

**CITY OF WILLIAMSTON
CITY COUNCIL
AUGUST 24, 2009
REGULAR MEETING MINUTES**

1. Call To Order:

The meeting was called to order at 7:04 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, Vice Chair Michael Moody, Council members John Pratt, Carmen Siciliano, Scott VanAllsburg, and Ken Zichi. Absent: Traci Smith.

Also Present:

City Manager Tim Allard, City Clerk Holly Thompson, City Attorneys Bonnie Toskey and John Gormley, Police Chief Mark Hetfield, Community Development Director Michelle Aniol, C2AE Engineer Kevin Feuka, *Enterprise* Reporter Brad Ritter, Arialink Representative Tim Labelle, SME Representative J.P. Buckingham, citizens Kendra Line, Larry Stafford, and Terri Campbell.

Motion by **Moody**, second by **Siciliano**, to excuse Smith. **Motion passed by voice vote.**

4. Approval of Agenda:

Add item 9a. CSX Issue, and item 15. Closed Session- Attorney/Client Privilege Letter concerning R&R Fence and Personnel Issue.

Motion by **VanAllsburg**, second by **Moody**, to approve the agenda as amended. **Motion passed by voice vote.**

5. Audience Participation:

Kendra Line commented that she is representing the Chamber and invited Council to their board meetings the third Thursday of every month.

6. Council Minutes of August 10, 2009:

Motion by **Moody**, second by **Pratt**, to have the Clerk transcribe section 8a. Yes: Siciliano, VanAllsburg, Zichi, Hyne, Moody, Pratt. No: None. **Motion passed.**

7. Accounts Payable:

The accounts payable totaled \$44,556.35 with reference #'s 56970-57003.

Motion by **Siciliano**, second by **Zichi**, to approve the accounts payable as presented, reference #'s 56970-57003. Yes: VanAllsburg, Zichi, Hyne, Moody, Siciliano. No: Pratt. **Motion passed.**

8. Update from J.P. Buckingham, representing SME, on the ongoing Phase 2 environmental assessment on Elevator and Railroad Streets:

J.P. Buckingham reported on the Phase 2 environmental assessment of Elevator and Railroad Streets.

9. Action Items

9a. CSX Issue:

Motion by **Moody**, second by **Siciliano**, to approve the first amendment to the purchase agreement with CSX as presented. Yes: VanAllsburg, Zichi, Hyne, Moody, Pratt, Siciliano. No: None. **Motion passed.**

9b. Video Recording of the Meetings:

Council directed the Clerk to contact Mitch Lutzke at the school to find out if they are interested in recording the meetings, find out the cost of recording the meetings like Williamstown Township, and contacting the Michigan Public Service Commission to see how they handle theirs. Member Moody stated that he would contact the Clerk with more information on the Michigan Public Service Commission.

9c. Recommendation to award roadway contract for S. Circle Drive, east of Blossom Drive, and Hickory Lane with alternate to include Hickory Lane tee turn-around:

Motion by **Moody**, second by **Pratt**, to approve acceptance of the proposal of One-Way Asphalt Paving and Excavating, Inc., dated June 25, 2009, for the pulverization of asphalt and repaving of S. Circle Drive, east of Blossom Drive, and Hickory Lane at a total cost not to exceed \$56,430.00. Yes: Hyne, Moody, Pratt, Siciliano, VanAllsburg, Zichi. No: None. **Motion passed.**

Motion by **Moody**, second by **Siciliano**, to approve acceptance of the proposal of One-Way Asphalt Paving and Excavating, Inc., dated July 24, 2009, for the construction of a tee turn-around at the north end of Hickory Lane, including the removal and replacement of asphalt and existing sub base, raising of existing manholes, installation of two new catch basins and storm pipe, installation of asphalt curbing, and final grading and compacting, at a total cost not to exceed \$9,898.00 upon the condition the Williamston Community Schools grants the City a Permanent Right-of-Way Easement. Yes: Moody, Pratt, Siciliano, VanAllsburg, Zichi, Hyne. No: None. **Motion passed.**

9d. Recommendation to award an engineering contract to C2AE for McCormick Park improvements:

Motion by **Siciliano**, second by **VanAllsburg**, to approve a design and construction engineering proposal from C2AE for the McCormick Park Grant Project in the lump sum of \$59,965. Yes: Moody, Pratt, Siciliano, VanAllsburg, Zichi, Hyne. No: None. **Motion passed.**

9e. Recommendation to award contract for roadway construction of Progress Court within the I-96 Industrial Park:

Motion by **Moody**, second by **VanAllsburg**, to award a construction contract to Stante Excavating Co, Inc. in an amount not to exceed \$543,029.40 for the construction of the I-96 Industrial Park – Progress Court roadway and utilities project. Yes: Pratt, Siciliano, VanAllsburg, Zichi, Hyne, Moody. No: None. **Motion passed.**

9f. Recommendation to ratify a duct bank easement for Centurion Medical Products in conjunction with the construction of Progress Court within the I-96 Industrial Park:

Motion by **Moody**, second by **Pratt**, to ratify a non-exclusive permanent easement agreement for a duct bank to Centurion Medical Products. Yes: Siciliano, VanAllsburg, Zichi, Hyne, Moody, Pratt. No: None. **Motion passed.**

9g. Recommendation to approve agreement with Arialink for telecommunications and internet services:

Motion by **Moody**, second by **VanAllsburg**, to approve the proposal for phone, internet, and system from Arialink for an amount of \$1,550.00 per month for 36 months and include local and long distance usage. Yes: VanAllsburg, Zichi, Hyne, Moody, Pratt, Siciliano. No: None. **Motion passed.**

10. Discussion Items

10a. Consideration of high school student representation at Planning Commission, and Parks and Recreation Commission meetings:

Manager Allard reported that Larry Wittrup has proposed that a high school student attend the Parks and Recreation Commission and Planning Commission meetings. The School Superintendent, Joel Raddatz is going to talk to the high school principal about the concept. The City Attorney is going to look into the feasibility of the idea.

10b. Tree removal at McCormick Park and various locations:

Manager Allard reported that there is an emerald ash borer problem in McCormick Park and several ash trees need to be removed. He proposed that if there are trees that can be salvaged, that they be used for sculptures. Mr. Allard passed around examples of the idea for Council consideration. Council seemed supportive of the idea.

10c. Fulton Street sewer lining:

Manager Allard stated that the Fulton Street sewer lining project was completed. There were a few mishaps with the residents near the project, but a meeting was held with each affected property owner to resolve the issues.

10d. Request from Chamber to allow a downtown street closure for line dancing in conjunction with a "First Friday" activity on September 4, 2009:

Motion by **Pratt**, second by **VanAllsburg**, to allow Kendra Line to speak. **Motion passed by voice vote.**

Kendra Line commented on the idea behind having the street closed for line dancing during the First Friday Event.

Motion by **Siciliano**, second by **Pratt**, to amend the agenda to allow Council to take action on the request for road closure. **Motion passed by voice vote.**

Motion by **Pratt**, second by **Moody**, to have the Chamber contact all business and e-mail all their members to inform them that there will be a street closure and get their consent, and if there are no negative comments, then it be approved as presented. Yes: Moody, Pratt, Siciliano, VanAllsburg, Zichi, Hyne. No: None. **Motion passed.**

12. Staff Reports

12a. City Manager:

Manager Allard reported that he attended a meeting regarding the fire station usage for the Boy Scout haunted house. The consensus of the group was that it would be feasible to allow the Scouts to use it provided some minor work is done to the building. He reported on the issue of a dirt pile that was left on West Riverside Street by the golf course for a berm restoration. He has been apprised of what is going on and has contacted the Drain Commissioner regarding the project. There has been some vandalism reported at the Community Center and he has assigned some City staff to figure out a solution to the issue. The Frank Buzzitta Memorial Walk is scheduled for Labor Day.

12b. City Attorney:

No report.

12c. Community Development Director:

A written report was provided for Council review.

12d. Planning & Development Administrator Annual Report:

The Planning and Development Administrator submitted his annual report for Council review.

13. Audience Participation:

Mayor Hyne called for public comment at this time and there was none.

14. Council Member Comments:

Councilman VanAllsburg thanked Treasurer Dolley and Chief Hetfield on their work with Arialink.

Councilman Siciliano thanked Chief Hetfield and Manager Allard for working with the Boy Scouts on the haunted house issue.

Councilman Moody commented that he believes the Arialink project will be great.

Mayor Hyne thanked the Manager for all his work. She reported on the DDA meeting action on the Farmers' Market and wayfinding signs.

15. Closed Session- Attorney/Client Privilege Letter concerning R&R Fence and Personnel Issue:

Motion by **Siciliano**, second by **Pratt**, to go into closed session to discuss an attorney/client privilege letter and a personnel issue. Yes: Moody, Pratt, Siciliano, VanAllsburg, Zichi, Hyne. No: None. **Motion passed.**

Council recessed at 10:02 p.m.

Council reconvened at 10:07 p.m.

Closed Session started at 10:07 p.m.

Motion by **Zichi**, second by **Pratt**, to return to open session. Yes: Pratt, Siciliano, VanAllsburg, Zichi, Hyne, Moody. No: None. **Motion passed.**

Closed Session ended at 11:07 p.m.

Action on Closed Session:

Motion by **Moody**, second by **Siciliano**, to approve the amended settlement agreement recommended and presented by Attorney Gormley and request that he go through and presents the changes as recommended by the Attorney. Yes: Siciliano, VanAllsburg, Zichi, Hyne, Moody, Pratt. No: None. **Motion passed.**

Motion by **Siciliano**, second by **Pratt**, to approve the resignation of waiver/retirement agreement condition upon signature of the employment agreement. Yes: VanAllsburg, Zichi, Hyne, Moody, Pratt, Siciliano. No: None. **Motion passed.**

16. Adjournment:

Motion by **Zichi**, second by **Pratt**, to adjourn. **Motion passed by voice vote.**

***Meeting Adjourned at 11:15 p.m.**

Respectfully Submitted by: _____
Holly M. Thompson, City Clerk

Michelle A. Hyne, Mayor

Date Approved: _____