

City of Albion
Council Session Minutes
August 20, 2018

I. CALL TO ORDER

Mayor Brown 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: Maurice Barnes (1), Lenn Reid (2), Sonya Brown (3), Marcola Lawler (4), Jeanette Spicer (5) and Mayor Brown.

ABSENT: Council Member Andrew French (6)

STAFF PRESENT:

Scott Kipp, Interim City Manager; Cullen Harkness, City Attorney; Jill Domingo, City Clerk; Jim Lenardson, Director of Public Services and John Tracy, Director of Planning, Building & Code Enforcement.

Mayor Brown asked for a motion to change the following items on the agenda:

1. Remove Presentation-Sinclair Designs & Engineering
2. Remove 2nd Reading and Adoption of Council Rules & Procedures
3. Add Announcement of City Manager Candidates

Spicer moved, Brown supported, CARRIED, To Make the Above Changes to the Agenda. (6-0, vv)

V. PRESENTATIONS

A. Proclamation for Corporal Patrick Hanlon Day

Mayor Brown read aloud the Proclamation for Corporal Patrick Hanlon Day and presented to America Legion members present at the meeting.

Comments were received from John Geyer.

VI. PUBLIC HEARINGS-None

VII. 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 Dave Atchison, 108 W. Erie St and Eric Tobin, 409 W. Ash St.

VIII. CONSENT CALENDAR (vv) (Items on Consent Calendar are voted on as one unit)

A. Approval Regular Session Minutes, August 6, 2018

B. Approval Special Session Minutes, August 13, 2018

Council Member Barnes asked to have the Approval of Regular Session Minutes, August 6, 2018 added to Items for Individual Discussion-Item F.

Council Member Barnes asked to have the Approval of Special Session Minutes, August 13, 2018 added to Items for Individual Discussion-Item G.

IX. ITEMS FOR INDIVIDUAL DISCUSSION

A. Announcement of City Manager Candidates

Mayor Brown read aloud the Press Release for City Manager Candidates identifying the following four candidates for final interviews:

- Megan J. Duffy – Director of Internal Auditing (former) – City of Savannah, GA
- Patrick T. Reagan – City Manager – City of Crystal Falls, MI
- LaTonya R. Rufus – Director of Planning and Development (former) – City of Harvey, Ill
- Jeffrey D. Watson – Community Services Manager – City of Federal Way, WA

- A Public Forum is scheduled for September 14, 2018 at 4:30 pm at the Ludington Center in downtown Albion, 101 N. Superior Street, Albion, MI 49224. The event is open to the public and citizens are encouraged to attend. Comment and questions cards will be available to the public, if they would like to provide feedback to City Council or suggested questions for the City to consider asking during the Public Forum.

- The following morning, at 8:00 am, City Council will have a Special Council meeting at the Albion City Hall, 112 W. Cass Street, Albion, MI

49224, to review feedback from the Public Forum and conduct formal interviews of the candidates.

- B. Request 2nd Reading & Adoption of Ordinance # 2018-07, An Ordinance to Provide a Process for the Sale of Surplus Real Property and to Create Section 1-27 of the Albion Code of Ordinances

Comments were received from City Attorney Harkness.

Spicer moved, Reid supported, CARRIED, To Approve 2nd Reading & Adoption of Ordinance # 2018-07, An Ordinance to Provide a Process for the Sale of Surplus Real Property and to Create Section 1-27 of the Albion Code of Ordinances as presented. (6-0, rcv)

- C. Request Approval for \$5,580.00 to Kennedy Industries for Emergency Pump

Comments were received from Council Member Barnes; Interim City Manager Kipp and Director of Public Services Lenardson.

Barnes moved, Brown supported, CARRIED, To Approve \$5,580.00 to Kennedy Industries for Emergency Pump as presented. (6-0, rcv)

- D. Request Approval for \$7,300.00 to Seven Brothers Painting for Add-On's for Painting the Water Tower

Comments were received from Council Member Barnes; Mayor Brown; Interim City Manager Kipp and Director of Public Services Lenardson.

Barnes moved, Brown supported, CARRIED, To Approve \$7,300.00 to Seven Brothers Painting for Add-On's for Painting the Water Tower as presented. (6-0, rcv)

- E. Discussion Ethics Ordinance

Mayor Brown would like to set a study session date to discuss the Ethics Ordinance. The suggested dates are Monday, August 27, 2018 or Thursday, August 30, 2018 at 6:30 p.m. He will follow up with Council Members to identify which date works best.

- F. Approval of Regular Session Minutes, August 6, 2018

Brown moved, Spicer supported, CARRIED, to Approve Regular Session Minutes, August 6, 2018 as presented. (6-0, vv)

- G. Approval of Special Session Minutes, August 13, 2018

Council Member Barnes stated he was present for roll call for the August 13, 2018 Special Meeting. He cited privilege which is an undebatable motion and left the meeting at 7:30 p.m. He stated that he should be excused as he was present at the start of the meeting and participating for an hour of the meeting. There is currently no definition for attendance in either the Charter or Council Rules & Procedures. He stated we needed clarity on attendance.

Mayor Brown stated that clarity was needed pertaining to the definition of attendance. If something is not included in the Council Rules & Procedures, the Council defers to Roberts Rules of Order. Privilege is generally used for Council Members that are ill and need to leave the meeting or may need to step out of the meeting. He stated one suggestion made by Attorney Smith is to have two rolls-one at the beginning of the meeting and one at the end. State statute sets Council salary's but does not include anything pertaining to attendance.

City Attorney Harkness stated there is nothing in the City Charter or State statute clarifying attendance. The Council needs to clarify attendance and what is considered absent through either the Council Rules & Procedures or the Ethics Ordinance.

Spicer moved, Brown supported, CARRIED, to Approve Special Session Minutes, August 13, 2018 as presented. (6-0, vv)

X. Future Agenda Items

The following items were requested for the next agenda:

Council Member Brown asked to have property at 409 W. Ash St

City Attorney Harkness asked for the City Attorney Evaluation

Council Member Spicer asked for update of out of date City Ordinances

Mayor Brown asked for Council Members to return City Attorney evaluations to him by Wednesday, August 29, 2018 to discuss in Closed Session at the September 4, 2018 City Council meeting.

City Attorney Harkness stated he has been working with Director of Planning, Building & Code Enforcement Tracy on the sign ordinance. He is willing to work with Council on any issues with specific ordinances.

XI. Motion to Excuse Absent Council Member (s)

Barnes moved, Lawler supported, CARRIED, to Excuse Absent Council Member Andrew French (6). (6-0, vv)

XII. 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 Dave Atchison, 108 W. Erie St; Elizabeth Craig, 802 Austin Avenue; LaVada Weeks, 917 Luther Dr and Eric Tobin, 409 W. Ash St.

XIII. CITY MANAGER REPORT-None

XIV. MAYOR AND COUNCIL MEMBER'S COMMENTS

Comments were received from Council Members Barnes, Lawler and Spicer; Mayor Brown; City Attorney Harkness and Interim City Manager Kipp.

XV. ADJOURNMENT

Brown moved, Spicer supported, CARRIED, to ADJOURN Regular Council Session. (6-0, vv).

Mayor Brown adjourned the Regular Session at 7:52 p.m.

Date

Jill Domingo
City Clerk