilmember Smith: I have two things because that brings up the thought of, I thought at this meeting we were supposed to follow through on whether we were going to give the money back to the gentleman that has put in a purchase agreement and I don't believe that was brought up.

Councilmember Pratt: We've got a closed session.

Councilmember Smith: Oh, is that what the closed session is on? Okay. The other one is so much less important to most people but I know it was a really big deal in our house so we had not heard the news until we read the article in my little packet so I read from Broadstripe that Big Ten network was now available on our cable. Movie channel 55. It was like a big celebration.

Councilmember Pratt: It was in your bill, you know it was in there. But they said there October 1st but here they're saying September 20th.

Councilmember Smith: It says September 20th, so there's several changes.

Mayor Hyne: Okay, Councilmember VanAllsburg.

Councilman VanAllsburg: Yeah, a couple things first point I want to make is ideas are always a good thing whether you agree or disagree, ideas are a good thing. When I heard the e-mail that Ken wrote that by the way probably by the way wasn't supposed to be circulated all over town most of what I heard were ideas, some opinions as well. I think all this would face the fact that if somebody came and dug through our e-mails, e-mails that were meant to go to one person and other persons weren't meant to be distributed we would all have written things that maybe we would have preferred not for the whole town to know that we had written so nevertheless I think it's important to remember that whether you agree with ideas or not they're always a good thing. That's all I have to say.

Mayor Hyne: Okay, I will comment.

Councilmember Pratt: That was sent to Williamstown Township.

Mayor Hyne: I was going to say that e-mail I also was sent a copy of that okay sometime ago and it was also sent to a public entity, the Williamstown Township which is a public...

Councilmember VanAllsburg: Well then if it was intended to be read by everybody then that's fine. I just don't...

Mayor Hyne: I don't know what the intent is, I have no idea.

Councilmember VanAllsburg: The point I'm making is that if you read an e-mail to somebody that's specifically just for them and it somehow gets into other people's hands you find things maybe that that person would have smoothed over a little bit if they were...

Attorney Stoker: I will remind you if you have your own City e-mails, everything you write is available to the public so you'll all write carefully in the future.

Councilmember Pratt: Yeah, I think that's you know.

Mayor Hyne: Do you have anything else you'd like to?

Councilmember VanAllsburg: No that's okay.

Mayor Hyne: You know commenting on that thing that you'd write personally myself I will say when that was read and then I saw reference to myself and Mr. McIntosh being a big supporter of mine, I've never received a dollar, a nickel, a penny, I met the man maybe three times in my life. I think maybe two of them were here at a meeting, and once was in the grocery store and the reference to backroom deals is extremely offensive to me. I've always been very open with the community, I've lived here for twenty years, I've been a Girl Scout leader, a member of the church, I mean geez oh peats I mean this getting way out of hand and I think the community demands more of their public servants than, and I'm disappointed, I have to say I'm extremely disappointed.

Councilmember VanAllsburg: Yeah, but Michelle...

Mayor Hyne: Just let me finish please. That we have those members that we serve with whether it's on the committee board or on this Council, we may not agree, we may have philosophical differences but certainly we can be professional and treat each other with respect and just because you have a philosophical difference doesn't mean you say things that are not true, that are flat are flat out not true and state them as fact. I do not do that to anyone else and you know I just have a higher expectation of our board and who we serve with and I think we are held at a higher accountability level because we are elected officials and I certainly am very disappointed by some of the comments and statements that are made and that are circulated and I have stood quiet and when that was read and I am referenced in it publicly, I take great offense to it. And I take great offense that there's a fellow Councilmember making statements that are just not true and I would be very interested to know the facts that back that statement up and then to go on as far as that I have friends I'm making deals with, boy I'd really like to know because my time is consumed between my job downtown and as a Councilmember, as a committee member, and as a mother. I have all I can do to take care of serving my community and I am extremely offended and I have to say my children are very offended which bothers me probably even more. I have never ever given anyone to believe any differently of me than that I keep a very high standard of integrity and credibility. You never know what your children are going to do that is a fact but I certainly have instilled that in them and I certainly try to be an example. We're not perfect, I'm not trying to say that but certainly it's very important to me to serve my community and I will restate that again, very disappointed and I certainly call on each and every one of us to pull ourselves up to a higher standard to serve our community and just put an end to this nonsense and look for what benefits our community, what serves our community, and the common good of our community and partner with each other even though we don't agree. We can learn from each other and hopefully build a stronger community instead of fighting evil with evil, I mean that's ridiculous and we need to bring out the good in each other and celebrate that. And on that note I will entertain a, well you know not on that note, I want to land on a more positive note. NVious had a fantastic expansion celebration and our community, we are very fortunate to not only have voted on Tri-State in welcoming them into our community at the last meeting but NVious did a beautiful expansion and we were fortunate to celebrate that this past week and many of the materials in there, they did use recyclables from Habitat which is just absolutely fantastic and I also want to thank Brad Ritter from the Williamston Enterprise for attending it. It was in the evening and he

certainly is making himself known in the community so thank you. So with that I certainly would entertain a motion to go into closed session, correct?

Attorney Stoker: Correct.

16. Closed Session- Attorney Client Privilege Letters:

a. Addendum #6 to Buy & Sell Contract for Sale of 627 E. Grand River Ave.:

b. Council Concerns:

Motion by **Pratt**, second by **Moody**, to go into closed session at 10:37 p.m. to discuss the Attorney Client Privilege communications. Yes: VanAllsburg, Zichi, Hyne, Moody, Pratt, Siciliano, Smith. No: None. **Motion passed.**

Closed Session started at 10:37 p.m.

Motion by **Smith**, second by **Zichi**, to return to open session. Yes: Zichi, Hyne, Moody, Pratt, Siciliano, Smith, VanAllsburg. No: None. **Motion passed.**

Closed Session ended at 11:14 p.m.

Action on Closed Session:

Attorney Stoker: I think you need to do a roll call at least.

Roll Call: Hyne, Moody, Pratt, Siciliano, Smith, VanAllsburg, Zichi.

Motion by **Zichi**, second by **Siciliano**, to share the attorney client privilege letter with NIESA from September 17th regarding addendum #6 to buy and sell contract for sale of 627 E. Grand River Ave for their closed session. **Motion passed by voice vote.**

17. Adjournment:

Motion by **Zichi**, second by **VanAllsburg**, to adjourn. **Motion passed by voice vote.**

***Meeting Adjourned at 11:16 p.m.**

Respectfully Submitted by: _____
Holly M. Thompson, Deputy Clerk

Michelle A. Hyne, Mayor

Date Approved: _____