

**CITY OF MASON  
REGULAR CITY COUNCIL MEETING  
MINUTES OF AUGUST 18, 2008**

Clark called the meeting to order at 7:30 p.m. in the Council Chambers at 201 W. Ash Street, Mason, Michigan. Clark led the Pledge of Allegiance and offered the invocation.

Present: Councilmembers: Bruno, Clark, Mulvany, Naeyaert, Preadmore, Waltz, Whipple  
Also present: Kathy Revels, Finance Director/Treasurer  
John Stressman, Chief of Police  
Dennis McGinty, City Attorney  
Deborah Cwierniewicz, Deputy City Clerk

Mayor Clark informed the Council that Administrator Colburn was absent from the meeting in order to attend the Lansing City Council meeting whose agenda included consideration of the City of Mason's request to be included as a participating municipality in the Capital Area District Library Board.

**APPROVAL OF MINUTES - REGULAR COUNCIL MEETING: August 4, 2008**

The Minutes of August 4, 2008, were approved as submitted.

**APPROVAL OF BILLS**

MOTION by Naeyaert, second by Preadmore,  
to approve the payment of bills in the amount of \$869,627.59 as submitted.  
MOTION APPROVED UNANIMOUSLY

**PEOPLE FROM THE FLOOR**

None.

**REGULAR BUSINESS**

**Ordinance No. 167 – An Ordinance to Amend the Use District Map, as Adopted Pursuant to Section 94-62 of the Mason Code, to Rezone 2.58 Acres Located on West Ash Street West of Highway US127 From AG Single Family Agricultural to RS-3 Single Family Residential – First Reading**

MOTION by Whipple, second by Preadmore,  
To consider Ordinance No. 167 read for the first time.  
MOTION APPROVED UNANIMOUSLY

**Ordinance No. 168 – An Ordinance To Amend Section 78-5, 78-6 And 78-7 Of Chapter 78 - Traffic And Vehicles – Of The Code Of The City Of Mason To Readopt By Reference The Uniform Traffic Code As a Traffic Code Of The City Of Mason, And To Amend Section 42-2 Of Chapter 42 – Offenses And Miscellaneous Provisions - Of The Code Of The City Of Mason To Define The Term “Obstruct” – First Reading**

Stressman spoke briefly regarding the updates to the Uniform Traffic Code. McGinty also spoke regarding the updates and conformance with State law. Discussion ensued regarding language in Section 42-2.

MOTION by Whipple, second by Waltz,  
To consider Ordinance No. 168 read for the first time with the change of the words “knowingly fail” to “knowing failure” in Section 42-2(b).  
MOTION APPROVED UNANIMOUSLY

**MOTION – Amendment to 2008 Annual Street Program**

Discussion was held to defer Agenda Item No. 7(C) due to Administrator Colburn's absence. Public Works Director Olney was prepared to address Council regarding the annual street program in Mr. Colburn's absence; however, he was unavailable due to a family tragedy.

MOTION by Bruno, second by Preadmore,  
To defer Agenda Item No. 7(C) Amendment to 2008 Annual Street Program to the  
next regular meeting, September 2, 2008.  
**MOTION APPROVED UNANIMOUSLY**

**UNFINISHED BUSINESS**

None.

**NEW BUSINESS**

Bruno stated that American Legion Post No. 148 performs military funerals, Memorial Day parades, Veteran Day remembrance, and the Pearl Harbor Day remembrance which involve the use of firearms. He contacted Chief Stressman to ask whether the organization is violating a city ordinance by conducting firearm practice at its facility located at 840 E. Columbia Street. Chief Stressman referred him to Mason Code, Section 42; Councilmember Bruno referred the matter to Attorney McGinty. Bruno asked Attorney McGinty if they are legally able to conduct practice at the 840 E. Columbia Street location, and if they are violating the city ordinance, what they need to do to correct it. McGinty stated that Section 42-136(c) exempts military organizations such as the American Legion, which use firearms for honorary events. He stated that it would be appropriate for such organizations to request to be recognized as a "Duly Authorized Military Organization" for purposes of this ordinance.

**CORRESPONDENCE**

Distributed.

**LIAISON REPORTS**

None.

**ADMINISTRATOR'S REPORT**

Clark stated that any questions regarding the administrator's report could be directed to Mr. Colburn during the week.

**PEOPLE FROM THE FLOOR**

None.

**ADJOURNMENT**

The meeting adjourned to at 7:50 p.m.

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Martin A. Colburn, City Clerk

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Leon Clark, Mayor