

CITY OF ALBION CITY COUNCIL MEETING AGENDA

Meetings: First and Third Mondays - 7:00 p.m.

City Council Chambers ◆ Second Floor ◆ 112 West Cass Street ◆ Albion, MI 49224

COUNCIL-MANAGER GOVERNMENT

Council members and other officials normally in attendance.

Joseph V. Domingo

Mayor

Maurice Barnes, Jr. Council Member

1st Precinct

Lenn Reid

Council Member 2nd Precinct

Garrett Brown

Council Member 3rd Precinct

Rebecca Decker

Council Member 4th Precinct

Cheryl Krause

Council Member 5th Precinct

Andrew French

Mayor Pro Tem Council Member 6th Precinct

Sheryl L. Mitchell

City Manager

The Harkness Law Firm

Atty Cullen Harkness

Jili Domingo

City Clerk

NOTICE FOR PERSONS WITH HEARING IMPAIR-MENTS WHO REQUIRE THE USE OF A PORTABLE LISTENING DEVICE

Please contact the City Clerk's office at 517.629.5535 and a listening device will be provided upon notification. If you require a signer, please notify City Hall at least five (5) days prior to the posted meeting time.

AGENDA

COUNCIL MEETING

Monday, November 21, 2016

7:00 P.M.

PLEASE TURN OFF CELL PHONES DURING MEETING

- 1. CALL TO ORDER
- MOMENT OF SILENCE TO BE OBSERVED 11.
- PLEDGE OF ALLEGIANCE III.
- IV. ROLL CALL
- V. MAYOR AND COUNCIL MEMBER'S COMMENTS
- VI. PRESENTATIONS
 - A. Art Connect Project w/Albion Recreation Department-Nobel Schuler
 - B. Albion Malleable Brewery, LLC-Ben Wade, Charles Moreau & John
 - C. Comprehensive Plan Update-Rosalyn Jones
- VII. CITIZEN'S COMMENTS (Persons addressing the City Council shall limit their comments to agenda items only and to no more than five (5) minutes. Proper decorum is required.}

VIII. CONSENT CALENDAR (VV)

(Items on Consent Calendar are voted on as one unit)

- A. Approval Regular Session Minutes, November 7, 2016
- IX. ITEMS FOR INDIVIDUAL DISCUSSION
 - A. Request Approval Resolution # 2016-66, A Resolution Approving On-Premises Liquor License Application for Albion Malleable Brewing Company (RCV)



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- B. Discussion-Hateful Vandalism
- C. Discuss/Approve Sale of City Owned Vacant Lots (RCV)
- G. City Manager Report
- H. Future Agenda Items
- I. Motion to Excuse Absent Council Member(s)
- X. CITIZENS COMMENTS (Persons addressing the City Council shall limit their comments to no more than five (5) minutes. Proper decorum is required.)
- XI. ADJOURN

City of Albion City Council Meeting November 7, 2016

I. Call To Order

Mayor Domingo opened the regular session 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), Garrett Brown (3), Rebecca Decker (4), Cheryl Krause (5), Andrew French (6) and Mayor Joe Domingo.

Staff Present: Sheryl Mitchell, City Manager; Cullen Harkness, City Attorney; John Tracy, Director Building, Planning & Code Enforcement; Scott Kipp, Chief Public Safety and Jim Lenardson, Director Public Services.

V. Mayor & Council Member's Comments

Comments were received from Council Members Barnes, Reid, Krause and French.

VI. Presentations

A. Proclamation-The Centennial, Albion & The Great Migration

Mayor Domingo presented the Centennial, Albion and the Great Migration Proclamation to Wesley and Leslie Dick.

Wesley Dick stated the proclamation commemorated the Great Migration in Albion and the significance of this event.

B. Introduction of Public Safety Officer Aaron Phipps

Chief Scott Kipp introduced new Public Safety Officer Aaron Phipps.

C. Introduction of Amy Deprez, President and CEO, Albion EDC

Amy Deprez, President and CEO, Albion EDC stated she welcomed input from the community and the Council.

VII. Citizen's Comments (Persons addressing the City Council shall limit their comments to agenda items only and to no more than five (5) minutes. Proper decorum is required.)

No comments were received.

- VIII. Consent Calendar (VV)
 - A. Approval Study Session Minutes October 17, 2016
 - B. Approval Regular Session Minutes-October 17, 2016
 - C. Approval Study Session Minutes-October 20, 2016
 - D. Approval Study Session Minutes-October 24, 2016

French moved, Decker supported, CARRIED, to approve the Consent Calendar as presented. (7-0 vv)

- IX. Items for Individual Discussion
 - A. Request Approval Resolution # 2016-63, A Resolution Approving an Amendment to the Albion District Library Agreement Pursuant to Public Act 24 of 1989 (RCV)

Comments were received from Council Member Brown, Mayor Domingo and Cindy Stanczak, Library Director

Barnes moved, French supported, CARRIED, to Approve Resolution # 2016-63, A Resolution Approving an Amendment to the Albion District Library Agreement Pursuant to Public Act 24 of 1989 as presented. (7-0 rcv)

B. Discussion/Approval Revised Albion Trust Agreement (RCV)

City Attorney Harkness stated he had made the following changes per Council to the Albion Trust Agreement:

- Staggered terms
- Time before a city official is eligible to serve
- Insertion of investment values

Council questions and comments were as follows:

 Council Member French recommended Charles Robison and Jan Lazar remain on the Board

- Council Members Brown and Barnes would like to see a new person appointed to the Albion Trust Board.
- Council Member Barnes commented on how far away Jan Lazar resides.
- Mayor Domingo expressed concern pertaining to transparency.
- City Attorney Harkness stated quarterly reports should be given to the Council.
- Council Member Brown asked how FOIA applies.
- City Attorney Harkness stated there is limited disclosure under FOIA.
- Council Member Krause asked about auditing for the Trust.
- Additional comments were received from Council Member Decker.

The Council asked the City Attorney to add the following items to the Albion Trust Agreement:

- Request quarterly accounting and reporting from the Trustees of the Albion Trust Board.
- Add Jan Lazar to the Albion Trust Board for a one (1) year term.

Barnes moved, French supported, CARRIED, to Approve the Revised Albion Trust Agreement with the above changes. (6-1, rcv) (Krause dissenting)

C. Discussion/Consideration of the Single Hauler Proposal (RCV)

Comments were received from Council Members Brown, French, Barnes and Krause and City Manager Mitchell.

Brown moved, Decker supported, CARRIED, to Approve the Single Hauler Proposal as presented. (6-1, rcv) (Krause dissenting).

D. Request Approval 2017 Council Dates (VV)

Comments were received from City Manager Mitchell.

Brown moved, Decker supported, CARRIED, to Approve 2017 Council Dates as presented. (7-0 vv)

E. Request Approval Resolution # 2016-64, A Resolution in Support of SB1127, Universal Tax Withholding (RCV)

Comments were received from City Manager Mitchell.

Barnes moved, French supported, CARRIED, to Approve Resolution # 2016-64, A Resolution in Support of SB1127, Universal Tax Withholding as presented. (7-0 rcv)

F. Request Approval Resolution # 2016-65, A Resolution to Approve Albion Department of Public Safety Lease of Vehicle with Ford Credit (RCV)

Comments were received from Council Members Brown and Barnes, Mayor Domingo and Chief Kipp.

French moved, Decker supported, CARRIED, to Approve Resolution # 2016-65, A Resolution to Approve Albion Department of Public Safety Lease of Vehicle with Ford Credit as presented. (6-1 rcv) (Domingo dissenting)

G. City Manager Report:

City Manager Mitchell updated the Council with the following:

- MML Newly Elected Officials Training. This training is being offered on November 16, 2016, 5:30pm-9pm, by the Michigan Municipal League at 208 N. Capitol, Lansing, MI Cost \$90 per person. Does Council want this information shared with the incoming Mayor/Council?
- Comprehensive Master Plan. The Planning Commission is holding the Public Hearing on Monday, November 28th at 7pm and will be voting on their recommendation to the City Council. Council is holding a special meeting on Wednesday, Nov.30, 2016 at 6:30pm to consider the adoption of Phase 1of the Comprehensive Plan.
- 2017 Budget Hearing- Monday, December 5, 2016.
 Monday, Nov.14 @ 7pm proposed budget study session Other dates: between Nov. 16 and Nov. 30th?
- COUNCIL EVENT -Thursday, Nov.10, 2016 at 7pm in Council Chambers. The DDA, Planning Commission, EOC, Chamber and local businesses are invited to hear a special presentation from Emily Petz from the Michigan Economic Development Corporation on incentives and programs available to those interested in starting of expanding their businesses in Albion. There will also be the introduction of new development project in the downtown corridor.

- Premier City Hall Art Exhibit Wednesday, Nov. 16, 5pm-7pm in City Hall. Through a collaboration with Albion College Art Professor Michael Dixon, the artwork of college students will be displayed in City Hall. The Council and public are invited to a reception for the first artist Amanda Kendrick.
- Bike Friendly Initiatives A work group is being formed with a first meeting scheduled for Wednesday, Nov.9th at 1pm.
- Celebrity Soup Supper Friday, Nov.11from Spm-8pm. Fundraiser for Holland Park at Albion Community Center in the Marshall Opportunity School,225 Watson St. Cost:\$5 for adults;\$3 for children and FREE for Veterans.
- City Hall Offices Closed:
 - Friday, November 11, 2016-Vetera n's Day
 - Thursday-Friday, November 24-25,2016 -Thanksgiving Holiday

H. Future Agenda Items

Council Member Barnes would like the Comprehensive Plan added to the next agenda.

I. Motion to Excuse Absent Council Member (s) (VV)

No action was necessary as all members were present.

X. Citizen's Comments

Comments were received from Mike Bearman, 11016 29 Mile Rd.; Sonya Brown, 713 Orchard Drive; Kody Smith, Albion College student and Mayor Domingo.

XI. Adjournment

French moved, Brown supported, CARRIED, to adjourn council session. (7-0 vv)

Mayor Domingo adjourned the meeting at 8:50 p.m.

Minutes were recorded by Danielle Nelson.



CITY OF ALBION Office of the City Manager Sheryl L. Mitchell

112 West Cass Street ♦ Albion, MI 49224 517.629.7172 ♦ smitchell@cityofalbionmi.gov

MEMO

TO: Honorable Mayor and City Council

FR: Sheryl L. Mitchell, City Manager

DA: November 21, 2016

RE: Council Items and City Manager's Report

Council Agenda Items:

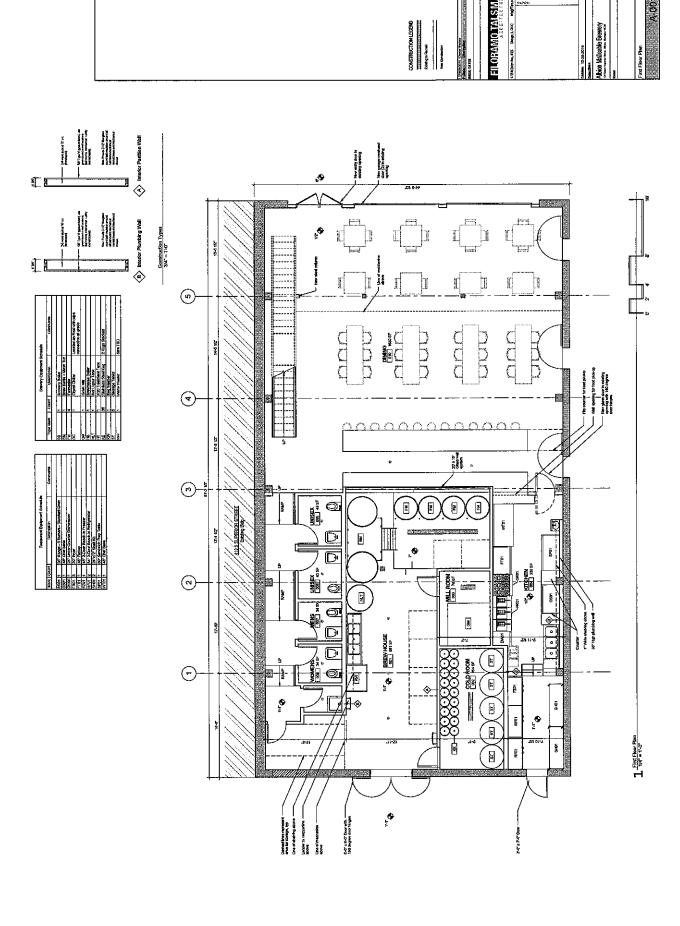
- A. Request Approval Resolution #2016-66. A Resolution Approving On-Premises Liquor License Application for Albion Malleable Brewing Company. The Albion Malleable Brewing Company is proposing a new micro-brewery at 420 S. Superior Street. They are requesting Council support for their applications for a Micro Brewer License and Small Wine Maker License with the Michigan Liquor Control Commission.
- B. **Discussion Hateful Vandalism.** There were several incidents of vandalism in Albion this week that involved symbols of hatred. Crews from the City of Albion did an outstanding job of responding immediately to remove or paint over the spray paint. The Paint Spot generously donated some of the paint for this effort. The Albion Department of Public Safety has an ongoing investigation and two persons of interest have been identified. In response, the Albion Ministerial Association held a Prayer and Unity Gathering, in partnership with Albion College and the City of Albion, in which over 300 people were in attendance.
- C. Discussion/Approve Sale of City Owned Vacant Lots. The voters passed the Charter Amendment that permits the City to sell city-owned property at a price determined by the City Council, after a public hearing. Direction is requested from Council on establishing the price for the lots and setting a date for a public hearing.
- **D.** introduced resolution would amend Public Act 284 of 1964, the City Income Tax Act (CITA). Currently, employers are not required to withhold income taxes from their employees who live in cities with income taxes. The proposed amendment would address this issue. The legislation is supported by the Michigan Dept. of Treasury and Michigan Municipal League.
- E. vehicle and the upgrades are proposed to be financed through a 2-year lease with Ford Motor Credit, in the amount of \$44,325.24. This expenditure exceeds \$5,000 and in accordance with Ordinance 2-384, requires Council approval.

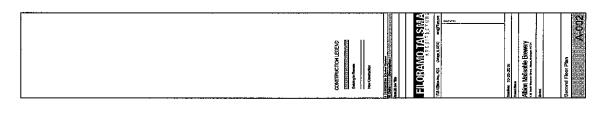
Resolution #2016-66

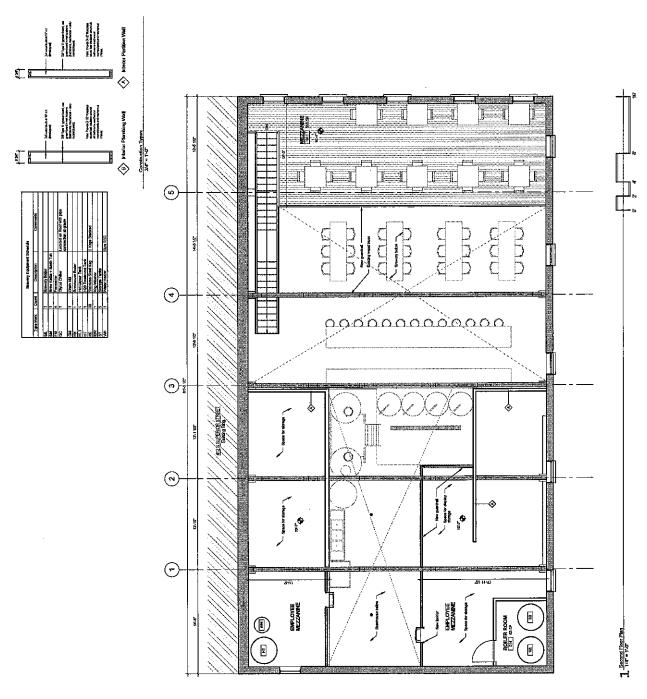
A RESOLUTION APPROVING ON-PREMISES LIQUOR LICENSE APPLICATION FOR ALBION MALLEABLE BREWING COMPANY

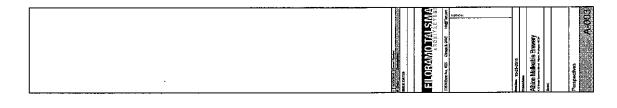
<u>Purpose and Finding:</u> The Albion Malleable Brewing Company is a new micro-brewery business seeking to open at 420 S. Superior, Albion, MI 49224. Prior to opening and commencing operations, the Albion Malleable Brewing Company is required to obtain a recommendation for approval from the City for the required liquor licenses, pursuant to MCL 436.1501. Albion Malleable Brewing Company is seeking two licenses, a "Micro Brewer" License and a "Small Wine Maker" License. It is recommended that the city recommend approval of these license to the Michigan Liquor Control Commission.

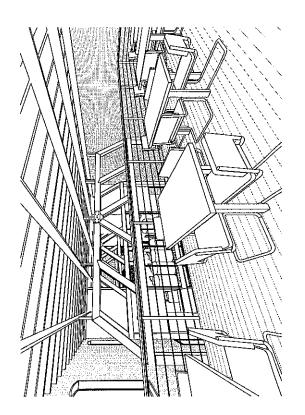
recommend approval of these I	icense to the Michigan Liquor Control Commission.
Council Member, to app	moved, supported by Council Member prove the following resolution.
Albion Malleable Brewing Com	ty Council hereby recommends that the application from pany, for a "Micro Brewer" license and a "Small Wine t 420 S. Superior St., Albion, MI 49224, be considered for or Control Commission.
BE IT FURTHER RESOLVED,	
Date: November 21, 2016	
Ayes:	
Nays:	
Absent:	
I certify that this resolution was regular council meeting on Nov	adopted by the City Council of the City of Albion at a rember 21, 2016.
Jill Domingo City of Albion Clerk	<u> </u>

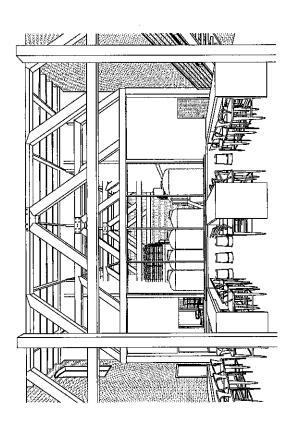


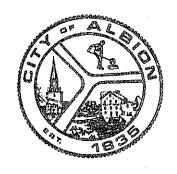












City of Albion

William L. Rieger Municipal Building 112 West Cass Street • Albion, Michigan 49224 (517) 629-5535 • Fax (517) 629-4168

PRESS RELEASE For Immediate Release November 15, 2016

ALBION TAKES STAND AGAINST HATEFUL VANDALISM

Albion, MI – Albion Public Safety responded to a report of vandalism painted on several downtown buildings, including two Swastika symbols that were spray painted on the window of an empty store front in the 200 block of South Superior Street. The vandalism is under investigation.

Council Member Beckie Decker was appalled by this act of ethnic intimidation, stating that "Albion is a community that values everyone and this cannot be tolerated." Mayor Joe Domingo indicated that "every effort will be made to identify the vandals and see that they are prosecuted to the fullest extent of the law."

According to City Manager Sheryl Mitchell, "The City of Albion is a very diverse community. Ethnic and racial intimidation has no place in Albion. In fact, a Diversity Committee, started by Harry Bonner and Richard Lindsey, was recently formed to work in partnership with Starr Commonwealth to host conversations and programs that address racism and forge respectful relationships. The goal is to promote the oneness of humankind in Albion and Marshall. We, recognize that biases exist, yet we remain adamant that we will not stand by silently when acts of hatred occur."

Albion College President Mauri Ditzler commented, "Albion College wholeheartedly resents and rejects the expressions of hatred that were made through the vandalism of storefront windows and other sites on Superior Street. We are confident that the overwhelming majority of Albion residents join us on campus in condemning this criminal act, and we are also confident that Albion Public Safety is working diligently to determine who is responsible. The College's Office of Campus Safety is also increasing its patrols of campus."

The City of Albion requests that anyone having information related to these incidents are requested to contact: Silent Observer at 517.629.2700 or Detective Wygant at 517.629.7824.

1. Ann St. N. 616 P.N.: 51-001-753-00

Vacant Lot

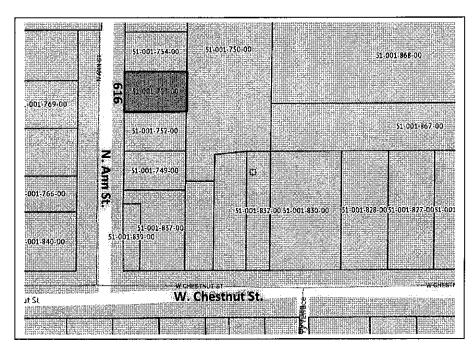
Zoned: R-2 One and two family residence district

Frontage: Average Depth: 87.0

55.0

Owner of record: City of Albion V

Most recent sale information: Sold on 04/18/2001 for 300 by State of Michigan-DNR, 1999.



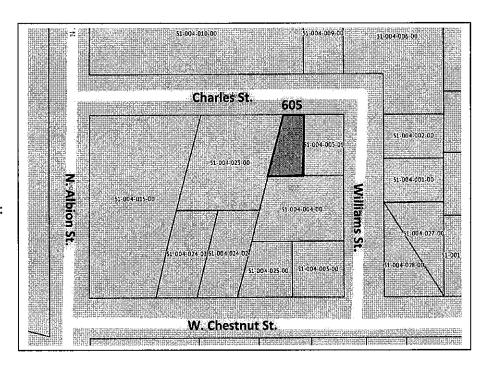
2. Charles St. 605 P.N.: 51-004-005-00

Vacant Lot

Zoned: B-1 Neighborhood

business district Frontage: 34.0 Average Depth: 98.0 Owner of record: City of Albion

Most recent sale information: Sold on 08/12/2004 for 0 by Joseph Romanchuk.



3. Charles St. 607 P.N.: 51-004-023-00

Vacant Lot

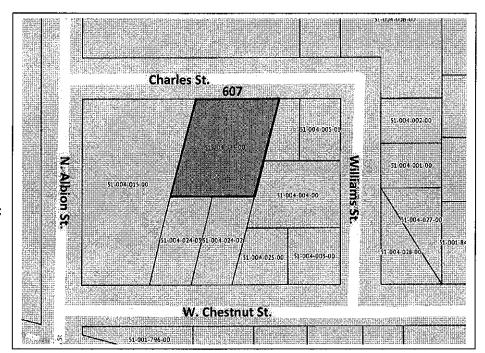
Zoned: B-1 Neighborhood

business district Frontage:

136.0

Average Depth: 160.0 Owner of record: City of Albion

Most recent sale information: Sold on 08/12/2004 for 0 by Joseph Romanchuk.



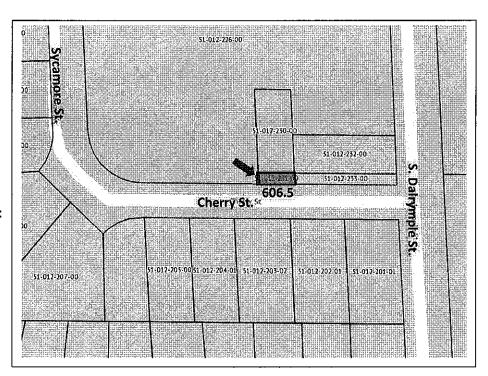
4. Cherry St. 606.5 P.N.: 51-012-231-00

Vacant Lot (small) Zoned: R-3 Multiple

family residence district Frontage: 52.0

Average Depth: 16.0 Owner of record: City of Albion

Most recent sale information: Sold on 03/28/2005 for 1 by Albion Housing Commission.



5. Cherry St. W. P.N.: 51-012-233-00

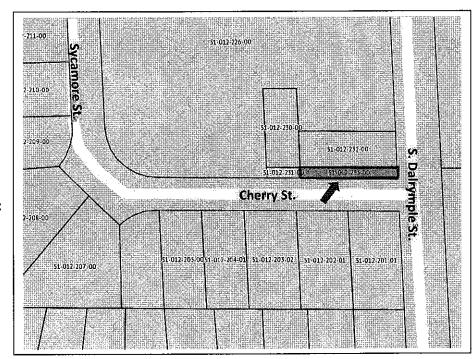
Vacant Lot (small)
Zoned: R-3 Multiple
family residence district

Frontage:

16.0

Average Depth: 150.0 Owner of record: City of Albion

Most recent sale information: Sold on 01/01/1969 for 1 by City of Albion.



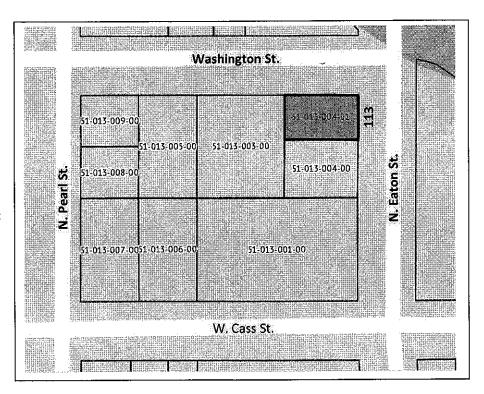
6. Eaton St. N. 113 P.N.: 51-013-004-01

Vacant Lot

Zoned: R-2 One and two family residence district Frontage: 50.0 Average Depth: 82.0 Owner of record:

City of Albion

Most recent sale information: Sold on 01/01/1968 for 6,500 by City of Albion.



7. Edwards St. 1227 P.N.: 51-010-134-00

Vacant Lot

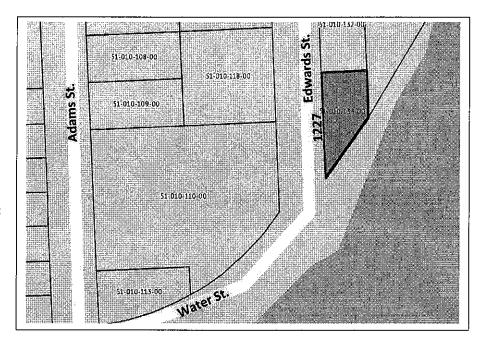
Zoned: R-1 One family residence district

Frontage:

146.0 Average Depth: 66.0

Owner of record: City of Albion

Most recent sale information: Sold on 12/14/2012 for 0 by Calhoun County Treasurer.



8. Highland Ave. 1202

P.N.: 51-007-406-00

Vacant Lot

Zoned: R-1 One family residence district

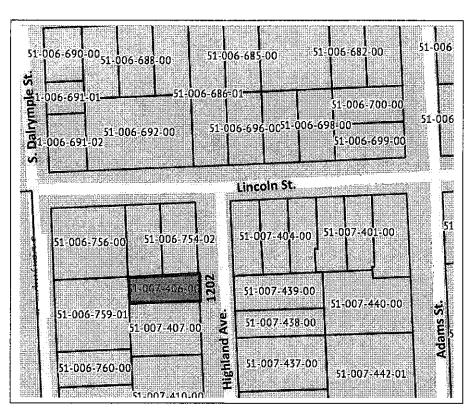
Frontage:

50.0

Average Depth: 132.0

Owner of record: City of Albion V

Most recent sale information: Sold on 09/03/2002 for 300 by Michigan Dept. of Natural Resources.



9. Ionia St. N. 401

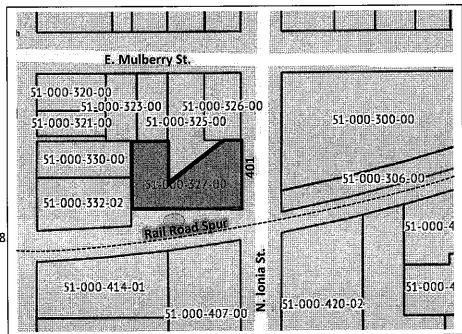
P.N.: 51-000-327-00

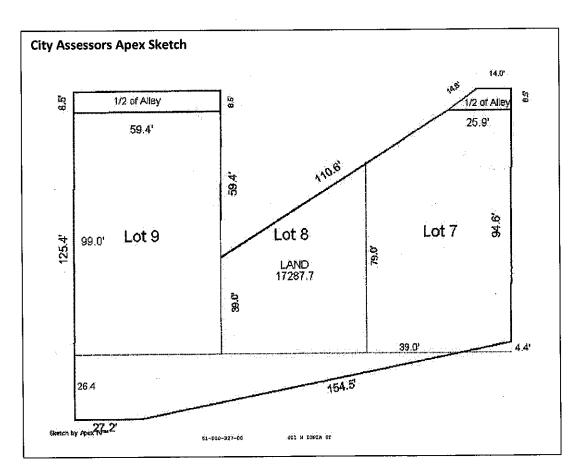
Vacant Lot (odd shape)
Zoned: M-1 Light industrial

district

Frontage: 99.0 Average Depth: 0.0 Owner of record: City of Albion V

Most recent sale information: Sold on 05/31/2000 for 300 by State of Michigan-DNR, 1998



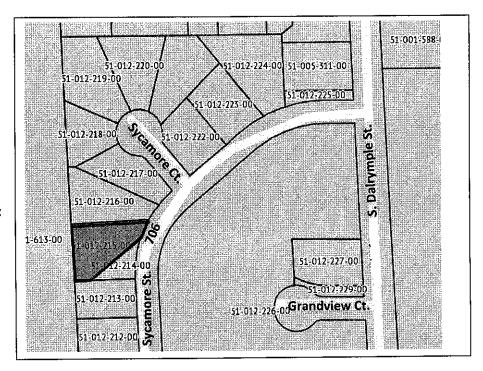


12. Sycamore St. 706 P.N.: 51-012-215-00

Vacant Lot (odd shape) Zoned: R-2 One and two family residence district Frontage: 0.0

Average Depth: 0.0 Owner of record: City of Albion

Most recent sale information: Sold on 01/01/1973 for 1 by City of Albion.



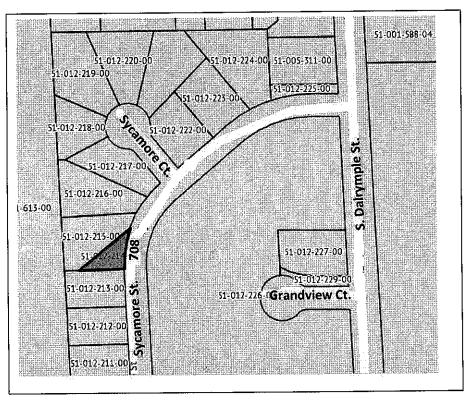
NOTE: Suggest combination of P.N.: 51-012-215-00 and P.N.: 51-012-214-00

13. Sycamore St. 708

P.N.: 51-012-214-00 Vacant Lot (odd shape) Zoned: R-2 One and two family residence district

Frontage: 0.0
Average Depth: 0.0
Owner of record:
City of Albion

Most recent sale information: Sold on 01/01/1971 for 300 by City of Albion.



CITY MANAGER'S REPORT

- Comprehensive Master Plan. The Planning Commission is holding the Public Hearing on Monday, November 28th at 7pm and will be voting on their recommendation to the City Council. Council is holding a special meeting on Wednesday, Nov. 30, 2016 at 6:30pm to consider the adoption of Phase 1 of the Comprehensive Plan.
- Next 2017 Budget Meeting Dates
 - o Monday, Nov. 21 @ 8pm budget study session (following Council session)
 - O Wednesday, Nov. 30 @ 7pm:
 - Monday, Dec. 5 @ 7pm Public Hearing
 - o Monday, Dec. 19 @7pm Adoption of 2017 Budget & 2016 Amendments
- **Premier City Hall Art Exhibit –** is off to a great start. Through a collaboration with Albion College Art Professor Michael Dixon, the artwork of college student Amanda Kendrick is being displayed in City Hall.
- **Employee of the Month Jim Lenardson** Jim is the Director of the Department of Public Services. He has 18 years with the City of Albion.
- City Hall Offices Closed:
 - o Thursday-Friday, November 24-25, 2016 Thanksgiving Holiday

City of Albion Schedule of Budgets Presented To Council

Monday,	November 21, 2016 @ 8:00pm - Budget Summaries
248	DDA
275	Albion Building Authority
277	Maple Grove Apartments
208	Recreation Fund
250	Community Development Block Grants
265	Drug Law Enforcement
732	Public Safety Pension Trust
Wednesd	ay, November 30, 2016 @ 7:00pm - Budget Summaries
	EDC/TIF
244	Economic Development
247	TIFA
296	Revolving Loan
246	Business Incubator
	STREETS
202	Major Streets
203	Local Streets
450	Street Improvement Fund
452	MDOT Street Reconstruction
	PUBLIC SERVICES
226	Solid Waste
590	Sewer Fund
591	Water Fund
661	Equipment Pool
	Personnel & Salaries/Wages
	Fee Schedules
	Budget Wrap Up
Monday,	December 5, 2016 @ 7:00 pm- Public Hearing
Monday,	December 19, 2015 - Adoption of Budget Budget Resolution - FY 2017
	Levy of General Operating Millage
-	Budget Resolution - FY 2016 Amendment

city of Albron,

Support, and mums they are beautiful.

- Lynsee + Adalee Monn

During a time
like this
we realize how much
our friends and relatives
really mean
to us....
Your expression
of sympathy will always
be remembered