

**FRANKENMUTH CITY COUNCIL
REGULAR MEETING MINUTES
Tuesday, February 6, 2018
7:00 P.M.**

PRESENT: Ackerman, Grossi, Reindel, Rupprecht, Schmitzer & Schoenow.

ABSENT: Cramer.

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

PUBLIC COMMENTS

Randal Henige & Kelly Petrose of Consumers Energy presented to the City and DPW Greenscape Manager Dan Hopp a \$2,500 check for the purchase of street trees. The Mayor thanked Consumers Energy for their several grant awards to the City over the past several years.

There were no public comments.

APPROVAL OF AGENDA

The Mayor advised that the Frankenmuth Jaycees Endowment Agreements would be removed from the agenda until next month.

Moved by Schoenow, seconded by Ackerman, to approve the agenda as reviewed by the Mayor. Unanimously carried.

APPROVAL OF MINUTES

Moved by Schmitzer, seconded by Schoenow, to approve the minutes from the work session meeting and the regular meeting held on Wednesday, January 10, 2018. Unanimously carried.

MONTHLY REPORTS

Police Chief Mawer introduced new full-time police officer David Danielson. He has worked part-time for the department since 2015.

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

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

Consent Agenda

RESOLUTION NOS. 2018-11 TO 2018-18 - APPROVE CONSENT AGENDA ITEMS

Moved by Schmitzer, seconded by Schoenow, to adopt Resolution No. 2018-11 approving the Frankenmuth School District Trek for Tech on Sunday, September 23, 2018 with listed conditions; to adopt Resolution No. 2018-12 approving the Powerman Duathlon Event on Sunday, May 6, 2018 with listed conditions; to adopt Resolution No. 2018-13 approving the Tri Bavaria Triathlon Events on Saturday, August 4, and Sunday, August 5, 2018 with listed conditions; to adopt Resolution No. 2018-14 approving the following outdoor activities of the Frankenmuth Historical Association: Demonstration Days weekends from April through October 2018 and the annual Craft Fairs; to adopt Resolution No. 2018-15 approving a request from the Frankenmuth Jaycees for the Volkslaufe event on Wednesday, July 4, 2018 and their Independence Day Fireworks Display on Tuesday, July 3, 2018 in Heritage Park, subject to receiving the necessary documents as requested; to adopt Resolution No. 2018-16 approving a request to close S. Main Street (between Genesee and Jefferson Streets) on Friday, September 7, 2018 from approximately 5:00 P.M. to 10:00 P.M. contingent upon MDOT giving their approval, the police chief approving final parking arrangements, and Country Street Machines naming the City as an additional insured specifically for the street closing event; to adopt Resolution No. 2018-17 approving the following spring events of American Legion Post No. 150: Poppy Sale for a May weekend and the Memorial Day Parade at 10:00 AM on Monday, May 28, 2018; and to adopt Resolution No. 2018-18 approving a five year storage agreement with the Frankenmuth Auto Fest inside the Civic Events Council Building in Heritage Park. Unanimously carried.

Unfinished Business - None

New Business

RESOLUTION NO. 2018-19 - APPROVE 2018-2023 CAPITAL IMPROVEMENTS PLAN

City Manager Smith reviewed the proposed Capital Improvements Plan through 2023 as recommended by the Planning Commission and City staff.

Moved by Ackerman, seconded by Grossi, to adopt Resolution No. 2018-19 approving the 2018-2023 City of Frankenmuth Capital Improvements Plan. Unanimously carried.

RESOLUTION NOS. 2018-20 & 2018-21 - SCHEDULING TWO PUBLIC HEARINGS ON PROPOSED SPECIAL ASSESSMENT DISTRICTS FOR RIGHTS-OF-WAY MAINTENANCE IN THE KINGSBROOK PLACE SUBDIVISION

City Manager Smith advised that based on a petition from a majority of lot owners located within the Kingsbrook Place Subdivision, Phases 2 and 5, staff is recommending Council proceed with establishing two special assessment districts for the maintenance of rights-of-way areas in these two subdivision phases due to the original developer filing for bankruptcy, that there is no one responsible to care for the areas, and the areas require regular maintenance.

Grossi requested to abstain due to him residing in the proposed district.

Moved by Schoenow, seconded by Ackerman, to accept the Manager's Special Assessment Report. Unanimously carried. Grossi abstained.

Moved by Schoenow, seconded by Ackerman, to adopt Resolution No. 2018-20 and 2018-21 scheduling two public hearings on Tuesday, March 6, 2018 at 7:00 P.M. on proposed special assessment districts for Kingsbrook Subdivision, Phases 2 and 5. Unanimously carried. Grossi abstained.

RESOLUTION NO. 2018-22 - APPROVE PRELIMINARY PLAT OF KINGSBROOK PLACE PHASE 6 SUBDIVISION

City Manager Smith reviewed the preliminary plat of the proposed 3.61 acres Kingsbrook Place Phase 6 Subdivision. This property was accepted as a residential planned unit development in 2013 with subsequent preliminary plats filed in 2013 and 2016. Developer Wayne Wellman is seeking a renewal of the preliminary plat for this subdivision that will contain a total of 9 lots as it has been presented and approved. The City Planning Commission has recommended approval of the proposed preliminary plat.

Moved by Schmitzer, seconded by Grossi, to adopt Resolution No. 2018-22 approving the preliminary plat of Kingsbrook Place Phase 6 Subdivision. Unanimously carried.

RESOLUTION NO. 2018-23 - APPROVE A CONTRACT FOR INFRASTRUCTURE IMPROVEMENTS AND DEVELOPMENT IN KINGSBROOK PLACE NO. 6 SUBDIVISION

City Manager Smith advised that developer and contractor Wayne Wellman has provided a cash bond and seeks to install the infrastructure improvements for the nine lot subdivision extension called Kingsbrook Place Phase 6 Subdivision located at the far east side of the subdivision to extend Queens Creek Drive, per the preliminary plat agreement that was approved.

Moved by Reindel, seconded by Ackerman, to adopt Resolution No. 2018-23 approving a contract for infrastructure improvements with Wellman Excavating of Saginaw, MI, who also serves as the developer of said phase. Unanimously carried.

RESOLUTION NO. 2018-24 - APPROVE PAYMENT REQUEST AND MAKE PAYMENT TO THE CONTRACTOR & ENGINEER FOR THE N. MAIN STREET (M-83) DITCH ENCLOSURE PROJECT IMPROVEMENTS AT THE UPTOWN NORTH MAIN PROJECT PER THE USDA GRANT

City Manager Smith advised that being a substantial portion of this USDA grant project is complete pending grass growth, she is recommending that the contractor and engineer be paid for work being there has been substantial completion and a contractor guarantee provided through the spring.

Councilmember Schmitzer requested to abstain due to her position at the Frankenmuth Credit Union and their relationship with Uptown North Main.

Moved by Reindel, seconded by Grossi, to adopt Resolution No. 2018-24 approving the payment request and to make payment to the contractor and engineer for the ditch enclosure improvements on N. Main Street (M-83) in front of the Uptown North Main per the USDA grant. Unanimously carried. Schmitzer abstained.

RESOLUTION NO. 2018-25 - APPROVAL OF ANNEXATION OF 11885 AYRE LANE IN SECTION 26

The Mayor reviewed that property owner Jim Schoenow has requested to annex to the City due to him having water and sewer service at 11885 Ayre Lane and his property now being annexable.

Schoenow requested to abstain due to the property being his brothers.

Moved by Ackerman, seconded by Reindel, to adopt Resolution No. 2018-25 approving the annexation of 11885 Ayre Lane in Section 26 of Frankenmuth Township, effective January 1, 2018. Unanimously carried. Schoenow abstained.

RESOLUTION NO. 2018-26 - APPROVAL OF ANNEXATION OF 12529 E. TUSCOLA ROAD IN SECTION 25

The Mayor reviewed that property owners Robert and Tracy Robinson have requested to annex to the City for water and sewer service at their new home under construction at 12529 E. Tuscola Road.

Moved by Grossi, seconded by Schmitzer, to adopt Resolution No. 2018-26 approving the annexation of 12529 E. Tuscola Road in Section 25 of Frankenmuth Township, effective January 1, 2018. Unanimously carried.

RESOLUTION NO. 2018-27 - APPROVAL OF ANNEXATION OF 5080 S. GERA ROAD IN SECTION 22

The Mayor reviewed that property owners John & Leone Koester have requested to annex to the City for water and sewer service at 5080 S. Gera Road.

Moved by Ackerman, seconded by Grossi, to adopt Resolution No. 2018-27 approving the annexation of 5080 S. Gera Road in Section 22 of Frankenmuth Township, effective January 1, 2018. Unanimously carried.

RESOLUTION NOS. 2018-28 & 2018-29 – ADOPTING AMENDMENTS TO THE HEALTH CARE SAVINGS PROGRAM THROUGH THE MUNICIPAL EMPLOYEES RETIREMENT SYSTEM OF MICHIGAN

Moved by Schoenow, seconded by Grossi, to adopt Resolution Nos. 2018-28 & 2018-29 approving amendments to the Municipal Employees Retirement System of Michigan Health Care Savings Program for post-employment health care costs. Unanimously carried.

Item(s) Removed From the Consent Agenda - None

AUTHORIZE INVOICE PAYMENTS

Moved by Grossi, seconded by Schoenow, to authorize invoice payment for January 2018 in the amount of \$1,975,660.66. Unanimously carried.

CORRESPONDENCE

1. City Manager ó Monthly Report.
2. William G. Ivey II ó Fantasy Carriage Agreement.
3. City Manager ó Upcoming February 19th Board, Commission, Committee Training.
4. Saginaw County ó Robert Report.
5. City Memo ó Draft of 2018 Annual Known Related Parties Report.
6. Saginaw County 911 2017 Annual Report.
7. Cass River Greenway 2017 Annual Report.

MINUTES

1. Downtown Development Authority Board ó January 11, 2018.
2. Economic Development Corporation Board ó January 18, 2018.
3. Library Board ó January 8, 2018.
4. Planning Commission ó January 9 (Joint) & 23, 2018.

ADJOURNMENT

There being no further business, the meeting was adjourned at 7:29 P.M.

Phillip Kerns
City Clerk