

**CITY OF MASON
REGULAR CITY COUNCIL MEETING
MINUTES OF DECEMBER 5, 2005**

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

Present: Councilmembers: Bruno, Clark, Johnson, Mulvany, Naeyaert, Whipple
Absent: Councilmember: Coady
Also present: Martin Colburn, City Administrator
Kathy Revels, Finance Director/Treasurer
John Stressman, Police Chief
Dennis McGinty, City Attorney

APPROVAL OF MINUTES - REGULAR COUNCIL MEETING: November 21, 2005

The Minutes of November 21, 2005 were approved as submitted.

APPROVAL OF BILLS

MOTION by Johnson, second by Bruno,
To approve the payment of bills in the amount of \$51,473.55 as submitted.
MOTION APPROVED UNANIMOUSLY

PEOPLE FROM THE FLOOR

Don Gailey, Mason Fire Fighter, provided a progress report regarding the donation of two city trucks that he had transformed into fire vehicles to donate to Stone County, Mississippi, one of the communities that was devastated by Hurricane Katrina. The city of Taylor donated air-breathing equipment worth \$3,950 to add to the donation of the refashioned fire trucks. He presented the Mayor with a plaque recognizing the City of Mason for its donation to the Hurricane Katrina donation to the Stone County, Mississippi, Fire Trucks. Mr. Gailey and Fire Chief Scutt plan to deliver the vehicles and equipment the week of December 19th.

REGULAR BUSINESS

Executive Session – Property Acquisition

Mulvany requested to abstain from executive session and Agenda Item No. 7 (B) Agreement – Conditional Acquisition of Land for Well No. 8, due to a conflict of interest because he represents the property owner.

MOTION by Whipple, second by Johnson,
To allow Councilmember Mulvany to abstain from executive session and Agenda Item No. 7 (B), Agreement - Conditional Acquisition of a Land for Well No. 8, due to a conflict of interest because he represents the property owner.
MOTION APPROVED UNANIMOUSLY

MOTION by Clark, second by Whipple,
To adjourn to executive session to discuss property acquisition
ROLL CALL VOTE:
Yes (5) Bruno, Clark, Johnson, Whipple, Naeyaert
No (0)
Abstain (1) Mulvany

Absent (1) Coady
MOTION APPROVED UNANIMOUSLY

The meeting adjourned to executive session at 7:40 pm. and reconvened at 8:25 p.m.

Agreement – Conditional Acquisition of Land of Well No. 8

MOTION BY Whipple, second by Bruno,
To approve the License Agreement to conduct test drilling and conditional agreements to convey well site and access easement between Coe Emens II and Jeanne A Emens, husband and wife, and the City of Mason, and authorizing the Mayor and City Administrator to sign the document.

MOTION by Whipple, second by Bruno,
To amend the main motion , to amend the License agreement in Section C, second paragraph, strike \$10-0 and insert \$550; Section 1, No. 1, strike Ingham County Health Department and insert Michigan Department of Environmental Quality; Section 1, No. 2 strike April and insert December; Section 1, No. 3, strike, and th4 Ingham County Health Department; Section V, strike the last sentence, and in the acknowledged paragraph strike Robert and insert Robin.

Yes (5) Bruno, Clark, Johnson, Whipple, Naeyaert

No. (0)

Abstain (1) Mulvany

Absent (1) Coady

MOTION APPROVED UNANIMOUSLY

VOTE ON THE MAIN MOTION:

Yes (5) Bruno, Clark, Johnson, Whipple, Naeyaert

No. (0)

Abstain (1) Mulvany

Absent (1) Coady

MOTION APPROVED UNANIMOUSLY

Traffic Control Order No. 10-2005

Stressman briefly spoke regarding the Traffic Commission's recommendation for the Traffic Control Order No. 10-2005 for the Temple Street extension. Discussion was held regarding the proposed speed limit and the need for a center turn lane. It was the consensus of the Council to have the Traffic Commission liaison, Councilmember Johnson express their concerns and request the Traffic Commission to make a recommendation regarding a full or partial center left turn lane on Temple Street between Ash Street and Kipp Road. .

MOTION by Bruno, second by Whipple,
To approve TCO No. 10-2005, with the elimination of the second and third paragraphs.

Yes (5) Bruno, Clark, Johnson, Whipple, Naeyaert

No (0)

Abstain (1) Mulvany

Absent (1) Coady

MOTION APPROVED UNANIMOUSLY

Discussion – Downtown Trash Receptacles

Motion by Whipple, second by Bruno,
To request the DDA to provide the City Council with a recommendation for a comprehensive city standards and policies for trash collection in the alleys in the downtown area.

A brief discussion ensued regarding the clarity of the request. Phil Birdsall, DDA Executive Director stated that he would present this item to the DDA and recommend that they initiate the project, if requested by the Council.

VOTE ON THE MOTION:

Yes (2) Mulvany, Whipple

No (4) Bruno, Clark, Johnson, Naeyaert

Absent (1) Coady

MOTION FAILED

Further discussion ensued. Whipple stated that rather than burden staff, the DDA should be requested to study this issue at no cost.

Motion – Request for Excused Absence – Councilmember Coady

MOTION by Johnson, second by Bruno,
To excuse the absence of Councilmember Coady from the December 5, 2005 City Council meeting.

MOTION APPROVED UNANIMOUSLY

UNFINISHED BUSINESS

None.

NEW BUSINESS

- Clark expressed thanks for the invitation to the city employee Christmas party.
- Bruno bestowed a happy anniversary wish to his wife of 42 years, December 5, 2005.

CORRESPONDENCE

All correspondence was distributed. Naeyaert informed the Council that Nancy Cotter called to thank them for the fruit basket.

LIAISON REPORTS

- Naeyaert informed Council that she serves on the Board of Child and Family Services for the capital area, the parent board of the Angel House project. An open house will be held December 22.
- Johnson informed Council regarding Traffic Commission business.
- Mulvany informed Council regarding Historic District Commission business.

ADMINISTRATOR'S REPORT

Colburn informed the Council on current city business. Mr. Colburn requested that his

evaluation be discussed in executive session.

PEOPLE FROM THE FLOOR

None.

Executive Session – City Administrator’s Evaluation

MOTION by Clark, second by Johnson,
To amend the agenda by adding “Item No. 14, Executive Session – City
Administrator Evaluation” and striking “Adjournment.”

MOTION APPROVED UNANIMOUSLY

MOTION by Clark, second by Johnson,
To adjourn to executive session to discuss the City Administrator’s evaluation.

ROLL CALL VOTE:

Yes (6) Bruno, Clark, Johnson, Mulvany, Naeyaert, Whipple

No (0)

Absent (1) Coady

MOTION APPROVED UNANIMOUSLY

The meeting adjourned to executive session at 9:32 p.m.

Martin A. Colburn, City Clerk

Robin C. Naeyaert, Mayor