

**CITY OF MASON
REGULAR CITY COUNCIL MEETING
MINUTES OF JANUARY 17, 2011**

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

Present: Councilmembers: Clark, Droscha, Ferris, Johnson, Naeyaert, Waltz
Absent: Councilmember: Tornholm
Also present: Martin A. Colburn, City Administrator
Deborah Cwierniewicz, City Clerk
Eric Smith, Finance Director/Treasurer
Kerry Minshall, Fire Chief
Dennis McGinty, City Attorney

ANNOUNCEMENTS

None.

PEOPLE FROM THE FLOOR

None.

INTRODUCTIONS

Mayor Clark introduced Foster Whipple, earning his Communication Merit Badge, and Warren Eddington, earning his Citizenship in the Community Merit Badge from Boy Scout Troop #763.

PRESENTATIONS

None.

CONSENT AGENDA

MOTION by Waltz, second by Ferris,
to approve the Consent Agenda as follows:

- A. Approval Of Minutes – Regular Council Meeting: January 3, 2011
- B. Approval of Bills – \$52,095.34
- C. Resolution No. 2011-03 – Appointment by the City Council to the Election Commission

**CITY OF MASON
CITY COUNCIL RESOLUTION NO. 2011-03
APPOINTMENT BY THE CITY COUNCIL
TO THE ELECTION COMMISSION
January 17, 2011**

BE IT HEREBY RESOLVED, that the City Council of the City of Mason does hereby appoint Jon Droscha to the Election Commission. The term of office commences January 17, 2011 and expires on December 31, 2011.

D. Motion – Excused Absence – Councilmember Tornholm
MOTION APPROVED UNANIMOUSLY

REGULAR BUSINESS

Motion – Directory of Charges

A brief discussion ensued regarding the proposed changes for the 2011 update to the Directory of Charges, particularly providing resident and non-resident fees for city park pavilions.

MOTION by Waltz, second by Ferris,
to approve the Directory of Charges dated January 17, 2011 with the addition of tiered charges for the park pavilions.

MOTION APPROVED UNANIMOUSLY

Motion – City of Mason Fire Department Mutual Aid Agreements

Minshall informed Council regarding the eight Mutual Aid Agreements prepared for signature between area fire departments and the City. The agreements help provide additional resources for all involved by improving public safety and fire fighter safety. In addition to demonstrating good practices, the agreements reduce potential liability.

MOTION by Waltz, second by Ferris,
to approve Mutual Aid Agreements between the City of Mason Fire Department and Charter Township of Delhi, Eaton Rapids Township Fire Department, Ingham Township Fire & Rescue, City of Leslie, Charter Township of Meridian, Northeast Ingham Emergency Service Authority, Onondaga Township Fire Department, and Stockbridge Area Emergency Services Authority.

MOTION APPROVED UNANIMOUSLY

UNFINISHED BUSINESS

None.

NEW BUSINESS

It was the consensus of Council to form a committee comprising of Mayor Pro Tem Waltz and Councilmembers Naeyaert and Droscha to re-evaluate the Administrator's Evaluation Process.

CORRESPONDENCE

All correspondence was distributed.

LIAISON REPORTS

- Waltz informed Council regarding current Historic District Commission business.
- Clark informed Council regarding current Downtown Development Authority business.

COUNCILMEMBER REPORTS

None.

ADMINISTRATOR'S REPORT

Colburn informed the Council regarding current City business.

EXECUTIVE SESSION

MOTION by Waltz, second by Ferris,
to adjourn to executive session to discuss an Attorney/Client Privileged Communication.

Yes (6) Clark, Droscha, Ferris, Johnson, Naeyaert, Waltz

No (0)

Absent (1) Tornholm

MOTION APPROVED UNANIMOUSLY

The meeting adjourned to executive session at 8:10 p.m. and reconvened at 8:35 p.m.

MOTION by Waltz, second by Naeyaert,
to amend the agenda by inserting Item No. 17, Motion – Reconsideration of the Ruling of Judge Giddings in the Ingham County Circuit Court Case No. 09-8-AV, Esquire Development and Construction, Inc. v City of Mason, and renumber the following item accordingly.

MOTION APPROVED UNANIMOUSLY

MOTION by Waltz, second by Ferris,
to direct the City Administrator to appeal the ruling of Judge Giddings in the matter of Ingham County Circuit Court Case No. 9-09-81-AV, Esquire Development and Construction, Inc. v City of Mason.

Yes (0)

No (6) Clark, Droscha, Ferris, Johnson, Naeyaert, Waltz

Absent (1) Tornholm

MOTION FAILED

MOTION by Waltz, second by Naeyaert,
to adjourn to executive session to discuss property acquisition.

Yes (6) Clark, Droscha, Ferris, Johnson, Naeyaert, Waltz

No (0)

Absent (1) Tornholm

MOTION APPROVED UNANIMOUSLY

ADJOURNMENT

The meeting adjourned to executive session at 8:40 p.m.

Deborah J. Cwierniewicz, City Clerk

Leon R. Clark, Mayor