



# CITY OF ALBION CITY COUNCIL MEETING AGENDA

Meetings: First and Third Mondays – 7:00 p.m.

City Council Chambers ♦ Second Floor ♦ 112 West Cass Street ♦ Albion, MI 49224

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COUNCIL-MANAGER  
GOVERNMENT

Council members and  
other officials normally in  
attendance.

**Joseph V. Domingo**  
Mayor

**Maurice Barnes, Jr.**  
Council Member  
1<sup>st</sup> Precinct

**Lenn Reid**  
Council Member  
2<sup>nd</sup> Precinct

**Garrett Brown**  
Council Member  
3<sup>rd</sup> Precinct

**Rebecca Decker**  
Council Member  
4<sup>th</sup> Precinct

**Cheryl Krause**  
Council Member  
5<sup>th</sup> Precinct

**Andrew French**  
Mayor Pro Tem  
Council Member  
6<sup>th</sup> Precinct

**Sheryl L. Mitchell**  
City Manager

**The Harkness Law Firm**  
Atty Cullen Harkness

**Jill Domingo**  
City Clerk

NOTICE FOR PERSONS WITH  
HEARING IMPAIRMENTS  
WHO REQUIRE THE USE OF A  
PORTABLE LISTENING DEVICE

Please contact the City  
Clerk's office at  
517.629.5535 and a listening  
device will be provided  
upon notification. If you  
require a signer, please  
notify City Hall at least five  
(5) days prior to the posted  
meeting time.

## AGENDA

### COUNCIL MEETING

**Monday, May 16, 2016**

**7:00 P.M.**

#### **PLEASE TURN OFF CELL PHONES DURING MEETING**

- I. CALL TO ORDER
- II. MOMENT OF SILENCE TO BE OBSERVED
- III. PLEDGE OF ALLEGIANCE
- IV. ROLL CALL
- V. MAYOR AND COUNCIL MEMBER'S COMMENTS
- VI. PRESENTATIONS
  - A. EDC Update-Peggy Sindt
  - B. Big Read Update-Jess Roberts
  - C. Richard Lindsey-Oaklawn Dialysis Center
- VII. CITIZEN'S COMMENTS (Persons addressing the City Council shall limit their comments to **agenda items only** and to no more than five (5) minutes. Proper decorum is required.)
- VIII. CONSENT CALENDAR (VV)  
(Items on Consent Calendar are voted on as one unit)
  - A. Approval Regular Session Minutes – May 2, 2016
- IX. ITEMS FOR INDIVIDUAL DISCUSSION
  - A. Discussion/Approval 2016 Street Projects (RCV)
  - B. Request for Approval for Albion Fireworks Committee to use Barnes Park and Riverside Cemetery for the Albion Fireworks Viewing on July 3, 2016 (RCV)
  - C. Request Approval Memorandum of Understanding with Brownfield Redevelopment Authority to Operate a Dog Park on Property owned by Brownfield



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- D. Discussion-Juneteenth Celebration at Holland Park
- E. Discussion/Approval Use of City Logo by the AmeriCorps/Vista Program
- F. Discussion/Approval to Obtain Cost of Public Safety Services from Calhoun County Sheriff's Office for Informational Purposes Only (RCV)
- G. Request Approval of Waiver For First Right of Refusal on Calhoun County Foreclosed Properties (RCV)
- H. City Manager Report
- I. Future Agenda Items
- J. Motion to Excuse Absent Council Member(s)
- X. CITIZENS COMMENTS (Persons addressing the City Council shall limit their comments to no more than five (5) minutes. Proper decorum is required.)
- XI. ADJOURN

City of Albion  
City Council Meeting  
May 2, 2016

I. Call To Order

Mayor Domingo opened the regular session at 7:00 p.m.

II. Moment of Silence To Be Observed

III. Pledge of Allegiance

IV. Roll Call

Maurice Barnes, Lenn Reid, Garrett Brown, Rebecca Decker, Cheryl Krause, Andrew French, Joe Domingo

Staff Present: Sheryl Mitchell, City Manager; Cullen Harkness, City Attorney; Sandee MacGeorge, Recording Secretary; Chief Scott Kipp, Public Safety

V. Mayor & Council Member's Comments

Comments were received by Council Members Barnes, Krause, French and Mayor Domingo.

VI. Presentations

A. Proclamation – National Day of Prayer

Pastor Amos was present to receive the National Day of Prayer proclamation from Mayor Domingo.

B. Proclamation – Municipal Clerk's Week

Mayor Domingo read a proclamation for Municipal Clerk's Week.

C. Assessing Update – Julie Cain-Derouin

Ms. Cain-Derouin noted that Albion falls in with the rest of the county for taxable values. The City's values are going down, with Personal Property taxes showing a 27% decrease. Albion is not on the upswing yet.

Ms. Cain-Derouin thanked the City Manager for having her offices painted and new carpet installed.

D. Albion-Marshall Connector – Josh de St. Aubin

Mr. de St. Aubin manages Dial-A-Ride Marshall and the Albion-Marshall Connector. The Albion-Marshall Connector operates M-F from 7:30 a.m. – 4:30 p.m. He reported that 92% of the riders are starting their trip in Albion, going to Marshall. Twenty-two percent of riders are going to Marshall to shop, with 20% using it for hospital services, 17% education and 10% medical. Mr. de St. Aubin noted that if they don't receive the needed funding by July 1, 2016, they will be closing the Albion-Marshall Connector service down in August.

Comments were received by Council Members Decker, Brown and Barnes.

VII. Citizen's Comments – None

- Council Member French noted there was a typo on the agenda; IX. H. "Authoring" should be "Authorizing".

VIII. Consent Calendar

A. Approval Regular Session Minutes – April 18, 2016

French moved, Brown supported, CARRIED, to approve the Consent Calendar as drafted. (7-0 vv)

IX. Items for Individual Discussion

A. Request for Approval Community Visioning and Citizen Engagement Plan

Mariah Phelps, Albion College Intern working with the Albion EDC, spoke on the Community Vision and Citizen Engagement Plan. At the end of the process, there will be a vision for the City of Albion which is a product of citizen engagement, city leadership, partnerships and regional perspective. Comments were received by City Manager Mitchell.

French moved, Decker supported, CARRIED, to approve the Community Vision and Citizen Engagement Plan. (7-0 rcv)

B. Request for Approval Resolution #2016-27, Sidewalk Exemptions

The City would like to proceed with a public notice and public hearing to hear new appeals for exemptions to the 2016 special sidewalk assessment for those properties without sidewalks and for which sidewalks are not scheduled for installation this year. A property owner, party of interest or agent may appear in person at the public hearing to seek exemption to the special

assessment or may file their appearance by letter, if received before the date of the public hearing.

Comments were received by Council Members, Brown, Barnes, French, City Attorney Harkness and City Manager Mitchell.

Brown moved, French supported, CARRIED, to amend Resolution #2016-27, by removing sentence #5, "The property owners benefited from the increase in value of individual properties in the city and relieving them of the individual burden of repair and replacement to the sidewalks that abut their property." (7-0 rcv)

Brown moved, French supported, CARRIED, to approve Resolution #2016-27, A Resolution to Establish Exemptions for Annual Sidewalk Assessments, as amended. (7-0 rcv)

#### C. Request for Approval of Settlement Agreement and Release

Comments were received by City Attorney Harkness.

French move, Krause supported, CARRIED, to approve the settlement agreement and release. (6-1 rcv. Domingo dissenting)

#### D. Request for Approval Settlement Agreement

Comments were received by City Attorney Harkness.

French moved, Decker supported, CARRIED, to approve the settlement agreement. (6-1 rcv. Domingo dissenting)

#### E. Request for Approval Resolution #2016-28, A Resolution to Establish Summer Internship Position in the Office of the City Manager

The City has embarked upon a number of new initiatives that require additional staff support for projects such as the Redevelopment Ready Community and Comprehensive Plan for the summer. The City Manager is recommending the appropriation of \$5,000 for the creation of a paid summer internship position to help the City implement these initiatives. It was suggested that because this position is related to development, the cost could be split between the City and EDC.

Comments were received by City Manager Mitchell, Council Members French, Decker, Barnes, Brown and Mayor Domingo.

French moved, Krause supported, CARRIED, authorizing the creation of a new summer intern position appointed by and working in the office of the City

Manager and authorizing an appropriation of \$5,000.00. (6-1 rcv. Domingo dissenting)

F. Request for Approval of Resolution #2016-29, a Policy for Purchase of Obsolete Property to City Employees

To ensure the protection of the City's assets and to provide for the fair and proper disposal of obsolete, surplus and salvage property, a policy is proposed for adoption. Procedures on how to dispose of property of no value, property of nominal value, property of limited value and property of substantial value are outlined in this policy. For all such property, the department head will notify the City Manager, who will first attempt to find a use for the property in another department. The City Manager shall report dispositions to the Council at least annually.

Comments were received from City Manager Mitchell, City Attorney Harkness and Mayor Domingo. It was suggested that all prices have decimal points added to the amounts.

Barnes moved, French supported, CARRIED, to approve Resolution #2016-29, Policy for Purchase of Obsolete Property to City Employees. (7-0 rcv)

G. Request for Approval Resolution #2016-30, A Resolution to Authorize Writing Off Utility Bills and Abatement Charges on County Foreclosed Properties

The Calhoun County Treasurer has notified the City of 36 parcels that were foreclosed on this year. Outstanding utility bills and abatements are not able to be collected on foreclosed properties according to the General Property Tax Act, Public Act 206 of 1893, as amended.

French moved, Krause supported, CARRIED, to authorize the City of Albion to write off \$12,918.37 in utility bills and abatements on the 36 properties foreclosed by Calhoun County. (7-0 rcv)

H. Request for Approval of Resolution #2016-31, A Resolution Authorizing Memorandum of Understanding with the Calhoun County Land Bank Authority

In April 2009 the City and Calhoun County Land Bank Authority entered into an agreement for the use of the old Harvard Transportation garage at 923 Austin Avenue to house fire vehicles. The City agreed to make repairs with the understanding that CCLBA would reimburse costs up to \$7,500. The City has incurred costs of approximately \$7,000. This building has recently been sold.

The CCLBA also sold a parcel, 200 S Superior St, to become part of the hotel project. Under the Tax Reverted Clean Title Act, they are entitled to 50% of the eligible tax reverted property for the next 5 years.

This Memorandum of Understanding stipulates that the CCLBA waives its entitlement to 5-year 50% tax revenue and consents to the parcel being combined with the surrounding parcels. The City agrees to waive the reimbursement from the garage agreement.

Comments were received by the City Manager Mitchell.

Barnes moved, Brown supported, CARRIED, to approve Resolution #2016-31, Authorizing the Memorandum of Understanding with the CCLBA and authorized the City Manager to sign on behalf of the City of Albion. (6-1 rcv. Domingo dissenting)

I. Discussion/Update on Progress of Abatements/Timeline for 600 Block of Austin Avenue

This item was tabled and will be put on the next agenda for discussion.

J. City Manager Report

City Manager Mitchell reported:

- Upgrades have been made to the Assessing Office.
- Railroad Crossing Work continues. Chestnut to Brownswood and Hannah at Eric will be closed May 9 – May 21.
- The Annexation Election is Tuesday, May 3<sup>rd</sup>. Precincts are open from 7 a.m. – 8 p.m.
- Team Plastics Ribbon cutting is May 3<sup>rd</sup> at 11 a.m.
- Albion and Calhoun County received a Recycling Award and a grant for \$500 to offset the costs of the recycling electronics in the special collection later this year.
- The Hotel Ground Breaking is May 12<sup>th</sup> at 10:30 a.m.
- The Citizens Forum is May 12<sup>th</sup> from 6-7 p.m. at Washington Gardner School.
- The DDA is hosting a Business Roundtable on June 9<sup>th</sup> at 6 p.m. at the Albion District Library.
- The Albion Farmer's Market opens on May 7<sup>th</sup> at Stoffer Plaza.
- The French Market will be held on May 14<sup>th</sup> from 11 a.m. – 3 p.m.

K. Future Agenda Items

1. Set a study session regarding the Albion-Marshall Connector and possible millage.

2. Discussion – Albion Trust renewal or redraft
3. Discussion – Juneteenth Celebration at Holland Park

L. Motion to Excuse Absent Council Member(s)

All Council Members were present.

X. Citizen's Comments

Comments were received by Vivian Davis, 901 Huntington Blvd; Ruby Coates, 309 Booth Dr; Sheriff Matt Saxton, 9647 Belleview Rd, Penfield; Sonya Brown, 713 Orchard Dr; Mike Bearman, 11016 29 Mile Rd; Jay Loomis, 408 W Ash St.

XI. Adjournment

French moved, Brown supported, CARRIED, to adjourn regular session. (7-0 vv)

Mayor Domingo adjourned the meeting at 9:09 p.m.

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Date

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Sandee MacGeorge  
Recording Secretary

Sheryl Mitchell, City Manager

RE: 2016 Street Project Summation

Date: 05/11/16

Sheryl,

I have put together a summation of the local street projects from 2003 to 2015. During that period there were ten active years of project(s) and three years where there was no activity. The following is a summary of the monies spent within each Precinct.

Precinct #1 \$1,055,300.00

Precinct #2 \$1,516,183.00

Precinct #3 \$922,350.00

Precinct #4 \$850,333.00

Precinct #5 \$704,100.00

Precinct #6 \$737,443.00

Given the horrendous condition of, as well as consideration to the fairness of monies spent within each Precinct I am recommending that the 1000 block of Fitch St. be considered for this year's Local Street Project. Along with that, Sheridan Court also has some significant surface problems that I feel that could be addressed at the same time as it is a relatively small area that connects to Fitch St.

I have had conversation with Mickey Bittner of Wightman and Associates who feels that the total project should come in around \$220,000.00 or so, obviously taking into consideration the bidding process.

In a review of the current and projected 2017 budget, both Finance Director Mead and I believe the Fitch St. project is doable and it is my recommendation that we move forward with it for bid letting as soon as possible.

Respectfully Submitted,

Jim Lenardson, Director of Public Services

## City of Albion Street Project Summary- May 2016

### 2003-2015

The following is a summary of the street repair/replacement from 2003 to 2015 by Precinct. (Note: This summary includes all funding, State and Federal Grant's and Albion College contributions).

#### Precinct #1

N. Clinton St. – Austin Ave. to North St. \$373,300.00, 2003

N. Superior St.-Austin Ave. to North St. \$218,700.00, 2005

Kennedy St. and Second St. \$265,100.00, 2007

Arthur St. \$22,400.00, 2010

Cooper St., Cooper Crt. Young St. \$134,600.00, 2011

Mallory St.-Austin Ave. to Broadwell St. \$41,200.00

**Total- \$1,055,300.00**

#### Precinct #2

E. Erie St.-Superior St. to Mingo St. \$124,433.00, 2003

Eaton St -Austin Ave. to Erie St. \$414,100.00, 2005

N. Clinton St.-Michigan Ave. to Austin Ave. \$519,900.00, 2008

N. Dalrymple-Michigan to Washington, \$43,500.00, 2013

Washington St.-Dalrymple to Eaton St. \$71,500.00, 2013

W. Erie St.-Finley to Albion St. \$342,750.00, 2015

**Total- \$1,516,183.00**

#### Precinct #3

Eaton St.-Superior St. to Mingo St. \$146,600.00, 2005

Woodlawn, Cresent and Manor Dr. \$348,200.00, 2010

Church St.-Irwin Ave. to Luther Blvd., \$34,800.00, 2013

W. Erie St.-Finley Dr. to S. Albion St. \$342,750.00, 2015

**Total-\$922,350.00**

Precinct #4

E. Erie St.-Superior St. to Mingo St. \$124,433.00, 2003  
Park St.-Cass St. to Michigan Ave.-\$103,700.00, 2007  
N. Berrien St.-Michigan Ave. to Pine St. \$337,200.00, 2011  
E. Cass St.-Ingham to Hannah St. 106,300.00, 2011  
E. Mulberry St.-Berrien St. to Huron St. \$16,600.00, 2011  
Hannah St.-Erie St. to Cass St. \$104,500.00, 2014  
Ingham St. \$18,400.00, 2014  
Perry St. \$15,000.00, 2014  
N. Huron St. \$24,200.00, 2014

**Total- \$850,333.00**

Precinct #5

N. Clark St.-Michigan Ave. to North St. \$419,900.00, 2008  
Jackson St. Perry St. and Mingo St. (East) \$89,200.00, 2010  
Watson St.-N. Eaton St. to Maple St. \$195,000.00, 2011

**Total- \$704,100.00**

Precinct #6

E. Erie St.-Superior St. to Mingo St. \$124,433.00, 2003  
S. Ionia St.-Erie St. to River St. \$261,500.00, 2006  
S. Hannah St.-Erie St. to Cass St. \$104,500.00, 2014  
Mingo St. \$63,500.00, 2014  
Darrow St.-Wilson St. to Erie St. \$61,700.00, 2014  
Brockway St.-Wilson St. to Erie St. \$61,170.00, 2014  
Wilson Dr.-Elizabeth St. to Hannah St. \$61,170.00, 2014

**Total- \$737,443.00**

**Summary by Year-**

2003- \$746,600.00

2004-

2005- \$779,400.00

2006- \$261,500.00

2007- \$368,800.00

2008- \$939,800.00

2009-

2010- \$509,800.00

2011- \$830,900.00

2012-

2013- \$149,800.00

2014- \$523,610.00

2015- \$685,500.00

**Total- \$5,785,709.00      10 year Average- \$578,571.00**

**Permit for Fireworks Other Than Consumer or Low Impact**  
 Michigan Department of Licensing & Regulatory Affairs  
 Bureau of Fire Services  
 P.O. Box 30700  
 Lansing, MI 48909  
 (517) 241-8847

Authority	2011 PA 256	The Department of Licensing & Regulatory Affairs will not discriminate against any individual or group because of race, sex, religion, age, national origin, color, marital status, disability, or political beliefs. If you need assistance with reading, writing, hearing, etc., under the Americans with Disabilities Act, you may make your needs known to this agency/
Compliance	Required	
Penalty	Permit will not be issued.	

*This permit is not transferable. Possession of this permit authorizes the herein named person to possess, transport and display fireworks in the amounts, for the purpose of and at the place listed below only.*

<b>Public Display</b>		
ISSUED TO <b>Night Magic Displays // Robert Schmidt</b>	AGE (18 or over) <b>66</b>	
ADDRESS <b>948 Chickasaw Dr. Mason, MI 48854</b>		
NAME OF ORGANIZATION, GROUP, FIRM OR CORPORATION <b>Albion Fireworks Committee</b>		
ADDRESS <b>P.O. Box 223, Albion, MI 49224</b>		
NUMBER AND TYPES OF FIREWORKS		
<b>302</b>	<b>3" Aerial Shells</b>	
<b>83</b>	<b>4" Aerial Shells</b>	
<b>53</b>	<b>5" Aerial Shells</b>	
<b>22</b>	<b>6" Aerial Shells</b>	
<b>2</b>	<b>8" Aerial Shells</b>	
EXACT LOCATION OF DISPLAY OR USE <b>5 Coventry Lane</b>		
CITY, VILLAGE, TOWNSHIP <b>Albion, MI 49224</b>	DATE <b>July 3, 2016</b>	TIME <b>approximately 10:20 PM</b>
BOND OR INSURANCE FILED <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No		AMOUNT <b>\$10,000,000.00</b>

Issued by action of the Legislative Body of a

city     village     township of \_\_\_\_\_ on the \_\_\_\_\_ day of \_\_\_\_\_ 20\_\_\_\_.

\_\_\_\_\_  
 (Signature and Title of Legislative Body Representative)

\*FORM IS VALID FOR YEAR SHOWN ONLY\*

# 2016 Application for Fireworks Other Than Consumer or Low Impact

FOR USE BY LEGISLATIVE BODY OF CITY, VILLAGE OR TOWNSHIP BOARD ONLY

DATE PERMIT EXPIRES

7/4/16

Authority: 2011 PA 258

The LEGISLATIVE BODY OF CITY, VILLAGE OR TOWNSHIP BOARD will not discriminate against any individual or group because of race, sex, religion, age, national origin, color, marital status, disability, or political beliefs. If you need assistance with reading, writing, hearing, etc., under the Americans with Disabilities Act, you may make your needs known to this Legislative Body of City, Village or Township Board.

**TYPE OF PERMIT(S) (Select all applicable boxes)**

- Agricultural or Wildlife Fireworks       Articles Pyrotechnic       Display Fireworks  
 Public Display       Private Display  
 Special Effects Manufactured for Outdoor Pest Control or Agricultural Purposes

NAME OF APPLICANT <b>Albion Fireworks Committee</b>		ADDRESS OF APPLICANT <b>P.O. Box 223, Albion, MI 49224</b>	AGE OF APPLICANT 18 YEARS OR OLDER <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO
NAME OF PERSON OR RESIDENT AGENT REPRESENTING CORPORATION, LLC, DBA OR OTHER <b>John Shedd, Chairperson</b>		ADDRESS PERSON OR RESIDENT AGENT REPRESENTING CORPORATION, LLC, DBA OR OTHER <b>same</b>	
IF A NON-RESIDENT APPLICANT (LIST NAME OF MICHIGAN ATTORNEY ATTORNEY OR MICHIGAN RESIDENT AGENT)		ADDRESS (MICHIGAN ATTORNEY OR MICHIGAN RESIDENT AGENT)	TELEPHONE NUMBER
NAME OF PYROTECHNIC OPERATOR <b>Night Magic Displays // Robert Schmidt</b>		ADDRESS OF PYROTECHNIC OPERATOR <b>948 Chickasaw Dr. Mason, MI 48854</b>	AGE OF PYROTECHNIC OPERATOR 18 YEARS OR OLDER <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO <b>66</b>
NO. YEARS EXPERIENCE <b>20</b>	NO. DISPLAYS <b>Over 50 shows</b>	WHERE <b>Albion, Delta Twp., Meridian Twp., Eaton Rapids, Olivet, others</b>	
NAME OF ASSISTANT <b>David Ferguson</b>		ADDRESS OF ASSISTANT <b>817 9th St. NW, Grand Rapids, MI 49546</b>	AGE OF ASSISTANT 18 YEARS OR OLDER <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO <b>62</b>
NAME OF OTHER ASSISTANT <b>Timothy Ferguson</b>		ADDRESS OF OTHER ASSISTANT <b>817 9th St. NW, Grand Rapids, MI 49546</b>	AGE OF OTHER ASSISTANT 18 YEARS OR OLDER <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO <b>28</b>
EXACT LOCATION OF PROPOSED DISPLAY <b>5 Coventry Lane Albion, MI 49224</b>			
DATE OF PROPOSED DISPLAY <b>Sunday, July 03, 2016</b>	RAIN DATE <b>TBD</b>	TIME OF PROPOSED DISPLAY <b>approximately 10:20 PM</b>	
MANNER AND PLACE OF STORAGE, SUBJECT TO APPROVAL OF LOCAL FIRE AUTHORITIES, IN ACCORDANCE WITH NFPA 1123,1124, & 1126 AND OTHER STATE OR FEDERAL REGULATIONS. PROVIDE PROOF OF PROPER LICENSING OR PERMITTING BY STATE OR FEDERAL GOVERNMENT <b>Delivered to site day of show</b>			
AMOUNT OF BOND OR INSURANCE (TO BE SET BY LOCAL GOV.) <b>\$10,000,000.00</b>		NAME OF BONDING CORPORATION OR INSURANCE COMPANY <b>ARTHUR J. GALLAGHER RISK MANAGEMENT SERVICES INC.</b>	
ADDRESS OF BONDING CORPORATION OR INSURANCE COMPANY <b>777 108th Ave. NE, #200 Bellevue, WA 98004</b>			
NUMBER OF FIREWORKS	KIND OF FIREWORKS TO BE DISPLAYED (Please provide additional pages as needed)		
<b>302</b>	<b>3" Aerial Shells</b>		
<b>83</b>	<b>4" Aerial Shells</b>		
<b>53</b>	<b>5" Aerial Shells</b>		
<b>22</b>	<b>6" Aerial Shells</b>		
<b>2</b>	<b>8" Aerial Shells</b>		
SIGNATURE OF APPLICANT 		DATE <b>April 6, 2016</b>	

Other Night Magic Personnel may act as operators and assistants throughout the season  
 Night Magic Displays  
 3999 E. Hupp Rd. Building R-3-1  
 LaPorte, IN 46350

COMMENTS

## Instructions for Application for Fireworks Other Than Consumer or Low Impact

Applications shall be submitted to the legislative body of a city, village or township board. A permit may be issued as a result of official action by the legislative body. A permit shall be valid only for use within the limits of the jurisdiction of the legislative body of a city, village or township board.

1. Type of Permit – check all boxes that may apply to the type of permit needed. You may select several permit types depending on your fireworks display. You may check with your legislative body of a city, village or township board for assistance when making your selection. Please review the following definitions to determine which type of permit to select:
  - Agricultural or Wildlife Fireworks – devices distributed to farmers, ranchers, and growers through a wildlife management program administered by the US Department of Interior or Michigan DNR.
  - Articles Pyrotechnic – 1.4G fireworks for professional use only that is classified as UN0431 or UN0432.
  - Display Fireworks – 1.3G fireworks for professional use only
  - Special Effects Manufactured for Outdoor Pest Control or Agricultural Purposes – devices with a combination of chemical elements or compounds capable of burning independently of the oxygen of the atmosphere and designed and intended to produce an audible, visual, mechanical or thermal effect for pest or animal control.
  - Public Display – a fireworks display that is open to all persons for viewing.
  - Private Display – a fireworks display that is not open to the general public for viewing.
2. Name of applicant – list the name of the applicant. The applicant may be a person representing an organization, group, firm or corporation, or self. If the applicant is also the operator, enter the same name in the operator's section.
3. Address of applicant – complete the address of the applicant; include the street address, city, state and zip code.
4. Name of person or resident agent representing corporation, LLC, DBA or other – list the name of the person or resident agent that represents the corporation, LLC, DBA or other.
5. Address of person or resident agent that represents the corporation, LLC, DBA or other – list the address of the person or resident agent representing the corporation, LLC, DBA or other.
6. Non-resident applicant – list the name of the non-resident applicant. A non-resident applicant shall appoint a Michigan attorney or Michigan resident agent in writing to be the applicant's legal representative upon whom all service of process in any action or proceeding may be served.
7. Name of pyrotechnic operator – list the name of the pyrotechnic operator. The pyrotechnic operator is the person in charge of the display. The legislative body of a city, village or township board shall rule on the competency and qualifications of the operator before granting a permit and may require an affidavit from the applicant as to the operator's experience, former pyrotechnic accidents, criminal record, sobriety, etc.
8. Address of pyrotechnic operator – list the address of the pyrotechnic operator; include the street address, city, state and zip code.
9. Age of the pyrotechnic operator – list the age of the pyrotechnic operator; the operator must be 18 years of age or older.
10. Name of assistant – list the name of the assistant to the pyrotechnic operator;
11. Address of assistant – list the address of the assistant; include the street address, city, state and zip code. If there is more than one assistant, please list additional assistants on a separate sheet and include the address and age of those additional assistants.
12. Age of assistant – list the age of the assistant to the pyrotechnic operator; the assistant must be 18 years or older.
13. Name of other assistant – list the name of other assistant to the pyrotechnic operator.
14. Age of other assistant – list the age of the assistant to the pyrotechnic operator; the assistant must be 18 years or older.
15. Exact location of proposed display – list the address of the exact location of the proposed fireworks display.
16. Date of proposed display – indicate the date of the proposed fireworks display; only one display date can be used per application.
17. Time of proposed display – indicate the time of the proposed fireworks display.
18. Manner and place of storage - indicate the manner and place of storage within the legislative body of a city, village or township board of fireworks that are ready for display, just prior to the display in the area of exhibition. The legislative body of a city, village or township board shall obtain approval from the local fire authorities of the manner and place of storage
19. Amount of bond or insurance - the issuing legislative body of a city, village or township board shall set the amount of and proof of bond or insurance for the protection of the public to satisfy claims for damages to property or personal injuries arising out of any act or omission on the part of the person, firm or corporation, or any agent or employee of the applicant. The applicant shall assure the bond or insurance required is provided.
20. Name of bonding corporation or insurance company – provide the name of the bonding corporation or insurance company for which the bond was issued through.
21. Address of bonding corporation or insurance company – list the address of the bonding corporation or insurance company; include the street address, city, state and zip code.
22. Number of fireworks and kind of fireworks to be displayed – indicate the total amount of fireworks proposed for the display or use and a description of the type of fireworks for display; such as 10 aerial bombs, 30 aerial rocket bursts, etc.
23. The application is valid for the calendar year in which the application was received and permit was issued.
24. Permit fees shall be established by the legislative body of a city, village or township board and shall be submitted to and retained by legislative body of a city, village or township board.
25. Permitting will be in compliance with the Michigan Fireworks Safety Act, PA 256 of 2011, MCL 28.466, Section 16.
26. Mail the application to the legislative body of a city, village or township board within the location jurisdiction of the display. DO NOT mail the application to the Bureau of Fire Services (BFS). If mailed to the BFS, it will be returned to the sender.

**MEMORANDUM OF UNDERSTANDING**

The City of Albion ("City"), located at 112 W. Cass St., Albion, MI 49224, and the Brownfield Redevelopment Authority ("Brownfield"), located at 309 N. Superior St., Albion, MI 49224, desire to enter into an agreement to allow the City to operate a dog park on property owned by Brownfield. In furtherance of that goal, the parties herein hereby enter into an agreement regarding the same with the following terms:

1. Brownfield owns two lots located at 500 N Berrien Street, Albion, MI 49224, more specifically described as parcel number 51-000-050-00;
2. Brownfield specifically grants the City the authority to operate a dog park on the property described herein;
3. In exchange for the authority to operate a dog park on the property owned by Brownfield, City shall maintain the property for the duration of this agreement. Maintenance shall be defined as mowing the grass on the property, unless otherwise agreed to in writing by the parties herein;
4. This Agreement shall be construed under the laws of the State of Michigan. Any and all claims, disputes, lawsuits, controversies, actions, or litigation arising out of this agreement shall be brought in either the 10<sup>th</sup> District Court or the 37<sup>th</sup> Circuit Court for Calhoun County, Michigan.
5. The term of this agreement shall be from April 18, 2016 through April 18, 2018. This agreement may be renewed upon mutual agreement of the parties herein.
6. This agreement may be terminated by either party with sixty (60) days written notice to other party.
7. Both parties herein agree that the use of the property described herein is for a public purpose and for the benefit of the public;

IN WITNESS WHEREOF, the parties have executed this memorandum of understanding as of the date below.

**Brownfield Redevelopment Authority**

**City of Albion**

Signed: \_\_\_\_\_  
Herman McCall

Signed: \_\_\_\_\_  
Sheryl Mitchell, City Manager

Date: \_\_\_\_\_

Date: \_\_\_\_\_



# Calhoun County Treasurer

*"Building A Better County Through Responsive Leadership"*

315 W. Green St.  
Marshall, MI 49068  
Office (269) 781-0807  
Fax (269) 781-0800

CHRISTINE SCHAUER  
Treasurer  
cschauer@calhouncountymi.gov

April 19, 2016

City of Albion, City Manager  
Attn: Sheryl L. Mitchell  
112 W Cass Street  
Albion, MI 49224

Dear Sheryl,

I am sending the enclosed list of parcels foreclosed this year in Calhoun County. Public Act 123, as amended, establishes the First Right of Refusal procedure for the purchase of foreclosed properties by state and local municipalities prior to auction. The law establishes the following order of preference for purchase:

1. The State of Michigan has the first right of refusal and it must pay the greater of the minimum bid or the market value of the property
2. The city, village, or township, in which the property is located, may purchase the property for the minimum bid provided that it will be used for a public purpose; or
3. The county may purchase the property for the minimum bid if the state and local units decline.

If your unit is interested in purchasing any of these properties, please submit your governing body resolution which indicates the intent/approval to purchase and the intended public purpose to Melinda Weaver by June 10, 2016 for review. Because the minimum bids have not been established yet, Melinda will provide a minimum bid when she receives your notification of interest. If you elect to purchase properties for the minimum bid, please send payment within thirty days of the confirmation of purchase for the minimum bid. Please note, if you purchase a property and transfer it in the future, all excess proceeds must be paid to the County Treasurer to replenish the delinquent tax property sales proceeds account.

If you are not interested in purchasing any of the properties, please let us know as soon as possible by returning the enclosed Waiver of First Right of Refusal form.

Please contact Ms. Weaver at 269-781-0775 or [mweaver@calhouncountymi.gov](mailto:mweaver@calhouncountymi.gov), if you have any questions or need additional information.

Sincerely,

Christine Schauer  
Calhoun County Treasurer

Enclosures



## 2016 Albion Foreclosed Properties

PARCEL

51-000-326-00

Property Address: 116 E MULBERRY ST ALBION MI

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51-000-342-00

Property Address: 117 W MULBERRY ST ALBION MI

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51-000-805-00

Property Address: 100 S SUPERIOR ST ALBION MI

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51-000-863-00

Property Address: 211 W CENTER ST ALBION MI

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51-001-180-00

Property Address: 201 S IONIA ST ALBION MI

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51-001-227-00

Property Address: 119 E ELM ST ALBION MI

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51-001-297-00

Property Address: 206 W WALNUT ST ALBION MI

## 2016 Albion Foreclosed Properties

51-001-312-00

Property Address: 112 W WALNUT ST ALBION MI

51-001-393-00

Property Address: 112 E WALNUT ST ALBION MI

51-001-394-00

Property Address: 114 E WALNUT ST ALBION MI

51-001-527-00

Property Address: 327 HAVEN RD ALBION MI

51-001-588-04

Property Address: 407 S DALRYMPLE ST ALBION MI

51-001-588-05

Property Address: 406 S ANN ST ALBION MI

51-001-855-00

Property Address: 407 N EATON ST ALBION MI

51-001-945-04

Property Address: 339 BEMER ST ALBION MI

## 2016 Albion Foreclosed Properties

---

51-005-820-01

Property Address: 324 W BROADWELL ST ALBION MI

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51-006-506-00

Property Address: 118 RIVER ST ALBION MI

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51-006-924-00

Property Address: 313 MECHANIC ST ALBION MI

---

51-006-926-00

Property Address: 317 MECHANIC ST ALBION MI

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51-008-236-00

Property Address: 901 BARNES ST ALBION MI

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51-009-736-00

Property Address: 809 PROSPECT ST ALBION MI

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51-010-514-00

Property Address: 906 N ALBION ST ALBION MI

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51-010-522-00

## 2016 Albion Foreclosed Properties

Property Address: 1010 N ALBION ST ALBION MI

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51-011-075-00

Property Address: 1002 BURR OAK ST ALBION MI

---

51-011-205-00

Property Address: 1023 HALL ST ALBION MI

---

51-011-257-00

Property Address: 607 E BROADWELL ST ALBION MI

---

51-012-016-00

Property Address: 204 AUSTIN AVE ALBION MI

---

51-012-029-02

Property Address: 926 N EATON ST ALBION MI

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51-012-034-00

Property Address: 915 N CLINTON ST ALBION MI

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51-012-952-00

Property Address: 405 W ERIE ST ALBION MI

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51-013-015-00

## 2016 Albion Foreclosed Properties

Property Address: 313 W CENTER ST ALBION MI

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51-013-674-00

Property Address: 109 N CLARK ST ALBION MI

---

51-015-100-00

Property Address: 222 S DALRYMPLE ST ALBION MI

---

51-016-017-00

Property Address: 1213 FITCH ST ALBION MI

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51-016-028-00

Property Address: 1200 FITCH ST ALBION MI

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51-016-034-00

Property Address: 1212 FITCH ST ALBION MI

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PARCEL COUNT: 36