

City of Albion
Council Session Minutes
September 17, 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), Andrew French (6) and Mayor Brown.

ABSENT: All members were present.

STAFF PRESENT:

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

V. PRESENTATIONS

A. Certificate of Appreciation for Harry Longon Retirement

Mayor Brown read aloud the Certificate of Appreciation for Harry Longon Retirement and presented to Harry Longon.

Comments were received from Harry Longon and Mayor Brown.

B. 2018 Arbor Day Proclamation

Mayor Brown read aloud the 2018 Arbor Day Proclamation and proclaimed April 27, 2018 as Arbor Day in the City of Albion.

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 Al Smith, 1209 Adams St and Dave Atchison, 108 W. Erie St.

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

- A. Approval Regular Session Minutes, September 4, 2018

French moved, Lawler supported, CARRIED, to Approve Consent Calendar as presented. (7-0, vv)

- IX. ITEMS FOR INDIVIDUAL DISCUSSION

- A. Discussion/Approval of Conditional Offer of Employment for the City Manager Position

Council Member Lawler moved to Approve Conditional Offer of Employment to Patrick Reagan for the City Manager Position.

Comments were received from Council Members French, Lawler, Barnes, Reid, Brown and Spicer; Mayor Brown and City Attorney Harkness.

Council Member French moved to Call the Question.

French moved, Barnes supported, CARRIED, to Call the Question. (7-0, vv)

Lawler moved, French supported, **FAILED**, to Approve Conditional Offer of Employment to Patrick Reagan for the City Manager Position. (3-4, rcv) (Brown, Lawler, Spicer & Mayor Brown dissenting).

Council Member Brown moved to Approve Conditional Offer of Employment to LaTonya Rufus for the City Manager Position.

Comments were received from Council Members Brown and Barnes and Mayor Brown.

Council Member Brown asked for Point of Order for Council Member Barnes being off-topic to the motion on the table.

Council Member Barnes agreed to keep refrain from comments that were off-topic to the motion.

Council Member Brown again asked for Point of Order for Council Member Barnes being off-topic to the motion on the table and making disparaging remarks.

Mayor Brown ruled in favor of Council Member Brown and asked Council Member Barnes to remain on topic to the motion on the table of offering employment to LaTonya Rufus.

Council Member Barnes appealed the Mayor's ruling.

Council voted 4-3, rcv (Barnes, Reid, French dissenting) to uphold the Mayor's ruling.

Council Member Brown asked to restrict Council Member Barnes comments.

Council voted 4-3, rcv (Barnes, Reid, French dissenting) to restrict Council Member Barnes comments.

Brown moved, Spicer supported, CARRIED, To Approve Conditional Offer of Employment to LaTonya Rufus for the City Manager Position. (6-1, rcv) (Barnes dissenting).

B. Request Approval to Discuss City Attorney Legal Opinion

Comments were received from Council Members Barnes and Brown; Mayor Brown and City Attorney Harkness.

Brown moved, Spicer supported, CARRIED, To Approve Discussion of City Attorney Legal Opinion as presented. (7-0, rcv)

C. Request Approval Resolution # 2018-20, A Resolution Authorizing the Sale of Beer and Wine from 7:00 AM to 12:00 PM on Sundays

Comments were received from Council Member Brown, Interim City Manager Kipp and City Attorney Harkness.

French moved, Lawler supported, CARRIED, To Approve Resolution # 2018-20, A Resolution Authorizing the Sale of Beer and Wine from 7:00 AM to 12:00 PM on Sundays as presented. (6-1, rcv) (Reid dissenting).

D. Request Approval Resolution # 2018-21, To Approve the Initial Payment, Installment Purchase Agreement and Set Date for Annual Payment for Vactor Truck

Comments were received from Council Members Spicer and Brown and Director of Public Services Lenardson.

French moved, Lawler supported, CARRIED, to Approve Resolution # 2018-21, To Approve the Initial Payment, Installment Purchase Agreement and Set Date for Annual Payment for Vactor Truck as presented. (7-0, rcv)

E. Discussion/Approval City Attorney Contract

Comments were received from City Attorney Harkness and Mayor Brown.

French moved, Brown supported, CARRIED, to Approve City Attorney Contract as presented. (7-0, rcv)

F. Request Approval of Ash Street Parking Lot Project with an Additional \$ 28,656.50 Cost to the City

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

French moved, Barnes supported, CARRIED, to Approve Ash Street Parking Lot Project with an Additional Cost to the City as presented. (6-1, rcv) (Brown dissenting).

G. Discussion/Approval for Repair or Replacement of City Hall Boiler

Comments were received from Council Members French, Lawler and Spicer; Interim City Manager Kipp; Director of Public Services Lenardson and Finance Director Mead.

Barnes moved, Brown supported, to Approve Replacement Cost of City Hall Boiler System. (7-0, rcv)

X. Future Agenda Items

The following items were requested for the next agenda:

- Council Member Brown asked for discussion/approval for property adjacent to 409 W. Ash St.
- Council Member Barnes asked for an update on demolition of 608 Austin Avenue
- Council Member French asked for approval of amended Council Rules & Procedures
- City Attorney Harkness asked for discussion on ethics ordinance

- Mayor Brown asked for a resolution supporting Proposals # 2 & 3 for the November 6, 2018 General Election

***Council Member Reid announced the Employee Picnic will be held on Friday, September 28th, 2018 from noon to 3:00 pm at Victory Park*

XI. Motion to Excuse Absent Council Member (s)

No action was necessary as all members were present.

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 LaToya Johnson, 608 S. Dalrymple St; Mike Bearman, 11016 29 Mile Rd; Rob Reed, 414 Allen Place; Christina Estrada, 600 S. Dalrymple St.

Council Member Barnes asked for Point of Order that some public comments received pertained to complaints regarding Albion Housing which Council has no authority.

Mayor Brown overruled Council Member Barnes point of order stating this time was for public comment on any topic.

Council Member Barnes asked for a motion to appeal Mayor Brown's decision.

Barnes moved, no second, FAILED, to appeal Mayor Brown's decision on Council Member Barnes Point of Order.

Public Comments continued with comments received from Lonnie Brewer, 1200 Hillside Rd; Quiana Davis, 603 E. Broadwell; Cindy Stanczak, Albion District Library Manager; Eric Worley, President Greater Albion Chamber of Commerce & Visitors Bureau 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, Brown, Lawler and Spicer and Mayor Brown.

***Council Member Lawler asked to be excused. She left at 9:05 p.m.*

XV. ADJOURNMENT

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

Mayor Brown adjourned the Regular Session at 9:07 p.m.

Date

Jill Domingo
City Clerk