

**FRANKENMUTH CITY COUNCIL
REGULAR MEETING MINUTES
Wednesday, January 10, 2018
7:00 P.M.**

PRESENT: Ackerman, Cramer, Grossi, Reindel, Rupprecht, Schmitzer & Schoenow (@7:22 PM).

ABSENT: NONE.

The Mayor called the meeting to order at 7:00 P.M. and opened with the pledge of allegiance.

PUBLIC COMMENTS

There were no public comments.

APPROVAL OF AGENDA

The Mayor reviewed the agenda and rearranged the order to allow the Saginaw Future presentation earlier on the agenda.

Moved by Grossi, seconded by Schmitzer, to approve the agenda as reviewed by the Mayor.
Unanimously carried.

APPROVAL OF MINUTES

Moved by Grossi, seconded by Cramer, to approve the minutes from the work session meeting and the regular meeting held on Tuesday, December 5, 2017. Unanimously carried.

BOARDS & COMMISSIONS APPOINTMENTS

Board of Review

Moved by Cramer, seconded by Reindel, to appoint Steve Block as an alternate member to the Board of Review, term expiring June 30, 2021. Unanimously carried.

Downtown Development Authority Board

Moved by Schmitzer, seconded by Ackerman, to appoint Zak McClellan and Scott Zimmer to the Downtown Development Authority Board, terms expiring November 9, 2021. Unanimously carried.

Sister City Committee

Moved by Grossi, seconded by Schmitzer, to appoint Cheryl Beythan and Mark Schutte to the Sister City Committee, terms expiring on December 31, 2020. Unanimously carried.

M-83 Corridor Study Committee

City Manager Smith advised that at the request of the City Council, MDOT has funded a study for access management on M-83, between Tuscola Street and Townline Road to give options for access to M-83/Main Street as a result of the new development occurring south of Jefferson Street and potential redevelopment in future years. Many of the include property owners within the study area.

Moved by Ackerman, seconded by Grossi, to appoint the following persons to a special M-83 Corridor Study Committee: Wayne Bronner, Michael Zehnder, Leone Koester (and Paul Koester as her alternate), Randy Bierlein (representing Weiss Street property owners), Abby McClellan, Al Zehnder, Jim Howe, David Geiger, Carl Schoenow and Beth Bernthal. Unanimously carried.

RESOLUTION NO. 2018-01 - APPROVE AN ECONOMIC DEVELOPMENT AGREEMENT WITH SAGINAW FUTURE, INC.

Saginaw Future, Inc. President JoAnn Crary reviewed their annual renewal offer for economic development assistance to the City of Frankenmuth and highlighted 2017 activities.

Moved by Cramer, seconded by Schmitzer, to adopt Resolution No. 2018-01 approving \$6,125 for the 2018 economic development agreement with Saginaw Future, Inc. Unanimously carried. Reindel abstained.

Annual Reports

HISTORIC DISTRICT COMMISSION ANNUAL REPORT

Being he had another meeting to attend, Historic District Commission Chairperson Jon Webb submitted the annual report of the Commission.

Special Project Coordinator Andrew Kumar reviewed the Commission's Historic Preservation Guidelines Handbook that the Commission has worked on this past year. City Manager Smith provided some examples listed in the handbook.

Moved by Ackerman, seconded by Grossi, to accept the Historic District Commission annual report. Unanimously carried.

DOWNTOWN DEVELOPMENT AUTHORITY BOARD ANNUAL REPORT

In the absence of DDA Chair Wayne Bronner, DDA Director Stamiris reviewed the annual report of the Downtown Development Authority Board.

Schoenow entered the meeting.

Moved by Reindel, seconded by Ackerman, to accept the annual report of the Downtown Development Authority Board as presented and to thank the Board for their work. Unanimously carried.

MONTHLY REPORTS

Police Chief Mawer submitted his monthly department activities report for November. Fire Chief Kerns reviewed the fire department's December monthly report and Treasurer Deterding reviewed the December financial report. City Clerk Kerns reviewed the construction code activity for the month of December.

Moved by Reindel, seconded by Cramer, to accept the Police, Treasurer's and Construction Codes monthly reports as submitted. Unanimously carried.

Consent Agenda

RESOLUTION NOS. 2018-02 TO 2018-05 - APPROVE CONSENT AGENDA ITEMS

Moved by Schmitzer, seconded by Grossi, to adopt Resolution No. 2018-02 approving the Frankenmuth Jaycees Winterlaufe event on Saturday, February 3, 2018, contingent upon the event being coordinated with applicable City departments; to adopt Resolution No. 2018-03 approving dates for the 2018 Chamber of Commerce sidewalk sales request that coincides with major festivals and events; to adopt Resolution No. 2018-04 approving a noise control time limit exception for 18 festivals and events in 2018; and to adopt Resolution No. 2018-05 approving a request from the National Multiple Sclerosis Society ó Michigan Chapter to conduct a fundraising walk on Saturday, May 12, 2018. Unanimously carried.

Unfinished Business - None

New Business

RESOLUTION NO. 2018-06 - APPROVE A DEVELOPMENT AGREEMENT AND A LICENSE AGREEMENT WITH THE FRANKENMUTH JAYCEES FOR THE CONSTRUCTION OF A SPLASH PAD

City Manager Smith advised that as a result of a successful fundraising campaign, the Frankenmuth Jaycees are ready to execute agreements with the City of Frankenmuth for the construction of a splash pad to be called the Spritzen Platz in Memorial Park. She advised that the City is very pleased with the Jaycees progress.

Jaycees Spritzen Platz Chair Dan Hopp advised that \$765,000 has been raised thus far which will allow the Frankenmuth Jaycees to construct three of the four planned phases. The last phase is playground amenities costing up to \$200,000 and that fundraising will continue. He also introduced four members of his eleven person committee.

Hopp advised that the license agreement allows the Jaycees to construct the improvements similar to the way the Palmer Schau Platz was constructed. The development agreement focuses on the long term operation, maintenance, and coordination of the Spritzen Platz. The first part of the development agreement establishes a long term maintenance fund and the second part assists the City with the operational costs.

Moved by Cramer, seconded by Grossi, to adopt Resolution No. 2018-06 approving a development agreement and a license agreement with the Frankenmuth Jaycees for the Spritzen Platz improvements in Memorial Park. Unanimously carried.

RESOLUTION NO. 2018-07 - APPROVE BOARD OF REVIEW MEETING DATES

Moved by Ackerman, seconded by Schmitzer, to adopt Resolution No. 2018-07 establishing the 2018 Board of Review meeting dates on February 26 & 27, 2018 from 12:30 P.M. to 6:30 P.M. Unanimously carried.

RESOLUTION NO. 2018-08 - APPROVE AN AGREEMENT WITH FANTASY CARRIAGE COMPANY

City Manager Smith reviewed the recent history on developing a proposed ten year agreement with Fantasy Carriage Company concerning their current use of their depot in front of Zehnder's Corporate Training Center at 780 Mill Street. The agreement will require an annual review with the owners of Fantasy Carriage Company.

Moved by Schmitzer, seconded by Schoenow, to adopt Resolution No. 2018-08 to approve an agreement with Fantasy Carriage Company to operate in front of 780 Mill Street for up to ten years. Ayes: 5. Nays: 2. Carried.

RESOLUTION NOS. 2018-09 - AUTHORIZE THE CITY MANAGER TO EXECUTE REAL ESTATE DOCUMENTS PERTAINING TO THE FRANKENMUTH BUSINESS PARK

City Manager Smith advised that according to Charter, the sale of property can take place upon a 30 day waiting period. Council initially approved the action at their November 7, 2017 meeting and this is the first meeting thereafter that complies with Charter requirements. The property will be sold to the Frankenmuth Brewing Company within the Frankenmuth Business Park.

It is noted that Anmar Sarafa, a partner in the Frankenmuth Brewing Company, will be listed as the purchaser and that the development agreement and purchase agreement are one document.

Moved by Cramer, seconded by Reindel, to adopt Resolution No. 2018-09 authorizing the City Manager to execute real estate documents pertaining to the Frankenmuth Business Park development. Unanimously carried.

REVIEW 2018-2022 CAPITAL IMPROVEMENTS PLAN

City Manager Smith reviewed the proposed Capital Improvements Plan through 2022 as recommended by the Planning Commission and City staff.

Discussion took place on the plan being a living document, subject to adjustment as a result of costs, affordability and funding priorities. The further out a project is forecasted, the more chances that a revision will occur.

Moved by Reindel, seconded by Schoenow, to accept receipt of the 2018-2022 Capital Improvements Plan as recommended by the Planning Commission. Unanimously carried.

RESOLUTION NO. 2018-10 - AUTHORIZE THE SALE OF CAPITAL IMPROVEMENT BONDS TO FINANCE WATER INFRASTRUCTURE IMPROVEMENTS

City Manager Smith reviewed that the sale of \$4 Million in capital improvement bonds will take place in February. The financing will be for a 25 year period as discussed at the earlier Council work session.

Moved by Cramer, seconded by Ackerman, to adopt Resolution No. 2018-10 authorizing the sale of Capital Improvement Bonds, to be financed for up to 25 years, and not to exceed \$4 Million in order to finance water infrastructure improvements. Unanimously carried.

RECEIPT OF SPECIAL ASSESSMENT PETITIONS FOR KINGSBROOK PLACE SUBDIVISION RIGHTS-OF-WAY MAINTENANCE

City Manager Smith advised that certain Kingsbrook Place property owners are requesting a special assessment district be established for the maintenance of their entrance signs and landscaped areas located within City rights-of-way, such as entrance sign areas and the boulevard on Kingsley Court. Upon acceptance, the City Manager will review and report back to Council on her recommendation.

Discussion took place on the public hearing process and property owner notification.

Moved by Ackerman, seconded by Grossi, to accept receipt of petitions from certain Kingsbrook Place property owners on their request to establish a special assessment district for rights-of-way maintenance. Unanimously carried.

Item(s) Removed From the Consent Agenda - None

AUTHORIZE INVOICE PAYMENTS

Moved by Ackerman, seconded by Grossi, to authorize invoice payment for December 2017 in the amount of \$865,832.76. Unanimously carried.

CORRESPONDENCE

1. City Manager ó Monthly Report.

City Manager Smith advised that she and City Attorney Goodstein plan to review legal requirements that apply to City Boards, Commissions and Committees on Monday, February 19, 2018 at 3:00 PM. A notice will be sent to all members requesting their attendance.

MINUTES

1. City-Township Commission ó December 19, 2017.

2. Downtown Development Authority Board ó December 14, 2017.
3. Economic Development Corporation Board ó December 21, 2017.
4. Library Board ó November 6 & December 11, 2017.
5. Planning Commission ó December 19, 2017.
6. Sister City Committee ó November 20, 2017.
7. Chamber of Commerce ó November 15, 2017.

ADJOURNMENT

There being no further business, the meeting was adjourned at 8:11 P.M.

Phillip Kerns
City Clerk