

July 25, 2016

A regular meeting of the City Council was held on Monday, July 25, 2016, at 7:00 p.m. in the Council Chambers of City Hall. Mayor Donker presided. The Pledge of Allegiance to the Flag was recited in unison.

Councilmen present: Thomas Adams, Steve Arnosky, Maureen Donker, Marty Wazbinski
Councilmen absent: Diane Brown Wilhelm

NOTE

Prior to approving the consent agenda, Mayor Donker disclosed she is employed by the Reece Endeavor of Midland which is involved with consent agenda item no. 8.

MINUTES

Approval of the minutes of the July 18, 2016 regular meeting was offered by Councilman Arnosky and seconded by Councilman Wazbinski. (Motion ADOPTED.)

SISTER CITY HANDA, JAPAN EXCHANGE PROGRAM

Community Affairs Director Selina Tisdale introduced Tina Van Dam, Chair of the Handa-Midland Sister City Committee, who gave a presentation on the Sister City Student Exchange Program and introduced three students visiting Midland from Handa, Japan.

ZONING TEXT AMENDMENT NO. 158

Assistant City Manager for Development Services Brad Kaye presented information on Zoning Text Amendment No. 158 – to amend Article 8 of the Zoning Ordinance being the sign regulations for the Center City Overlay (CCO) District. The following ordinance amendment was then offered by Councilman Adams and seconded by Councilman Arnosky:

ORDINANCE NO. 1790

AN ORDINANCE TO AMEND ORDINANCE NO. 1585, BEING AN ORDINANCE TO REGULATE AND RESTRICT THE LOCATION OF TRADES AND INDUSTRIES AND THE LOCATION OF BUILDINGS DESIGNED FOR SPECIFIC USES, TO REGULATE AND LIMIT THE HEIGHT AND BULK OF BUILDINGS HEREAFTER ERECTED OR ALTERED, TO REGULATE AND DETERMINE THE AREA OF YARDS, COURTS, AND OTHER OPEN SPACES SURROUNDING BUILDINGS, TO REGULATE AND LIMIT THE DENSITY OF POPULATION, AND FOR SAID PURPOSES, TO DIVIDE THE CITY INTO DISTRICTS AND PRESCRIBE PENALTIES FOR THE VIOLATION OF ITS PROVISIONS BY AMENDING THE ZONING ORDINANCE TO AMEND ARTICLE 8 BEING THE SIGN REGULATIONS FOR THE CENTER CITY OVERLAY DISTRICT.

The City of Midland Ordains:

Section 1. That Ordinance No. 1585, being the Zoning Ordinance of the City of Midland, is hereby amended as follows:

See attached

Section 2. All Ordinances or parts of Ordinances in conflict herewith are hereby repealed only to the extent necessary to give this Ordinance full force and effect.

Section 3. This Ordinance shall take effect upon publication. (Ordinance ADOPTED.)

PUBLIC COMMENTS

No public comments were made.

CITY OF MIDLAND CAPITAL IMPROVEMENT PLAN 2016-2022

Assistant City Manager for Development Services Brad Kaye presented information on the City of Midland Capital Improvement Plan (CIP) 2016-2022. City Engineer Brian McManus spoke regarding the CIP and engineering projects and Utilities Director Joseph Sova spoke regarding the CIP and projects from utilities. The following resolution was then offered by Councilman Wazbinski and seconded by Councilman Adams:

WHEREAS Section 65 of the Michigan Planning Enabling Act requires that the City of Midland Planning Commission prepare a Capital Improvement Plan (CIP) to further the desirable development of the city; and

WHEREAS, through assistance provided to the City via the Michigan Economic Development Corporation (MEDC) and the Redevelopment Ready Communities (RRC) program, consultant assistance in the preparation of a CIP was obtained from Carlisle-Wortman Associates, Inc.; and

WHEREAS, a listing of capital projects covering roads, utilities and the municipal landfill operation was presented to the Planning Commission for review between March of 2015 and June of 2016; and

WHEREAS, the Planning Commission has reviewed the list of capital projects presented and concluded that all necessary projects are included in the project list; and

WHEREAS, a public hearing was held on July 12, 2016, following which the Planning Commission unanimously recommended approval of the CIP; and

WHEREAS, City Council review and adoption of the CIP is now required; now therefore

RESOLVED, that the City Council hereby adopts the City of Midland Capital Improvement Plan 2016-2022. (Motion ADOPTED.)

CITY OF MIDLAND PUBLIC PARTICIPATION PLAN

Assistant City Manager for Development Services Brad Kaye presented information on the City of Midland Public Participation Plan. The following resolution was then offered by Councilman Wazbinski and seconded by Councilman Adams:

WHEREAS, the City of Midland was previously accepted into the Redevelopment Ready Communities (RRC) program and a Memorandum of Understanding to proceed with the program was first authorized by City Council in September of 2014; and

WHEREAS, in May of 2015, Michigan Economic Development Corporation (MEDC) completed their community assessment report, which was subsequently presented to Midland City Council in June of 2015; and

WHEREAS, in July, 2015, City Council confirmed their intent to continue participating in the program and move towards Redevelopment Ready Community certification; and

WHEREAS, a City of Midland Public Participation Plan was presented for initial review and comment to the Planning Commission in November of 2015; and

WHEREAS, upon initial review, several changes and minor updates were requested by the Planning Commission; and

WHEREAS, on July 12, 2016, the Planning Commission unanimously recommended approval of the revised Public Participation Plan; now therefore

RESOLVED, that the City Council hereby adopts the Public Participation Plan attached hereto to comply with Best Practice 1.2 of the Redevelopment Ready Communities Program. (Motion ADOPTED.)

GIFT OF A PAVILION IN CENTRAL PARK

Department of Public Services Director Karen Murphy presented information on the gift of a pavilion in Central Park. Craig McDonald spoke regarding the project. The following resolution was then offered by Councilman Arnosky and seconded by Councilman Wazbinski:

WHEREAS, the City of Midland has been working in partnership with community organizations over the past year on improvements to Central Park; and

WHEREAS, the City is being offered a very generous donation of a new park pavilion to augment said improvements that will be funded by the Alden and Vada Dow Family Foundation, the Rollin M. Gerstacker Foundation and the Charles J. Strosacker Foundation; now therefore RESOLVED, that the City hereby accepts the donation of the pavilion to be constructed in Central Park. (Motion ADOPTED.)

BRUSH CHIPPER PURCHASE

The following resolution was offered by Councilman Arnosky and seconded by Councilman Wazbinski:

WHEREAS, bids for construction equipment are solicited by the National Joint Power Alliance (NJPA) and the City of Midland is authorized to make purchases from this program; and

WHEREAS, sufficient funding for the purchase of a brush chipper is included in the FY 2016-17 Equipment Revolving Fund for Capital Outlay - Equipment as a replacement for existing equipment; now therefore

RESOLVED, that the Senior Procurement Accountant is authorized to issue a purchase order to the NJPA's selected vendor, Morbark Direct Sales of Winn, Michigan, in the amount of \$50,467.50, for the purchase of the mentioned brush chipper, all in accordance with the NJPA proposal and specifications. (Motion ADOPTED.)

2016-17 HOUSING FUND BUDGET AMENDMENT

The following resolution was offered by Councilman Arnosky and seconded by Councilman Wazbinski:

WHEREAS, the City of Midland and the Reece Endeavor of Midland have agreed in principle to construct a zero-step two-family dwelling in collaboration with the Midland Public Schools on property owned by the Reece Endeavor of Midland and located at 406/408 Eastlawn Drive; and WHEREAS, it is expected that the City will have total costs up to \$250,000 towards construction of this house which will be reimbursed by the buyer in full upon completion of the project, per the contents of the Housing Construction Agreement; and

WHEREAS, the FY 2016-17 Housing Fund budget does not currently include revenues or expenditures of this amount related to this project and it is therefore necessary to amend the FY 2016-17 Housing Fund budget; now therefore

RESOLVED, that in accord with Section 11.6 of the Charter of the City of Midland, a public hearing will be held at 7:00 p.m. on August 15, 2016, in the City Council Chambers of City Hall, Midland, Michigan, for the purpose of receiving public input on the proposed budget amendment to the FY 2016-17 Housing Fund; and

RESOLVED FURTHER, that the City Clerk is hereby directed to give notice of this public hearing as provided in Section 5.11 of the Charter of the City of Midland.

Being no further business the meeting adjourned at 8:30 p.m.

Selina Tisdale, City Clerk