

**FRANKENMUTH CITY COUNCIL  
REGULAR MEETING MINUTES  
Tuesday, November 7, 2017  
7:00 P.M.**

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

ABSENT: Schmitzer.

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

**PUBLIC COMMENTS**

There were no comments; however, the Mayor asked for a moment of silence recognizing the October 29, 2017 passing of former City Manager Wilbert Keinath.

**APPROVAL OF AGENDA**

The Mayor reviewed the agenda.

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

**APPROVAL OF MINUTES**

Moved by Ackerman, seconded by Schoenow, to approve the minutes from the work session meeting and the regular meeting held on Tuesday, October 10, 2017. Unanimously carried.

**BOARDS & COMMISSIONS APPOINTMENTS**

Downtown Development Authority Board

Grossi requested to abstain from voting on the reappointment of Egidio Grossi because of his family relationship.

Moved by Cramer, seconded by Ackerman, to appoint Egidio Grossi to the Downtown Development Authority Board, term expiring November 9, 2021. Unanimously carried. Grossi abstained.

It was noted that Tom Erdman and Leone Koester did not seek reappointment to the Board.

**CITY-TOWNSHIP COMMISSION & FIRE DEPARTMENT ANNUAL REPORTS**

Township Supervisor Tim Hildner reviewed the annual report of the City-Township Commission and Fire Chief Phillip Kerns reviewed the annual report of the Frankenmuth Fire Department.

Moved by Grossi, seconded by Reindel, to accept the annual reports of the City-Township Commission and the Frankenmuth Fire Department and to express the City Council's appreciation to the members thereof. Unanimously carried.

## **MONTHLY REPORTS**

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

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

## ***Consent Agenda***

### **RESOLUTION NOS. 2017-94 TO 2017-97 - APPROVE CONSENT AGENDA ITEMS**

Moved by Cramer, seconded by Schoenow, to adopt Resolution No. 2017-94 approving a one year lease of two acres of land on Weiss Street to Zwerk Farms; to adopt Resolution No. 2017-95 approving one year leases of land to Jacob Laux for two areas totaling approximately 5.5 acres on N. Franklin Street within the City limits and a two acre parcel on Keystone Way, in the Business Park; to adopt Resolution No. 2017-96 approving a Salvation Army Solicitation request for their 2017 Christmas fundraising efforts at the Frankenmuth Kroger beginning Friday, November 10, 2017 through Saturday, December 23, 2017; and to adopt Resolution No. 2017-97 - approving the appointment of the City Manager and Clerk as member and alternate member of Mid Michigan Waste Authority Board, terms expiring December 31, 2021. Unanimously carried.

## ***Unfinished Business - None***

## ***New Business***

### **RESOLUTION NO. 2017-98 - SCHEDULING A PUBLIC HEARING REGARDING PROPOSED INCREASES IN VARIOUS FEES**

City Manager Smith presented a proposed schedule of various City fees that require annual adjustments as a result of handling and other associated costs. She also reviewed a proposal for a new curbside yard waste collection that is included in this proposed schedule. Staff is recommending that a public hearing be scheduled for the Tuesday, December 5, 2017 Council meeting to receive public comment.

Moved by Grossi, seconded by Cramer, to adopt Resolution No. 2017-98 scheduling a public hearing for Tuesday, December 5, 2017 at 7:00 P.M. to receive public comments on a proposal to increase various fees charged by the City of Frankenmuth. Unanimously carried.

**RESOLUTION NO. 2017-99 - APPROVE A TWO YEAR POLICE PROTECTION AGREEMENT WITH FRANKENMUTH TOWNSHIP**

City Manager Smith presented a two year police protection agreement with Frankenmuth Township. The language is the same as previous agreements and will again be a two year agreement, retroactive back to July 1, 2017.

Moved by Cramer, seconded by Grossi, to adopt Resolution No. 2017-99 approving a two year Police Protection Agreement with Frankenmuth Township. Unanimously carried.

**RESOLUTION NO. 2017-100- AMEND THE UNIFORM VIDEO SERVICE LOCAL FRANCHISE AGREEMENT WITH CHARTER COMMUNICATIONS**

City Manager Smith advised that Charter Communications will be discontinuing the collection of the \$0.25 per subscriber fee for the Public, Educational and Governmental Access facilities and services due to the channel no longer being active.

Discussion took place on the ten year franchise agreement expiring in 2019 and franchise fees collected.

Moved by Ackerman, seconded by Grossi, to adopt Resolution No. 2017-100 amending the Uniform Video Service Local Franchise Agreement with Charter Communications. Unanimously carried.

**RESOLUTION NO. 2017-101 - APPROVE A SPECIAL TRUNKLINE MAINTENANCE AGREEMENT WITH MICHIGAN DEPARTMENT OF TRANSPORTATION (MDOT) FOR THE GATEWAY ARCH PROJECT**

City Manager Smith advised that with the completion of the Gateway Arch structure over MDOT's M-83 Right-of-way, this agreement affirms that the City of Frankenmuth will pay 100% of any such costs and further identifies the responsibilities of each party.

Moved by Cramer, seconded by Grossi, to adopt Resolution No. 2017-101 to approve a special maintenance agreement with MDOT for the Gateway Arch. Unanimously carried.

**RESOLUTION NO. 2017-102 - CHANGE THE CITY COUNCIL NOMINATING PETITION FILING DEADLINE**

The Mayor advised that the State has once again modified State Election Law requiring that the petition filing deadline for City Council elective offices be changed from the 12<sup>th</sup> Tuesday prior to the election to the 15<sup>th</sup> Tuesday prior to the election.

Moved by Schoenow, seconded by Grossi, to adopt Resolution No. 2017-102 changing the nominating petition deadline for City Council elective offices to the 15<sup>th</sup> Tuesday prior to the election as required by State law. Unanimously carried.

**RESOLUTION NO. 2017-103 - APPROVE AN AMENDED STREETLIGHTING CONTRACT WITH CONSUMERS ENERGY FOR HEINLEIN STRASSE**

City Manager Smith reviewed that special assessment districts for streetlighting on List Street, east of Weiss Street, and Heinlein Strasse had been adopted in July and that these resolutions would authorize construction of those installations and a special assessment roll would be adopted once those costs are finalized. She added that at this time, the district estimates were higher than what it will cost.

Moved by Cramer, seconded by Schoenow, to adopt Resolution No. 2017-103 approving an amended streetlighting contract with Consumers Energy for the placement of six streetlights on Heinlein Strasse. Unanimously carried.

**RESOLUTION NO. 2017-104 - APPROVE AN AMENDED STREETLIGHTING CONTRACT WITH CONSUMERS ENERGY FOR LIST STREET**

Moved by Cramer, seconded by Ackerman, to adopt Resolution No. 2017-104 approving an amended streetlighting contract with Consumers Energy for the placement of five streetlights on List Street, east of Weiss Street. Unanimously carried.

**RESOLUTION NOS. 2017-105 - AUTHORIZE THE CITY MANAGER TO EXECUTE REAL ESTATE DOCUMENTS PERTAINING TO THE FRANKENMUTH BUSINESS PARK**

City Manager Smith and DDA Director Stamiris reviewed proposed real estate documents that need to be executed by the City for the sale of property to the Frankenmuth Brewing Company within the Frankenmuth Business Park.

It was 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 Grossi, seconded by Reindel, to adopt Resolution No. 2017-105 authorizing the City Manager to execute real estate documents pertaining to the Frankenmuth Business Park development. Unanimously carried.

*Item(s) Removed From the Consent Agenda - None*

**AUDITED BILLS**

Moved by Schoenow, seconded by Grossi, to approve payment of the bills for October 2017 in the amount of \$696,483.28. Unanimously carried.

**CORRESPONDENCE**

1. City Manager ó Monthly Report.

**MINUTES**

1. Downtown Development Authority Board ó October 12, 2017.
2. Economic Development Corporation Board ó October 25, 2017.
3. Library Board ó October 9, 2017.
4. Parks & Recreation Commission ó September 27, 2017.
5. Planning Commission ó October 24, 2017.
6. Zoning Board of Appeals ó October 30, 2017.
7. Chamber of Commerce ó September 20, 2017.

## **ADJOURNMENT**

There being no further business, the meeting was adjourned at 7:52 P.M.

Phillip Kerns  
City Clerk