

**CITY OF MASON
REGULAR CITY COUNCIL MEETING
MINUTES OF AUGUST 7, 2006**

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

Present: Councilmembers: Bruno, Clark, Coady, Johnson, Mulvany, Naeyaert, Whipple
Also present: Joseph Dean, Acting City Administrator
Kathy Revels, Finance Director/Treasurer
Dave Scutt, Fire Chief
Dennis O'Brien, Superintendent OF Parks & Cemetery
Kerry Minshall, Asst. Fire Chief
Dennis McGinty, City Attorney
Deborah Cwiertniewicz, Deputy City Clerk

APPROVAL OF MINUTES - REGULAR COUNCIL MEETING: July 17, 2006 and SPECIAL COUNCIL MEETING: July 26 , 2006

The Minutes of July 17, 2006 were approved as submitted. The Minutes of July 26, 2006 were approved as corrected.

APPROVAL OF BILLS

MOTION by Whipple, second by Coady,
to approve the payment of bills in the amount of \$353,674.51 as submitted.
MOTION APPROVED UNANIMOUSLY

PEOPLE FROM THE FLOOR

None.

REGULAR BUSINESS

Resolution No. 2006-28 – Resolution to Amend Street and Sidewalk Special Assessment Roll 2006-1

Resolution No. 2006-28 was introduced by Whipple and seconded by Coady.

**CITY OF MASON
CITY COUNCIL RESOLUTION NO. 2006-28**

**A RESOLUTION TO AMEND STREET AND SIDEWALK SPECIAL ASSESSMENT ROLL 2006-1
AUGUST 7, 2006**

WHEREAS, the City Council of the City of Mason did confirm the Street and Sidewalk Special Assessment Roll, Project 2006-1 (the assessment roll), on March 20, 2006; and

WHEREAS, the cost to the taxpayers per linear foot for 4x4 sidewalk was \$8.91 and the cost per linear foot for curb and gutter was \$13.88 on the assessment roll; and

WHEREAS, the taxpayers on the assessment roll were assessed over three years with payments to begin in 2006; and

WHEREAS, prior to May 5, 2005, Jessie Morton of 703 Randolph Street and George and Sue Hubbard of 621 Randolph Street each owned one half of the Adjacent vacated portion of Rayner Street, Griffen's Addition, City of Mason; and

WHEREAS, on May 5, 2005, Jessie Morton of 703 Randolph Quit-Claimed the East one half of the Adjacent Vacated Rayner Street, Griffen's Addition, City of Mason, to George and Sue Hubbard; and

WHEREAS, the total assessment roll was \$14,299.97;

NOW, THEREFORE, BE IT RESOLVED, that the City Council does hereby amend the assessment roll to increase the Hubbard sidewalk assessment from 22.5 to 45 linear feet at \$8.91 per foot for a total of \$400.96, and to reduce the Morton sidewalk assessment to zero; and

FURTHER, that the City Council does hereby amend the assessment roll to increase the Hubbard curb and gutter assessment from 17.5 to 35 linear feet at \$13.88 per foot for a total of \$486.80, and to reduce the Morton curb and gutter assessment to zero; and

FURTHER, the Finance Director/Treasurer is hereby ordered to make the proper adjustments to the assessment roll or any refunds to taxpayers.

YES (7) Bruno, Clark, Coady, Johnson, Mulvany, Naeyaert, Whipple
NO (0)

CLERK'S CERTIFICATION: I hereby certify that the foregoing is a true and accurate copy of a resolution adopted by the City Council at its regular meeting held Monday, August 7, 2006 the original of which is part of the Council's minutes.

Martin A. Colburn, Clerk
City of Mason
Ingham County, Michigan

RESOLUTION APPROVED

Resolution No. 2006-29 – Approving the Purchase of New Playground Equipment for Laylin Park

Dennis O'Brien gave a brief over view of the four bids and drawings that he received regarding playground equipment for Laylin Park. Discussion was held regarding the necessity and rationale of having separate age group components.

Motion by Bruno, second by Naeyaert,
To insert "All About Play," and "not to exceed \$52,077.00, with the separate age components," in Resolution No. 2006-29.

MOTION APPROVED UNANIMOUSLY

Resolution No. 2006-29 was introduced by Whipple and second by Johnson. Discussion was held regarding whether separation of age group specific playground equipment would be necessary.

**CITY OF MASON
CITY COUNCIL RESOLUTION NO. 2006- 29
A RESOLUTION APPROVING THE PURCHASE OF NEW PLAYGROUND
EQUIPMENT FOR LAYLIN PARK
AUGUST 7, 2006**

WHEREAS, the existing playground equipment at Laylin Park is in a state of deterioration, is outdated, and does not meet current 1997 Consumer Product Safety Commission and ASTM Standards; and

WHEREAS, funding was allocated and approved in the City of Mason Fiscal Year Budget 2006-2007; and

WHEREAS, the Superintendent of Cemetery and Parks has obtained design concepts, drawings, and bids from three (3) Michigan vendors for the equipment and installation.

NOW THEREFORE BE IT RESOLVED, that the Mason City Council does hereby award the bid for the purchase and installation of playground equipment for Laylin Park to *All About Play* for a cost not to exceed Fifty-two thousand-seventy-seven dollars (\$52,077.00).

Yes (6) Bruno, Clark, Coady, Johnson, Mulvany, Naeyaert,
No (1) Whipple

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City of Mason
Ingham County, Michigan

RESOLUTION APPROVED

Resolution No. 2006-30 – Resolution To Accept the Bid to Purchase a Pumper/Tanker Apparatus and of the Intent to Purchase Accessory Equipment

Assistant Fire Chief Kerry Minshall introduced fellow committee members that reviewed and compiled a recommendation for replacing the current Fire Department tanker: Engineers Norm Austin and Don Gailey, Fire Fighters Larry Martin, and John Sabbadin, and Chief Dave Scutt was in attendance as well. Assist. Fire Chief Minsall gave a brief presentation regarding the process used by the committee to assess the need to replace Tanker 811, as well as their review and qualifying means toward a recommendation from the submitted bids. Also, it was their determination that it would be prudent to upgrade the truck with a pumper apparatus option. The committee recommended awarding the bid to HME, Incorporated, with the pumper/tanker upgrade option, for an additional \$4,500.00. Chief Scutt stated that the mutual aid townships are participating with the cost of the apparatus.

Extensive discussion ensued regarding the specification responses and pumper/tanker certification requirements.

Resolution No. 2006-30 was introduced by Whipple and seconded by Naeyaert.

**CITY OF MASON
CITY COUNCIL RESOLUTION NO. 2006-30
RESOLUTION TO ACCEPT THE BID TO PURCHASE A PUMPER/TANKER
APPARATUS AND OF THE INTENT TO PURCHASE ACCESSORY EQUIPMENT
AUGUST 7, 2006**

WHEREAS, on February 22, 2006 the City Administrator authorized the Fire Department to assemble a committee to write specifications for a Pumper/Tanker apparatus for the protection of the City and Townships; and

WHEREAS, on June 19, 2006 the Mason City Council through the approval of the 2006/2007 budget authorized the Pumper/Tanker Committee to proceed with going to bid for the Pumper/Tanker; and

WHEREAS, six companies, submitting seven bids, were received and reviewed by the Fire Department Pumper/Tanker Review Committee and the City Management Review Team; and

WHEREAS, on July 24, 2006 after review and discussion the Fire Department Pumper/Tanker Committee passed unanimously 5-0 their recommendation to City Council to expend \$284,000 for the purchase of a 3,000 gallon HME Pumper/Tanker, as well as accessory equipment; and

NOW THEREFORE, BE IT HEREBY RESOLVED that the City council of the city of Mason accepts the recommendation of the Mason Fire Department Pumper/Tanker Committee in expending up to \$284,000 for a HME Pumper/Tanker as well as accessory equipment.

FURTHER RESOLVED that the City Council hereby accepts the bid of HME, Incorporated for the HME 3,000 gallon Pumper/Tanker for \$284,000.

Yes (6) Clark, Coady, Johnson, Mulvany, Naeyaert, Whipple
No (1) Bruno

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Martin A. Colburn, City Clerk
City of Mason
Ingham County, Michigan

RESOLUTION APPROVED

Resolution No. 2006-31 – Change Authorization for the Standard Streetlight Contract Between the City and Consumers Energy Company

Resolution No. 2006-31 was introduced by Whipple and seconded by Naeyaert.

**CITY OF MASON
CITY COUNCIL RESOLUTION NO. 2006-31**

**CHANGE AUTHORIZATION FOR THE
STANDARD STREETLIGHTING CONTRACT
BETWEEN THE CITY AND CONSUMERS ENERGY COMPANY**

AUGUST 7, 2006

WHEREAS, it is hereby deemed advisable to authorize Consumers Energy Company to make changes in the streetlighting service as provided in the Standard Streetlighting Contract between the Company and the City of Mason, dated October 28, 1977, in accordance with the Authorization for Change in Standard Streetlighting Contract for Work Order Number 06546840 for the installation of thirteen (13) streetlights in Phase I of the Summerwood Subdivision on Price and Goodman Streets, heretofore submitted to and considered by the Council;

NOW THEREFORE BE IT RESOLVED, that the City Clerk be and is authorized to execute such authorization for change on behalf of the City of Mason.

Yes (7) Bruno, Clark, Coady, Johnson, Mulvany, Naeyaert, Whipple
No (0)

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City of Mason
Ingham County, Michigan

RESOLUTION APPROVED UNANIMOUSLY

Waiver of Fees for Kiwanis Village

Motion by Whipple, second by Coady,
to waive the one percent administrative fee for 2006 real estate taxes
collected for Kiwanis Village, as requested in the July 17, 2006 letter,

MOTION APPROVED UNANIMOUSLY

Designation of Voting Delegate for Michigan Municipal League (MML) Annual Business Meeting

Motion by Whipple, second by Johnson,
to appoint Councilmember Coady as the designate for the annual MML business meeting.

MOTION APPROVED UNANIMOUSLY

Motion – Request Street Closure for Neighborhood Block Party on E. Elm Street between Rogers and Holt Streets

Motion by Johnson, second by Whipple,
to close E. Elm Street between Rogers and Holt Streets, August 12, 2006, from 4:00 p.m. to 10 p.m.

MOTION APPROVED UNANIMOUSLY

Motion – Request Street Closure for Mason Festival of Balloons

Joe Watkins of 427 E. Cherry Street informed Council that a new community service non-profit organization, Michigan Balloon Productions, Inc., has been formed and will hold the first annual Mason Festival of Balloons in the city of Mason August 18-20 at the Middle School. Friday, August 18, a “Balloon Glow” is proposed in the downtown square. Council discussed issues of safety and the inappropriateness of a balloon glow. Mr. Watkins stated that a glow could be held at the Middle School. Balloon launches and a “Balloon Walk” are planned for Saturday and Sunday.

Motion by Coady, second by Whipple,
to approve the request of Michigan Balloon Productions, Inc. to close Temple Street between Ash and Columbia Streets to through traffic from 4:00 p.m. to 10:00 p.m. to allow for the “Balloon Glow” at the Mason Middle School and from 4:00 p.m. to 8:00 p.m. Saturday and Sunday, August 19 and 20 for the Mason Festival of Balloons traffic only.

MOTION APPROVED UNANIMOUSLY

UNFINISHED BUSINESS

None.

NEW BUSINESS

- Naeyaert informed the Council that Child and Family Services needs school supplies.
- It was the consensus of Council to request staff and the city attorney to consider making changes to the ordinances relating to performance guarantees, etc., to allow charging administrative expenses.
- Mulvany would like the city to invite MDOT to move up their street improvement target date for Ash Street and Cedar Street.

CORRESPONDENCE

Distributed.

LIAISON REPORTS

- Whipple informed Council regarding Cable Commission business.
- Clark informed Council regarding DDA business.

ADMINISTRATOR'S REPORT

Dean informed the Council regarding current city business.

PEOPLE FROM THE FLOOR

None.

ADJOURNMENT

Being that there was no further business the meeting adjourned at 9:24 p.m.

Martin A. Colburn, City Clerk

Leon Clark, Mayor