

City of Albion
Council Session Minutes
February 3, 2020

I. CALL TO ORDER

Mayor Atchison called the regular meeting to order at 7:00 p.m.

II. MOMENT OF SILENCE TO BE OBSERVED

III. PLEDGE OF ALLEGIANCE

IV. ROLL CALL

PRESENT: Lenn Reid (2); Al Smith (3); Marcola Lawler (4); Jeanette Spicer (5); Shane Williamson (6) and Mayor Atchison.

ABSENT: Vicky Clark (1)

STAFF PRESENT:

Darwin McClary, City Manager; Cullen Harkness, City Attorney; Jill Domingo, City; Haley Snyder, Interim Assistant City Manager/Deputy Clerk/Treasurer; John Tracy, Director Planning, Building & Code Enforcement; Tom Mead, Finance Director and Scott Kipp, Chief Public Safety.

V. APPROVAL OF THE AGENDA (Includes any proposed additions, deletions or other changes to the agenda)

Mayor Atchison asked to remove Update on Grocery Desert Committee/Precinct 1 Meeting-Council Member Clark

Williamson moved, Smith supported, CARRIED, to Approve the Agenda with the Deletion of Update on Grocery Desert Committee/Precinct 1 Meeting-Council Member Clark. (6-0, vv)

VI. PRESENTATIONS

A. Historical, Cultural and Community Significance of Holland Park

Council Member Reid, Harry Bonner Sr., Jess Roberts, LuAnn Summers and Leslie Dick all provided an overview of Holland Park and the historical, cultural and community significance to the City of Albion. The Holland Park Transformation began in 2014 as an inter-generational project and through grants, community support and volunteers, Holland Park now has new playground equipment for children; a children's walk-in garden, History Hill; a

work-out area; senior area; children's books and flowers planted throughout the park. The only two remaining areas that still need renovation are the pavilion and the sidewalk around the park. Holland Park is an inter-generational and inter-cultural park. Many hours of hard work have gone into the transformation where activities such as seniors picnics, lunch and learn and parties, the Big Read Program which is held each year and brings about 150 to 200 people and the Albion Summer Homecoming Project (formerly the Black Family Reunion) which has been held at the park since 1999. Holland Park is a historical district of West Ward School and the basketball courts are named after Tillman Cornelius, former Recreation Director.

Comments were received from Mayor Atchison.

B. Update on Grocery Desert Committee/Precinct 1 Meeting-Council Member Clark

This item was removed from the agenda.

C. Black History Month Proclamation

Mayor Atchison read aloud the Black History Month Proclamation.

Wanda Kemp, 703 Valhalla Dr. gave a brief presentation on the 1st Annual Black History Month program which will be held on February 8th, 200 at 3:00 p.m. at the First United Methodist Church, Tennant Hall, 600 E. Michigan Avenue.

D. Mail Carrier Appreciation Day Proclamation

Mayor Atchison read aloud the Mail Carrier Appreciation Day Proclamation.

E. Missing Persons Day Proclamation

Mayor Atchison read aloud the Missing Persons Day Proclamation.

F. Shut in Visitation Day Proclamation

Mayor Atchison read aloud Shut in Visitation Day Proclamation.

VII. PUBLIC HEARINGS

1. Create an Obsolete Rehabilitation Act (OPRA) District for Downtown Development

Mayor Atchison opened the public hearing at 7:34 p.m.

Comments were received from John Geyer, 904 Irwin Avenue that stated the notice that was sent out was contradictory and asked what the program was all about.

Mayor Atchison closed the public hearing at 7:36 p.m.

A. Request Approval Resolution # 2020-02, Establishing an Obsolete Property Rehabilitation (OPRA) District for Downtown Development OPRA District

Comments were received from Council Members Lawler and Smith; Mayor Atchison and Amy Deprez, President Albion Economic Development Corporation.

Lawler moved, Williamson supported, CARRIED, To Approve Resolution # 2020-02, Establishing an Obsolete Property Rehabilitation (OPRA) District for Downtown Development OPRA District as presented. (6-0, rcv)

2. Adoption of Eight (8) Brownfield Plans for the City of Albion

Mayor Atchison opened the public hearing at 7:41 p.m.

Comments were received from Jim Stuart, 205 W. Oak St. who stated that it was important for things to move along and would like to see things expediated.

Mayor Atchison closed the public hearing at 7:43 p.m.

A. Request Approval Resolution # 2020-03, A Resolution Approving a Brownfield Plan for 106-108 E. Erie St.

Comments were received from Amy Deprez, President Albion Economic Development Corporation.

Williamson moved, Smith supported, CARRIED, To Approve Resolution # 2020-03, A Resolution Approving a Brownfield Plan for 106-108 E. Erie St as presented. (6-0, rcv)

B. Request Approval Resolution # 2020-04, A Resolution Approving a Brownfield Plan for 403 S. Superior St.

Williamson moved, Smith supported, CARRIED, To Approve Resolution # 2020-04, A Resolution Approving a Brownfield Plan for 403 S. Superior St. as presented. (6-0, rcv)

- C. Request Approval Resolution # 2020-05, A Resolution Approving a Brownfield Plan for 300-304 S. Superior St.

Williamson moved, Smith supported, CARRIED, To Approve Resolution # 2020-05, A Resolution Approving a Brownfield Plan for 300-304 S. Superior St. as presented. (6-0, rcv)

- D. Request Approval Resolution # 2020-06, A Resolution Approving a Brownfield Plan for 313-315 S. Superior St.

Williamson moved, Smith supported, CARRIED, To Approve Resolution # 2020-06, A Resolution Approving a Brownfield Plan for 313-315 S. Superior St. as presented. (6-0, rcv)

- E. Request Approval Resolution # 2020-07, A Resolution Approving a Brownfield Plan for 213-221 S. Superior St.

Williamson moved, Smith supported, CARRIED, To Approve Resolution # 2020-07, A Resolution Approving a Brownfield Plan for 213-221 S. Superior St. as presented. (6-0, rcv)

- F. Request Approval Resolution # 2020-08, A Resolution Approving a Brownfield Plan for 104-108 S. Superior St.

Williamson moved, Smith supported, CARRIED, To Approve Resolution # 2020-08, A Resolution Approving a Brownfield Plan for 104-108 S. Superior St. as presented. (6-0, rcv)

- G. Request Approval Resolution # 2020-09, A Resolution Approving a Brownfield Plan for 111-119 S. Superior St.

Smith moved, Williamson supported, CARRIED, To Approve Resolution # 2020-09, A Resolution Approving a Brownfield Plan for 111-119 S. Superior St. as presented. (6-0, rcv)

- H. Request Approval Resolution # 2020-10, A Resolution Approving a Brownfield Plan for 101-109 S. Superior St.

Smith moved, Williamson supported, CARRIED, To Approve Resolution # 2020-10, A Resolution Approving a Brownfield Plan for 101-109 S. Superior St. as presented. (6-0, rcv)

VIII. PUBLIC Comments (Persons addressing the City Council shall limit their comments to agenda items and to no more than three (3) minutes. Proper decorum is required.)

Comments were received from Marquette Frost, 520 W. Cass St and Vivian Davis, 901 Huntington Blvd.

IX. CLOSED SESSION- None

X. CONSENT CALENDAR (VV) Items on the Consent Calendar are voted on as one unit)

A. Approval Regular Session Minutes, January 21, 2020

Williamson moved, Smith supported, CARRIED, to approve the Consent Calendar as presented. (6-0, vv)

XI. ITEMS FOR INDIVIDUAL DISCUSSION

A. Approval 2nd Reading & Adoption Ordinance # 2020-01, An Ordinance to Amend Chapter 2, Article IV, To Add Division 6, Sections 2-320 through 2-327 Arts Commission

Williamson moved, Smith supported, CARRIED, to Approve 2nd Reading & Adoption Ordinance # 2020-01, An Ordinance to Amend Chapter 2, Article IV, To Add Division 6, Sections 2-320 through 2-327 Arts Commission as presented. (6-0, rcv)

B. Discussion/Approval to Adopt the FY 2020 City of Albion Fee Schedule as presented and or Modified and Authorize Administration to Implement the Fee Schedule as Adopted

Comments were received from Council Members Smith, Williamson and Spicer; City Attorney Harkness; Mayor Atchison and City Manager McClary.

Smith moved, Spicer supported, CARRIED, to **TABLE** the Adoption of the FY 2020 City of Albion Fee Schedule as presented and or Modified and Authorize Administration to Implement the Fee Schedule as Adopted. (6-0, vv)

C. To Approve the Community Recycling Center Agreement Extension and Modification between the County of Calhoun and the City of Albion for the period of January 1, 2020, through June 30, 2020, Under the Same Terms and Conditions and at the Same Rates and Authorize the Mayor and City Clerk to Execute the Agreement on Behalf of the City

Williamson moved, Smith supported, CARRIED, to Approve the Community Recycling Center Agreement Extension and Modification between the

County of Calhoun and the City of Albion for the period of January 1, 2020, through June 30, 2020, Under the Same Terms and Conditions and at the Same Rates and Authorize the Mayor and City Clerk to Execute the Agreement on Behalf of the City as presented. (6-0, rcv)

- D. To authorize the City Manager to enter into negotiations with Granger Waste Services of Lansing, Michigan, on the terms, conditions, and prices for modification and extension of the city's current rubbish collection contract with Granger, to include the following minimum additional options: (1) alternate pricing for curbside recycling collection services, together with an opt-out provision for individual customers if possible as long as such an option does not adversely impact the pricing for other customers; (2) alternate pricing for a five-year contract extension versus a three-year contract; and (3) alternate pricing for smaller rubbish carts at reduced pricing if possible as long as such an option does not adversely impact the pricing for other customers. The City Manager shall submit the proposed contract extension to the city council, together with his recommendations, for consideration for award of a contract not later than March 16, 2020.

Spicer moved, Reid supported, CARRIED, To authorize the City Manager to enter into negotiations with Granger Waste Services of Lansing, Michigan, on the terms, conditions, and prices for modification and extension of the city's current rubbish collection contract with Granger, to include the following minimum additional options: (1) alternate pricing for curbside recycling collection services, together with an opt-out provision for individual customers if possible as long as such an option does not adversely impact the pricing for other customers; (2) alternate pricing for a five-year contract extension versus a three-year contract; and (3) alternate pricing for smaller rubbish carts at reduced pricing if possible as long as such an option does not adversely impact the pricing for other customers. The City Manager shall submit the proposed contract extension to the city council, together with his recommendations, for consideration for award of a contract not later than March 16, 2020 as presented. (6-0, rcv)

- E. To Approve the Purchase of the Axiom Forensic Software Program, Cloud Storage, and Annual Pass Training from Magnet Forensics of Herndon, Virginia, in the Amount of \$12,120.00 to Permit the Department of Public Safety to Perform Forensic Analysis of Cell Phone, Computer, and Social Media Data in Accordance with Search Warrant Processes, with said Costs to be Fully Reimbursed by the US Internal Revenue Service

Smith moved, Reid supported, CARRIED, to Approve the Purchase of the Axiom Forensic Software Program, Cloud Storage, and Annual Pass Training from Magnet Forensics of Herndon, Virginia, in the Amount of \$12,120.00 to Permit the Department of Public Safety to Perform Forensic

Analysis of Cell Phone, Computer, and Social Media Data in Accordance with Search Warrant Processes, with said Costs to be Fully Reimbursed by the US Internal Revenue Service as presented. (6-0, rcv)

F. Request Approval \$15,000 Supplemental Funding for Holland Park Pavilion

Williamson moved, Spicer supported, CARRIED, to Approve \$15,000 Supplemental Funding for Holland Park Pavilion as presented. (6-0, rcv)

G. Request Approval of City Manager 360-Degree Performance Review Parameters and Process

Comments were received from Council Member Williamson; Mayor Atchison and City Manager McClary.

Williamson moved, Lawler supported, CARRIED, to **TABLE** Approval of City Manager 360-Degree Performance Review Parameters and Process as presented. (6-0, vv)

H. Discussion Juneteenth Celebration Planning

Reid moved, Spicer supported, CARRIED, to **TABLE** the Juneteenth Celebration Planning until the next meeting. (6-0, vv)

I. Request Approval to Direct the City of Albion Recreation Commission to Prepare a Recommended Update to the *Parks and Recreation Master Plan*

Comments were received from Council Members Spicer, Reid and Williamson; City Attorney Harkness and Mayor Atchison.

Williamson moved, Spicer supported, CARRIED, To **TABLE** Approving Directing the City of Albion Recreation Commission to Prepare a Recommended Update to the *Parks and Recreation Master Plan* as presented. (6-0, vv)

XII. FUTURE AGENDA ITEMS

The following items were requested for the next agenda:

City Attorney Harkness asked for Ordinance # 2020-02, Updating Sidewalk Cafes

XIII. PUBLIC COMMENTS (Persons addressing the City Council shall limit their comments to no more than three (3) minutes. Proper decorum is required.)

Comments were received from Staci Stuart, 205 W. Oak St.; Jim Stuart, 205 W. Oak St; Juanita Solis-Kidder, 1211 Edwards St; Harry Bonner Sr, 104 Sycamore Ct; Gary Tompkins, Calhoun County Commissioner and Marquette Frost, 520 W. Cass St.

XIV. CITY MANAGER REPORT

City Manager McClary included a written report in the Council packets detailing the following:

- North Clark Street MTEDF Category A Grant
- Kalamazoo River Improvement Funding
- Meeting with Marshall Public Schools Superintendent
- Meeting with Sheridan Township Supervisor
- iCompass Legislative Management System
- Food Hub Distribution
- Rental Certification and inspection Program Study Session
- Albion College MLK Jr. Convocation and Reception
- Precinct 1 Town Hall Meeting
- Staffing
- City Manager Extended Office Hours
- Upcoming Agenda Items

XV. MAYOR AND COUNCIL MEMBER'S COMMENTS

Comments were received from Council Members Reid, Smith, Lawler, Spicer and Williamson and Mayor Atchison.

XVI. EXCUSE ABSENT COUNCIL MEMBER (S)

Williamson moved, Lawler supported, CARRIED, To Excuse Council Member Vicky Clark (1). (6-0, vv)

XVII. ROLL CALL

PRESENT: Lenn Reid (2); Al Smith (3); Marcola Lawler (4); Jeanette Spicer (5); Shane Williamson (6) and Mayor Atchison.

ABSENT: Vicky Clark (1)

XVIII. ADJOURNMENT

Smith moved, Spicer supported, CARRIED, to adjourn the regular session. (6-0, vv)

Mayor Atchison adjourned the Regular Session at 9:00 p.m.

Date

Jill Domingo
City Clerk