

CALL TO ORDER:

Mayor Rundborg called the Regular City Council Meeting to order at 7:00 p.m. He led the Pledge of Allegiance.

ROLL CALL:

Council Members Present: Matt Cooper, Dave Hunsaker, Sue Leeming, and Trevor VanDyke.

Excused: Maria Ostrander and Tony Stoker

STAFF:

Lisa Grysen, Police Chief Bruce Ferguson, and Daniel Coss

AUDIENCE:

Jim Minister, C2AE, Paul Brown, Dan McCauley, Alex Lantz, Ricky Love, Nathan Nephew and Dave Less

AGENDA:

Motion by Leeming, seconded by VanDyke and carried by unanimous vote of the Council that **the agenda be approved as presented.**

APPROVAL OF MINUTES:

Motion by Leeming seconded by Cooper and carried by unanimous vote of the Council **to approve the minutes from the August 9, 2016 Regular City Council Meeting as presented.**

SPECIAL AGENDA ITEMS:

None

PUBLIC COMMENT:

Dan McCauley and Ricky Love spoke regarding their religious views.

Nathan Nephew spoke in opposition of the proposed sign ordinance.

CITY ADMINISTRATORS REPORT:

DEWITT SCHOOLS PROPOSED MILLAGE EXTENSION

The DeWitt Board of Education has authorized a millage extension to appear on the November 8 Ballot. I have included a letter from the Superintendent in your General Information Packet that gives a broad overview of the proposal.

WATER MAIN EXTENSION NORTH BRIDGE STREET TO MAIN STREET

The City has been working with Downtown DeWitt Chiropractic, 109 West Main Street, regarding the failure of their water well. Currently the business is getting water from the Family Barber Shop, 113 W. Main. We have received a quote and plan from LBWL to service the area with water and are working with the adjacent land owners regarding participation in the costs. LBWL has estimated the project will cost approximately \$90,000 utilizing Directional Drilling of the water main to avoid cutting in to the recently repaved Bridge Street. Preliminary cost estimates for the property owners to participate will be \$5,000.00 per property, plus LBWL Tap Fees (approximately \$4,000).

LOOKING GLASS RIVER DRAIN PETITION

The Drain District held another meeting on July 21 that Rich Miller attended on behalf of the City of DeWitt. The boundaries of the Drain District appear to stop short of the City based on easements found from the 1944 records. The district extends to the eastern part of Victor Township, which are several miles east of the City. The District Attorney and Engineers will continue to research the necessary items and report back to the group. The next meeting is scheduled for September 8 and the City will still be included in all correspondence that goes out.

AUGUST 2016	
23	City Council Meeting – 7:00 PM
24	US-27 Motor Tour – 5:00 PM to 8:00 PM
25	Planning Commission – 7:00 PM
31	First Day of School - DeWitt
SEPTEMBER 2016	
5	City Hall Closed - Labor Day
8	Trash Day Delay, Thursday, September
13	DDA – 7:30 AM
13	City Council Meeting – 7:00 PM
14-16	MML Convention – Mackinaw Island
22	Planning Commission Meeting – 7:00 PM
26	Brush Pick Up
SEPTEMBER 2016 (con't)	
27	City Council Meeting – 7:00 PM
30	Summer 2016 Tax Bills Due

OLD BUSINESS:

None

NEW BUSINESS:

1. Certificate of Proclamation - Constitution Week:

The Daughters of the American Revolution have requested that the City of DeWitt proclaim the week of Saturday, September 17th through Friday, September 23rd as Constitution Week which marks 229 years since the adoption of the United States Constitution. This would be the third year the City has adopted this Proclamation.

Motion by Hunsaker, seconded by Cooper and carried by unanimous vote of the Council to **proclaim September 17th through September 23rd as Constitution Week in the City of DeWitt.**

2. Designation of Voting Delegate and Alternate:

The Michigan Municipal League requests that the City of DeWitt by action of our governing body designate a delegate that will be in attendance at the MML Convention on Mackinac Island as the official representative to cast the vote of the municipality at the Annual Meeting, and if possible, to designate one other official to serve as an alternate, pursuant to the provisions of the MML Bylaws.

Motion by Leeming, seconded by Hunsaker and carried by unanimous vote of the Council **to designate the City Administrator as the delegate and the Mayor as an alternate for the MML Convention Annual Meeting.**

3. 2017 DARA Budget Summary – Chad Stevens, Executive Director:

Chad Stevens, Executive Director for DARA presented the DeWitt Area Recreation Authority Budget Summary for 2017.

Motion by Hunsaker seconded by Leeming and carried by unanimous vote of the Council **to receive and place on file the 2017 DeWitt Area Recreation Authority Budget.**

4. US-27 Motor Tour Street Closings:

The DDA has requested permission to close certain City streets to accommodate this year's US 27 Motor Tour, which will be Wednesday, August 24th from 3:30 PM to 8:30 PM. Correspondence has been sent to those affected by this event.

US-27 MOTOR TOUR STREET CLOSINGS

<u>Streets</u>	<u>Limits</u>	<u>Time/Date to be Closed</u>
Bridge	Jefferson to Washington	3:30 pm to 8:30 pm
Main	Scott to Franklin Street	3:30 pm to 8:30 pm

(Streets to re-open to traffic by 8:30 p.m., Wednesday, August 24, 2016)

Motion by Hunsaker, seconded by Leeming, carried by unanimous vote of the Council **to approve the DDA request regarding street closures for the 2016 US-27 Motor Tour on August 24, 2016.**

5. C2AE Amendment#1 Proposal for Additional Construction Engineering Services:

The amendment is for additional Construction Observation hours due to the installation of the sanitary sewer and re-staking of the sidewalk along North Logan (see attached breakdown).

Construction Observation is estimated based on the complexity of the project and anticipated efficiency of the contractor. The contractor in an effort to get the project completed as quickly as possible worked additional hours during the sanitary sewer installation phase, averaging 55 hours per week.

Motion by Hunsaker, seconded by Leeming, carried by unanimous vote of the Council **to approve an amendment for an additional \$8,184.00 for Construction Engineering Services for the 2016 Local Road Resurfacing and Sanitary Sewer Project.**

6. Amend 115 N. Bridge Street Property Purchase Option:

The option to purchase expires on September 1st. The Developer has been approved for the financing, but is in the process of completing the required paper work for the Small Business Administration (SBA) Loan.

These loans typically take additional time to close due to the lengthy closing process. The developer has received a contingent Site Plan Approval from the Planning Commission and is in the process of getting materials submitted for a Building Permit, which is a requirement of the SBA Loan.

The remaining components of the Purchase Agreement remain in full force and affect.

Joel Dillingham was in attendance to answer any questions City Council may have.

Motion by Leeming, seconded by Hunsaker, carried by unanimous vote of the Council **to approve an amendment to extend the Property Purchase Option to September first for Loan Commitment and a closing no later than October 31, 2016 and authorize the Mayor and City Clerk to sign on behalf of the City of DeWitt.**

7. Proposed Zoning Ordinance Amendments Chapter 78 Article XV- Signs (Various Sections):

The Planning Commission completed their review of the Temporary Sign component of the Zoning Ordinances at a re-scheduled meeting of June 30, 2016. A Public Hearing was held at the May 26, 2016 Planning Commission meeting to receive public comments.

The review of the sign ordinance was prompted by the Supreme Court case of Reed v. Town of Gilbert, which ruled that some categories of signs could not be regulated based on “content”.

City Council was provided with the meeting minutes from the May 26 and June 30 Planning Commission meeting and a “redlined” version of the Sign Ordinance based on the Planning Commission’s recommendation for several amendments to our Ordinance.

Upon a recommendation of a Zoning Ordinance Amendment City Council shall review the recommendation and proceed with following per Chapter 78, Article XXIII, Section 78-601 3.[4.] (i) 2: “The city council may adopt the proposed amendment as recommended by the planning commission, or may modify and subsequently adopt it. The city council may refer any proposed modifications back to the planning commission for a further report.”

The amendments will be reviewed with City Council during the meeting to outline how the current ordinance conflicted with the Reed v. Gilbert and how those were addressed with the proposed amendments.

The City Attorney, Brian Goodenough, and our planners, LSL, assisted in drafting the ordinance amendments.

Motion by Hunsaker, seconded by Leeming, carried by unanimous vote of the Council **to refer the proposed sign ordinance amendment back to the Planning Commission regarding sign size and setbacks requirements.**

CLOSED SESSION:

Motion by Leeming, seconded by Hunsaker, carried by roll call vote of the Council **to enter into Closed Session per Section 15.268 (d) of the Open Meetings Act of 1975 to discuss the possible purchase of real property in the City of DeWitt at 8:30 pm.**

Roll Call:

Ostrander	Absent	VanDyke	Yes
Stoker	Absent	Leeming	Yes
Cooper	Yes	Hunsaker	Yes

Motion by Leeming, seconded by Hunsaker, carried by unanimous vote of the Council **to adjourn Closed Session and return to the Regular City Council Meeting at 8:53 pm.**

Motion by Cooper, seconded by Leeming, carried by unanimous vote of the Council **to direct the City Administrator to proceed with the direction discussed in closed session.**

COUNCIL STAFF REPORTS:

The Goodwill Mission luncheon will be Friday, August 26 at 11:45 am if anyone would like to attend.

ADJOURNMENT:

Motion by Leeming, seconded by VanDyke, carried by unanimous vote of the Council that **the meeting be adjourned at 9:02 p.m.**

Respectfully submitted,

Lisa M. Grysen
City Clerk-Treasurer

James F. Rundborg
Mayor